

**ANN ARBOR CITY COUNCIL MINUTES
REGULAR SESSION - NOVEMBER 7, 2002**

Mayor John Hieftje called the regular session of the Ann Arbor City Council to order at 7:35 p.m. in the City Hall Council Chamber.

Council stood for a moment of silence.

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

ROLL CALL OF COUNCIL

PRESENT : Councilmembers Jean Robinson, Robert M. Johnson, Joseph Upton, Michael R. Reid, Jean Carlberg, Heidi Cowing Herrell, Stephen C. Hartwell, Marcia Higgins, Christopher Easthope, Wendy A. Woods, Mayor John Hieftje, 11.

ABSENT : 0.

INTRODUCTIONS

None.

PUBLIC COMMENTARY - RESERVED TIME

DIVEST FROM ISRAEL

The following people spoke to Council about divesting from Israel:

Thomas Saffold, 3000 Washtenaw
Abby Schlaff, 530 Miller
Alan Haber, 531 Third
Salah Husseni, 824 McKinley
Jaffer Odeh, 541 Thompson

THOMAS – NEED FOR PROGRESSIVE DEMOCRATIC POLICIES

Thomas, Ann Arbor Resident spoke to council about the need for progressive democratic policies locally, nationally and internationally.

PUBLIC HEARINGS

MITCHELL ZONING (ORDINANCE NO. 39-02)

A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of 0.19 acre from TWP (Township District) to O (Office District), Mitchell property, 1720 South State Street. Notice of public hearing was published October 20, 2002.

David D'Place, 2096 S. State Street, had no objection to the rezoning. He stressed concern about the special assessment of \$4,840.00 for sanitary sewer.

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

CLEAN COMMUNITIES (ORDINANCE NO. 41-02)

A public hearing was conducted on the proposed amendment to Chapter 26, Sections 2:5, 2:12, 2:13 and 2:14 and Chapter 82, Section 7:104 and to add a new section to Chapter 82, Section 7:106 of Title VII of the Code of the City of Ann Arbor. Notice of public hearing was published November 3, 2002.

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

APPROVAL OF AGENDAAGENDA APPROVED WITH CHANGES

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

Add & Resolution Approving New Employment Agreement with Abigail Elias
Move: Appointing Interim City Attorney and Approving His Contract and Approving Contract for City Attorney Search (Administrator - Roger Fraser, City Administrator) (*Consider before Planning Commission resolution*)

On a voice vote the Mayor declared the motion carried.

APPROVAL OF COUNCIL MINUTES

MINUTES OF OCTOBER 21, 2002 APPROVED

Councilmember Robinson moved that the regular session minutes of October 21, 2002 be approved as presented.

On a voice vote the Mayor declared the motion carried.

CONSENT AGENDA

CONSENT AGENDA ITEM REMOVED

With unanimous consent of Council, the following item was removed from the Consent Agenda to be heard following the approval of the Consent Agenda:

Resolution to Approve Rehabilitation Agreement with Donzia King (\$69,581.00) (Community Development – Kathleen P. Hines, Interim Community Development Administrator)

CONSENT AGENDA ITEMS APPROVED

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

R-429-11-02 APPROVED

RESOLUTION AUTHORIZING THE PURCHASE OF ICE CONTROL SALT,
BID #3558 MORTON INTERNATIONAL, INC.

Whereas, The City uses ice control salt on major and local streets during the winter months in response to snow and ice accumulation, with care given to achieving a balance between traffic safety and environmental effects;

Whereas, Competitive bids were sought for the supply of ice control salt and Morton International, Inc., submitted the lowest responsible bid;

Whereas, Morton International, Inc., received Human Rights approval on October 28, 2002; and

Whereas, Sufficient funds have been budgeted in the Public Services Major and Local Street Funds for the proposed expenditures;

RESOLVED, That a purchase order be authorized up to the amount of \$225,000.00 (9,000 tons @ \$25.00/ton);

RESOLVED, That the City Administrator may extend this contract for up to two, one-year periods, if agreeable to both parties, under the same terms and conditions as exist in Bid No. 3558; and

RESOLVED, That the City Administrator be directed to obtain ice control salt from the next lowest bidder if Morton International, Inc., is not able to furnish adequate supplies, or if the materials do not perform to City specifications.

