



## Action Minutes

City Council

September 20, 1999

### **..Title**

### **ANN ARBOR CITY COUNCIL MINUTES REGULAR SESSION - SEPTEMBER 20, 1999**

### **..Body**

The regular session of the Ann Arbor City Council was called to order at 7:42 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, Joseph Upton, David Kwan, Jean Carlberg, Heidi Cowing Herrell, Patrick A. Putman, Christopher Kolb, Elisabeth L. Daley, Mayor Ingrid B. Sheldon, 9.

ABSENT : Councilmembers Patricia Vereen-Dixon, Stephen C. Hartwell, 2.

### **INTRODUCTIONS**

#### **SOCIETY OF MANUFACTURING ENGINEERS (SME) - CHAPTER #079**

Mayor Sheldon presented a proclamation to Thomas Ward, in recognition of the 50th Anniversary of the Ann Arbor Area Chapter # 79, and to proclaim September 19-25, 1999 as Society of Manufacturing Engineers Week in Ann Arbor. The Society of Manufacturing Engineers is an international, professional society dedicated to serving its members and the manufacturing community through professionalism, knowledge and learning. The Ann Arbor Area Chapter has been actively promoting excellence in manufacturing engineering for the past half century.

#### **1999 JOHN J. GUNTHER BEST PRACTICES AWARDS**

Mayor Sheldon presented Community Development Director Eileen Ryan with a crystal award from the Department of Housing and Urban Development (HUD), in recognition of the good work done by the Community Development Department in helping the less fortunate and managing federal grant monies wisely. The City of Ann Arbor received four Best Practices awards from HUD this year. An award for providing technical assistance to other communities to help them utilize a HUD dispersment and integration system was presented to Fiscal and Administrative Manager Kathleen Muscato. The Continuum of Care Process Award was presented to Human Services Manager Merrill Crockett, and CDBG Executive Committee Chair Katie Collins, received the award for Community Partners on behalf of the efforts made on the Annual Christmas in April effort. Ms. Ryan presented the Financial and Grant Management Award to City Council.

HURON BOOK PRESENTATION BY THE PARKS AND RECREATION DEPT.  
Parks and Recreation Superintendent Ron Olson distributed copies of the Huron Book to members of City Council. Natural Area Preservation Coordinator David Borneman gave an overview of the book. The book originally started with a grant from the Department of Natural Resources (DNR) and the National Heritage Program in 1996 as a guide to educate the public about the parks along the Huron River. The book was published by the University of Michigan Press, and can be purchased for \$15.95 in local bookstores or the Parks and Recreation Department.

#### **ANN ARBOR CIVIC THEATRE**

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Mayor Sheldon proclaimed September 20-14 Ann Arbor Civic Theater Week and dedicated a proclamation in honor of their 70th Anniversary. The Ann Arbor Civic Theater has been committed to the performance of quality plays and musicals and meeting the highest standards of excellence in the community. The Ann Arbor Civic Theatre has been involved in the betterment of the community through providing year-round performances, interestbased workshops, youth theatre programs and community outreach programs.

#### TEACHING-LEARNING COMMUNITIES

Mayor Sheldon presented a proclamation to Carol Tice on behalf of the 30th Anniversary of the Teaching Learning Communities (TLC) in the Ann Arbor Public Schools. The

Teaching-Learning Communities promotes success in learning, and is operated by volunteers and consists of elders sharing their wisdom with the youth in an educational setting. The program consists of volunteers who share their program is currently in nine elementary schools, and one jr. high school.

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

##### KERMIT SCHLANSKER - OIL RESERVE

Kermit Schlansker, 2950 Marshall, presented a chart of the Hubbert=s Oil Curve and pointed out that it is probable that the world will run out of oil because the United States is using about six billion barrels of oil per year and the world is using about 26 billion barrels. Mr. Schlansker urged the city to begin planting more trees now because wood is the best source to obtain sustainable fuel from. He suggested that the City build a power plant that is fueled by wastepaper and wood to serve as a research vehicle to improve pollution control, efficiency and cogeneration.

##### AUDREY JACKSON - AFFORDABLE HOUSING PARTNERSHIPS

Audrey Jackson, 2557 Sandalwood, stated that it is troubling how Ann Arbor is voted one of the best places in the United States for families, education and housing when the city is not able to house its poor, homeless or working middle-class, thrives on expensive rentals and has bargain homes priced for \$200,000. She stated that the Affordable Housing Steering Committee currently has no representative from public housing, and only one person representing cooperative housing. Ms. Jackson stated that a real affordable housing partnership will succeed when everyone at the table is treated with the ability to have an equal input on the future of affordable housing.

##### ALAN HABER - NUCLEAR WEAPONS

Alan Haber, 531 Third Street, gave an update on the Teaching Community Forum on Nuclear Weapons, which will begin on October 4 and continue through October 11. He extended an invitation to City Council and members of the community to come and hear the many speakers coming from all over the world to address the issue of nuclear weapons. Some of the topics that will be discussed are: The Scientific Study of Peace and Justice; How to Teach Peace Education; What is the Government=s Program for Nuclear Weapons in Space? Environmental Justice; and The Effects of Low Level Radiation on Embryos.

##### SUSAN BASKETT - C.O.P. PROGRAM

Susan Baskett, Facilitator of The Neighborhood Coalition of Southeast Ann Arbor, spoke in support of the Community Oriented Policing (C.O.P.) Program in the City of Ann Arbor. She stated that the program is good for neighborhoods because it provides consistency, accountability and a sense of neighborhood empowerment. Ms. Baskett gave a detailed overview of the involvement of C.O.P. officers in the neighborhood and encouraged City Council to continue the program because it supports the neighborhood and empowers them

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to support themselves.

## **PUBLIC HEARINGS**

### **CHAPTER 59- OFF-STREET PARKING (ORDINANCE NO. 38-99)**

A public hearing was conducted on the proposed amendment to Chapter 59, Sections 5:165, 5:167 and 5:168, to revise parking requirements for funeral homes, delete outdated references to handicapped parking requirements, and reduce minimum parking lot aisle width requirements for 90 degree parking. Notice of public hearing was published August 29, 1999.

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

### **ENGAGE ENERGY US, L.P. ELECTRIC UTILITY FRANCHISE - Ordinance No. 41-99**

A public hearing was conducted on the proposed amendment to Chapter 37, by adding new sections 2:635 - 2:657 - Engage Energy Electric Utility Franchise. Notice of public hearing was published September 12, 1999.

The following person was present to speak:

Terry O'Reilly, representing Engage Energy US, L.P., clarified that currently Engage Energy is not aware of any renewables available to them. He stated that he is present to answer any questions from City Council.

