



## Action Minutes

City Council

September 18, 2000

### **..Title**

### **ANN ARBOR CITY COUNCIL MINUTES REGULAR SESSION - SEPTEMBER 18, 2000**

### **..Body**

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

Council stood for a moment of silence.

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

### **ROLL CALL OF COUNCIL**

PRESENT : Councilmembers Tobi Hanna-Davies, John Hieftje, Joseph Upton, Joan Lowenstein, Jean Carlberg, Heidi Cowing Herrell, Stephen C. Hartwell, Christopher Kolb, Mayor Ingrid B. Sheldon, 9;

ABSENT : Councilmembers Marcia Higgins, Elisabeth L. Daley, 2.

### **INTRODUCTION**

Mayor Sheldon read a proclamation on behalf of Pollution Prevention Week (September 18-24, 2000), and urged all community members, citizen groups and businesses to participate in source reduction activities.

### **PUBLIC COMMENTARY - RESERVED TIME**

#### **KERMIT SCHLANSKER - GEOMETRY**

Kermit Schlansker expressed concern about the oil and gas crisis in America and urged City Council to take action and implement measures to cut back on energy consumption.

#### **RANDALL SMITH - CHAMPION HOUSE LIQUOR TRANSFER**

Randall Smith, attorney on behalf of Champion House and Wang Restaurant, requested that City Council table the resolution objecting to the transfer of the liquor license to allow Champion House time to withdraw their application if the cited deficiencies are not corrected within two weeks.

#### **DAVID SMITH - LACK OF SKATEBOARD FACILITIES IN ANN ARBOR**

David Smith expressed concern about the lack of park facilities available for children who 2 Council - September 18, 2000

skateboard, in-line skate and bike. He requested that City Council consider providing a separate facility to house skating activities.

### **PUBLIC HEARINGS**

#### **MICHIGAN ABILITY PARTNERS ZONING (ORDINANCE NO. 39-00)**

A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of 0.9 acre from R1C (Single-Family Dwelling District) to R2A (Two-Family Dwelling District), Michigan Ability Partners property, 2845 Burton Road. Notice of public hearing was published September 10, 2000.

The following persons spoke in opposition to the proposed rezoning due to issues relating to safety and increased traffic:

Rodney Lotts, 2725 Burton Road

Owner of property at 2765 Burton Road

Bill Trembl

The following employees of Michigan Ability Partners spoke in support of the proposed rezoning:

Jan Little

Rolla Jeffrey

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

#### WIRELESS COMMUNICATIONS FACILITIES (ORDINANCE NO. 40-00)

A public hearing was conducted on the proposed amendment to Chapters 55 and 57 regarding Wireless Communications Facilities. Notice of public hearing was published September 10, 2000.

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

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#### CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION FOR 1999 PROGRAM YEAR

A public hearing was conducted on the Consolidated Annual Performance and Evaluation for 1999 Program Year. Notice of public hearing was published September 17, 2000.

The following person was present to speak:

Jim Mogensen expressed concern that current changes in the HUD Program may pose potential problems in the future for Section 8 and other housing programs. He emphasized working on community land trusts to maximize subsidy and keep affordable housing over a period of time.

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

#### **APPROVAL OF AGENDA**

##### AGENDA APPROVED WITH CHANGES

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

##### CONSENT AGENDA

Revise: Resolution Authorizing Amendments to Non-Union Pay Schedules and Adjustments to AFSCME, Deputy Chiefs, Lieutenants and Sergeants, and Teamster Civilian Units Pay Schedules (Human Resources)

##### ORDINANCES - SECOND READING

Delete: Amendment to Chapter 55, Rezoning of 0.9 acre from R1C (Single-Family Dwelling District) to R2A (Two-Family Dwelling District), Michigan Ability Partners Property, 2845 Burton Road (Ordinance No. 39-00)

##### MOTIONS AND RESOLUTIONS

Delete: Resolution to Approve Michigan Ability Partners Site Plan and Development Agreement, 0.9 acre, 2845 Burton Road (Planning

Commission recommendation: Approval - 7 yeas, 0 nays)

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Add: Resolution Recognizing the Michigan Alliance for Gifted Education as a Nonprofit Organization in the City of Ann Arbor (Mayor Sheldon)

Add: Resolution for Community Events Fund Disbursement (Mayor Sheldon)

##### COMMUNICATIONS FROM THE CITY ADMINISTRATOR

Add: Sanitary Sewer Capacity

On a voice vote the Mayor declared the motion carried.

#### **APPROVAL OF COUNCIL MINUTES**

##### MINUTES OF SEPTEMBER 5, 2000 APPROVED

Councilmember Herrell moved that the regular session minutes of September 5, 2000 be approved as presented.

On a voice vote the Mayor declared the motion carried.

#### **RECESS TO EXECUTIVE SESSION**

Councilmember Upton moved to recess to an executive session to discuss pending

litigation.

On roll call, the vote was as follows:

Yeas, Councilmembers Hanna-Davies, Hieftje, Upton, Lowenstein, Carlberg, Herrell, Hartwell, Kolb, Mayor Sheldon, 9;

Nays, 0.

The Mayor declared the meeting recessed at 8:14 p.m.

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### **RECONVENE REGULAR SESSION**

Councilmember Upton moved that the regular session of Council be reconvened.

On a voice vote the Mayor declared the regular session of Council reconvened at 9:00 p.m.

### **CONSENT AGENDA**

#### **CONSENT AGENDA ITEMS ADDED**

With unanimous consent of Council, the following item was added to the Consent Agenda:

Resolution Authorizing Approval of Settlement with Navinchandra J. Shah (Attorney)

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

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

R-448-9-00 APPROVED

#### **RESOLUTION TO APPROVE HOUSING AFFORDABILITY AGREEMENT WITH 100 FOURTH AVENUE LIMITED DIVIDEND HOUSING ASSOCIATION (LDHA) LIMITED PARTNERSHIP (COURTHOUSE SQUARE APARTMENTS) FOR REHABILITATION AT 100 S. FOURTH AVENUE**

Whereas, An application was received in June, 2000 from 100 Fourth Avenue LDHA LP (Courthouse Square Apartments) for financial assistance to be used for the rehabilitation of property located at 100 S. Fourth Avenue which is used as affordable housing for very low income, elderly persons;

Whereas, From the total estimated project cost of \$450,000, Courthouse Square Apartments expects to leverage \$250,000 from other sources;

Whereas, The Housing Policy Board at its meeting on September 7, 2000 recommended City Council approval of \$200,000 of City funds for the project with a contingency for \$63,500 of the total; and

Whereas, Human Rights approval was received for the contractor on September 11, 2000;

**RESOLVED**, That City Council authorize the Mayor and City Clerk to execute the Housing Affordability Agreement and all other documents necessary to implement this agreement substantially in the form on file in the office of the City Clerk with funds to be available until expended without regard to fiscal year.

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R-449-9-00 APPROVED

#### **RESOLUTION TO APPROVE REVISED FUNDING SOURCES FOR HOUSING AFFORDABILITY AGREEMENT WITH DAWN FARMS FOR ACQUISITION OF PROPERTY AT 410 HIGH STREET**

Whereas, On April 3, 2000, City Council approved Resolution R-147-4-00 allocating \$172,200 in HOME funds to Dawn Farm for the acquisition and related costs of property located at 410 High Street to be used as affordable transitional housing for extremely low income, homeless, addicted men;

Whereas, From the total estimated project cost of \$326,700, Dawn Farm expects to leverage funds from the Federal Home Loan Bank (FHLB) through Michigan National Bank,

the Michigan State Housing Development Authority (MSHDA) and the Michigan Housing Trust Fund;

Whereas, Dawn Farm has requested that other City funds be substituted for the previously approved HOME funds;

Whereas, The Housing Policy Board at its meeting on September 7, 2000 recommended City Council approval of substitution of funds for the project; and

Whereas, Human Rights approval was received for the contractor in March, 2000;

RESOLVED, That City Council approve the Housing Affordability Agreement with Dawn Farm in the amount of \$172,200 (with \$120,000 of CDBG funds and \$52,200 of Housing Trust Funds (General Funds)) as a 0% interest loan with no repayment of principal or interest until the sale of the property; and

RESOLVED, That City Council authorize the Mayor and City Clerk to execute the Housing Affordability Agreement, the Inter-Creditor Agreement and all other documents necessary to implement this agreement substantially in the form on file in the office of the City Clerk with funds to be available until expended without regard to fiscal year.

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R-450-9-00 APPROVED

RESOLUTION TO APPROVE REVISED HOUSING AFFORDABILITY AGREEMENT AND INTERCREDITOR AGREEMENT WITH AVALON HOUSING, INC. TO ALLOW REFINANCING OF 60 W. SUMMIT STREET

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Whereas, On April 17, 1995, City Council approved Resolution R-157-4-95 relating to Avalon Housing Inc.'s acquisition of 610 W. Summit Street including a Housing Affordability Agreement and Intercreditor Agreement;

Whereas, The initial project financing included HOME funding from the City of Ann Arbor, Great Lakes Bank through the Federal Home Loan Bank, Washtenaw County and the Michigan Housing Trust Fund;

Whereas, Because one of the financing sources had a five year balloon payment which is now due, Avalon has arranged for refinancing which will require new lien arrangements;

Whereas, The Housing Policy Board at its meeting on September 7, 2000 recommended City Council approval of the refinancing request and revised Housing Affordability Agreement and Intercreditor Agreement; and

Whereas, Human Rights approval was received for the contractor in March, 2000;

RESOLVED, That City Council approve the revised Housing Affordability Agreement and Intercreditor Agreement with Avalon Housing Inc. for 610 W. Summit to allow project refinancing.

