

## **REGULAR SESSION - MARCH 21, 1994**

The regular session of the Ann Arbor City Council was called to order at 7:32 p.m. by Mayor Ingrid B. Sheldon.

Council stood for a moment of silence.

Mayor Sheldon led the Pledge of Allegiance.

### **ROLL CALL OF COUNCIL**

Present: Councilmembers Larry Hunter, Tobi Hanna-Davies, Peter Fink, Jane Lumm, Robert Grady, Ulrich Stoll, Peter Nicolas, Julie Creal, Thais Anne Peterson, David Stead, Mayor Ingrid Sheldon, 11

Absent: 0

### **INTRODUCTIONS**

#### **MICHIGAN THEATER**

City Clerk Winifred Northcross announced that Lynn Redgrave would be appearing at the Michigan Theater on March 28, 1994.

#### **COMMUNITY DEVELOPMENT 20TH ANNIVERSARY**

Mayor Sheldon presented a proclamation in honor of National Community Development Week and in celebration of the 20th anniversary of Community Development, March 28-April 3, 1994, to Community Development Director Eileen Ryan and CDBG Executive Committee Chair Jean Robinson.

#### **ENERGY PROGRAM SUMMARY**

Energy Commission Chair Robert Tinker presented a summary of the City of Ann Arbor Energy Program. (The report was filed with the City Clerk.)

#### **ENERGY CONSERVATION REBATE CHECK**

An energy conservation rebate check in the amount of \$20,000 was presented to the City of Ann Arbor by Detroit Edison representative on the Energy Commission, Rose Lucas. Mayor Sheldon and Finance Director A. Dean Moore accepted on behalf of the City.

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

PAUL LAMBERT - YMCA

Paul Lambert, 201 W. William, expressed the opinion that the Ann Arbor Y is still too costly for many people of limited or low-income. He said that the use of Human Services funds to pay for the Y loan is unacceptable. He suggested that the loan guarantee be renegotiated.

SUSAN HORNFIELD, WILLIAM BLEWITT - MSHDA GRANT

Susan Hornfeld, 2355 W. Stadium, executive director of Washtenaw Interventions, said that WI was awarded a grant in the amount of \$102,366 by the Michigan State Housing Development Authority to fund a project which addresses the transitional and permanent housing needs for persons with permanent disability. Hornfeld and Ann Arbor Y Director William Blewitt explained the cooperative program to be implemented by WI and the Y as a result of the grant award. (The complete statement was filed with the City Clerk.)

**PUBLIC HEARINGS**SPECIAL ASSESSMENT FOR BURTON ROAD WATER MAIN PROJECT

A public hearing was conducted on the proposed special assessment for the Burton Road water main project.

The following person appeared:

A citizen residing at 2725 Burton Road said that he has no objection to the installation of the water main on Burton Road, but questioned why his assessment is so much higher than others who are being assessed.

There being no further speakers, The Mayor declared the public hearing closed.

SPECIAL ASSESSMENT FOR MURRAY COURT WATER MAIN PROJECT

A public hearing was conducted on the proposed special assessment for the Murray Court water main project.

There being no speakers at this public hearing, the Mayor declared the hearing closed.

RANSOM (ARGONAUT REALTY) REZONING

A public hearing was conducted on the proposed Amendment to Chapter 55, the rezoning of 0.41 acres from TWP (Township District) to R1C (Single-Family Dwelling District), Ransom (Argonaut Realty) property, 410 Rose Drive (Ordinance No. 18-94).

There being no speakers at this public hearing, the Mayor declared the hearing closed.

BENNETT REZONING

A public hearing was conducted on the proposed Amendment to Chapter 55, the rezoning of 0.47 acres from TWP (Township District) to R1C (Single-Family Dwelling District), Bennett Property, 1941 Upland Drive (Ordinance No. 19-94).

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

GEBHARDT REZONING

A public hearing was conducted on the proposed Amendment to Chapter 55, the rezoning of 0.44 acres from TWP (Township District) to R1C (Single-Family Dwelling District), 350 Barber Avenue (Ordinance No. 20-94).

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

GRAMMATICO REZONING

A public hearing was conducted on the proposed Amendment to Chapter 55, the rezoning of 0.19 acres from TWP (Township District) to R1C (Single-Family Dwelling District), Grammatico Property, lot 73 Scioto Hills Subdivision, Clarendon Drive (Ordinance No. 21-94).