R-430-11-02 APPROVED

RESOLUTION TO REVISE AUTHORIZED CUMULATIVE EXPENDITURES WITH CONTRACTORS EXCEEDING \$25,000.00 FOR FOOTING DRAIN DISCONNECTION (FDD) FROM JULY 1, 2002 THROUGH JUNE 30, 2003

Whereas, City Code Section 1:321 allows the City Administrator to approve contracts for services without City Council approval when the total payments to the contractor in a fiscal year do not exceed \$25,000.00;

Whereas, City Code Section 1:312 allows the City Administrator to approve any purchase or contract under \$25,000.00;

Whereas, City Charter Chapter 14, Section 14.2, requires City Council approval of any contracts with or purchases from a vendor totaling \$25,000.00 or more in a single fiscal year;

Whereas, Under Section 2:51.1 added to Chapter 28 of Title II of the code of the City of Ann Arbor, Program Footing Drain Disconnect From Public Owned Treatment Works, the participating homeowner's contractor may be reimbursed for corrective work as established in the code; and

Whereas, The listed contractors, each of which has received Living Wage and Human Rights approval, have been pre-qualified and are anticipated to be awarded contracts or purchases exceeding \$25,000.00 within this fiscal year;

RESOLVED, That City Council approve the expenses to the listed vendors/contractors up to the amounts shown for approved Footing Drain Disconnection work:

<u>Contractor Name</u>	<u>Spending Authorized Limits Through 6-30-03</u>
Hutzel Plumbing & Heating Co.	\$200,000.00
Perimeter, LLC	\$150,000.00
RDC Residential Services	\$100,000.00
Michigan Trenching Services, Inc.	\$230,000.00 ;

RESOLVED, That the Utilities Department be authorized to pay invoices to the extent of the spending limits herein authorized for each specified contractor; and

RESOLVED, That these expenses are to be financed from funds available in the approved project budget for the Comprehensive City-Wide Footing Drain Disconnection Program.

R-431-11-02 APPROVED

RESOLUTION RECOGNIZING THE MICHIGAN LEAGUE OF HANDWEAVERS AS A NONPROFIT ORGANIZATION IN THE CITY OF ANN ARBOR

Whereas, The Michigan League of Handweavers is a non-profit organization;

Whereas, The United States Department of Treasury-Internal Revenue Service recognizes The Michigan League of Handweavers as a tax exempt, non-profit organization; and

Whereas, The Michigan League of Handweavers needs the City to recognize it as a non-profit organization in the community in order to conduct fundraising activities with State approval;

RESOLVED, That the Mayor and City Council recognize The Michigan League of Handweavers as a non-profit organization in the City of Ann Arbor.

R-432-11-02 APPROVED

RESOLUTION AUTHORIZING STREET CLOSINGS FOR THE FOURTEENTH ANNUAL CHILDREN'S HOLIDAY PARADE – DECEMBER 8, 2002

Whereas, The Main Street Area Association will be sponsoring the Fourteenth Annual Children's Holiday Parade on Sunday, December 8, 2002 commencing at 12:00 noon and ending at approximately 1:00 p.m.;

Whereas, In order to accommodate the 500 children participating in the parade, the

Main Street Area Association has requested that the following downtown area streets be closed from 11:30 a.m. until approximately 1:30 p.m.:

- William from South Fourth Avenue to South Ashley
- Liberty from South Fifth Avenue to South Ashley
- Washington from South Fifth Avenue to South Ashley
- South Fourth Avenue from East William to East Huron
- South Main from Packard to East Huron

Whereas, The street closures will be signed and barricaded by the sponsor and properly supervised by the sponsor and the Ann Arbor Police Department;

Whereas, The sponsor will obtain all necessary permits and be responsible to comply with all procedures, rules and regulations required by the City and State to stage such an event and pay the following estimated service charges associated with their sponsorship of the event:

Police Department	\$600.00
Transportation Division (barricades)	<u>\$335.00</u>
Total	\$935.00

; and

Whereas, The Main Street Area Association agrees to defend and indemnify and save the City harmless against any claim arising from their sponsorship of this event;

RESOLVED, That Mayor and City Council hereby approve the closing of the requested streets at the indicated times.