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

### **CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT FOR CDBG AND HOME PROGRAMS**

A public hearing was conducted on the Consolidated Annual Performance and Evaluation Report for CDBG and HOME Programs. Notice of public hearing was published September 12, 1999.

The following persons were present to speak:

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Jim Elvison referred to the Shelter Plus Care Annual Caucus Report and stated that the report states that there were 35 people who did not participate in the program because there were no vacancies. He stated that the City should do all it can to assure that the vacancies are made available. Mr. Elvison referred to the program goals and urged that the tracking system not be discontinued because it tracks people who need substance abuse services.

Audrey Jackson, referred to the 1990-1991 Fiscal Year Non-Profit Agency Funding History Report and requested that City Council or the Community Development Department provide her with information on how monies were used for the following agencies: Academy for African-American Students; Ann Arbor Housing Commission; Ann Arbor Public Schools; Catholic Social Services; Community Action Network; Domestic Violence Project; Housing Bureau for Seniors and Neighborhood Senior Services. She questioned the lack of minority organizations that receive these funds, and what information is needed by the City to facilitate the process for African-American led minority agencies. Ms. Jackson asked the City to also provide the current status of Section 8 funds for the assisted public housing sites listed in the report.

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

## **APPROVAL OF AGENDA**

### **AGENDA APPROVED WITH CHANGES**

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

#### **B - ORDINANCES - SECOND READING**

Correction: B-1 Amendment to Chapter 59, Sections 5:167 and 5:168, to revise the parking requirements for funeral homes, delete outdated references to handicapped parking

requirements, and reduce minimum parking lot aisle width requirement for 90 degree parking (<Attorney> PLANNING) (Ordinance No. 38-99)

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**D - MOTIONS AND RESOLUTIONS**

Add D-1 Resolution Designating Sunday, October 10 as CROP

Sponsors: Hunger Walk Day in the City of Ann Arbor (CouncilmemberS <Hanna-Davies> **HERRELL & KOLB**)

On a voice vote the Mayor declared the motion carried.

**APPROVAL OF COUNCIL MINUTES**

None.

**CONSENT AGENDA**

**CONSENT AGENDA ITEMS APPROVED**

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

**R-516-9-99 APPROVED**

**RESOLUTION TO APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH BLACK & VEATCH, LTD. FOR THE BOOSTER STATION AND WELL FIELD IMPROVEMENT PROJECT - RFP NO. 462**

Whereas, It is necessary to add a booster station and make associated well field modifications to provide the Water Treatment Plant with 10 MGD of well water to meet MDEQ firm capacity requirements;

Whereas, Of the eight firms that submitted proposals to perform this work, Black & Veatch Ltd. was determined to be the most qualified for this work; and

Whereas, Black & Veatch Ltd. received Human Rights approval on April 9, 1999;

**RESOLVED**, That a Professional Services Agreement in the amount of \$327,875 be approved with Black & Veatch Ltd. to provide engineering services for the Booster Station and Well Field Improvement Project;

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**RESOLVED**, That a contingency in the amount of \$32,788 is approved to finance change orders to be approved by the City Administrator;

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

**RESOLVED**, That the funds be available for the life of the project until expended without regard to the fiscal year.

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**R-517-9-99 APPROVED**

**RESOLUTION TO APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH BLACK & VEATCH, LTD. FOR DESIGN OF SEWAGE RESIDUALS MANAGEMENT PROJECT, RFP NO. 310**

Whereas, The Sewage Residuals Management Project (SRMP) at the Wastewater Treatment Plant was awarded to Black & Veatch under RFP No. 310 by Council Resolution No. R-276-6-93 on June 21, 1993;

Whereas, Design of improvements to the sewage screenings, grit and scum removal systems was put on hold due to higher priority of other portions of the SRMP and staff work loads;

Whereas, It is now necessary to design improvements to the sewage screenings, grit and scum removal systems;

Whereas, Black & Veatch submitted a proposal in the amount of \$152,552 for design

of improvements to the sewage screenings, grit and scum removal systems and provide assistance during bidding and selection of construction contractor and the proposal is acceptable to the City; and

Whereas, Human Rights approved Black & Veatch to perform work for the City on April 9, 1999;

RESOLVED, That Council approve a Professional Services Agreement with Black & Veatch in the amount of \$152,552 to provide engineering services as specified in its proposal;

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RESOLVED, That the Mayor and City Clerk be authorized to sign the contract approved as to form by the City Attorney; and

RESOLVED, That Council approve a contingency in the amount of \$12,448 to finance change orders to be approved by the City Administrator, and funds are available for the life of the project without regard to fiscal year.

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R-518-9-99 APPROVED

RESOLUTION TO APPROVE PAYMENT TO CONNECT THE WASTEWATER TREATMENT PLANT TO ANN ARBOR TOWNSHIP=S WATER SYSTEM

Whereas, The Wastewater Treatment Plant (WWTP) needs potable water for its employees and various plant functions;

Whereas, There are significant annual operation and maintenance costs associated with the existing groundwater treatment system, and additional costs will be incurred for necessary repair of the system;

Whereas, Discussions over the past year between the City and the Township have failed to resolve the City=s objections to the exorbitant benefit fees assessed by the Township for connecting the WWTP to the Township=s potable water system; and Whereas, At this time, it is uncertain when these discussions will end productively or otherwise;

RESOLVED, That Council approve payment of \$74,985 to Ann Arbor Township for fees associated with connecting the WWTP to the Township=s potable water system.

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R-519-9-99 APPROVED

REVISED RESOLUTION AUTHORIZING WATER MAIN, SANITARY SEWER AND STORMSEWER IMPROVEMENT CHARGES TO 2405 SOUTH MAIN STREET

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

Water Main: S. Main/Ann Arbor-Saline Road/Scio Church, 16" Water Main, File No. 86042, Dist. No. 86042, 83.37 lft frontage @\$52.73 = \$4,396.22

Sanitary Sewer: South-Southwest Sanitary Trunklines, Non. Dist Job #3083, Section I = \$68.85/acre at 0.39 acre = \$26.85

Section II = \$136.91/acre at 0.39 acre = \$53.40

Pittsfield Valley Trunkline Job #1716, #1928, etc. = \$142.37/acre at 0.39 acre = \$55.52

Job. No. 3780, Dist. No. 410, \$55.24/acre at 0.39 acre - \$21.54

8" South Main Sanitary Sewer File No. 95084, Job No. 1906, one

connection = \$14,132.49.

Stormsewer: 30" stormsewer in S. Main St., Dist. No. 2, Job No.795; \$9.98/lft frontage, at 83.37 lft frontage = \$832.03

GRAND TOTAL OF IMPROVEMENT CHARGES \$19,518.05; 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 levy an improvement charge against the following newlyannexed property which is specifically benefitted by the above improvements:

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Annexation Address: 2405 South Main St.