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

GREENE/SELL REZONING

A public hearing was conducted on the proposed Amendment to Chapter 55, the rezoning of 0.33 acres from TWP (Township District) to R1C (Single-Family Dwelling District), Greene/Sell property, 366 Pinewood (Ordinance No. 22-94).

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

ISSEL REZONING

A public hearing was conducted on the proposed Amendment to Chapter 55, the rezoning of 0.56 acres from TWP (Township District) to R1C (Single-Family Dwelling District), IsSEL property, 415 Pinewood (Ordinance No. 23-94).

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

MAJOR REZONING

A public hearing was conducted on the proposed Amendment to Chapter 55, the rezoning of 0.18 acres from TWP (Township District) to R1C (Single-Family Dwelling District), Major property, northwest corner of Joseph Street and Victoria Avenue (Ordinance No. 24-94).

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

**ROTH REZONING**

A public hearing was conducted on the proposed Amendment to Chapter 55, the rezoning of 0.22 acres from TWP (Township District) to R1C (Single-Family Dwelling District), Roth property, 342 Pinewood (Ordinance No. 25-94).

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

**TURNER REZONING**

A public hearing was conducted on the proposed Amendment to Chapter 55, the rezoning of 0.60 acres from TWP (Township District) to R1C (Single-Family Dwelling District), Turner property, 2601 Dexter Avenue (Ordinance No. 26-94).

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

**WESLEY REZONING**

A public hearing was conducted on the proposed Amendment to Chapter 55, the rezoning of 0.44 acres from TWP (Township District) to R1C (Single-Family Dwelling District), Wesley property, 330 Barber Avenue (Ordinance No. 27-94).

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

**WHITMAN REZONING**

A public hearing was conducted on the proposed Amendment to Chapter 55, the rezoning of 0.19 acres from TWP (Township District) to R1C (Single-Family Dwelling District), Whitman Property, 415 Evergreen Drive (Ordinance No. 28-94).

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

**WESTSIDE UNITED METHODIST CHURCH LAND DIVISION**

A public hearing was conducted on the proposed Westside United Methodist Church Land Division, 0.6 acre, 1671 Stadium Court.

The following persons appeared and spoke at this public hearing:

George Morgan, 1705 Morgan Court, opposed the proposed land division. The lot division would result in lots that would be much smaller than the existing lots and would violate deed restrictions.

Jim Stoney, lot 6 of Stadium Ct., opposed the land division because the 60 foot wide lot

does not conform with deed restrictions for properties in that subdivision. The smallest existing lot is 80 feet.

Joan Weir, 1685 Stadium Ct., opposed the lot division, and the proposal to construct dwelling units on the lots. The division and subsequent construction proposed there does not conform to deed restrictions.

Robert Warner, 1821 Coronada Drive, suggested some questions to consider when considering the question of lot division: problems of drainage, adequate access (driveways and sidewalks), upkeep of the existing park, and aesthetics.

Paul Campbell, chairman of the Westside Church Parsonage Committee, said that the proposal is the most prudent one, and it meets the zoning requirements of the City.

Nicolas Dever, 4840 Greenway Ct., a member of the Westside Church, said that the proposed lot division meets all of the legal requirements of the City.

There being no further speakers, the Mayor declared the hearing closed.

#### INTERIM 1994-2000 PARKS, RECREATION AND OPEN SPACE PLAN

A public hearing was conducted on the proposed adoption of the Interim 1994-2000 Parks, Recreation and Open Space Plan.

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

#### GRANT APPLICATION FOR TRAVERWOOD SUBDIVISION PARKLAND ACQUISITION

A public hearing was conducted on the proposed grant application to Michigan Department of Natural Resources for matching funds for the acquisition of 9.6 acres of park land in the Traverwood Subdivision.

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

#### GRANT APPLICATION FOR PHASE II IMPROVEMENTS TO SOUTH EAST AREA PARK

A public hearing was conducted on the proposed grant application to Michigan Department of Natural Resources for Matching Land and Water Conservation Funds for Phase II Improvements to South East Area Park.

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

#### GRANT APPLICATION FOR BANDEMER PARK/NORTH MAIN BICYCLE PEDESTRIAN TRAIL

A public hearing was conducted on the proposed grant application to Michigan Department of Transportation for Matching Funds for construction of the Bandemer Park/North Main Street Bicycle Pedestrian Trail.