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

R-433-11-02 APPROVED AS AMENDED

RESOLUTION TO APPROVE REHABILITATION AGREEMENT
WITH DONZIA KING

Councilmember Herrell moved that the resolution be adopted.

Mayor Hieftje moved to amend the resolution as follows:

RESOLVED Clause:

RESOLVED... (subject to review by the City Attorney's Office);...

On a voice vote the Mayor declared the motion carried.

The resolution as adopted reads as follows:

RESOLUTION TO APPROVE REHABILITATION AGREEMENT
WITH DONZIA KING

Whereas, An application was received from Donzia King for rehabilitation assistance for her home located at 636 Louise;

Whereas, The homeowner meets the City's criteria for participation in the Housing Rehabilitation Program;

Whereas, Three bids were received on October 24, 2002 and Ms. King will be executing an agreement with Sharp Building Company, the lowest responsible bidder, who has Human Rights and Living Wage Approval, to complete the rehabilitation work; and

Whereas, On October 28, 2002 the Community Development Department Waiver and Review Board approved a waiver of the maximum amount for program assistance not to exceed \$70,000.00 to complete rehabilitation work at 636 Louise as a 0% interest deferred payment loan;

RESOLVED, That City Council approve the Housing Rehabilitation Agreement with Donzia King (subject to review by the City Attorney's Office) in the amount of \$69,581.00 as a deferred payment loan and authorize the Mayor and City Clerk to execute the necessary documents substantially in the form on file in the office of the City Clerk with funds to be available without regard to fiscal year.

ORDINANCES - SECOND READING

39-02 APPROVED

MITCHELL ZONING

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

This ordinance would change the zoning of 0.19 acre, located at 1720 South State Street, from TWP (Township District) to O (Office District). (The complete text of Ordinance 39-02 is on file in the City Clerk's Office).

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

On a voice vote the Mayor declared the motion carried.

41-02 APPROVED

CLEAN COMMUNITIES

An Ordinance to Amend Sections 2:5, 2:12, 2:13 and 2:14 of Chapter 26 Of Title II and 7:104 of Chapter 82 of Title VII of the Code of the City of Ann Arbor and to add a New Section 7:106 to Chapter 82 of Title VII of the Code of the City of Ann Arbor

(The complete text of Ordinance 41-02 is on file in the City Clerk's Office).

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

On a voice vote the Mayor declared the motion carried.

ORDINANCES - FIRST READING

None.

MOTIONS AND RESOLUTIONS

R-434-11-02 APPROVED

RESOLUTION APPROVING NEW EMPLOYMENT AGREEMENT WITH ABIGAIL ELIAS, APPOINTING INTERIM CITY ATTORNEY AND APPROVING HIS CONTRACT AND APPROVING CONTRACT FOR CITY ATTORNEY SEARCH

Whereas, Circumstances have arisen which make it desirable, in the best interests of both Abigail Elias and the City of Ann Arbor, to end the employment contract of Abigail Elias as City Attorney for the City of Ann Arbor, and to continue her employment with the City of Ann Arbor as Chief Assistant City Attorney;

Whereas, These circumstances have been discussed with Abigail Elias and that discussion lead to mutual agreement on the contract terms contained in the attached employment agreement;

Whereas, Attorney Jerry Lax is well qualified and available to assist the city as Interim City Attorney; and

Whereas, The retention of a search firm is necessary to find qualified candidates for the City Attorney's position;

RESOLVED, That the employment agreement between the City of Ann Arbor and Abigail Elias, approved by City Council at its meeting on November 6, 1995, is hereby terminated, effective November 15,2002;

RESOLVED, That the attached employment agreement between the City of Ann Arbor and Abigail Elias to serve as Chief Assistant City Attorney, effective November 15, 2002, be hereby approved, subject to approval as to form by Mary Fales, Acting City Attorney;

RESOLVED, That Jerry Lax be hereby appointed as Interim City Attorney pursuant to the conditions contained in the attached contract for services and that said contract is hereby approved; and

RESOLVED, That City Council approve the contract between the City of Ann Arbor and The Oldani Group, Inc. to conduct a search for a new City Attorney.