RESOLVED, That City Council authorize the Mayor and City Clerk to execute the Housing Affordability Agreement and Intercreditor Agreement and any other document necessary to implement this refinancing substantially in the form on file in the office of the City Clerk.

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R-451-9-00 APPROVED

RESOLUTION TO APPROVE A CHANGE ORDER #1 WITH THOMPSON-MCCULLY COMPANY FOR THE 2000 DOWNTOWN STREET RESURFACING PROJECT

Whereas, On April 17, 2000, City Council approved a contract in the amount of \$909,448.50 with the Thompson-McCully Company for the construction of the 2000

Downtown Street Resurfacing Project;

Whereas, Additional work in the amount of \$169,030 has been found to be necessary to satisfactorily complete the project; and

Whereas, Funding for this additional work is available from the Street Millage Fund (Fund 0062);

RESOLVED, That Council approve a change order in the amount of \$169,030 to the Thompson-McCully Company for the construction of the 2000 Annual Street Resurfacing Project, with funding from the Street Millage Fund (Fund 0062), to be available until expended without regard to fiscal year; and

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

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#### R-452-9-00 APPROVED

#### RESOLUTION TO APPROVE THE PURCHASE OF AN AERIAL TOWER TRUCK FROM BILL WINK CHEVROLET BID NO. 3386

Whereas, The Fleet Services Division of the Public Services Department needs to purchase a replacement Aerial Tower Truck for the City=s fleet;

Whereas, Bill Wink Chevrolet was the lowest responsible bidder, Bid #3386, for a total of \$108,785; and

Whereas, Bill Wink Chevrolet received Human Rights approval on August 31, 2000;

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RESOLVED, The City Council approves the issuance of a purchase order to Bill Wink Chevrolet for the purchase of an Aerial Tower Truck for the amount of \$108,785 from the 2000-01 budgeted Motor Equipment Funds

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#### R-453-9-00 APPROVED

#### RESOLUTION AWARDDING A CONSTRUCTION CONTRACT AND ESTABLISHING A PROJECT BUDGET FOR BROADWAY BRIDGE TEMPORARY REPAIRS

Whereas, It has been found necessary to perform certain repairs on the Broadway Bridge over Depot Street and the Norfolk Southern railroad tracks in order to ensure that the bridge can continue to function in its current capacity until such time as the bridge is demolished and replaced as part of the Broadway Bridges Reconstruction Project;

Whereas, Dan=s Excavating, Inc. of Shelby Township, Michigan has submitted to the City on August 18, 2000, a bid for said work in the total amount of \$31,493.49 which amount is the lowest responsible bid;

Whereas, The contractual proposal sets forth the services to be performed by said company, and the payments to be made by the City therefor, all of which are agreeable to the City;

Whereas, It is now necessary to enter into a Contract with said company for said construction project; and

Whereas, Dan=s Excavating, Inc. has received Human Rights approval on August 23, 2000;

RESOLVED, That a contract in the amount of \$31,493.49 be awarded to Dan=s Excavating, Inc. for the construction of the Broadway Bridges Partial Rehabilitation Project (Bid No. 3371);

RESOLVED, That the Mayor and City Clerk are authorized and directed to sign said

contract on forms approved as to form by the City Attorney, and approved as to substance by the City Administrator;

RESOLVED, That the City Administrator is authorized to take necessary administrative actions to implement this resolution; and

RESOLVED, That the following project budget be adopted with funds to be available until expended without regard to fiscal year:

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Section I - Revenue

\$63,850 Major Street Fund (Fund 0021)

\$63,850 TOTAL, and

Section II - Expense

\$31,500 Construction

18,350 Design Engineering

9,080 Construction Engineering

3,000 Contingencies approved by the City Administrator

920 Miscellaneous Costs

1,000 Railroad Flagging & Inspection Fees

\$63,850 TOTAL

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R-454-9-00 APPROVED

RESOLUTION TO APPROVE CONTRACT WITH WOOD CLEANING SERVICES FOR JANITORIAL SERVICES AT ANN ARBOR SENIOR CENTER AND EBERBACH CULTURAL ARTS CENTER - BID NO. 3350

Whereas, The Administrative Services Department, Purchasing Division solicited bids for janitorial services at the Ann Arbor Senior Center and Eberbach Cultural Arts Center;

Whereas, Bids were received on June 29, 2000, and Wood Cleaning Services was the lowest responsible bidder and complies with the prevailing wage ordinance;

Whereas; Wood Cleaning Services has received Human Rights approval on June 22, 2000; and employees working on the project will be paid at least \$10 per hour; and

Whereas, Funding for the contract are available within the approved General Fund budget for each facility;

RESOLVED, That the Mayor and City Council approve a contract, per Bid No. 3350, with Wood Cleaning Services in the amount of \$63,072.00 for three years Council - September 18, 2000 11

(\$21,024.00 annually), with three, one-year renewal options; and

RESOLVED, That the Mayor and City Clerk be authorized to sign the agreement approved as to form by the City Attorney and substance by the City Administrator.

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R-455-9-00 APPROVED

RESOLUTION TO APPROVE A PURCHASE ORDER WITH GORDONS, INC.

Whereas, The Department of Parks and Recreation uses Gordons, Inc. for concession and concession-related products;

Whereas, The Police Department uses Gordons, Inc. For miscellaneous Police functions and activities.

Whereas, Gordons, Inc. is a major supplier, extremely reliable and competitive on

concession products in this area; and

Whereas, Gordons, Inc. received City of Ann Arbor Human Rights approval on July 10, 2000;

RESOLVED, That Mayor and City Council approve a standing purchase order with Gordons, Inc. for \$60,000 for fiscal year 2000-2001.

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R-456-9-00 APPROVED

RESOLUTION TO APPROVE A STANDING PURCHASE ORDER  
WITH TURFGRASS, INC.

Whereas, The Department of Parks and Recreation uses Turfgrass, Inc. for turf care and golf related products;

Whereas, Turfgrass, Inc. is a major supplier and is normally lowest bidder on these products in this area;

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Whereas, Turfgrass, Inc. received City of Ann Arbor Human Rights approval on March 23, 2000;

RESOLVED, That Mayor and City Council approve a standing purchase order with Turfgrass, Inc. for \$45,000.00 for fiscal year 2000-2001.

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R-457-9-00 APPROVED

RESOLUTION AUTHORIZING SANITARY SEWER AND STORM SEWER  
IMPROVEMENT CHARGES FOR 3100 NIXON ROAD

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

Lot 3 S. Main Acres:

Water Main: 16' water main in Main St., File No.84036, Dist. No. 84036,  
\$42.38/Lineal Foot; 80 Lineal Feet = \$3,390.40

Stormwater: South Main Street Imp. Project. Dist. No. 2, Job No. 795,  
\$9.9819/L.F., 80 L.F. = \$798.56

Lot 2 S. Main Acres:

Water Main: 16' water main in Main St., File No.84036, Dist. No. 84036,  
\$42.38/Lineal Foot; 80 Lineal Feet = \$3,390.40

Stormwater: South Main Street Imp. Project. Dist. No. 2, Job No. 795,  
\$9.9819/L.F., 80 L.F. = \$798.56

Lot 1 of S. Main Acres:

Water Main: 16' water main in Main St., File No.84036, Dist. No. 84036,  
\$42.38/Lineal Foot; 80 Lineal Feet = \$3,390.40

Stormwater: South Main Street Imp. Project. Dist. No. 2, Job No. 795,  
\$9.9819/L.F., 80 L.F. = \$798.56

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Lot 1 of S. Main Woods:

Water Main: 16' water main in Main St. , File No.84036, Dist. No. 84036,  
\$42.38/Lineal Foot; 70 Lineal Feet = \$2,966.60

Stormwater: South Main Street Imp. Project. Dist. No. 2, Job No. 795,  
\$9.9819/L.F., 70 L.F. = \$698.74

Lot 2 of S. Main Woods:

Water Main: Non available

Stormwater: Non available

GRAND TOTAL OF IMPROVEMENT CHARGES \$16,232.22; and

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

**RESOLVED,**

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

Annexation Address: 2830-2870 South Main Street

City Assessor Code: 12-05-304-012

Annexation Number : A98-07

Planning File No : 12053F21.1 and .2

Beginning at the Northwest corner of Lot 3 of  $\frac{1}{4}$ South Main Acres, part of the East  $\frac{1}{4}$  of the East  $\frac{1}{2}$  of the Southwest  $\frac{1}{4}$  of Section 5, T3S, R6E, Pittsfield Township, Washtenaw County, Michigan as recorded in Liber 10 of Plats, page 3, Washtenaw County Records; thence N  $87^{\circ}55'20''$  E 646.78 feet along the Southerly right-of-way line of West Oakbrook Drive to a point on the Westerly right-of-way line of South Main Street; thence S  $00^{\circ}01'20''$  E 309.75 feet along said Westerly right-of-way line to a point on the North line of Lot 2 of  $\frac{1}{4}$ South Main Woods, the South 10 acres of the East  $\frac{1}{2}$  of the East  $\frac{1}{2}$  of the Southwest  $\frac{1}{4}$  of Section 5, T3S, R6E, Pittsfield