The following persons appeared and spoke at this public hearing:

Linda Spencer and Dieter Hohnke, members of the Bicycle Coordinating Committee, said that the committee was in unanimous support of this grant.

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

### APPROVAL OF AGENDA

#### AGENDA APPROVED AS AMENDED

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

#### ORDINANCES - SECOND READING

Revised/Delete: Amendment to Chapter 61, Sections 5:506 and 5:507 - Remove Restrictions on Political Signs (Councilmember Grady) (Ordinance No. 15-94) (Postponed: February 23 and March 7, 1994) (**Last Revision: March 18, 1994 - Distributed Friday March 18, 1994**) - **Substantially revised - Moved to Ordinances - First Reading**)

#### ORDINANCES - FIRST READING

Add: Amendment to Chapter 61, Sections 5:506 and 5:507 - Remove Restrictions on Political Signs (Councilmember Grady)

#### D - MOTIONS AND RESOLUTIONS

Alter Agenda: Resolution to Approve Westside United Methodist Church Land Division, 0.6 acre, 1671 Stadium Court (Planning Commission Recommendation: Approval - 6 yeas and 1 nay) (**Consider prior to the Consent Agenda**)

Revised: Resolution to Approve Summary Publication of Ordinance Number 15-94 - Sign Ordinance Revisions (**Last Revision: March 17, 1994 - Distributed March 18, 1994**)

Revised: Resolution to Prepare a Municipal Pollution Prevention Program

Report (Councilmember Stead)

Revised: Resolution Declaring City of Ann Arbor Buildings and Vehicles Smoke Free (Councilmembers Stead, Nicolas)

Add/Revise: Resolution Concerning the Ann Arbor Employees' Retirement System and the City Employee Pension and Benefit Tax (Councilmember Grady)

On a voice vote, the Mayor declared the motion carried unanimously.

### **APPROVAL OF COUNCIL MINUTES**

#### **MINUTES APPROVED AS PRESENTED**

Councilmember Nicolas moved that the regular session minutes of February 23, 1994 and public hearing and working session of February 28, 1994 be approved as presented.

On a voice vote, the Mayor declared the motion carried unanimously.

#### **AGENDA ALTERED**

The order of the agenda was altered to consider the following:

#### **R-84-3-94 APPROVED RESOLUTION TO APPROVE WESTSIDE UNITED METHODIST CHURCH LAND DIVISION**

A communication was received from the City Planning Commission transmitting its recommendation of approval (6 yeas and 1 nay) of the Westside United Methodist Church Land Division, 0.6 acre, 1671 Stadium Court.

Whereas, Westside United Methodist Church has requested land division approval in order to divide the existing parcel at 1671 Stadium Court into three separate parcels. The Ann Arbor City Planning Commission, at its meeting of January 20, 1994, recommended approval of said request;

RESOLVED, By the Mayor and City Council that the Westside United Methodist Church Land Division is hereby approved, subject to the provision of a catch basin within the 15-foot utility easement.

Councilmember Lumm moved that the resolution be approved.

On roll call the vote was as follows: Yeas, Councilmembers Hunter, Hanna-Davies, Fink,

Lumm, Grady, Stoll, Nicolas, Creal, Stead, Mayor Sheldon, 10  
Nays, Councilmember Peterson, 1

The Mayor declared the motion carried.

Returning to the order of the agenda:

**CONSENT AGENDA**

The following Consent Agenda was considered:

**R-85-3-94 APPROVED  
RESOLUTION TO AMEND THE STATE OF MICHIGAN  
GRANT PROJECT AGREEMENT FOR VETERANS PARK  
ICE ARENA AND SWIMMING POOL IMPROVEMENTS**

WHEREAS, The City of Ann Arbor entered into an agreement with the State of Michigan Department of Natural Resources regarding the Quality of Life Bond Program grant in the amount of \$700,000 for improvements to Veterans Park Ice Arena and Swimming Pool approved on June 21, 1991;

WHEREAS, The City has shown significant and continuing progress toward completion of the project;

WHEREAS, The City has requested an extension of the Veterans Park project completion deadline with the Department of Natural Resources, to December 31, 1994;

WHEREAS, All other provisions of the agreement shall continue in full force;

RESOLVED, The Mayor and City Council approve an amendment to the Quality of Life Bond grant project agreement between the City of Ann Arbor and the Michigan Department of Natural Resources to extend the completion date for the Veterans Park project until December 31, 1994.