Councilmember Higgins moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-435-11-02 APPROVED

RESOLUTION TO APPROVE LINDER ANNEXATION

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

Whereas, John D. Lindner is the purchaser and Carol Belanger is the owner of said property; and

Whereas, It is the desire of John D. Lindner and Carol Belanger to annex said territory to the City of Ann Arbor, pursuant to the provisions of Act 279 of the Public Acts of the State of Michigan for the year 1909, as amended;

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

Part of the West ½ of the Northeast ¼ of Section 11, Town 3 South, Range 6 East, Township of Pittsfield, Washtenaw County, Michigan, described as follows: Commencing at the northeast corner of Section 11, Town 3 South, Range 6 East, Pittsfield Township, Washtenaw County, Michigan, thence South 88 degrees 33 minutes 00 seconds West 1494.06 feet along the North line of said Section and the centerline of Packard Road, thence South 0 degrees 21 minutes 00 seconds East 438.82 feet for a PLACE OF BEGINNING; thence continuing South 0 degrees 21 minutes 00 seconds East 150.12 feet, thence South 89 degrees 39 minutes 00 seconds West 165.62 feet; thence North 0 degrees 01 minutes 00 seconds West 147.16 feet; thence Easterly 165.09 feet to the PLACE OF BEGINNING, being a part of the East ½ of the West ½ of the Northeast ¼ of said Section 11.

A communication was received from the City Planning Commission transmitting its recommendation of approval of the proposed Linder Annexation.

Councilmember Carlberg moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-436-11-02 APPROVED

RESOLUTION FOR APPROVAL OF A PROFESSIONAL SERVICES AGREEMENT WITH CAMP, DRESSER & McKEE (\$67,329.00) AND TO ESTABLISH A PROJECT BUDGET FOR INDUSTRIAL PARK SANITARY DISTRICT FIELD INVESTIGATIONS

Whereas, The Sanitary Sewer Overflow Prevention Study identified the concern that footing drain disconnection alone may not completely prevent basement backups in the Dartmoor area and further investigation is required to find unidentified I/I sources;

Whereas, Camp Dresser & McKee (CDM) has experience conducting similar field investigations, understands the neighborhood sewage collection system and demonstrated superior performance in completing work in this neighborhood with the Sanitary Sewer Overflow Prevention Study;

Whereas, CDM provided a proposal with the necessary scope and reasonable costs to accomplish the tasks required; and

Whereas, CDM has received Human Rights approval on February 12, 2002;

RESOLVED, That City Council approve a contract for services with CDM to collect sewage flow and rainfall monitoring data; analyze the collected data and perform various field investigations to identify other potential sources of I/I in the Industrial Park Sanitary District (Dartmoor neighborhood);

RESOLVED, That the Mayor and City Clerk be authorized and directed to execute the contract with CDM following approval as to substance by the City Administrator, and approval as to form by the City Attorney; and

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

Section I, Revenue

\$ <u>97,000.00</u>	Sewage Disposal System Fund (Fund Balance/Bonds)
\$ 97,000.00	TOTAL

Section II, Expenses

\$ 67,329.00	CDM Contract for sanitary flow monitoring, analysis and field investigations
\$ 22,671.00	Miscellaneous Costs (internal labor, city vehicles, materials, supplies, bond fees, etc.)
\$ <u>7,000.00</u>	Contingencies (10%) approved by the Administrator
\$ 97,000.00	TOTAL ;

RESOLVED, That City Council authorize the City Administrator to take necessary administrative actions to implement this resolution and approve change orders with contingency funds; and

RESOLVED, That funds for the project be advanced from the un-obligated fund balance of the Sewage Disposal System Operating Fund pending the sale, if necessary, of future sewer revenue bonds.