City Assessor Code: 12-05-100-018

Annexation Number : A95-20

Planning File No : 12051F1.1 & .2

Commencing at a point on the easterly line of Main Street, 226.98 feet northerly from the point where said easterly line of Main Street intersects a line parallel to and 2170.6 feet southerly from the north line of Section 5, thence east 198.83 feet; thence north 83.0 feet; thence west 206.59 feet to the easterly line of Main Street; thence southerly along the easterly line of Main Street, 83.37 feet to the Place of Beginning, being what is known as Lot Number Three according to the unrecorded plat of State Street Highlands, parts of the north half of Section 5, Town 3 South, Range 6, East, Pittsfield Township, Washtenaw County, Michigan. Now situated in the City of Ann Arbor.

2. That the improvement charge levied is \$19,518.05 and is designated as Utilities Improvement Charge No. 652;

3. That this improvement charge is divided into 15 equal installments; the first to be due on December 1, 1999, 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, 1999.

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 Gerald E. Eisemann DDS and Susan Eisemann, 495 Bemis Rd., Saline MI 48176 and to be credited in the amounts of \$4,396.22 to Fund 042-073-7151, \$14,289.80 to Fund 043-073-7151 and \$832.03 to Fund 069-073-7151.

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R-520-9-99 APPROVED

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RESOLUTION AUTHORIZING WATER MAIN, SANITARY SEWER AND STORM SEWER IMPROVEMENT CHARGES TO 2385 SOUTH MAIN STREET

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

Water Main: S. Main/Ann Arbor-Saline Road/Scio Church, 16" Water Main File No. 86042, Dist. No. 86042, \$52.73/lft frontage, 83.27 lft frontage @\$52.73 = \$4,390.95

Storm Sewer: 30" storm sewer in S. Main St. No. Dist. No. 2 , Job No. 795, \$9.98/lft frontage x 83.27 lft frontage = \$831.03.

Sanitary Sewer: South-Southwest Sanitary Trunklines, Non. Dist Job #3083, Section I = \$68.85/acre at 0.40 acre = \$27.54

Section II = \$136.91/acre at 0.40 acre = \$54.76

Pittsfield Valley Trunkline Job #1716, #1928, etc.  
= \$142.37/acre at 0.40 acre = \$56.95

Job. No. 3780, Dist. No. 410 \$55.24/acre at 0.40 acre - \$22.10

South Main 8" Sanitary Sewer File No. 95084, Job No. 1906, one connection = \$14,132.49.

GRAND TOTAL OF IMPROVEMENT CHARGES \$19,515.82 ; 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: 2385 S. Main St.

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City Assessor Code: 12-05-100-019

Annexation Number : A95-19

Planning File No : 12051G1.1 & .2

Commencing at the North 1/4 post of Section 5, thence South 3 degrees 19' 40" W 2170.60 feet in the North and South 1/4 line of Section 5, thence North 3 Deg 26' 20" W 393.62 feet, thence South 88 degrees 05' 20" East 33.14 feet for a Place of Beginning, thence South 88 degrees 05' 20" East 214.35 feet, thence South 1 degree 54' 40" West 82.91 feet, thence north 88 degrees 05' 20" West 206.59 feet, thence North 3 degrees 26' 20" West 83.27 feet to the Place of Beginning, being a part of the North fractional 1/2 Section 5 T3S R6E 0.40 AC. Now situated in the City of Ann Arbor.

2. That the improvement charge levied is \$19,515.82 and is designated as Utilities Improvement Charge No.679;

3. That this improvement charge is divided into 15 equal installments; the first to be due on December 1, 1999, and the 14 subsequent installments to be due on June 1 of each and every year thereafter, with the deferred installments of the improvement charge to bear interest at the rate of 6.5% per annum commencing December 1, 1999 .

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 Richard

Wolfson, 610-G Youngs Road, Buffalo, NY 14221 and to be credited in the amounts of \$4,390.95 to Fund 042-073-7151, \$14,293.84 to Fund 043-073-7151 and \$831.03 to Fund 069-073-7151.

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R-521-9-99 APPROVED

RESOLUTION TO APPROVE AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH MCNAMEE, PORTER AND SEELEY, INC. FOR THE WATER TREATMENT PLANT BACKUP POWER SYSTEM

Whereas, By Resolution No. R-26-1-98 , approved January 20, 1999, council Council - September 20, 1999 13

authorized a Professional Services Agreement with McNamee, Porter and Seeley, Inc for the design of the backup power system for the Water Treatment Plant;

Whereas, Its necessary to do the additional design work to address neighbors concerns and the City=s direct purchase of the emergency generator and the cost of additional design work is \$15,806;

Whereas, \$6,500 is to be funded by the contingency established by Resolution No. R-26-1-98 and \$9,306 is available in the contingency established for the construction of the project; and

Whereas, McNamee, Porter and Seeley, Inc. has received the Human Rights approval on November 24, 1998;

RESOLVED, That Council approve an amendment in the amount of \$15,806 to the Professional Services Agreement with McNamee, Porter and Seeley, Inc. for the design of the backup power system upgrade for the Water Treatment Plant; and

RESOLVED, That the additional \$9,306 needed for the amendment be funded by the contingency established by Resolution No. R-260-5-99, approved on May 17, 1999;

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R-522-9-99 APPROVED

RESOLUTION AUTHORIZING LEVY ON MILLAGE ON THE DECEMBER, 1999 COUNTY TAX ROLL FOR THE CITY=S SHARE OF THE MALLET=S CREEK STORM DRAIN DEBT ASSESSMENT

Whereas, Washtenaw County has levied an assessment on the City of Ann Arbor for debt payments on the Mallet=s Creek (Pittsfield-Ann Arbor) storm drain in the amount of \$185,914.18; and

Whereas, The Council in prior years has authorized a special millage on the December Washtenaw County tax levy (on City of Ann Arbor properties only) for payment of this item;

RESOLVED, That Council does hereby authorize a levy of 0.0612 mills on the December, 1999 Washtenaw County tax levy (City of Ann Arbor properties only) for 14 Council - September 20, 1999

the City Share of this debt payment as outlined above.

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R-523-9-99 APPROVED

RESOLUTION TO ACCEPT BOARD OF INSURANCE MINUTES OF SEPTEMBER 2, 1999 AND TO AUTHORIZE PAYMENTS

RESOLVED, That the attached Board of Insurance Administration Minutes of September 2, 1999, be accepted and that the payments therein be authorized.

MINUTES

CITY OF ANN ARBOR BOARD OF INSURANCE ADMINISTRATION



SEPTEMBER 2, 1999

Present: Christopher Kolb, Councilperson

David Kwan, Councilperson 2.

Absent: Brenda Smith, Treasurer 1.