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**R-86-3-94 APPROVED  
RESOLUTION TO APPROVE THE PURCHASE OF  
ABOVE GROUND FUEL STORAGE AND  
DISPENSING SYSTEMS, BID NO. 2453  
(\$29,896)**

Whereas, To maintain a safe and functional fueling system for Leslie Park and

Huron Hills Golf Courses, it is necessary to replace the existing fueling systems with a system that meets current State and Federal regulations;

Whereas, Seven bids were received and R.W. Mercer Company Inc. of Jackson, Michigan submitted the lowest responsible bid in the amount of \$29,896.00;

Whereas, R.W. Mercer Company Inc. received Personnel/Human Rights approval on February 23, 1994;

RESOLVED, That the Mayor and City Council authorize the City Administrator to issue a Purchase order in the amount of \$29,896 to R.W. Mercer Company, Inc. for the installation of two (2) above ground fuel storage and dispensing systems at Leslie Park and Huron Hills Golf Courses in accordance with the specifications contained in Bid No. 2453.

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R-87-3-94 APPROVED  
RESOLUTION TO APPROVE PROFESSIONAL  
SERVICES AGREEMENT WITH ENGINEERING  
AND TESTING SERVICES, INC. FOR  
CONSTRUCTION TESTING SERVICES FOR THE  
SOUTH MAIN STREET RECONSTRUCTION  
PROJECT (PACKARD TO ADAMS) (\$50,000)

Whereas, It is necessary to employ a qualified testing firm to perform essential testing for the South Main Street Reconstruction Project (Packard to Adams); and

Whereas, Proposals for this testing were received and evaluated by the Engineering Division on the basis of qualifications and fees; and

Whereas, Engineering and Testing Services, Inc. has demonstrated the required experience, personnel and competitive fee schedule to perform the work; and

Whereas, On March 21, 1994 the Human Resources Department gave approval of said company for said work; and

Whereas, On November 1, 1993 with the approval of the project's construction budget, Council appropriated sufficient funds for this contract;

NOW, THEREFORE, BE IT RESOLVED, That Council authorizes a professional services agreement in the standard City form in the amount of \$50,000 with Engineering and Testing Services, Inc. for construction testing and inspection services for the South Main Street Reconstruction Project (Packard to Adams); and

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

BE IT FINALLY RESOLVED, That the Mayor and Clerk are authorized and directed to execute said agreement after approval as to form by the City Attorney and approval as to substance by the City Administrator.

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R-88-3-94 APPROVED  
RESOLUTION TO ACCEPT BOARD OF  
INSURANCE ADMINISTRATION MINUTES OF  
MARCH 3, 1994 AND TO AUTHORIZE PAYMENTS

RESOLVED, That the board of Insurance Administration Minutes of March 3, 1994 be accepted and that the payments therein be authorized.

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R-89-3-94 APPROVED  
RESOLUTION TO INCREASE PURCHASE ORDER  
FOR MEMOREX-TELEX CORPORATION (\$3,500)

WHEREAS, The Administrative Services Department, Information Services Division wishes to continue its leasing and maintenance services for terminals and printers with Memorex-Telex Corporation;

WHEREAS, Memorex-Telex has provided excellent services and response time to the City; and

WHEREAS, Memorex-Telex Corporation was approved by the Personnel and Human Rights Department on March 8, 1994;

RESOLVED, That the recommendation of the City Administrator be approved to increase Purchase Order No. 4-1852-92 to Memorex-Telex Corporation from \$14,000.00 to \$17,500.00 for hardware maintenance support.

Source of Funds: 010-013-1300-2320

Councilmember Hunter moved that the Consent Agenda be approved.

On a voice vote, the Mayor declared the motion carried unanimously.

**ORDINANCES - SECOND READING**

18-94 APPROVED  
RANSOM (ARGONAUT REALTY) REZONING

AN ORDINANCE TO AMEND THE ZONING MAP BEING A PART OF CHAPTER 55 OF TITLE V OF THE CODE OF THE CITY OF ANN ARBOR.

This is the rezoning of 0.41 acres from TWP (Township District) to R1C (Single-Family Dwelling District), Ransom (Argonaut Realty) property, 410 Rose Drive.

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

On roll call the vote was as follows: Yeas, Councilmembers Hunter, Hanna-Davies, Fink, Lumm, Grady, Stoll, Nicolas, Creal, Peterson, Stead, Mayor Sheldon, 11  
Nays, 0

The Mayor declared the motion carried and ordinance approved at second reading.