Councilmember Herrell moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-437-11-02 APPROVED

RESOLUTION FOR APPROVAL OF A PROFESSIONAL SERVICES AGREEMENT WITH CAMP, DRESSER AND McKEE (\$45,123.00) AND TO ESTABLISH A PROJECT BUDGET FOR FOOTING DRAIN ALTERNATIVE DISCHARGES

Whereas, The Sanitary Sewer Overflow Prevention Task Force identified the need for this project based on concern of residents and environmental groups that the Footing Drain Disconnection (FDD) Program should minimize additional flows diverted back to the storm water system;

Whereas, Camp Dresser & McKee partnering with InSite Design Studio is recommended for this work due to their experience, knowledge of the FDD Program and superior performance in completing work related to this scope;

Whereas, CDM provided a proposal with the necessary scope and reasonable costs to accomplish the tasks required; and

Whereas, CDM has received Human Rights approval on February 12, 2002;

RESOLVED, That City Council approve a contract with CDM in the amount of \$45,123.00 to research, design, pilot and evaluate bio-retention and groundwater recharge alternative discharge options for footing drain water;

RESOLVED, That the Mayor and City Clerk be authorized and directed to execute the contract with CDM following approval as to substance by the City Administrator, and approval as to form by the City Attorney; and

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

Section I, Revenue

\$ 63,000.00	Sewage Disposal System Fund (Fund Balance/Bonds)
\$ 63,000.00	TOTAL

Section II, Expenses

\$ 45,123.00	CDM Contract for evaluation, design and pilot of footing Drain alternative discharges
\$ 10,877.00	Miscellaneous Costs (internal labor, city vehicles, materials, supplies, bond fees, etc.)
\$ 7,000.00	Contingencies (15%) approved by the Administrator
\$ 63,000.00	TOTAL;

RESOLVED, That City Council authorize the City Administrator to take necessary administrative actions to implement this resolution and approve change orders with contingency funds; and

RESOLVED, That funds for the project be advanced from the un-obligated fund balance of the Sewage Disposal System Operating Fund pending the sale, if necessary, of future sewer revenue bonds.

Councilmember Carlberg moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-438-11-02 APPROVED

RESOLUTION ACCEPTING AMENDMENT TO DECLARATION OF
EASEMENT FOR STORM WATER DRAINAGE FROM NORFOLK DEVELOPMENT
CORPORATION AND COMMERCIAL PROPERTY INVESTORS II, L.L.C. –
NORTHSIDE COMMONS ON-SITE AND OFF-SITE DRAINAGE EASEMENT

Whereas, Norfolk Development Corporation, a Michigan corporation, is the fee simple owner of property located in the City of Ann Arbor, Washtenaw County,

Michigan, as described in the Washtenaw County Records at Liber 4029, Page 431, recorded June 29, 2001 and shown on the attached drawing as Parcel 1 (on-site);

Whereas, Commercial Property Investors II, L.L.C., a Michigan limited liability company, is the fee simple owner of property located in the City of Ann Arbor, Washtenaw County, as described in the Washtenaw County Records at Liber 4122, Page 591, recorded on May 6, 2002 and shown on the attached drawing as Parcel 2 (off-site) and as described in the Washtenaw County Records at Liber 4054, Page 127, recorded on September 26, 2001 and shown on the attached drawing as Parcel 3 (off-site);

Whereas, A Corporate Resolution of Commercial Property Investors II, L.L.C., dated May 7, 2002 and a Corporate Resolution of Norfolk Development Corporation, dated March 11, 2002, both of which authorize the Amendment to Declaration of Easement for Storm Water Drainage between Norfolk Development Corporation, a Michigan corporation, and Commercial Property Investors II, L.L.C., a Michigan limited liability company, for the delivery of a perpetual 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:

Description of portion of storm easement that crosses over Parcel 1:

Commencing at the N $\frac{1}{4}$ corner of Section 16, T2S, R6E, City of Ann Arbor, Washtenaw County, Michigan; thence S86°29'10" W 584.84 feet along the N line of said Section 16 and the centerline of Dhu Varren Road (66' wide); thence S06° 19'30" W 772.33 feet along the centerline of Pontiac Trail, as monumented; thence S83°40'30" E 50.00 feet to the Point of Beginning; Thence continuing S83°40'30" E 143.49 feet; Thence N73°17'59" E 111.41 feet; Thence S23°10'13" E 119.38 feet; Thence S67°17'17" E 115.85 feet; Thence S03°40'47" E 69.00 feet; Thence S34°11'13" E 44.34 feet; Thence S64°11'13" E 20.00 feet; Thence S50°36'54" W 103.09 feet; Thence S03°52'04" E 139.59 feet; Thence S01°32'18" E 9.81 feet; Thence S86°06'50" W 31.60 feet along the N line of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of

said Section 16; thence N03°52'04" W 163.42 feet;
 Thence N50°36'54" E 93.60 feet;
 Thence N34°11'13" W 41.24 feet;
 Thence N64°11'13" W 20.00 feet;
 Thence N34°11'13" W 60.56 feet;
 Thence N03°40'47" W 58.57 feet;
 Thence N67°17'17" W 109.40 feet
 Thence N23°10'13" W 104.75 feet;
 Thence S73°17'59" W 90.73 feet;
 Thence N83°0'30" W 149.60 feet;
 Thence N06°19'30" E 30.00 feet along the proposed 50.00 foot wide easterly
 right-of-way line of Pontiac Trail to the Point of Beginning. Being a part of the
 NW ¼ of said Section 16, T2S, R6E, Ann Arbor Township, Washtenaw
 County, Michigan. Subject to easements and restrictions of record, if any.

Description of portion of easement that crosses over Parcels 2 and 3:

Commencing at the N ¼ corner of Section 16, T2S, R6E, Ann Arbor
 Township, Washtenaw County, Michigan; thence S01°06'40" E 1324.62 feet
 along the N-S ¼ line of said Section 16; thence S86°06'50" W 221.73 feet
 along the N line of the SE ¼ of the NW ¼ of said Section 16 to the POINT
 OF BEGINNING; thence S01°32'18" E 200.45 feet; thence S12°35'41" E
 211.88 feet;
 Thence S86°07'54" W 30.35 feet;
 Thence N12°35'41" W 210.17 feet;
 Thence N01°32'18" W 163.28 feet;
 Thence N03°52'04" W 38.82 feet;
 Thence N86°06'50" E 31.60 feet along the N line of the SE ¼ of the NW ¼ of
 said Section 16 to the POINT OF BEGINNING. Being a part of the NW ¼ of
 said Section 16, T2S, R6E, Ann Arbor Township, Washtenaw County,
 Michigan. Subject to easements and restrictions of record, if any.

RESOLVED, That the City hereby accept said amendment to Declaration of
 Easement for Storm Water Drainage.

Councilmember Robinson moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-439-11-02 APPROVED

RESOLUTION TO APPROVE A SERVICE PURCHASE ORDER
 WITH COGSDALE CORPORATION FOR UTILITY BILLING ENHANCEMENTS

Whereas, Opportunities for Utility Billing System enhancements have been identified that will reduce overall operating expenses and provide improved customer service;

Whereas, Cogsdale Corporation is the only vendor that can provide such Utility Billing System enhancements;

Whereas, With this purchase order, Cogsdale Corporation will have supplied the Water Utilities Department with more than \$25,000.00 worth of services in FY 2003; and

Whereas, Cogsdale Corporation received Human Rights Approval on July 25, 2002;

RESOLVED, That Council approve a purchase order with Cogsdale Corporation in the amount not to exceed \$27,000.00 for the following Utility Billing System enhancements:

Development of a general ledger interface	\$ 4,000.00
Improvements to the Service order module	\$ 5,000.00
Stormwater database updates	\$ 5,000.00
Water and Wastewater database enhancements	<u>\$13,000.00</u>
TOTAL NOT TO EXCEED	\$27,000.00

; and

RESOLVED, The purchase order with Cogsdale Corporation be funded from the approved FY2002/03 Water Supply System and Sewage Disposal System Operations and Maintenance budgets.