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Township, Washtenaw County Michigan, as recorded in Liber 10 of Plats, page 1, Washtenaw County Records; thence S  $87^{\circ}56'50''$  W 159.95 feet along said North line to a point on the West line of said Lot 2; thence S  $00^{\circ}01'15''$  E 69.95 feet to a point on the South line of said Lot 2; thence S  $87^{\circ}58'15''$  W 486.86 feet along the Westerly projection of said South line to a point on the West line of Lot 12 of said  $\frac{1}{4}$ South Main Woods and the East line of  $\frac{1}{4}$ Cranbrook Subdivision, as recorded in Liber 26 of Plats, pages 16 through 20, inclusive, Washtenaw County Records; thence North 139.50 feet along said West line of said East line to a point on the South line of said  $\frac{1}{4}$ South Main Acres; thence N  $00^{\circ}01'20''$  W 239.71 feet along said East line and the West line of said  $\frac{1}{4}$ South Main Acres to the Point of Beginning. Being Lots 1 through 3, inclusive, of said  $\frac{1}{4}$ South Main Acres and Lot 1 and part of Lot 12 of said  $\frac{1}{4}$ South Main Woods and containing 5.37 acres of land, more or less. Also being subject to easements and restrictions of record, if any. Being subject to and together with a 30-foot wide easement for the purposes of ingress and egress and the installation and maintenance of utilities having a West line described as follows: Commencing at the Northwest corner of Lot 3 of  $\frac{1}{4}$ South Main Acres, a part of the East  $\frac{1}{2}$  of the East  $\frac{1}{2}$  of the Southwest  $\frac{1}{4}$  of Section 5, T3S, R6E, Pittsfield Township, Washtenaw County, Michigan, as recorded in Liber 10 of Plats, page 3, Washtenaw County Records; thence S  $00^{\circ}01'20''$  E 239.71 feet along the West line of said  $\frac{1}{4}$ South Main Acres and the East line of saidCranbrook Subdivision of the Northwest corner of said  $\frac{1}{4}$ South Main Woods, thence South 139.50 feet along the West line of said  $\frac{1}{4}$ South Main Woods and the East line of said  $\frac{1}{4}$ Cranbrook Subdivision to the Point of Termination. Now situated in

the City of Ann Arbor.

2. That the improvement charge levied is \$16,232.22 and is designated as Utilities Improvement Charge No.677;

3. That this improvement charge is divided into 15 equal installments; the first to be due on December 1, 2000, and the 14 subsequent installments to be due on June 1 of each and every year thereafter, with the deferred installments of the improvement charge to bear interest at the rate of 7.6% per annum commencing December 1, 2000.

4. That the City Clerk is directed to send a copy of this resolution by first class mail to the owner of the property and to promptly have this resolution recorded in the office of the Register of Deeds of Washtenaw

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County, Michigan; and

5. That this levied improvement charge is to be invoiced to owners of the property known as 2830-2870 South Main Street, Ann Arbor, MI 48103 and to be credited in the amounts of \$13,137.80 to Fund 0042-073-7151 and \$3,094.22 to Fund 0069-073-7151

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**R-458-9-00 APPROVED**

**RESOLUTION AUTHORIZING WATER MAIN AND STORMWATER  
IMPROVEMENT CHARGES FOR 2830 TO 2870 SOUTH MAIN STREET**

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

Lot 3 S. Main Acres:

Water Main: 16' water main in Main St., File No.84036, Dist. No. 84036, \$42.38/Lineal Foot; 80 Lineal Feet = \$3,390.40

Stormwater: South Main Street Imp. Project. Dist. No. 2, Job No. 795, \$9.9819/L.F., 80 L.F. = \$798.56

Lot 2 S. Main Acres:

Water Main: 16' water main in Main St., File No.84036, Dist. No. 84036, \$42.38/Lineal Foot; 80 Lineal Feet = \$3,390.40

Stormwater: South Main Street Imp. Project. Dist. No. 2, Job No. 795, \$9.9819/L.F., 80 L.F. = \$798.56

Lot 1 of S. Main Acres:

Water Main: 16' water main in Main St., File No.84036, Dist. No. 84036, \$42.38/Lineal Foot; 80 Lineal Feet = \$3,390.40

Stormwater: South Main Street Imp. Project. Dist. No. 2, Job No. 795, \$9.9819/L.F., 80 L.F. = \$798.56

Lot 1 of S. Main Woods:

Water Main: 16' water main in Main St. , File No.84036, Dist. No. 84036, \$42.38/Lineal Foot; 70 Lineal Feet = \$2,966.60

Stormwater: South Main Street Imp. Project. Dist. No. 2, Job No. 795, \$9.9819/L.F., 70 L.F. = \$698.74

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Lot 2 of S. Main Woods:

Water Main: Non available

Stormwater: Non available

**GRAND TOTAL OF IMPROVEMENT CHARGES \$16,232.22; and**

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

RESOLVED,

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

Annexation Address: 2830-2870 South Main Street

City Assessor Code: 12-05-304-012

Annexation Number : A98-07

Planning File No : 12053F21.1 and .2

Beginning at the Northwest corner of Lot 3 of  $\frac{1}{4}$ South Main Acres, part of the East  $\frac{1}{4}$  of the East  $\frac{1}{2}$  of the Southwest  $\frac{1}{4}$  of Section 5, T3S, R6E, Pittsfield Township, Washtenaw County, Michigan as recorded in Liber 10 of Plats, page 3, Washtenaw County Records; thence N  $87^{\circ}55'20''$  E 646.78 feet along the Southerly right-of-way line of West Oakbrook Drive to a point on the Westerly right-of-way line of South Main Street; thence S  $00^{\circ}01'20''$  E 309.75 feet along said Westerly right-of-way line to a point on the North line of Lot 2 of  $\frac{1}{4}$ South Main Woods, the South 10 acres of the East  $\frac{1}{2}$  of the East  $\frac{1}{2}$  of the Southwest  $\frac{1}{4}$  of Section 5, T3S, R6E, Pittsfield Township, Washtenaw County Michigan, as recorded in Liber 10 of Plats, page 1, Washtenaw County Records; thence S  $87^{\circ}56'50''$  W 159.95 feet along said North line to a point on the West line of said Lot 2; thence S  $00^{\circ}01'15''$  E 69.95 feet to a point on the South line of said Lot 2; thence S  $87^{\circ}58'15''$  W 486.86 feet along the Westerly projection of said South line to a point on the West line of Lot 12 of said  $\frac{1}{4}$ South Main Woods and the East line of  $\frac{1}{4}$ Cranbrook Subdivision, as recorded in Liber 26 of Plats, pages 16 through 20, inclusive, Washtenaw County Records; thence North 18 Council - September 18, 2000

139.50 feet along said West line of said East line to a point on the South line of said  $\frac{1}{4}$ South Main Acres; thence N  $00^{\circ}01'20''$  W 239.71 feet along said East line and the West line of said  $\frac{1}{4}$ South Main Acres to the Point of Beginning. Being Lots 1 through 3, inclusive, of said  $\frac{1}{4}$ South Main Acres and Lot 1 and part of Lot 12 of said  $\frac{1}{4}$ South Main Woods and containing 5.37 acres of land, more or less. Also being subject to easements and restrictions of record, if any. Being subject to and together with a 30-foot wide easement for the purposes of ingress and egress and the installation and maintenance of utilities having a West line described as follows: Commencing at the Northwest corner of Lot 3 of  $\frac{1}{4}$ South Main Acres, a part of the East  $\frac{1}{2}$  of the East  $\frac{1}{2}$  of the Southwest  $\frac{1}{4}$  of Section 5, T3S, R6E, Pittsfield Township, Washtenaw County, Michigan, as recorded in Liber 10 of Plats, page 3, Washtenaw County Records; thence S  $00^{\circ}01'20''$  E 239.71 feet along the West line of said  $\frac{1}{4}$ South Main Acres and the East line of saidCranbrook Subdivision of the Northwest corner of said  $\frac{1}{4}$ South Main Woods, thence South 139.50 feet along the West line of said  $\frac{1}{4}$ South Main Woods and the East line of said  $\frac{1}{4}$ Cranbrook Subdivision to the Point of Termination. Now situated in

the City of Ann Arbor.

2. That the improvement charge levied is \$16,232.22 and is designated as Utilities Improvement Charge No.677;

3. That this improvement charge is divided into 15 equal installments; the first to be due on December 1, 2000, and the 14 subsequent installments to be due on June 1 of each and every year thereafter, with the deferred installments of the improvement charge to bear interest at the rate of 7.6% per annum commencing December 1, 2000.

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

5. That this levied improvement charge is to be invoiced to owners of the property known as 2830-2870 South Main Street, Ann Arbor, MI 48103 and to be credited in the amounts of \$13,137.80 to Fund 0042-073-7151 and \$3,094.22 to Fund 0069-073-7151

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R-459-9-00 APPROVED

**RESOLUTION AUTHORIZING WATER MAIN AND SANITARY SEWER IMPROVEMENT CHARGES FOR 300 WINDY CREST**

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

Water Main: Southwest 26, Job No. 484W \$1,332.65

Sanitary Sewer: Dist No. 436, Job No. 0999

Type (Cost/Acre) Amount

A 0.65 \$7,819.96

B 0.45 \$ 502.45

C 1.10 \$ 105.63

\$8,428.04

GRAND TOTAL OF IMPROVEMENT CHARGES \$9,760.69 ; and

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

**RESOLVED,**

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

Annexation Address: 300 Windy Crest

City Assessor Code: 09-26-304-002

Annexation Number : A98-11

Planning File No : 9263L23.1 a d .2

Commencing at the center of Section 26, T2S, R6E, Ann Arbor Township, Washtenaw County, Michigan; thence South 1163.97 feet along the North and South 1/4 line of said Section to the POINT OF BEGINNING; thence continuing South 303.14 feet along said 1/4 line; thence Westerly along the centerline of Geddes Road in the following two courses: 120.72 feet

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along the arc of a 1338.32 foot radius circular curve to the right,

through a central angle of  $05^{\circ} 10' 05''$ , having a chord which bears  $N 86^{\circ} 58' 00'' W$  120.68 feet and 67.57 feet along the arc of a 3988.91 foot radius circular curve to the right, through a central angle of  $00^{\circ} 58' 15''$ , having a chord which bears  $N 83^{\circ} 53' 50'' W$  67.56 feet; thence along the Easterly and Southwesterly right-of-way line of Windy Crest Drive in the following three courses:  $N 03^{\circ} 05' 30'' E$  123.19 feet, 95.75 feet along the arc of a 101.38 foot radius circular curve to the right, through a central angle of  $54^{\circ} 07' 00''$ , having a chord which bears  $N 30^{\circ} 09' 00'' E$  92.24 feet and  $N 57^{\circ} 12' 30'' E$  160.26 feet to the Point of Beginning. Being a part of the southwest 1/4 of Section 26, T2S, R6E, Ann Arbor Township, Washtenaw County, Michigan, and containing 1.00 acres of land, more or less. Being subject to the rights of the public over the Northerly 33 feet of Geddes Road. Also being subject to easements and restrictions of record, if any. Now situated in the City of Ann Arbor.