19-94 APPROVED  
BENNETT REZONING

AN ORDINANCE TO AMEND THE ZONING MAP BEING A PART OF CHAPTER 55 OF TITLE V OF THE CODE OF THE CITY OF ANN ARBOR.

This is the rezoning of 0.47 acres from TWP (Township District) to R1C (Single-Family Dwelling District), Bennett Property, 1941 Upland Drive.

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

On roll call the vote was as follows: Yeas, Councilmembers Hunter, Hanna-Davies, Fink, Lumm, Grady, Stoll, Nicolas, Creal, Peterson, Stead, Mayor Sheldon, 11  
Nays, 0

The Mayor declared the motion carried and ordinance approved at second reading.

20-94 APPROVED  
GEBHARDT REZONING

AN ORDINANCE TO AMEND THE ZONING MAP BEING A PART OF CHAPTER 55 OF TITLE V OF THE CODE OF THE CITY OF ANN ARBOR.

This is the rezoning of 0.44 acres from TWP (Township District) to R1C (Single-Family Dwelling District), Gebhardt Property, 350 Barber Avenue.

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

On roll call the vote was as follows: Yeas, Councilmembers Hunter, Hanna-Davies, Fink, Lumm, Grady, Stoll, Nicolas, Creal, Peterson, Stead, Mayor Sheldon, 11  
Nays, 0

The Mayor declared the motion carried and ordinance approved at second reading.

21-94 APPROVED  
GRAMMATICO PROPERTY

AN ORDINANCE TO AMEND THE ZONING MAP BEING A PART OF CHAPTER 55 OF TITLE V OF THE CODE OF THE CITY OF ANN ARBOR.

This is the rezoning of 0.19 acres from TWP (Township District) to R1C (Single-Family Dwelling District), Grammatico Property, Lot 73 of Scioto Hills Subdivision, Clarendon Drive.

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

On roll call the vote was as follows: Yeas, Councilmembers Hunter, Hanna-Davies, Fink, Lumm, Grady, Stoll, Nicolas, Creal, Peterson, Stead, Mayor Sheldon, 11  
Nays, 0

The Mayor declared the motion carried and ordinance approved at second reading.

22-94 APPROVED  
GREENE/SELL REZONING

AN ORDINANCE TO AMEND THE ZONING MAP BEING A PART OF CHAPTER 55 OF TITLE V OF THE CODE OF THE CITY OF ANN ARBOR.

This is the rezoning of 0.33 acres from TWP (Township District) to R1C (Single-Family Dwelling District), Greene/Sell Property, 366 Pinewood.

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

On roll call the vote was as follows: Yeas, Councilmembers Hunter, Hanna-Davies, Fink, Lumm, Grady, Stoll, Nicolas, Creal, Peterson, Stead, Mayor Sheldon, 11

Nays, 0

The Mayor declared the motion carried and ordinance approved at second reading.

23-94 APPROVED  
ISSEL REZONING

AN ORDINANCE TO AMEND THE ZONING MAP BEING A PART OF CHAPTER 55 OF TITLE V OF THE CODE OF THE CITY OF ANN ARBOR.

This is the rezoning of 0.56 acres from TWP (Township District) to R1C (Single-Family Dwelling District), Issel Property, 415 Pinewood.

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

On roll call the vote was as follows: Yeas, Councilmembers Hunter, Hanna-Davies, Fink, Lumm, Grady, Stoll, Nicolas, Creal, Peterson, Stead, Mayor Sheldon, 11

Nays, 0

The Mayor declared the motion carried and ordinance approved at second reading.

24-94 APPROVED  
MAJOR REZONING

AN ORDINANCE TO AMEND THE ZONING MAP BEING A PART OF CHAPTER 55 OF TITLE V OF THE CODE OF THE CITY OF ANN ARBOR.

This is the rezoning of 0.18 acres from TWP (Township District) to R1C (Single-Family Dwelling District), Major Property, northwest corner of Joseph Street and Victoria Avenue.

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

On roll call the vote was as follows: Yeas, Councilmembers Hunter, Hanna-Davies, Fink, Lumm, Grady, Stoll, Nicolas, Creal, Peterson, Stead, Mayor Sheldon, 11  
Nays, 0

The Mayor declared the motion carried and ordinance approved at second reading.