Also Present: Cyndi Beaudry, Risk Manager

Stacey Washington, Assistant City Attorney

Bob West, Assistant City Attorney

Neal Berlin, City Administrator

Eileen Goldman, Claims Processing Clerk

Boris Kuneberg, Claimant. 6.

CITIZENS' CLAIMS APPROVED: (and check issued)

CASE NO. CLAIMANT AMOUNT

CC 45-99 Vehicle damage claim of Hanoch & Tsilly Dagan \$500.00

CC 66-99 Vehicle damage claim of Guoying Mi \$1,114.83

CC 160-98 Sewer back-up claim of David & Kate Share \$782.70

(by CNA Ins.)

CC 165-98 Sewer back-up claim of Erik & Rebecca Bakker-Arkema \$3,500.00

CC 41-98 Lawsuit of William Simpson \$570.00

**TOTAL \$6,467.53**

LEGAL EXPENSES AND/OR CASE RELATED EXPENSES:

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CASE NO. CLAIMANT AMOUNT

CC 62-98 Lawsuit of Jasper Gatson by Douglas Spicer, Attorney \$75.00

Mediation Tribunal Association

CC 23-96 Lawsuit of Peggy Blattner by Robert Magill, Attorney \$25.00

Frederick McDonald, Mediator

CC 23-96 Lawsuit of Peggy Blattner by Robert Magill, Attorney \$25.00

Gordon Barnett, Mediator

CC 23-96 Lawsuit of Peggy Blattner by Robert Magill, Attorney \$25.00

Robert Logeman, Mediator

CC 51-98 Lawsuit of Khurum Sheikh by Kurt Berggren, Attorney \$306.00

Esquire Deposition Services

CC 62-98 Lawsuit of Jasper Gatson by Douglas Spicer, Attorney \$150.00

Mediation Tribunal Association

CC 205-98 Lawsuit of Donald Leach by Marla Linderman, Attorney \$25.00

Karen Mendelson, Mediator

CC 205-98 Lawsuit of Donald Leach by Marla Linderman, Attorney \$25.00

Ronald Egnor, Mediator

CC 205-98 Lawsuit of Donald Leach by Marla Linderman, Attorney \$25.00

Nancy Niemala, Mediator

CC 51-98 Lawsuit of Khurum Sheikh by Kurt Berggren, Attorney \$25.00

Karen Mendelson, Mediator

CC 51-98 Lawsuit of Khurum Sheikh by Kurt Berggren, Attorney \$25.00

Ronald Egnor, Mediator

CC 51-98 Lawsuit of Khurum Sheikh by Kurt Berggren, Attorney \$25.00

Nancy Niemala, Mediator

BI 175-98 Bodily injury claim of John Baker . \$500.00

A. Craig Cattell, M.D.

**TOTAL \$1,256.00**

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MISCELLANEOUS:

REIMBURSEMENTS RECEIVED --

**TOTAL DEPOSITED SINCE 8-5-99 \$0**

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CITIZEN'S CLAIMS DENIED:

CASE NO.

CC 64-99 Property damage claim of Boris and Natalie Kuneberg  
Discussed by Boris Kuneberg, Claimant, and the Board denied the claim.

CC 83-98 Bodily injury claim of Lisa Chase by Allen Glass, Attorney  
Discussed by Cyndi Beaudry, Risk Manager, and the Board denied the claim.

CC 19-99 Property damage claim of Paul Shapiro  
Discussed by Cyndi Beaudry, Risk Manager, and the Board denied the claim.

CC 84-99 Property damage claim of Detroit Edison (Varsity/Ellsworth)  
Discussed by Cyndi Beaudry, Risk Manager, and the Board denied the claim.

CC 79-99 Vehicle damage claim of Umar Muhammad  
Discussed by Cyndi Beaudry, Risk Manager, and the Board denied the claim.

OTHER BUSINESS:

CASE NO.

CC 67-99 Claim of Allison Roberts by Thomas L. Kent, Attorney  
Discussed by Stacey M. Washington, Assistant City Attorney, and the Board authorized settlement.

CC 23-96 Lawsuit of Margaret Blattner by Robert Magill, Attorney  
Discussed by Robert West, Assistant City Attorney, and the Board authorized settlement.

CC 214-98 Lawsuit of Michael Bondie by Iris Rubin, Attorney  
Discussed by Robert West, Assistant City Attorney, and the Board authorized settlement.

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CC 112-99 Lawsuit of Ann Strauch by Michael Kelman, Attorney  
Discussed by Robert West, Assistant City Attorney, and the Board authorized settlement.

CC 62-98 Lawsuit of Jasper Gatson by Douglas Spicer, Attorney  
Discussed by Robert West, Assistant City Attorney, and the Board authorized settlement.

CC 78-99 Vehicle damage claim of Donald Martin  
Discussed by Cyndi Beaudry, Risk Manager, and the Board authorized settlement.

CC 81-99 Vehicle damage claim of Camille Hutchinson  
Discussed by Cyndi Beaudry, Risk Manager, and the Board authorized settlement.

CC 29-99 Personal injury claim of Richard Swanson by Ameritech  
Discussed by Cyndi Beaudry, Risk Manager, and the Board closed the file.

CC 36-99 Property damage claim of Ann Arbor Computer  
Discussed by Cyndi Beaudry, Risk Manager, and the Board closed the  
file.

REQUESTS FOR INFORMATION ON PENDING CLAIMS

awaiting more information:

INCIDENT CLAIM INFO FROM DATE OF ND. RPT DATE TO  
CASE NO. NAME DATE RECEIVED CLAIMANT CORRES. FROM CLM. SRVC.

CC 75-99 Moore 6-6-99 7-27-99 X 8-13-99 Transp. 8-13-99

CC 76-99 Kaldjian 4-14-99 7-27-99 X 8-13-99 Forestry 8-13-99

CC 85-99 Richardson 3-20-99 8-11-99 X 8-17-99 Forestry 8-13-99

ADDITIONAL CLAIMS RECEIVED SINCE LAST MEETING --awaiting further investigation  
(and/or information):

CASE NO.

CC 82-99 Property damage claim of Detroit Edison (First & Ann Sts.)