2. That the improvement charge levied is \$9,760.69 and is designated as Utilities Improvement Charge No. 678;

3. That this improvement charge is divided into 15 equal installments; the first to be due on December 1, 2000, and the 14 subsequent installments to be due on June 1 of each and every year thereafter, with the deferred installments of the improvement charge to bear interest at the rate of 6.2% per annum commencing December 1, 2000.

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

5. That this levied improvement charge is to be invoiced to the owners of the property known as James Salay and Barbara Petoskey, 7075 Platt Road, Ypsilanti, MI 48197-9305 and to be credited in the amounts of \$1,332.65 to Fund 0042-073-7151, and \$8,428.04 to Fund 0043-073-7151.

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#### R-460-9-00 APPROVED

#### RESOLUTION AUTHORIZING SANITARY SEWER IMPROVEMENT

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#### CHARGES FOR 154 WESTOVER AVENUE

Whereas, The City has previously constructed a sanitary sewers improvement described as follows:

Sanitary Sewer: 8" sanitary sewer in Westover Ave., Dist. No. 456, File No. 88051, \$3,436.71/connection, one connection = \$3,436.71

GRAND TOTAL OF IMPROVEMENT CHARGES \$3,436.71; and

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

#### RESOLVED,

1. That Council levy an improvement charge against the following newlyannexed property which is specifically benefitted by the above improvements:

Annexation Address: 154 Westover Avenue

City Assessor Code: 08-25-216-010

Annexation Number : A97-04

Planning File No : 8252U3.1 and .2

Lot 54, Westover Hills Subdivision, Township of Scio, County of Washtenaw, according to the plat thereof, as recorded in Liber 5 of Plats, Page 32, Washtenaw County Records. Now situated in the City of Ann Arbor.

2. That the improvement charge levied is \$3,436.71 and is designated as Utilities Improvement Charge No.682;

3. That this improvement charge is divided into 15 equal installments; the first to be due on December 1, 2000 , and the 14 subsequent installments to be due on June 1 of each and every year thereafter, with the deferred installments of the improvement charge to bear interest at the rate of 7.9% per annum commencing December 1, 2000.

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

5. That this levied improvement charge is to be invoiced to the owners of the property known as 154 Westover Avenue and to be credited in the amount(s) of \$3,436.71 to Fund 0043-073-7151.

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**R-461-9-00 APPROVED**

**RESOLUTION AUTHORIZING WATER MAIN AND SANITARY SEWER  
IMPROVEMENT CHARGES FOR 2001 NEWPORT ROAD  
(RIVERWOOD CONDOMINIUMS)**

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

**Council - September 18, 2000 23**

**Water Main:**

Lot 2, A-462W and A-483W - \$799.17

Lot 3, A-463W and A-483W = \$799.17

Water Main Improvement Charges = \$1,598.34

**Sanitary Sewer:**

Lot 1, Connection A, \$16.13/connection, one connection = \$16.13

Lot 1, Connection B, \$178.25/connection, one connection = \$178.25

Lot 1, Connection C, \$7.66/connection, one connection = \$7.66

Lot 2, Connection A, \$16.13/connection, one connection = \$16.13

Lot 2, Connection B, \$178.25/connection, one connection = \$178.25

Lot 2, Connection C, \$7.66/connection, one connection = \$7.66

Sanitary Sewer Improvement Charges = \$404.08

**GRAND TOTAL OF IMPROVEMENT CHARGES \$2,002.42 ; and**

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

**RESOLVED,**

1. That Council levies an improvement charge against the following newlyannexed property which is specially benefitted by the above improvements:

Annexation Address: 2001 Newport Road

City Assessor Code: 09-18-401-003 & 004

Annexation Number : A94-05

Planning File No : 9184E5.1 and .2

Lots 2 and 3 of Jennings Newport Heights, part of the Southwest 1/4 of the Southeast 1/4 of section 18, T2S, R6E, Ann Arbor Township, Washtenaw County, Michigan, according to the Plat thereof, as recorded in Liber 10 of Plats, page 56, Washtenaw County Records. Now situated in the City of Ann Arbor.

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2. That the improvement charge levied is \$2,002.42 and is designated as Utilities Improvement Charge No. 664;

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3. That this improvement charge is divided into 15 equal installments; the first to be due on November 1, 2000, and the 14 subsequent installments to be due on June 1 of each and every year thereafter, with the deferred installments of the improvement charge to bear interest at the rate of 5.7% per annum commencing November 1, 2000.

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

5. That this levied improvement charge is to be invoiced to the current owner of the property known as Riverwood Condominiums and to be credited in the amounts of \$1,598.34 to Fund 0042-073-7151, \$404.08 to Fund 0043-073-7151.

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**R-462-9-00 APPROVED**

**RESOLUTION TO GRANT SEWER SERVICES OUTSIDE  
CITY LIMITS TO 476 BARBER AVENUE**

Whereas, On July 7, 2000, the owner of the property at 476 Barber Avenue requested that the City extend public sewer service to his property in Scio Township prior to the completion of the annexation process;

Whereas, The owner desires to enter into the standard agreement with the City which provides an equitable method of obtaining City the service outside of its corporate boundaries; and

Whereas, On March 14, 2000 the owner petitioned the City for annexation under Planning Department file number 8243L19.1 and 8243L19.2.

**RESOLVED**, That the Mayor and Clerk are 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 City Limits; that the City Clerk is directed to send a copy of this resolution 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 and send a completely executed copy of the agreement to the owner.

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**R-463-9-00 APPROVED**

**RESOLUTION TO APPROVE CONTRACT WITH THE ANN ARBOR  
HOUSING COMMISSION FOR DEDICATED POLICE SERVICE**

Whereas, It is in the interest of public safety to have the police department provide police service to the community in the most effective manner possible;  
Whereas, The Ann Arbor Police Department has embraced citywide community policing as the most effective manner to deliver police service; and  
Whereas, The United States Department of Housing and Urban Development has awarded the Ann Arbor Housing Commission a drug elimination grant, that includes funds to partially fund one police officer position to work in the family housing sites;  
RESOLVED, That City Council approve a contract with the Ann Arbor Housing Commission in the amount of \$30,000 to partially fund one police officer to work in the family housing sites, and that the Mayor and City Clerk are authorized to sign the agreement substantially in the form on file with the City Clerk;  
RESOLVED, That the City Administrator be directed to take all actions necessary to appropriate the funds to the police budget until expended in the time frame of the grant.

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R-464-9-00 APPROVED

RESOLUTION TO APPROVE BOARD OF INSURANCE MINUTES  
OF SEPTEMBER 8, 2000 AND AUTHORIZE PAYMENTS

RESOLVED, That the attached Board of Insurance Administration Minutes of September 8, 2000, be accepted and that the payments therein be authorized.  
MINUTES

SEPTEMBER 8, 2000

CITY OF ANN ARBOR BOARD OF INSURANCE ADMINISTRATION

Present: Joe Upton, Councilperson

Brenda Smith, City Treasurer

Christopher Kolb, Councilperson 3.

Absent: None

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Also Present: Neal Berlin, City Administrator

James Armstrong, Safety Manager

Abigail Elias, City Attorney

Dave Ferber, Human Resources Director

Bob West, Assistant City Attorney

Susan Campbell, Risk Management Office 6.

CLAIMS DENIED:

CASE NO.

CC 196-98 Sewer back up claim of Garneeta Cooley (1960 Ivywood)

Discussed by Jim Armstrong, Safety Manager and the Board denied the claim.

CC 186-00 Sewer back up claim of Goodman Automotive (3120 Washtenaw)

Discussed by Jim Armstrong, Safety Manager and the Board denied the claim.

CC 150-00 Sewer back up claim of Hartford Ins. Co. for N. American Mutual (455 East Eisenhower Parkway)

Discussed by Jim Armstrong, Safety Manager and the Board denied the claim.

OTHER BUSINESS:

CC 104-98 Lawsuit of Tatyana Austin by Christine Green, Attorney

Discussed by Abigail Elias, City Attorney and the Board was updated on this case.

CC 8-99 Sewer back up claim of Richard Putney

Discussed by Abigail Elias, City Attorney and the Board was updated on this claim.

OTHER BUSINESS: (Continued)

CC 170-00 Sewer back up claim of Barbra Morris (1208 Cambridge Court)

Discussed by Jim Armstrong, Safety Manager and the Board tabled pending further information.