25-94 APPROVED  
ROTH REZONING

AN ORDINANCE TO AMEND THE ZONING MAP BEING A PART OF CHAPTER 55 OF TITLE V OF THE CODE OF THE CITY OF ANN ARBOR.

This is the rezoning of 0.22 acres from TWP (Township District) to R1C (Single-Family Dwelling District), Roth property, 342 Pinewood.

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

On roll call the vote was as follows: Yeas, Councilmembers Hunter, Hanna-Davies, Fink, Lumm, Grady, Stoll, Nicolas, Creal, Peterson, Stead, Mayor Sheldon, 11  
Nays, 0

The Mayor declared the motion carried and ordinance approved at second reading.

26-94 APPROVED  
TURNER REZONING

AN ORDINANCE TO AMEND THE ZONING MAP BEING A PART OF CHAPTER 55 OF TITLE V OF THE CODE OF THE CITY OF ANN ARBOR.

This is the rezoning of 0.60 acres from TWP (Township District) to R1C (Single-Family Dwelling District), Turner Property, 2601 Dexter Avenue.

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

On roll call the vote was as follows: Yeas, Councilmembers Hunter, Hanna-Davies, Fink, Lumm, Grady, Stoll, Nicolas, Creal, Peterson, Stead, Mayor Sheldon, 11  
Nays, 0

The Mayor declared the motion carried and ordinance approved at second reading.

27-94 APPROVED  
WESLEY REZONING

AN ORDINANCE TO AMEND THE ZONING MAP BEING A PART OF CHAPTER 55 OF TITLE V OF THE CODE OF THE CITY OF ANN ARBOR.

This is the rezoning of 0.89 acres from TWP (Township District), to R1C (Single-Family Dwelling District), Wesley property, 330 Barber Avenue.

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

On roll call the vote was as follows: Yeas, Councilmembers Hunter, Hanna-Davies, Fink, Lumm, Grady, Stoll, Nicolas, Creal, Peterson, Stead, Mayor Sheldon, 11

Nays, 0

The Mayor declared the motion carried and ordinance approved at second reading.

28-94 APPROVED  
WHITMAN REZONING

AN ORDINANCE TO AMEND THE ZONING MAP BEING A PART OF CHAPTER 55 OF TITLE V OF THE CODE OF THE CITY OF ANN ARBOR.

This is the rezoning of 0.19 acres from TWP (Township District) to R1C (Single-Family Dwelling District), Whitman Property, 415 Evergreen Drive.

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

On roll call the vote was as follows: Yeas, Councilmembers Hunter, Hanna-Davies, Fink, Lumm, Grady, Stoll, Nicolas, Creal, Peterson, Stead, Mayor Sheldon, 11

Nays, 0

The Mayor declared the motion carried and ordinance approved at second reading.

## ORDINANCES - FIRST READING

### 30-94 APPROVED TENURE OF BOARDS, COMMISSIONS AND COMMITTEES

#### AN ORDINANCE TO AMEND SECTION 1:171 OF CHAPTER 8 OF TITLE I OF THE CODE OF THE CITY OF ANN ARBOR.

This amendment would provide for a 30 day prior notification to the Council by the Mayor of a board, commission or committee term expiration date, and require that the Mayor nominate reappointments within 60 days after expiration date, and prohibit the holding over of any term of office beyond 60 days without Council approval.

Councilmember Hunter moved that the ordinance be approved at first reading.

Councilmember Nicolas asked for and received the unanimous consent of Council to divide the question to vote on the amended sections of the ordinance separately.

The question under consideration is Section 1:171. General Provisions

- (2) Notice of Appointment. The Mayor shall notify Council at least 30 days prior to the expiration date of the term of office of any person serving on a board or commission. The Mayor shall place on the table the name of all reappointments no later than 60 days after the expiration date of the term of office.

On roll call the vote was as follows: Yeas, Councilmembers Hunter, Hanna-Davies, Fink, Lumm, Grady, Stoll, Nicolas, Creal, Peterson, Stead, Mayor Sheldon, 11  
Nays, 0

The Mayor declared the motion carried.

The question under consideration is Section 1:171. General Provisions

- (6) Tenure of Office. No member of any board or commission shall be allowed to hold over for more the 60 days beyond the term of office fixed by ordinance whether or not a successor has been appointed, except that Council may extend the term for a period of 90 days upon the recommendation of the Mayor and vote of at least six members of Council.