CC 83-99 Property damage claim of Detroit Edison (Ann & Division)

CC 84-99 Property damage claim of Detroit Edison (Varsity & Ellsworth)

CC 85-99 Vehicle damage claim of James Richardson

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Prepared by,  
Cyndi Beaudry,  
Risk Manager

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R-524-9-99 APPROVED

RESOLUTION TO APPROVE A CHANGE ORDER WITH THOMPSON-MCCULLY  
COMPANY FOR THE 1999 DOWNTOWN STREET RESURFACING PROJECT

Whereas, On April 1, 1999, City Council approved a contract in the amount of  
\$868,474.75 with the Thompson-McCully Company for the construction of the 1999  
Downtown Street Resurfacing Project;

Whereas, Additional work in the amount of \$140,000 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 062);

RESOLVED, That Council approve a change order in the amount of \$140,000 to the  
Thompson-McCully Company for the construction of the 1999 Annual Street Resurfacing  
Project, with funding from the Street Millage Fund (Fund 062), 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-525-9-99 APPROVED

RESOLUTION TO APPROVE AN AMENDMENT TO THE PROFESSIONAL  
SERVICES AGREEMENT WITH MCNAMEE, PORTER AND SEELEY, INC. FOR  
THE 1998 BRIDGE INSPECTION PROGRAM

Whereas, McNamee Porter and Seeley, Inc. (MPS) was awarded a contract on  
October 5, 1998 (R-431-10-98) to provide professional engineering services for the 1998  
Bridge Inspection Program;

Whereas, MPS=s scope of work for the 1998 Bridge Inspection Program included  
the preparation of a City-wide Bridge Management/Maintenance Plan which was

recommended by the Federal Highway Administration and MDOT during an audit of the City's bridge inspection procedures in 1997;  
 Whereas, MPS's original scope of work has changed and it is now necessary to complete the City-wide Bridge Management/Maintenance Plan based on the revised scope of work;  
 Whereas, MPS has demonstrated the required knowledge, experience, personnel, and competitive fee schedule to continue the work to complete the Plan;  
 Whereas, MPS received approval from the Human Resources Department on November 24, 1998; and  
 Whereas, Sufficient unobligated funds exist within the Major Street Fund (Fund 0021) to cover this work;  
 RESOLVED, That Council approves the Amendment to the Professional Services Agreement with MPS in the amount of \$13,698.73 for the 1998 Bridge Inspection Program;  
 RESOLVED, That the Mayor and the City Clerk be authorized and directed to execute said amendment after approval as to form by the City Attorney and approval as to substance by the City Administrator; and  
 RESOLVED, That the City Administrator is authorized to take the necessary actions to implement this resolution.

\*\*\*\*\*

R-526-9-99 APPROVED

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RESOLUTION AUTHORIZING THE AWARD AND PURCHASE  
 OF A REPLACEMENT SELF CONTAINED AIR PACK SYSTEM FOR  
 ANN ARBOR FIRE DEPARTMENT - BID NO. 3291

Whereas, The Fire Department has the charge to maintain all emergency service operations in a cost efficient manner;  
 Whereas, The Fire Department has the need to replace a twenty plus year old self contained air pack system;  
 Whereas, The Argus Supply Company was the sole bidder and has Human Rights Approval as of September 13, 1999;  
 Whereas, The funds to purchase the Air Pack System are budgeted this current fiscal year in line item #010-032-0130-5130; and  
 RESOLVED, That the Mayor and Council authorize the City Administrator to direct the Fire Chief to award the bid and purchase of the Air Pack System to the Argus Supply Company in the amount of \$106,585.00.

\*\*\*\*\*

R-527-9-99 APPROVED

RESOLUTION TO APPROVE HOUSING REHABILITATION AGREEMENT  
 WITH NANCY ARNDT

Whereas, An application was received from Nancy Arndt for rehabilitation assistance for her home located at 1369 Jewett;  
 Whereas, The homeowner meets the City's criteria for participation in the Housing Rehabilitation Program;  
 Whereas, Two bids were received on September 2, 1999 and Ms. Arndt will be executing an agreement with the lowest responsible bidder, who has Human Rights Approval, to complete the rehabilitation work;  
 RESOLVED, That City Council approve the Housing Rehabilitation Agreement with Nancy Arndt in the amount of \$26,197 as a 0% interest, 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  
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be available without regards to fiscal year.

\*\*\*\*\*

R-528-9-99 APPROVED

RESOLUTION TO AUTHORIZE CONSTRUCTION OF  
ADDITIONAL PARKING BY THE UNIVERSITY OF MICHIGAN  
TO THE EXISTING JOINT USE PARKING LOT IN RIVERSIDE PARK

Whereas, The University of Michigan currently utilizes a short term parking area at  
Riverside Park along Canal Street for the Motor Meals Program; and  
Whereas, The Motor Meals Program has grown to the extent that additional parking  
is needed;

Whereas, The University of Michigan has requested to construct an addition of three  
parking spaces adjacent to the existing lot, at the expense of the University;

Whereas, The lot is used by the Motor Meals Program Monday through Friday from  
9:00 a.m. to 4:00 p.m. and is used at all other times for park use;

Whereas, The added spaces shall be on equivalent construction standards as the  
existing lot that was constructed by the University of Michigan in 1985; and

Whereas, An additional \$2,800.00 (or equivalent material and services) will be  
provided by the University of Michigan for other improvements to Riverside Park, which is  
consistent with the 1985 agreement between the University of Michigan and the City;

RESOLVED, That The Park Advisory Commission and the City of Ann Arbor  
Department of Parks and Recreation recommends that the Mayor and Council permit the  
University of Michigan to construct, at their expense, an addition of three parking spaces in  
Riverside Park adjacent to the existing lot with all conditions as described in this resolution.

\*\*\*\*\*

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R-529-9-99 APPROVED

RESOLUTION TO RETAIN TWO POLICE OFFICER POSITIONS  
CURRENTLY SCHEDULED TO EXPIRE AT THE CONCLUSION OF  
THE BYRNE MEMORIAL GRANT

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 adopted city-wide community  
policing as the most effective manner to deliver police service;

Whereas, The Office of Drug Control Policy had offered a grant under the Byrne  
Memorial Formula Grant Program to fund additional police officers for community policing  
that had been approved by City Council on May 6, 1996, and funded for three years,  
expiring on September 30, 1999;

Whereas, The two officers assigned to the Arbor Oaks, University Townhouses,  
Forest Knoll, and Colonial Square neighborhoods have proven over the last three years of  
funding to be an invaluable resource; and

Whereas, The original grant required the authorized strength of the police  
department to be reduced by two positions should the grant not be renewed.

RESOLVED, That the police department be permitted to retain the two authorized  
positions to continue dedicated service to the Arbor Oaks, University Townshouses, Forest  
Knoll, and Colonial Square neighborhoods; and

RESOLVED, The police department will fund the two positions for the remainder of  
the fiscal year within the Police Department budget.

\*\*\*\*\*

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**

38-99 APPROVED

**OFF-STREET PARKING REQUIREMENTS**

An Ordinance to Amend Sections 5:165, 5:167 and 5:168 of Chapter 59 of Title V of the Code of the City of Ann Arbor

(The complete text of Ordinance 38-99 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.