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CC 183-00 Sewer back up claim of Helen Foor (740 Dartmoor)

Discussed by Jim Armstrong, Safety Manager and the Board tabled pending further information.

CC 184-00 Sewer back up claim of Gregory Hawkins (750 Dartmoor)

Discussed by Jim Armstrong, Safety Manager and the Board tabled pending further information.

CC 79-00 Sewer back up claim of James/Jackie Ryan (519 W. Washington)

Discussed by Jim Armstrong, Safety Manager and the Board authorized settlement.

CC 62-00 Lawsuit of Craig Warburton by Teresa Killeen, Attorney

Discussed by Bob West, Assistant City Attorney and the Board authorized settlement.

CC 133-00 Vehicle damage claim of Susan Cowen

Discussed by Jim Armstrong, Safety Manager and the Board authorized settlement.

CC 119-00 Vehicle damage claim of Katherine Griswold

Discussed by Jim Armstrong, Safety Manager and the Board authorized settlement.

CC 125-00 Vehicle damage claim of Deborah Collingridge

Discussed by Jim Armstrong, Safety Manager and the Board authorized settlement.

CC 162-00 Sewer back up claim of Cheryl & Percy Bates (1229 Morningside)

Discussed by Jim Armstrong, Safety Manager and the Board authorized settlement.

CC 138-00 Sewer back up claim of Jason Vanlittersum (1615 Saunders Cres.)

Discussed by Jim Armstrong, Safety Manager and the Board authorized settlement.

CC 142-00 Sewer back up claim of Lynn Bauman (3383 Oakwood)

Discussed by Jim Armstrong, Safety Manager and the Board authorized settlement.

CC 156-00 Sewer back up claim of Osama Issa (2958 St. Aubin)

Discussed by Jim Armstrong, Safety Manager and the Board authorized settlement.

CC 163-00 Sewer back up claim of Mark & DeAnn O'Donovan (1719 Tudor)

Discussed by Jim Armstrong, Safety Manager and the Board authorized Council - September 18, 2000 29

settlement

CC 164-00 Sewer back up claim of Stephen M. Thompson (736 S. Division)

Discussed by Jim Armstrong, Safety Manager and the Board authorized settlement.

CC 165-00 Sewer back up claim of Mark McDonald (736 S. Division)

Discussed by Jim Armstrong, Safety Manager and the Board authorized settlement.

CC 173-00 Sewer back up claim of Brian Nehez (1812 Fair Street)

Discussed by Jim Armstrong, Safety Manager and the Board authorized settlement.

CC 117-00 Sewer back up claim of Mario & Nancy Mateo (625 Dartmoor)

Discussed by Jim Armstrong, Safety Manager and the Board authorized settlement.

CC 176-00 Sewer back up claim of Josephine Burd (1503 Maywood)

Discussed by Jim Armstrong, Safety Manager and the Board authorized settlement.

CC 177-00 Sewer back up claim of Pamela Nieters (1496 Morehead)

Discussed by Jim Armstrong, Safety Manager and the Board authorized settlement.

CC 178-00 Sewer back up claim of Doug Middleton (1025 Woodbridge)

Discussed by Jim Armstrong, Safety Manager and the Board authorized settlement.

CC 179-00 Sewer back up claim of Lisa Lopez (2258 Parkwood)

Discussed by Jim Armstrong, Safety Manager and the Board authorized settlement.

CC 180-00 Sewer back up claim of David & Marilyn Crawford (1204 Iroquois)

Discussed by Jim Armstrong, Safety Manager and the Board authorized settlement.

CC 185-00 Sewer back up claim of Kenneth & Catherine Cochran (1824 Saxon)

Discussed by Jim Armstrong, Safety Manager and the Board authorized settlement.

CC 187-00 Sewer back up claim of Charlie & Jill Flora (1425 Fulmer)

Discussed by Jim Armstrong, Safety Manager and the Board authorized settlement.

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CC 188-00 Sewer back up claim of Eric & Mary Anne Jaeger (727 S. Division)

Discussed by Jim Armstrong, Safety Manager and the Board authorized settlement.

CC 189-00 Sewer back up claim of Beverly J. Ziegler (1102 Ravenwood)

Discussed by Jim Armstrong, Safety Manager and the Board authorized settlement.

CC 78-00 Sewer back up claim of S.K. Mukopadhyay (734 S. Division)

Discussed by Jim Armstrong, Safety Manager and the Board authorized settlement.

CC 144-00 Sewer back up claim of Kindra Garneeta Cooley (1960 Ivywood)

Discussed by Jim Armstrong, Safety Manager and the Board authorized settlement.

CC 155-00 Sewer back up claim of Victor Turner (1219 Ardmoor)

Discussed by Jim Armstrong, Safety Manager and the Board authorized settlement.

CC 132-00 Sewer back up claim of Luis Gago (2377 Georgetown Blvd.)

Discussed by Jim Armstrong, Safety Manager and the Board authorized settlement.

CC 181-00 Sewer back up claim of Diane Erickson (1585 Greenview)

Discussed by Jim Armstrong, Safety Manager and the Board authorized settlement.

CC 190-00 Sewer back up claim of Joseph Trulik (2489 Bunker Hill)

Discussed by Jim Armstrong, Safety Manager and the Board authorized settlement.

Prepared by,  
Susan Campbell,  
Senior Secretary/Claims Processing Clerk

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R-465-9-00 APPROVED

RESOLUTION APPROVE THE 1998-2002 INTERNATIONAL FIREFIGHTERS ASSOCIATION COLLECTIVE BARGAINING AGREEMENT

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Whereas, The current collective bargaining agreement between the City of Ann Arbor and the Ann Arbor Fire Fighters AFL-CIO, Local 1733 expired June 30, 1998;

Whereas, The parties have reached a settlement on a new agreement during arbitration effective July 1, 1998 through June 30, 2002, which provides for a general across-the-board wage increase of three percent (3%) for the first two years of the agreement, and three and one-quarter percent (3.25%) for each of the last two years of the agreement;

Whereas, The agreement includes various other changes and provisions including but not limited to restructuring of the calculation and limitation of compensatory time accrual, the City's PPO Insurance Package, the twenty dollars (\$20) per pay period match for ICMA 457 account participants, dental benefit and vision plan improvements, a food allowance increase, and certain other provisions; and

Whereas, The City Administrator recommends approval of the negotiated agreement;

RESOLVED, That the City Council approve the four-year settlement agreement providing for wage increases of three percent (3%) for the first two years of the agreement, and three and one-quarter percent (3.25%) for each of the last two years of the agreement and other provisions; and

RESOLVED, That the Mayor and City Clerk are hereby authorized to sign the bargaining agreement on behalf of the City, after approval as to substance by the City Administrator and approval as to form by the City Attorney.

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R-466-9-00 REVISED RESOLUTION APPROVED

RESOLUTION AUTHORIZING AMENDMENTS TO NON-UNION PAY SCHEDULES AND ADJUSTMENTS TO AFSCME, DEPUTY CHIEFS, LIEUTENANTS AND SERGEANTS, AND TEAMSTER CIVILIAN UNITS PAY SCHEDULES

Whereas, The City Administrator traditionally recommends to City Council yearly adjustments to the non-union and Executive and Professional Plan pay schedules to allow for non-union pay increases;

Whereas, The amount of this increase historically follows a pattern set by the results of union labor contract negotiations and is solely dependent upon the economic health of the City;

Whereas, Increases have been granted to non-union and EPP Plan employees in the amounts of two and one-half (2.5%) each year for all three years from July 1, 1998

through June 30, 2001. These increases were approved by City Council on July 10, 2000; Whereas, The settlements have been reached with AFSCME, Sergeants and Lieutenants Command, and the Teamsters Civilian Supervisors bargaining units. The four year settlement with the Firefighters bargaining unit has been tentatively agreed to three percent (3%) the first two years, and three and one-quarter (3.25%) the third year on the agreement. It is recommended that the City proceed with making the pay adjustments to the non-union and Executive and Professional pay Plan (EPP) employees; Whereas, In bargaining, Same-too provisions were agreed to with the AFSCME, Sergeants and Lieutenants Command, and the Teamsters Civilian Supervisors units for adjusting wage increases to match across-the-board general increases given to other bargaining units. It is recommended that an additional one-half percent (.50%) be granted to each of these units for the years July 1, 1998 through June 30, 2000 and three-quarter percent (.75%) be granted the last year starting July 1, 2000 through June 30, 2001; RESOLVED, That the Mayor and City Council authorize the City Administrator to take all appropriate actions to amend non-union and EPP pay schedules to incorporate a pay increase equal to total an additional one-half percent (.50%) retroactive to July 1, 1998, and an additional one-half percent (.50%) retroactive to July 1, 1999, and an additional three-quarter percent (.75%) retroactive to July 1, 2000, with the exception of the Pension Administrator whose salary is determined by the Pension Board, the DDA Director whose salary is determined by the DDA Board, and the City Administrator whose contract specifies an effective date of December 17; RESOLVED, That the AFSCME, Sergeants and Lieutenants Command, and the Teamsters Civilian Supervisors Bargaining Units are granted and their pay schedules shall be amended to incorporate an additional one-half percent (.50%) be granted to each of Council - September 18, 2000 33 these units for the years July 1, 1998 through June 30, 2000 and three-quarter percent (.75%) be granted the last year starting July 1, 2000 through June 30, 2001;

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#### R-466a-9-00 APPROVED

#### RESOLUTION OBJECTING TO TRANSFER OF THE LIQUOR LICENSE OF CHAMPION HOUSE RESTAURANT TO WANG=S RESTAURANT

Whereas, Champion House, Inc., d/b/a Champion House Restaurant, at the location 120 E. Liberty, Ann Arbor, Michigan had made application to transfer its liquor license to Wang=s Restaurant, Inc.;

Whereas, The Special Liquor Committee of Council has reviewed the information supplied by the Ann Arbor Police Department related to this transfer request and has met with both the buyer and the seller on two occasions;

Whereas, The Ann Arbor Police Department has recommended that City Council object to transfer of the liquor license held by Champion House, Inc., d/b/a Champion House Restaurant, at the location 120 E. Liberty, Ann Arbor, Michigan to Wang=s Restaurant, Inc.; and

Whereas, The Special Liquor Committee of Council unanimously voted on August 16, 2000, to recommend objecting to the transfer of the license.