On roll call the vote was as follows: Yeas, Councilmembers Hunter, Hanna-Davies, Fink, Grady, Stoll, Peterson, Stead, 7

Nays, Councilmember Lumm, Nicolas, Creal, Mayor Sheldon, 4

The Mayor declared the motion carried and ordinance approved at first reading.

31-94 APPROVED  
TRUCK WEIGHTS

AN ORDINANCE TO AMEND SECTIONS 10:102 AND 10:120 OF CHAPTER 126 OF TITLE X OF THE CODE OF THE CITY OF ANN ARBOR.

This ordinance amendment will adopt the axle weight restrictions as well as the fine schedule of the Michigan Vehicle Code, and clarify language regarding truck routes.

Councilmember Stead moved that the ordinance be approved at first reading.

On a voice vote, the Mayor declared the motion carried.

32-94 APPROVED  
REMOVE RESTRICTIONS ON POLITICAL SIGNS

AN ORDINANCE TO ADD A NEW SECTION 5:506, TO RENUMBER SECTIONS 5:506 THROUGH 5:517, AND TO AMEND SECTIONS 5:501, 5:507, 5:508, 5:510, 5:511, 5:515 AND 5:516 OF CHAPTER 61 OF TITLE V OF THE CODE OF THE CITY OF ANN ARBOR.

This amendment would remove restrictions on political signs with regard to placement and limit the total area of the sign to 6 square feet.

Councilmember Hunter moved that the ordinance be approved at first Reading.

Councilmember Stead moved that the ordinance be amended as follows:

5:506. Political Signs

- (3) Signs with a total area not to exceed 6 square feet shall be permitted on private property. Such signs shall have a maximum height of 6 feet and shall be set back ~~at least 20 feet from any street~~ IN ACCORDANCE WITH 5:508(12) unless attached to the house OR BUILDING.

On a voice vote, the Mayor declared the motion carried.

Councilmember Lumm moved that the ordinance be amended as follows:

Section 5:507. Permitted Signs.

Add: (18) POLITICAL SIGNS AS DEFINED IN SECTION 5:506.

On a voice vote, the Mayor declared the motion carried.

Councilmember Grady moved that the ordinance be amended as follows:

Section 5:507. Permitted Signs.

- (3) Signs with a total area not to exceed 6 square feet PER SIGN shall be permitted on private property. Such signs shall have a maximum height of 6 feet and shall be set back in accordance with 5:508(12) unless attached to the house or building.

On a voice vote, the Mayor declared the motion carried.

The question under consideration is approval of the ordinance at first reading as amended.

On a voice vote, the Mayor declared the motion carried and the ordinance approved at first reading. Councilmembers Lumm and Fink dissented.

## MOTIONS AND RESOLUTIONS

### POSTPONED

#### RESOLUTION TO AUTHORIZE SUMMARY PUBLICATION OF ORDINANCE 15-94 - REVISION TO THE CITY SIGN ORDINANCE

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

RESOLVED, That the publication of ordinance 15-94 shall be by the following summary:

Ordinance 15-94 revises the regulations in Chapter 61 - Sign Ordinance of the City Code. The revisions add "political sign" to the definition section, add a new section for political signs, remove political signs from the permitted sign section, and prohibit erection of signs on the public right-of-way.

The complete text of this ordinance is available at the office of the City Clerk.

Councilmember Hunter moved that the resolution be approved.

Councilmember Hunter moved that the resolution be postponed indefinitely or until second

reading of the sign ordinance.

On a voice vote, the Mayor declared the motion carried unanimously.

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R-90-3-94 APPROVED  
RESOLUTION TO APPROVE AMENDMENTS TO  
BYLAWS OF ANN ARBOR SUMMER FESTIVAL, INC.

Whereas, The Ann Arbor City Council must approve changes to the bylaws for the Ann Arbor Summer Festival, Inc.; and

Whereas, It is necessary to make certain changes that will allow this organization to function more efficiently;

RESOLVED, That the Ann Arbor City Council approve the amendments to the bylaws of Ann Arbor Summer Festival, Inc.

**Changes to the Ann Arbor Summer Festival Bylaws:**

1. To bring the number of Trustees authorized to serve up to date.
2. To clarify that the Mayor of Ann Arbor and the Secretary of the University of Michigan are ex-officio members of the Board, with vote.
3. To create the office of Festival Director.
4. To add two-ex-officio, advisory Directors to the Board; namely, the President of the Ann Arbor Summer Festival Friends' Council, and the Festival Director.
5. To change the month of the annual meeting from October to November.
6. To simplify the indemnification provisions.
7. To make the Bylaws gender non-specific.
8. To make the Festival's Bylaws conform to the Nonprofit Corporation Act, which has been rewritten since the Festival's Bylaws were written.