\*\*\*\*\*

41-99 APPROVED AS AMENDED

**ELECTRIC UTILITY FRANCHISE FOR ENGAGE ENERGY US, L.P.**

An Ordinance to Add New Sections 2:635 - 2:657 to Chapter 37 of Title II of the Code of the City of Ann Arbor

(The complete text of Ordinance 41-99 is on file in the City Clerk=s Office)

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

Councilmember Herrell moved that the ordinance be amended as follows:

Section 2:648(9) ...Grantee=s computation and methodology for computing its average annual CO<sub>2</sub> emissions from the generation mix of power sold by Grantee to customers in Ann Arbor during the preceding calendar year <to the maximum extent possible, based on all information reasonable available to Grantee.>

Section 2:651 - Annual Performance Report

On or before March 31 of each year, Grantee shall submit to the City=s Energy Office an annual report which describes Grantee=s activity in the City for the preceding calendar ear (January 1 - December 31). The report must include the following information<to the maximum extent possible, based on

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all information reasonably available to Grantee:>

With unanimous consent of Council, Terry O=Reilly and Carter McFarland, representing Engage Energy US, L.P., answered questions.

The question being Councilmember Herrell=s amendment, on a voice vote the Mayor declared the motion carried.

Councilmember Upton moved that the ordinance be amended to delete Section 2:648.

On a voice vote the Mayor declared the motion defeated.

Councilmember Daley moved to replace the word ~but with the word ~and in Section 2:648(1)(2)(3)(4)(5) and (8), and to add the word ~her to line 7 of Section 2:648(6).

On a voice vote the Mayor declared the motion carried.

The question being the ordinance as amended, on a voice vote the Mayor declared the motion carried.

**ORDINANCES - FIRST READING**

None.

**MOTIONS AND RESOLUTIONS**

R-530-9-99 APPROVED

**RESOLUTION DESIGNATING SUNDAY, OCTOBER 10TH AS**

CROP HUNGER WALK DAY IN THE CITY OF ANN ARBOR

Whereas, We are one human race but now live in a time of a instant worldwide communication and a global economy wherein the lives of all are more intimately tied one to another;

Whereas, One fourth of our human family--1.3 billion people--live in absolute poverty with incomes of less than a dollar a year; 250 million children under age 15 must work to help their families survive and more than 100 million street children need help around the world; more than 45 million people are refugees or displaced within their own countries; 34,000 children under age 5 die each day from hunger and preventable diseases; and both

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human made and natural disasters continue to wreak havoc on the lives of men, women and children of every land;

Whereas, On just the one continent of Africa, where life expectancy has increased from 40 to 51 years over the last three decades, 39% of the population have incomes of less than \$1 a day and 23 million African children are malnourished;

Whereas, Even in our own now prosperous nation 29% of the children under age 12 are hungry or at risk of hunger--twice the rate of any other industrialized nation, and agencies serving the hungry in Washtenaw County report not only continued by increasing needs for their services;

Whereas, Although our prosperity is closely related to the economic conditions of people in many nations, it is easy for most of us in this affluent community to be unaware of the desperate needs of so many, or of even the hardships faced by many who live among us; and

Whereas, Agencies in our own county work earnestly and effectively to help those in need, and the worldwide programs of many secular and religious groups have developed ways to meet emergency needs, support long-term grassroots development and attack root causes of hunger and hurt;

RESOLVED, By the City Council of Ann Arbor, Michigan, that the members of this body commend the 25th Annual Washtenaw County CROP Hunger Walk, scheduled for Sunday, October 10th, to the citizens of our community, encouraging their participation and support;

RESOLVED, That this body expresses its gratitude that for 25 years the Interfaith Council for Peace & Justice has sponsored this event which as provided more than \$823,600 to help bring help where there is hurt in our world, with more than \$205,900 of this going to give hope to those who hunger in our own small community; and

RESOLVED, That Sunday, October 10th be designated by this body as CROP HUNGER WALK DAY in the city of Ann Arbor.

Councilmember Hanna-Davies moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

\*\*\*\*\*

R-531-9-99 APPROVED

RESOLUTION AUTHORIZING SUMMARY PUBLICATION OF ORDINANCE 38-99

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

BE IT RESOLVED that the publication of Ordinance 38-99 shall be by the following summary:

Ordinance 38-99 revises Chapter 59 (Off-Street Parking Ordinance)

to revise the parking requirements for funeral homes, delete outdated references to handicapped parking requirements, and reduce minimum parking lot aisle width requirement for 90 degree parking.

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

Councilmember Putman moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

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R-532-9-99 APPROVED

RESOLUTION TO APPROVE MAUNG 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, Min Wai and Meritje Lie Maung are the owners of said property; and Whereas, It is the desire of Min Wai and Meritje Lie Maung 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;

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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:

Lot 5 of Walden Woods, according to the Plat thereof, as recorded in Liber 10 of Plats, page 50, Washtenaw County Records, Washtenaw County, Michigan.

A communication was received from the City Planning Commission transmitting its recommendation of approval of the proposed Maung Annexation, 0.15 acre, 2986 Shady Lane.

Councilmember Putman moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

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R-533-9-99 APPROVED

RESOLUTION TO APPROVE SHADY LANE 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, The City of Ann Arbor is the owner of said property; and Whereas, It is the desire of the City of Ann Arbor 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:

Lot 6 of Walden Woods, according to the Plat thereof, as recorded in Liber 10 of Plats, page 50, Washtenaw County Records, Washtenaw County, Michigan.

A communication was received from the City Planning Commission transmitting its recommendation of approval of the proposed Shady Lane Annexation, 0.15 acre, located at Shady Lane, south of Packard Road (Lot 6, Walden Wood Subdivision).

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Councilmember Putman moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.



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R-534-9-99 APPROVED  
RESOLUTION TO APPROVE A CHANGE ORDER  
TO D.N. HIGGINS, INC. AND ESTABLISH A PROJECT BUDGET  
FOR THE BIRD ROAD SANITARY SEWER, PHASE I

Whereas, It has been found necessary to construct a new 200 mm sanitary sewer to serve 1335 Bird Road;  
Whereas, Competitive bids were received by the Engineering Division on September 10, 1999 and D.N. Higgins, Inc. was the lowest responsible bidder at \$91,195.00;  
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 approve a change order to the Birk, Lookout, Revere, Radcliffe Water Main Project with said company for said construction project; and  
Whereas, The Human Resources Department has, on September 20, 1999, approved said company;

RESOLVED, That a change order in the amount of \$91,195 be approved to D.N. Higgins, Inc. for the construction of the Bird Road Sanitary Sewer, Phase I;

RESOLVED, That the City Administrator is authorized and directed to execute said change order;

RESOLVED, That the following project budget be adopted and funds appropriated for the life of the project, to be available until expended without regard to fiscal year:

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Section I - Revenue

\$ 60,000 Sewage Disposal System Operating Fund Balance  
\$ 80,900 Advanced from the Sewage Disposal System Operating Fund Balance (pending sale of Sewer Revenue Bond XIX to be sold in Spring 2000)

\$ 140,900 TOTAL

Section II - Expenses

\$ 91,200 Construction  
\$ 11,000 Design Engineering  
\$ 13,500 Construction Engineering  
\$ 4,500 Consulting and Testing  
\$ 7,500 Contingencies approved by the City Administrator  
\$ 6,500 Miscellaneous Costs  
\$ 6,700 Bond Overhead Charge

\$ 140,900 TOTAL; and

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

Councilmember Putman moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

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R-535-9-99 APPROVED  
RESOLUTION TO APPROVE AN AGREEMENT BETWEEN THE  
CITY OF ANN ARBOR AND THE UNIVERSITY OF MICHIGAN FOR THE  
FOREST AVENUE PARKING STRUCTURE PROJECT

Whereas, On May 17, 1999, City Council approved the Forest Avenue Parking Structure project (Resolution No. R-274-5-99);

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Whereas, Representatives of the City, Downtown Development Authority, and University of Michigan have met for the purpose of formulating an agreement for the City and University to share in the use and costs for the Forest Avenue Parking Structure Project; and

Whereas, On August 26, 1999, the DDA Board recommended the approval of the agreement by City Council;

RESOLVED, That City Council approve the Forest Avenue Parking Structure agreement between the City of Ann Arbor and the Regents of the University of Michigan, substantially in the form on file with the City Clerk;

RESOLVED, That the Mayor and City Clerk are hereby authorized and directed to execute said agreement, after final approval as to form by the City Attorney and as to substance by the City Administrator; and

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

Councilmember Kwan moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

\*\*\*\*\*

R-536-9-99 APPROVED

RESOLUTION TO AUTHORIZE SUMMARY PUBLICATION OF ORDINANCE NO. 41-99 - ELECTRIC UTILITY FRANCHISE FOR ENGAGE ENERGY US, L.P.

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

RESOLVED, That Ordinance No. 41-99 be published by the following summary:

Ordinance No. 41-99 amends the City Code by adding new Sections 2:635-2:657 to Chapter 37. The new sections grant a five year franchise to Engage Energy US, L.P., which would allow it to provide electric services to customers within the City of Ann Arbor, including various obligations and conditions with which Engage Energy US, L.P., must comply.

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The complete text of this ordinance is available for inspection at the City Clerk's office on the 2nd floor of the Guy C. Larcom Municipal Building, 100 N. Fifth Avenue.

Councilmember Putman moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

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R-537-9-99 APPROVED

RESOLUTION ACCEPTING GRANT OF EASEMENT FOR PUBLIC ROADWAY FROM SBMC ANN ARBOR, L.L.C. - HURON PARKWAY - WASHTENAW AVENUE INTERSECTION IMPROVEMENTS - 3245 WASHTENAW AVENUE

Whereas, SBMC Ann Arbor, L.L.C., a Michigan limited liability company, is the owner in fee simple of property located in the City of Ann Arbor, Washtenaw County, Michigan, as described in the Washtenaw County Records at Liber 3788, Page 804, dated September 16, 1998; and

Whereas, SBMC Ann Arbor, L.L.C., has delivered an easement to the City for public road right-of-way to run with the land and burden the respective property perpetually, being more particularly described as follows:

Permanent Roadway Easement

Commencing at the intersection of the Northerly right-of-way line of Washtenaw Avenue and the Westerly right-of-way line of Huron Parkway; thence N71 $\oplus$ 59'30"W 10.14 feet along said Northerly right-of-way line to the POINT OF BEGINNING; thence continuing N71 $\oplus$ 59'30"W 22.00 feet along said right-of-way line; thence N68 $\oplus$ 52'05"E 25.01 feet; thence S08 $\oplus$ 39'00"W 16.00 feet to the Point of Beginning. Being a part of the Northwest 1/4 of Section 2, T3S, R6E, City of Ann Arbor, Washtenaw County, Michigan, and containing 174 square feet of land, more or less.

RESOLVED, That the City hereby accepts said easement.

Councilmember Putman moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

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### **REPORTS FROM COUNCIL COMMITTEES**

None.

### **COUNCIL PROPOSED BUSINESS**

None.

### **COMMUNICATIONS FROM THE MAYOR**

#### **ANNOUNCEMENTS**

Mayor Sheldon made the following announcements:

- In recognition of Yom Kippur, Mayor Sheldon extended greetings to all of Ann Arbor=s Jewish Friends;
- Ann Arbor Farmer=s Market Celebration was held on Sunday, Sept. 19 in recognition of its 80th Anniversary;
- The Ann Arbor Jazz & Blues Festival was held Sept. 17-19 at Gallup Park;
- The Customer Service Recognition Award Presentations will be held Sept. 21 at 8:00 a.m. in the City Council Chambers;
- The City Council will host a dinner meeting with the Ann Arbor Board of Education at Webers on October 20th at 6:00 p.m.;
- The Grand Opening of the Fourth and William Parking Structure will be on October 29th.

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- Upcoming Council Work Sessions:

Sept. 27 - Informed Planning for Sustainable Communities

Oct. 11 - Broadway Bridges and Traffic Calming

Oct. 25 - Housing Commission Project and Fox Lawson Overview

Nov. 8 - Citizen Survey

Nov. 22 - Critical Issues and Priorities Affecting Housing and Human Services

Dec. 13 - Financial System Needs Assessment Report and Recommendations

#### **APPOINTMENTS APPROVED**

Mayor Sheldon recommended the following appointments at the September 7, 1999 regular session of Council:

Downtown Development Authority

Robert Aldrich (to fill vacancy)

303 North Fifth Avenue

Ann Arbor, MI 48104

Term: 09/20/99 to 07/31/2003

Fred J. Beal (to fill vacancy)

2008 Morton

Ann Arbor, MI 48104

Term: 09/20/99 to 07/31/2003  
Ann Arbor Energy Commission  
Donn Wolf (reappointment)  
Detroit Edison, Regional Manager  
425 S. Main  
Ann Arbor, MI 48104

Term: 09/20/99 to 09/19/2002  
Elizabeth Dean Fund Committee  
Merrill Dudley (to fill vacancy)  
1126 Fair Oaks  
Ann Arbor, MI 48104

Term: 09/20/99 to 07/31/2001  
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Zoning Board of Appeals  
Al Raymond (reappointment)  
2375 Mershon  
Ann Arbor, MI 48103