RESOLVED, That City Council adopts the recommendation of the Special Liquor Committee of City Council and objects to the transfer of the Champion House, Inc., liquor license to Wang=s Restaurant, Inc.; and

RESOLVED, That the Administrator inform the Liquor Control Commission of this resolution and that he transmit this resolution to all appropriate parties.

**NOTE: Resolution was reconsidered later in the meeting.**

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R-467-9-00 APPROVED

RESOLUTION TO APPROVE TRANSFER OF CLASS C

LICENSED BUSINESS LOCATED AT 200 SOUTH MAIN STREET TO

MONGOLIAN OPERATING COMPANY -D.B.A. MONGOLIAN BARBEQUE

RESOLVED, That the ownership transfer of a 2000 Class C licensed business with

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outdoor service, located at 200 South Main Street, from Membeheml, Inc. to the Mongolian Operating Company, L.L.C., be approved.

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R-468-9--00 APPROVED

RESOLUTION AUTHORIZING APPROVAL OF SETTLEMENT

WITH NAVINCHANDRA J. SHAH

Whereas, City Council authorized the City Administrator and the City Attorney by

Resolution R-227-4-99, dated April 19, 2000, to commence condemnation proceeding on 1217 Willard;

Whereas, The matter being scheduled for a final settlement conference on September 26, 2000;

RESOLVED, That the City Administrator and City Attorney are granted limited authority to negotiate settlement of this proceedings in accordance with the recommendation of the City Attorney; and

RESOLVED, That the City Administrator be authorized to execute all documents which are approved by the City Attorney and which are necessary for the settlement of this case.

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

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**ORDINANCES - SECOND READING**

40-00 APPROVED

WIRELESS COMMUNICATIONS FACILITIES

An Ordinance to Amend Chapters 55 and 57 of

Title V of the Code of the City of Ann Arbor

(The complete text of Ordinance 40-00 is on file in the City Clerk=s Office).

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

On a voice vote the Mayor declared the motion carried.

**ORDINANCES - FIRST READING**

None.

**MOTIONS AND RESOLUTIONS**

R-469-9-00 APPROVED

RESOLUTION TO APPOINT MEMBERS TO THE

CITY=S ENVIRONMENTAL COMMISSION

Whereas, The City Council passed an ordinance creating a City Environmental Commission;

Whereas, That ordinance requires the City Council to nominate and appoint the members of the commission;

Whereas, That ordinance requires three out of the following four commissions or committees have members on the Environmental Commission: Energy Commission,

Planning Commission, Natural Features Committee and the Park Advisory Commission;  
and

Whereas, That ordinance requires a member from each caucus of the City Council  
be appointed members of the Environmental Commission;

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RESOLVED, That the following individuals be appointed to the Environmental  
Commission:

Parma Yarkin, Energy Commission (3-year term)

Steve Bean, At-Large (3-year term)

Wendy Woods, Park Advisory Commission, (1-year term)

Sandra Arlinghaus, Planning Commission (1-year term)

Ken Clark, (2-year term)

David Stead (3-year term)

Mary Beth Doyle (1-year term)

Rita Caruso (2-year term)

Marcia Higgins, Republican Caucus, (1-year term)

Chris Kolb, Democratic Caucus, (1-year term)

D. Malama Chock (2-year term);

RESOLVED, That the City Administrator organize the first meeting of the  
Environmental Commission; and

RESOLVED, That the City Clerk notify the newly elected commission members of  
their appointment and when the first meeting will be held.

Councilmember Kolb moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

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R-470-9-00 APPROVED

RESOLUTION TO CONTRACT FOR DEVELOPMENT OF APPROPRIATE  
CLEANUP STANDARDS AND AN IMPLEMENTATION PLAN FOR  
CITY PARTICIPATION IN A BROWNFIELD REDEVELOPMENT AUTHORITY

Whereas, Brownfield Redevelopment Authority allows for tax increment financing  
and other tools to encourage the redevelopment of contaminated Brownfield sites;

Whereas, The City of Ann Arbor is currently experiencing a booming real estate  
market and any available land for development or redevelopment is in high demand;

Whereas, The City of Ann Arbor did not support the weakening of State  
environmental cleanup standards; and

Whereas, In this strong economy and real estate market, the City should seek a  
stricter clean up standard in return for tax benefits to the developer of a Brownfield site.

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RESOLVED, That City Council instruct the City Administrator to contract with an  
environmental consultant to develop appropriate cleanup standards for developers to  
qualify for tax benefit available under the County=s Brownfield Development Authority;

RESOLVED, That the cleanup standards be modeled on state environmental  
cleanup standards prior to the enactment of part 201 of the Natural Resources and  
Environmental Protection Act, i.e. P.A. 307 standards or any other appropriate standards;

RESOLVED, That the consultant be asked to develop an implementation plan for the  
program to be utilized by the City to ensure compliance with the stricter cleanup standards;  
and

RESOLVED, That the City Administrator provides a status report to the City Council  
on a quarterly basis until the task is complete.

Councilmember Kolb moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

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R-471-9-00 APPROVED

RESOLUTION RECOGNIZING THE MICHIGAN COUNCIL OF  
TEACHERS OF MATHEMATICS AS A NONPROFIT ORGANIZATION  
IN THE CITY OF ANN ARBOR

Whereas, The Michigan Council of Teachers of Mathematics is a non-profit organization;

Whereas, The United States Department of Treasury-Internal Revenue Service recognizes the Michigan Council of Teachers of Mathematics as a tax exempt, non-profit organization; and

Whereas, The Michigan Council of Teachers of Mathematics 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 Council of Teachers of Mathematics as a non-profit organization in the City of Ann Arbor.

Councilmember Hieftje moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

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R-472-9-00 APPROVED

RESOLUTION CALLING PUBLIC HEARING CONCERNING  
PROJECT PLAN - GLACIER HILLS, INC. PROJECT

Minutes of a regular meeting of the City Council of the City of Ann Arbor, County of Washtenaw, Michigan, (the "City") held on September 18, 2000 at 7:30 o'clock P.M., Eastern Daylight Time.

Present: Members Hanna-Davies, Hieftje, Upton, Lowenstein, Carlberg, Herrell, Hartwell, Kolb, Mayor Sheldon

Absent: Members Higgins, Daley

The following preamble and resolution were offered by Member Herrell and supported by Member Lowenstein :

WHEREAS, there exists in the City of Ann Arbor, County of Washtenaw, Michigan ("City") the need for certain programs to alleviate and prevent conditions of unemployment and to revitalize the City's economy, and to assist industrial and commercial enterprises, and to encourage the location, expansion or retention of industrial and commercial enterprises to provide needed services and facilities to the City and its residents and to retain employment opportunities in the City; and

WHEREAS, a program to alleviate the aforesaid conditions and accomplish said purposes has been initiated by The Economic Development Corporation of the City of Ann Arbor (the "Corporation"); and

WHEREAS, the Corporation in conformity with Act 338 of the Public Acts of Michigan, 1974, as amended ("Act 338"), has prepared and submitted a project plan ("Project Plan") involving independent senior living apartments and duplex villas and the refinancing of outstanding Corporation bonds to be undertaken on behalf of Glacier Hills Inc. ("Project"); and

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WHEREAS, pursuant to Act 338 and the Internal Revenue Code of 1986, as amended, it is necessary to hold a public hearing concerning the Project, the Project Plan

and the bonds proposed therein to be issued by the Corporation ("Bonds"), prior to taking legislative action relating to it;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Pursuant to the aforesaid Act 338 the City Council shall meet on October 16, 2000 at 7:30 o'clock P.M., at which time it shall conduct a public hearing on the Corporation's submission of the Project Plan and the issuance by the Corporation of the Bonds.
2. The Clerk be and is hereby directed to give notice of such public hearing by (1) publishing a notice thereof in The Ann Arbor News, a newspaper of general circulation in the City; (2) posting in at least ten (10) conspicuous and public places in the project district area; and (3) mailing to the last known owner of each parcel of real property in the project district area at the last known address of the owner as shown by the tax assessment records, which notices shall be published and given at least fourteen (14) full days prior to the date set for said hearing.

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3. Said notice shall be in substantially in the form on file in the City Clerk=s Office.

4. The City Council does hereby determine that the foregoing form of notice and the manner of publication directed is adequate notice to the citizens of the City of Ann Arbor and is well calculated to inform them of the intention of the City to hold a public hearing and the purpose of the public hearing.

5. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

Councilmember Herrell moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

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R-473-9-00 APPROVED

RESOLUTION AUTHORIZING SUMMARY PUBLICATION OF  
ORDINANCE 40-00 - AMENDMENTS TO CHAPTERS 55 AND 57  
REGARDING WIRELESS COMMUNICATIONS FACILITIES

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

RESOLVED, That the publication of Ordinance 40-00 shall be by the following summary:

Ordinance 40-00 revises Chapter 55 (Zoning Ordinance)

and Chapter 57 (Subdivision and Land Use Control

Ordinance) to clarify community preferences for accommodating wireless communications facilities and to strengthen the City=s regulations, while streamlining procedures.