Councilmember Woods 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 Hieftje recommended the following appointments at the November 7, 2002 regular session of Council:

Elizabeth Dean Fund

Mary Jean Babic
902 Miller Avenue
Ann Arbor, MI 48103
Term: November 7, 2002 – July 31, 2004

John Roberts
915 Brooks
Ann Arbor, MI 48103
Term: November 7, 2002 – July 31, 2004

Human Rights Commission

Ryung-whu Lee Kim (Re-appointment)
925 Greenhills Drive
Ann Arbor, MI 48105
Term: November 7, 2002 – October 31, 2005

Carla McKenzie (Fill vacancy of Lynn D'Orio)
2121 Medford Road, #3
Ann Arbor, MI 48104
Term: November 7, 2002 – October 31, 2005

Historic District Commission

Michael K. Bruner (Fill vacancy of Gregory Jones)
909 Gott Street
Ann Arbor, MI 48103
Term: November 7, 2002 – November 6, 2005

Housing Policy Board

Andrea Mayes Krueger (Fill the term of Jennifer Hall)
2271 Hemlock Court
Ann Arbor, MI 48108
Term: November 7, 2002 – January 7, 2004

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

On a voice vote the Mayor declared the motion carried.

COMMUNICATIONS FROM THE CITY ADMINISTRATOR

- City Administrator Roger Fraser informed Council that they would be meeting at Zanzibar on State with University of Michigan on November 20, 2002 for dinner.
- The city administrator will also be meeting with colleges from the Chamber, the University and Washtenaw County to visit Madison Wisconsin regarding economic development activities with the university there. Mr. Fraser will also be visiting the Madison Fire Department regarding best practices.

COMMUNICATIONS FROM THE CITY ATTORNEY

None.

COMMUNICATIONS FROM COUNCILCOUNCILMEMBER HERRELL

Councilmember Herrell asked the city attorney if information was available regarding resolutions pledging to not do business with certain countries. The city attorney indicated that she would investigate and gather any information that the Attorney's office may have.

COUNCILMEMBER WOODS

Councilmember Woods informed Council that there has been an increase of gang graffiti in

recent weeks in the 5th Ward. She has asked Chief Oates to look into the matter and note if there is an increase in gang graffiti.

COUNCILMEMBER REID

Councilmember Reid asked if copies of the Investment Performance Analysis performed by Gray and Company and the VEBA Trust, Pension Plan reports could be placed in council mailboxes when available. If the document is a large one, possibly send it via email.

MAYOR HIEFTJE

Mayor Hieftje reported that he recently signed a proclamation in recognition of Councilmember Upton, developed by Mayor Hieftje and Councilmember Higgins.

Councilmember Hartwell, Robinson and Upton received gifts and farewells from their respective Councilmembers. All members wished them well with their future responsibilities.

CLERK'S REPORT OF COMMUNICATIONS, PETITIONS AND REFERRALS

The following communications were referred as indicated:

1. Communication from Michigan Department of Consumer & Industry Services Liquor Control Commission regarding cancellation of application from Coa Inc., located at 1114-1122-1140 S. University.

(On file in the City Clerk's Office)

The following minutes were received for file:

1. Ann Arbor Transportation Authority – September 18, 2002
2. Employees Retirement System Board of Trustees – September 19, 2002
3. Retiree Health Care Board of Trustees – September 19, 2002
4. Sign Board of Appeals – May 9, 2000 and July 10, 2001
5. Building Board of Appeals – July 10, 2002
6. Cable Communications Commission – August 27, 2002, and September 24, 2002
7. Ann Arbor Planning Commission – September 5 and 19, 2002
8. Local Development Finance Authority – October 2, 2002

9. Housing Commission, Ann Arbor – September 18, 2002

(On file in the City Clerk's Office)

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

On a voice vote the Mayor declared the motion carried.

PUBLIC COMMENTARY - GENERAL

THOMAS – EXPANSION OF COUNCIL

Thomas, Ann Arbor resident, suggested that Council be expanded to have college students sit on Council.

ADJOURNMENT

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

On a voice vote the Mayor declared the motion carried and the meeting adjourned at 9:04 p.m.

Kathleen M. Root
Clerk of the Council

Anissa R. King
Recording Secretary