Term: 09/20/99 to 09/19/2002  
Park Advisory Commission  
Wendy Ann Woods (to fill vacancy)  
1035 Newport Road  
Ann Arbor, MI 48103

Term: 09/20/99 to 09/19/2002  
Individual Historic Properties Historic District Study Committee  
Earl Greene (to fill expired term)  
1553 Broadway  
Ann Arbor, MI 48105

Term: 09/20/99 to 05/01/2002  
Louisa Pieper (to fill expired term)  
408 Awixa  
Ann Arbor, MI 48104

Term: 09/20/99 to 05/01/2002  
Street Advisory Committee  
George Beal (reappointment)  
3361 Yellowstone  
Ann Arbor, MI 48105

Term: 09/20/99 to 07/31/2001  
Susan Reznicek (reappointment)  
890 Wickfield Ct.  
Ann Arbor, MI 48105

Term: 09/20/99 to 07/31/2001  
Ann Arbor Hospitality Committee  
Ebba Hierta (reappointment)  
915 Miner  
Ann Arbor, MI 48103

Term: 09/29/99 to 01/01/2000  
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Ann Arbor Building Authority  
Jeff Hauptman (to fill unexpired term)

805 Oxford  
Ann Arbor, MI 48104  
Term: 09/20/99 to 06/30/2000  
Washtenaw/Hill Street Historic District Study Committee  
Karen Coulter (to fill vacancy)  
1819 Hill Street  
Ann Arbor, MI 48104  
Term: for duration of project  
L. Walter Helmreich (to fill vacancy)  
4 Fair Oaks  
Ann Arbor, MI 48104  
Term: for duration of project  
H.M. Hildebrandt (to fill vacancy)  
1930 Cambridge Road  
Ann Arbor, MI 48104  
Term: for duration of project  
Mary Kathryn Newton (to fill vacancy)  
1908 Lindsay Lane  
Ann Arbor, MI 48104  
Term: for duration of project  
Peter Karl Pleitner (to fill vacancy)  
2017 Hill Street  
Ann Arbor, MI 48104  
Term: for duration of project  
Ellen Ramsburgh (to fill vacancy)  
1503 Cambridge  
Ann Arbor, MI 48104  
Term: for duration of project  
Emily Hopp Salvette (to fill vacancy)  
2016 Devonshire  
Ann Arbor, MI 48104  
Term: for duration of project  
Christine Trautwein (to fill vacancy)  
1025 Berkshire  
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Ann Arbor, MI 48104  
Term: for duration of project  
Jean Wilkins (to fill vacancy)  
2083 Ascot  
Ann Arbor, MI 48103  
Term: for duration of project  
Louisa Pieper (to fill vacancy)  
408 Awixa  
Ann Arbor, MI 48104  
Term: for duration of project  
Ann Arbor Transportation Authority Board  
Thomas Fegan (to fill unexpired term)  
500 West Keech  
Ann Arbor, MI 48103

Term: 09/20/99 to 05/01/2000

City Market Commission

John Rasmussen (to fill unexpired term)

600 Peninsula Court

Ann Arbor, MI 48105

Term: 10/01/99 to 12/31/2000

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

Councilmember Carlberg moved that the appointments to the Downtown Development Authority be postponed to the next regular session of Council.

On roll call, the vote was as follows:

Yeas, Councilmembers Carlberg, Herrell, Kolb, Daley, Hanna-Davies, 5;

Nays, Councilmembers Putman, Upton, Kwan, Mayor Sheldon, 4.

The Mayor declared the motion defeated.

The question being the appointments recommended at the September 7, 1999 regular session of Council, on a voice vote the Mayor declared the motion carried.

Mayor Sheldon recommended the following appointments at the August 2, 1999 regular session of Council:

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Downtown Development Authority

David DeVarti (reappointment)

921 Dewey

Ann Arbor, MI 48104

Term: 08/16/99 to 07/31/2004

Leah Gunn(reappointment)

1308 East Stadium

Ann Arbor, MI 48104

Term: 08/16/99 to 07/31/2004

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

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:

Individual Historic District Properties Historic District Study Committee

Cynthia Hayward (to fill expired term)

2017 Hill Street

Ann Arbor, MI 48104

Term: 10/04/99 to 05/01/2002

Local Officers= Compensation Commission

Sally Allen (to fill expired term)

2224 Applewood

Ann Arbor, MI 48103

Term: 10/4/99 to 09/30/2006

Tim Benjamin (to fill expired term)

2970 Sharon Drive

Ann Arbor, MI 48108

Term: 10/4/99 to 9/30/2006

Susan Hurwitz (to fill vacancy)

1520 Cambridge

Ann Arbor, MI 48104

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Term: 10/4/99 to 9/30/2006

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

#### **REPORTS SUBMITTED**

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

1. Consolidated Annual Performance and Evaluation Report for 1998 Program Year
2. July 1999 Investment Portfolio Report
3. August 1999 Investment Portfolio Report
4. Update on Enhanced Management of Ann Arbor's Floodplain and Floodways (Resolution No. R-181-4-99)
5. Nielsen Square - Lack of Sidewalk along Maiden Lane between Plymouth and Island Drive.
6. Engage Franchise and Green Energy
7. Alternate Fuel Vehicles Grant  
(Reports on file in the City Clerk's Office)

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

None.

### **COMMUNICATIONS FROM COUNCIL**

None.

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

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The following minutes were received for file:

1. Ann Arbor Commission on Disability Issues - June 16, 1999
2. Ann Arbor Human Rights Commission - June 16, 1999
3. Ann Arbor Energy Commission - July 8, 1999
4. Downtown Development Authority Meeting - July 8, 1999
5. Housing Policy Board - September 2, 1999
6. Commission on Art in Public Places - January 14, February 11, March 11, April 8, May 13, July 8, and August 12, 1999

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

On a voice vote the Mayor declared the motion carried.

### **PUBLIC COMMENTARY - GENERAL**

None.

### **MEETING RECESSED TO EXECUTIVE SESSION**

Councilmember Upton moved that the meeting be recessed for an executive session to discuss Collective Bargaining and Information subject to Attorney Client Privilege.

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On roll call the vote was as follows:

Yeas, Councilmembers Carlberg, Herrell, Putman, Kolb, Daley, Hanna-Davies, Upton, Kwan, Mayor Sheldon, 9;

Nays, 0.

The Mayor declared the motion carried and the meeting recessed at 9:44 p.m.

### **MEETING RECONVENED**

Councilmember Carlberg moved that the regular session of City council be reconvened.

On a voice vote the Mayor declared the motion carried and the regular session reconvened at 11:17 p.m.

### **ADJOURNMENT**

There being no further business to come before Council, the Mayor declared the meeting

adjourned at 11:17 p.m.

W. Northcross

Clerk of the Council

Frances M. McMullan

Recording Secretary