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

Councilmember Herrell moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

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R-474-9-00 APPROVED

RESOLUTION TO APPROVE AN AMENDMENT WITH  
INTERFAITH HOSPITALITY NETWORK

Whereas, The City of Ann Arbor and Washtenaw County created a Joint Steering Committee to oversee the development of facilities and services necessary to serve the

homeless population;

Whereas, In 1998, in response to Washtenaw County=s RFP #5672, the Washtenaw Housing Alliance, a group of nonprofit partners was selected to operate a shelter and to coordinate supportive services;

Whereas, The Washtenaw Housing Alliance, under the leadership of Saint Joseph Mercy Health Systems developed a coordinated plan to reduce homelessness in Washtenaw County to include renovation and use of Saint Joseph Mercy Health Systemsowned property at 4038 Jackson Road, Scio Township as a emergency shelter for homeless families;

Whereas, On June 19, 2000, City Council approved Resolution R-294-6-00 regarding funding of the emergency shelter and housing projects for the homeless;

Whereas, Interfaith Hospitality Network has negotiated a long term lease with Saint Joseph Mercy Health Systems for the use of the building at 4038 Jackson Road to operate the facility as an emergency shelter for homeless families;

Whereas, Human Rights approval was received for the contractor on April 25, 2000;

RESOLVED, That City Council approves the Agreement with Interfaith Hospitality Network in the amount of \$286,028 of Community Development Block Grant Funds as a 15 year, decreasing term loan for public facility acquisition through long term lease of 4038 Jackson Road for use as an emergency shelter for homeless families.

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RESOLVED, That Interfaith Hospitality Network agrees to use outcome measures as set forth in Washtenaw County=s RFP #5672 and the Washtenaw Housing Alliance=s response to that RFP and to provide an executed copy of its lease with Saint Joseph Mercy Health Systems for the building at 4038 Jackson Road to be used as a emergency shelter for homeless families.

RESOLVED, That City Council authorizes the Mayor and City Clerk to execute this Agreement substantially in the form on file in the office of the City Clerk with funds to be available until expended without regard to fiscal year.

Councilmember Hanna-Davies moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

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R-475-9-00 APPROVED

RESOLUTION AUTHORIZING A GRANT APPLICATION TO THE  
FEDERAL EMERGENCY MANAGEMENT AGENCY - UNITED STATES FIRE  
ADMINISTRATION FOR A PUBLIC ARSON AWARENESS AND  
COALITION BUILDING PROGRAM

Whereas, The Fire Department has identified a non-traditional funding source to raise public arson awareness and build arson prevention coalitions;

Whereas, The grant is a Federal Emergency Management Agency United States Fire Administration National Arson Prevention Initiative; and

Whereas, The arson awareness program meets all grant program application criteria and will reimburse the City of Ann Arbor Fire Department for its personnel and material costs within the described grant program activities;

RESOLVED, That the Mayor and Council authorize the Fire Chief to apply for the grant, as well as appropriate and expend the grant proceeds per the program guidelines if the grant monies are awarded.

Councilmember Kolb moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

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R-476-9-00 APPROVED

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RESOLUTION ACCEPTING UTILITY EASEMENT FROM  
SWELL INVESTMENT COMPANY LIMITED PARTNERSHIP  
2443-2451 S. INDUSTRIAL HIGHWAY

Whereas, Swell Investment Company Limited Partnership, a Michigan limited partnership, 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 1952, Page 343, recorded October 3, 1984; and

Whereas, Swell Investment Company Limited Partnership, a Michigan limited partnership, has delivered an easement to the City for the construction and maintenance of municipally operated public services comprising the public utilities system to run with the land and burden the respective property perpetually, being more particularly described as follows:

DESCRIPTION OF 40-FOOT WIDE WATERMAIN

Commencing at the Center of Section 4, T3S, R6E, City of Ann Arbor, Washtenaw County, Michigan, also being the NE corner of Dekoning Subdivision as recorded in Liber 21 of Plats, Page 63, Washtenaw County Records; thence S01 $\oplus$  08' 00" E 120.02 feet along the North & South 1/4 line of said Section and the E line of said Subdivision; thence S87 $\oplus$  43' 00" W 431.91 feet for a PLACE OF BEGINNING; thence continuing S87 $\oplus$  43' 00" W 82.51 feet; thence N02 $\oplus$  17' 00" W 32.89 feet; thence N87 $\oplus$  43' 00" E 7.51 feet; thence N02 $\oplus$  17' 00" W 87.10 feet; thence N87 $\oplus$  43' 00" E 40.00 feet; thence S02 $\oplus$  17' 00" E 35.00 feet to the PLACE OF BEGINNING, being a part of Lot 10 of said Subdivision.

RESOLVED, That the City hereby accepts said easement.

Councilmember Herrell moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

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R-477-9-00 APPROVED

RESOLUTION ACCEPTING EASEMENT FOR PUBLIC RIGHT-OF-WAY FROM  
MARK R. PFAFF AND ERIC J. PFAFF, AND MICHAEL EDWARD KESSLER  
324-340 DEPOT STREET

Whereas, Mark R. Pfaff, a single man, and Eric J. Pfaff, a single man, as land contract vendors, and Michael Edward Kessler, a married man, as land contract vendee, 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 03954, Page 940, recorded July 7, 2000; and

Whereas, Mark R. Pfaff, a single man, and Eric J. Pfaff, a single man, as land contract vendor and Michael Edward Kessler, a married man, as land contract vendee, have delivered an easement to the City for public right-of-way over the northeasterly four (4.0) feet of 320-340 Depot Street, to run with the land and burden the respective property perpetually, being more particularly described as follows:

The northeasterly 4.00 feet of Lots 1, 3, 5 and 7 in Block No. 8 of Ormsby and Page=s Addition to the City of Ann Arbor as recorded in Liber M of Plats, Page 191, Washtenaw County Records, and being more particularly described as:

Commencing at the Northeasterly property corner for a PLACE OF BEGINNING; thence N61 $\oplus$  00' 28" W 189.00 feet; thence S30 $\oplus$  25' 50" W

4.00 feet; thence S61° 00' 28" E to the easternmost property line; thence N60° 21' 32" E 4.68 feet to the PLACE OF BEGINNING and containing 751.4 square feet of land, more or less. Subject to easements and restrictions of record.

RESOLVED, That the City hereby accepts said easement.

Councilmember Herrell moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

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R-478-9-00 APPROVED

RESOLUTION ACCEPTING DECLARATION OF RESTRICTIONS  
FROM NORTHSIDE HISTORIC PROPERTIES, L.L.C.

1333 PONTIAC TRAIL

Whereas, Northside Historic Properties, L.L.C., is the fee simple owner of property located in the City of Ann Arbor, Washtenaw County, Michigan more particularly described as:

Lot 11, Block 5, Brown and Fuller=s Addition to the Village (now City) of Ann Arbor, as recorded in Liber 3D of Deeds, Page 1, Washtenaw County Records;

Whereas, Northside Historic Properties, L.L.C., a Michigan limited liability company, has agreed to deed restrictions on the above described property for the benefit of the City of Ann Arbor which require the property owner to connect a second tap independent from the main lead if repairs become necessary;

Whereas, Northside Historic Properties, L.L.C., a Michigan limited liability company, additionally agrees to be responsible for maintenance and all repairs of any lead from either of the dwellings to the main sewer line;

Whereas, Northside Historic Properties, L.L.C., a Michigan limited liability company, has executed a Declaration of Restrictions with the City of Ann Arbor as described above; and

Whereas, The Water Utilities Department recommends that the deed restrictions be accepted;

RESOLVED, That the Declaration of Restrictions be accepted by City Council.

Councilmember Herrell moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

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R-479-9-00 APPROVED

RESOLUTION TO APPROVE CUMULATIVE EXPENDITURES  
WITH VENDORS APPROACHING OR EXCEEDING \$25,000.00

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;

Whereas, City Code Section 1:312 allows the City Administrator to approve any purchase or contract under \$25,000

Whereas, City Charter Chapter 14, Section 14.2, requires City Council approval of any contracts with or purchases from a vendor totaling \$25,000 or more in a single fiscal year; and

Whereas, The following vendors, each of which has received Human Rights approval, are anticipated to be awarded contracts or purchases exceeding \$25,000 within

this fiscal year in the amounts shown:

**Spending Authorized**

**Limit Through**

**Vendor Name 6-30-01**

Ann Arbor News \$ 100,000.00

Ann Arbor Observer 70,000.00 Ameritech

Cellular 45,000.00

Ayres, Lewis, Norris & May, Inc 100,000.00

Barrett Paving 109,350.00

Bell Equipment 170,000.00

Bostwick Company 235,000.00

Carrier & Gable 45,000.00

First Impression 75,000.00

Kennedy Industries, Inc 58,000.00

Michigan Cat 150,000.00

Motorola, Inc. 500,000.00

Professional Services Industries 90,000.00

Taweel Associates, In 150,000.00

Tetra Tech MPS 76,000.00

Thompson McCully Company 3,500,000.00

S. F Strong 65,000.00

RESOLVED, that City Council approves the anticipated expenses to the above listed

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vendors up to the amounts shown; and

RESOLVED, that any single contract or purchase to any of the above vendors that is equal to or exceeds \$25,000 shall be brought separately to City Council for approval prior to entry into the obligation to pay.

