



TO: Mayor and Council

FROM: Sumedh Bahl, Community Services Area Administrator
Tom Crawford, CFO
Craig Hupy, Public Services Area Administrator
Colin Smith, Parks and Recreation Services Manager

CC: Steven D. Powers, City Administrator

SUBJECT: Council Agenda Responses

DATE: 4/6/15

CA-4 – Resolution to Approve Schedule 22 to the Interagency Agreement for Collaborative Technology and Services allowing Washtenaw County to be Added to the City’s Enterprise License Agreement for Cityworks Software with Azteca, Inc. (FY2015: \$9,166.00; FY2016: \$20,000.00; FY2017: \$20,000.00)

Question: Can you please explain what the basis is for determining the cost sharing allocations (\$63K city, \$20K county) (Councilmember Lumm)

Response: The City of Ann Arbor has an existing 3-year fixed price agreement with Azteca Systems (City Works) and our current cost will not be affected. The Washtenaw County Water Resource department engaged Azteca because they have a need to utilize their software. Washtenaw County and the City share many systems and Azteca recommended the county piggyback on to the current city agreement and quoted them an annual cost of \$20,000. We agreed to accommodate the request because this will be mutually beneficial for both parties from a knowledge sharing and future cost sharing perspective.

The city utilizes City Works among many service areas and uses a majority of the modules. The county will be utilizing the software on a smaller scale, in one department, and will not utilize all the modules. The county will be purchasing their own hardware, licenses, and professional services and the only cost incurred by the city was our time

to draft the agreement and resolution. Per our Interagency Agreement, any future cost changes, if any, will be mutually agreed upon between the county and the city.

CA-8 – Resolution to Approve Street Closing for ALLIANCE (NJATC) Opening Ceremony Dinner – Sunday, July 26, 2015

Question: Is this event open to the public? (Councilmember Warpehoski)

Response: The event is open only to registered participants of the National Training Institute. There will be controlled access points for those participants.

CA-9 – Resolution to Amend a Lease with Huron River Holdings, Inc. for Use of a Parking Lot at 416 Longshore Drive (\$9,000.00)

Question: Will the property owner or the City (either one) properly regrade this parking lot so that it drains? (Councilmember Briere)

Response: Per terms of the agreement, no promise to alter or to improve the property before or during the term of the Lease have been made. The City accepts the Property in “as-is” condition as of the Commencement Date. The lease provides approximately 40 parking spaces that are crucial to supplement parking at Argo Livery. When the lease was originally entered into a question was asked regarding drainage and it was explained that Huron River Holdings had not expanded their parking lot. They have made efforts to clean up their lot and smooth out pits and potholes with gravel in an attempt to provide a basic level of maintenance. They are allowed to perform parking lot maintenance that does not alter the extent or drainage patterns of the lot without seeking City approval. In researching the storm water runoff concerns it is apparent that the parking lot sheet drains toward Longshore with no other storm water management. In order to improve storm water management, it would require improvement beyond the scope of basic maintenance. However, the City cannot currently require the private business owner to make any storm water improvements. If they were to apply for modifications to their current site plan then they would be required to meet City storm water management code requirements. Huron River Holdings are willing to work with City staff to address any ongoing maintenance concerns but they can not commit to investing in a more significant improvement project of the parking lot. Huron River Holdings has been responsive to address any minor maintenance issue in the lot, so far, and we expect this to continue in the future. They also showed great patience last season when Argo visitors were parking in their lot outside of the times agreed to in the original lease.

Question: Will the lot get new crushed rock or gravel? (Councilmember Briere)

Response: Please see above response.

Question: Will the entrance to the walk to Argo be marked in an effective manner? (Councilmember Briere)

Response: The walk is signed at pedestrian height, both at the top and bottom of the hill, directing pedestrians to it. Staff will continue to maintain this trail.

Question: Is it customary for 8-vote items to be on the consent agenda?
(Councilmember Warpehoski)

Response: This agenda item requires eight votes consistent with Section 14.3 of the Charter. City Council rules state the Consent Agenda shall consist of ordinances and resolutions considered routine. The rules state all contracts under \$100,000 will be listed on the Consent Agenda. This item was considered appropriate for the Consent Agenda because it is the second year of the existing lease.

DS-5 – Resolution Authorizing Payment to Scio Township for the City’s Share of the Liberty Road Sanitary Lift Station Rehabilitation Project (\$160,000.00)

Question: I understand that the cost share (city pays 15% of capital) is stipulated in the MOU with Scio, but can you please elaborate on the project itself and the process for deciding what the project needs and scope are. At \$140K for a 15% share, this is almost a \$1M project – what is being done in this project, do we agree with the project scope and cost estimates, and as the minority party, do we have any say in the scope or in project management (change orders, etc.)? (Councilmember Lumm)

Response: The project is the complete replacement of a 40+ year old sanitary sewage pump station. The project was undertaken at the request of City Staff. The first step in the project was to determine what were the options and what was the best option to pursue. Options considered were: rehabilitation of the existing station; build two new stations (one each for the township and the city); replace the existing station with a joint station (as currently exists). City staff was part of the decision process as to what project would be undertaken. Plans and specifications were reviewed and commented on by city staff. Plans and specifications were adjusted to address city staff comments. Staff is involved in monthly meetings regarding the project.

DS-6 – Resolution to Approve Amendment #2 to the Professional Services Agreement with Widgery Studio, LLC (\$365,262.00)

Question: Agenda item DS-6 authorizes the amendment to the contract with Widgery Studio to increase the contract amount by \$11,710. I understand that the \$11,710 comes from the \$40,000 appropriation made by Council on March 2. Agenda item DS-6 also authorizes the City Administrator “to approve additional amendments to Widgery Studio, LLC’s professional services agreement up to \$20,000.00 in order to satisfactorily complete the project.” Is that additional \$20,000 also from the March 2 appropriation of \$40,000? (Councilmember Eaton)

Response: Yes. The funds to cover additional amendments, if necessary, are included in the \$40,000 E. Stadium Bridges Replacement Project Public Art budget amendment approved by Council on March 2, 2015.

Question: The second resolved clause states, “That the City Administrator is authorized to approve additional amendments to Widgery Studio LLC’s professional services agreement up to \$20,000 in order to satisfactorily complete the project.” Can you please clarify what that language means and confirm that it does not authorize any spending beyond the \$440K budget amended by Council Resolution R-15-058 on March 2. (Councilmember Lumm)

Response: This resolved clause is a typical contingency clause in resolutions authorizing construction work, engineering services provided by an outside firm, or other similar tasks. This clause allows the City Administrator to approve changes to a contract up to the approved contingency amount contained within the resolution approving the contract. This clause does not authorize any spending in excess of the project budget of \$440,000 previously approved by Council for this project.

F-4 – June 30, 2015 LDFA Term Expirations

Question: The communication requests 2 new appointments. Is it possible to re-appoint the current members? (Councilmember Warpehoski)

Response: No. Under The Agreement between the City of Ann Arbor and the City of Ypsilanti creating the LDFA neither member may serve another term. However, under an amendment to the Agreement, which Ann Arbor has already approved, a member of the Board would be eligible for multiple terms. For that amendment to the Agreement to be effective, it needs to be approved by Ypsilanti. Staff is following up with Ypsilanti determine the status of this item.