Councilmember Upton moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

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**R-480-9-00 APPROVED**

**RESOLUTION RECOGNIZING THE MICHIGAN ALLIANCE FOR GIFTED**

**EDUCATION AS A NONPROFIT ORGANIZATION IN THE**

**CITY OF ANN ARBOR**

Whereas, The Michigan Alliance for Gifted Education is a non-profit organization;

Whereas, The United States Department of Treasury-Internal Revenue Service recognizes the Michigan Alliance for Gifted Education as a tax exempt, non-profit organization; and

Whereas, The Michigan Alliance for Gifted Education 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 Alliance for Gifted Education as a non-profit organization in the City of Ann Arbor.

Councilmember Herrell moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

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**R-481-9-00 APPROVED**

**RESOLUTION FOR 2000-2001 COMMUNITY EVENTS**

**FUND DISBURSEMENT**

Whereas, The Ann Arbor City Council wishes to support activities that promote or bring the community together to celebrate its richness;

RESOLVED, That the Ann Arbor City Council approve the following allocation from the 200-2001 Community Events Fund:

The Ann Arbor Summer Festival 2001- \$15,000.00 for costs related to the planning, promotion, production of the 2001 Ann Arbor Summer Festival, June 15 - July 8, 2001, including outdoor programs at the Top of the Park.

Councilmember Kolb moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

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**RECONSIDERATION****POSTPONED****RESOLUTION OBJECTING TO TRANSFER OF THE  
LIQUOR LICENSE OF CHAMPION HOUSE RESTAURANT  
TO WANG=S RESTAURANT**

Whereas, Champion House, Inc., d/b/a Champion House Restaurant, at the location 120 E. Liberty, Ann Arbor, Michigan had made application to transfer its liquor license to Wang=s Restaurant, Inc.;

Whereas, The Special Liquor Committee of Council has reviewed the information supplied by the Ann Arbor Police Department related to this transfer request and has met with both the buyer and the seller on two occasions;

Whereas, The Ann Arbor Police Department has recommended that City Council object to transfer of the liquor license held by Champion House, Inc., d/b/a Champion House Restaurant, at the location 120 E. Liberty, Ann Arbor, Michigan to Wang=s Restaurant, Inc.; and

Whereas, The Special Liquor Committee of Council unanimously voted on August 16, 2000, to recommend objecting to the transfer of the license.

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RESOLVED, That City Council adopts the recommendation of the Special Liquor Committee of City Council and objects to the transfer of the Champion House, Inc., liquor license to Wang=s Restaurant, Inc.; and

RESOLVED, That the Administrator inform the Liquor Control Commission of this resolution and that he transmit this resolution to all appropriate parties.

Councilmember Kolb moved to reconsider the Resolution Objecting to Transfer of the Liquor License of Champion House Restaurant to Wang=s Restaurant.

On a voice vote the Mayor declared the motion carried.

Councilmember Kolb moved that the resolution be adopted.

Councilmember Kolb moved to postpone the resolution until October 2, 2000 to allow petitioner time to take corrective action on cited infractions.

On voice vote the Mayor declared the motion carried.

**REPORTS FROM COUNCIL COMMITTEES**

None.

**COUNCIL PROPOSED BUSINESS**

None.

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

Mayor Sheldon recommended the following appointment at the September 5, 2000 regular session of Council:

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Downtown Development Authority  
René Greff (new appointment)  
Arbor Brewing Company  
116 East Washington  
Ann Arbor, MI 48104

Term: 09/18/00 to 07/31/2004

Councilmember Upton moved that Council concur with the recommendation of the Mayor.

On a voice vote the Mayor declared the motion carried.

Mayor Sheldon recommended the following appointments at the June 19, 2000 regular session of Council:

Downtown Development Authority  
Lorri Sipes (reappointment)  
208 W. Liberty  
Ann Arbor, MI 48104

Term: 09/18/00 to 07/31/2004

David Fritz (reappointment)

200 South Main #200

Ann Arbor, MI 48104

Term: 09/18/00 to 07/31/2004

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

On a voice vote the Mayor declared the motion carried.

Mayor Sheldon requested confirmation of the following nomination which was tabled at the September 5, 2000 meeting:

Park Advisory Commission

Roy Curry (reappointment)

2889 Leslie Park Circle

Ann Arbor, MI 48105

Term: 09/18/00 to 09/17/2003

Councilmember Carlberg moved that Council concur with the recommendation of the Mayor.

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On a voice vote the Mayor declared the motion carried.

#### NOMINATIONS PLACED ON TABLE

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

Elizabeth Dean Fund Committee

Kofi Boone (to fill vacancy)

1806 Waverly Road

Ann Arbor, MI 48103

Term: 10/02/00 to 07/31/2002

Housing Policy Board

John Mouat (reappointment)

719 West Washington

Ann Arbor, MI 48103

Term: 10/02/00 to 10/01/2003

Ren Snyder (reappointment)

1101 Vesper

Ann Arbor, MI 48103

Term: 10/02/00 to 10/01/2003

Individual Historic Properties Historic District Study Committee

Megan Laitala (to fill vacancy)

2222 Fuller Court #1206A

Ann Arbor, MI 48105

Term: 10/02/00 to 05/01/2003

Board of Canvassers

Earl Greene (to fill vacancy, Democrat)

1553 Broadway

Ann Arbor, MI 48105

Term: 10/02/00 to 12/31/2003

Commission on Art in Public Places

Margaret Parker (to fill unexpired term)

1218 Olivia

Ann Arbor, MI 48104

Term: 10/02/00 to 12/31/2001

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Human Rights Commission

Carl Baird

2422 Packard Road

Ann Arbor, MI 48104

Term: 10/02/00 to 10/31/2003

A.C. Alrey

1530 Siller Terrace

Ann Arbor, MI 48103

Term: 10/02/00 to 10/31/2003

Francisco J. Michel

2230 Walter Drive

Ann Arbor, MI 48103

Term: 10/02/00 to 10/31/2003

#### RECENTLY SIGNED PROCLAMATIONS

Mayor Sheldon reported that she recently signed proclamations in recognition of the following:

- Constitution Week, September 17-23.
- Pollution Prevention Week, September 18-24, 2000

#### ANNOUNCEMENTS

Mayor Sheldon made the following announcements:

- Huron Parkway Bridge Construction will convene on September 18 and September 25 from 10:00 p.m. to 6:00 a.m. For information on additional closings contact Don Todd, Public Services Department, 994-6178.
- City Hall will participate in National Denim Day, October 6, 2000
- Free two night series on how to identify and help teens with alcohol and substance abuse will be held on the first and second Tuesdays in October thru June. For additional information call 973-7892.
- Council Working Session, September 25, 2000
- Customer Service Recognition Awards Ceremony, September 19, 2000 at 8:00 a.m. in City Council Chambers.

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- AATA Transit Week, September 11-15

- 43 city employees participated in the United Way Day of Caring on September 14, 2000
- United Way Kick-Off Event, September 22, 2000 from 11:30 a.m. to 1:30 p.m.
- Mayor Sheldon acknowledged an article featured in the Ann Arbor News regarding the Mayor=s Task Force on Domestic Violence Against Women
- Thank you note received from the Main Street Association regarding the city=s community activities
- Mayor Sheldon thanked the city administration for the reconciliation of a racism incident which occurred at a local pool, and encouraged all to work on undoing racism. An informational meeting to look at racism will be held September 20, 2000.

### **COMMUNICATIONS FROM THE CITY ADMINISTRATOR**

#### **REPORTS SUBMITTED**

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

1. Section 8 Renewal of Expiring Certificate and Voucher Increments
2. Comparison of City Operations with Other Cities
3. Consolidated Annual Performance and Evaluation Report for 1999 Program Year
4. August 2000 Investment Portfolio Report
5. Draft Solid Waste Surveys
6. Cable Television Franchise Transfer Request - MediaOne to Comcast
7. Resolution Regarding The Ann Arbor YMCA
8. Impact of the Proposed Fire Contract
9. Breakdown of Compensation Costs versus Expenditures

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10. Follow-up to R-401-8-00 Resolution to Assist Households Experiencing Sanitary Sewer Backups
11. Status of the Voluntary Agreement to Achieve Reduced Phosphorus Loadings to the Middle Huron River Watershed
12. Sanitary Sewer Capacity  
(Reports on file in the City Clerk's Office)

### **COMMUNICATIONS FROM THE CITY ATTORNEY**

City Attorney Abigail Elias reported that the city has hired an attorney to handle employment and labor relations. The office of the new attorney will be located in the Human Resources Department.

### **COMMUNICATIONS FROM COUNCIL**

None.

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

The following communications were referred as indicated:

1. Communication from Allen=s Creek Watershed Group regarding Quantitative Study of the Allen=s Creek Watershed - File
2. Communication from Robert H. Cant, 2811 Lillian, opposing the proposed Michigan Ability Partners Zoning, 2845 Burton - Planning
3. Communication from 11 neighbors in opposition to the proposed Michigan Ability Partners Rezoning - Planning

The following minutes were received for file:

1. Council Special Liquor Committee - August 16, 2000
2. Ann Arbor Energy Commission - August 17, 2000
3. Commission on Art in Public Places - July 13, 2000

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4. Housing Policy Board - September 7, 2000

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

On a voice vote the Mayor declared the motion carried.

**PUBLIC COMMENTARY - GENERAL**

None.

**ADJOURNMENT**

There being no further business to come before Council, the Mayor declared the meeting adjourned at 9:40 p.m.

Yvonne Carl

Interim Clerk of the Council

Frances M. McMullan

Recording Secretary