Councilmember Nicolas moved that the resolution be approved.

On a voice vote, the Mayor declared the motion carried unanimously.

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R-91-3-94 APPROVED  
RESOLUTION TO PREPARE A MUNICIPAL POLLUTION  
PREVENTION PROGRAM REPORT

Whereas, The federal, state and local governments have responded to the need to reduce the volume and toxicity of toxic wastes by enacting various pollution control regulations;

Whereas, The planet is too small to handle the volume of hazardous and solid wastes dumped into it every year;

Whereas, Pollution control measures which regulate the "end of pipe" emissions are expensive and often result in moving pollution from one environmental medium to another, rather than actually getting rid of the pollution;

Whereas, Source reduction is an effective environmental strategy that reduces the volume and toxicity of wastes, decreases the opportunity for exposing workers to toxic substances and helps prevent serious accidents or spills;

Whereas, Through source reduction, entities in both the public and private sector can operate more efficiently--wasting fewer raw materials, creating less pollution, reducing their pollution control expenditures and decreasing their environmental liability; and

Whereas, Many businesses within the City of Ann Arbor and many City Departments have made significant progress in implementing source reduction and pollution prevention programs;

RESOLVED, That the City Administration research and assess current City practices regarding internal (City operations) and external (City customers) pollution prevention programs and summarize the results in a report within seven months;

RESOLVED, That the City Administration follow up the pollution prevention report with any relevant policy recommendations for consideration by the City Council; and

RESOLVED, That the City Administration explore the availability of outside funding sources to design and implement a municipal environmental assessment/education program that results in documented reductions in the use of toxic chemicals and waste generation to the air, water and land.

Councilmember Stead moved that the resolution be approved as revised.

On a voice vote, the Mayor declared the motion carried unanimously.

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RESOLUTION DECLARING CITY OF ANN ARBOR  
BUILDINGS AND VEHICLES SMOKE FREE

Councilmember Nicolas moved that the resolution be approved as revised.

Councilmember Hunter moved to amend the 8th paragraph as follows:

RESOLVED, That the City of Ann Arbor hereby declares all city buildings and city-leased space occupied by city employees ~~and city vehicles~~ shall be smoke free and that all smoking shall be restricted to designated smoking areas outside of city facilities ~~or vehicles~~.

and to add a final paragraph as follows:

~~RESOLVED, THAT THE CITY OF ANN ARBOR BAN SMOKING IN ANY CITY VEHICLE WHEN TWO OR MORE EMPLOYEES ARE IN THE VEHICLE.~~

On roll call the vote was as follows: Yeas, Councilmembers Hunter, Hanna-Davies, Fink, Grady, Stoll, Nicolas, Peterson, Stead, 8  
Nays, Councilmembers Lumm, Creal, Mayor Sheldon, 3

The Mayor declared the motion carried.

Councilmember Nicolas moved that the resolution be amended to return to the original language as follows:

RESOLVED, That the City of Ann Arbor hereby declares all city buildings occupied by city employees, city-leased space occupied by city employees and CITY VEHICLES shall be smoke free and that all smoking shall be restricted to designated smoking areas outside of City facilities OR VEHICLES.

and to delete the final paragraph as follows:

~~RESOLVED, That the City of Ann Arbor ban smoking in any City vehicle when two or more employees are in the vehicle.~~

On roll call the vote was as follows: Yeas, Councilmembers Fink, Lumm, Nicolas, Creal, Peterson, Stead, Mayor Sheldon, 7  
Nays, Councilmembers Hunter, Hanna-Davies, Grady, Stoll, 4

The Mayor declared the motion carried.

The question under consideration is approval of the resolution as amended.

On roll call the vote was as follows: Yeas, Councilmembers Hanna-Davies, Fink, Lumm, Grady, Stoll, Nicolas, Creal, Peterson, Stead, Mayor Sheldon, 10  
Nays, Councilmember Hunter, 1

The Mayor declared the motion carried.

Following is the resolution as approved by Council:

R-92-3-94  
RESOLUTION DECLARING CITY OF ANN ARBOR  
BUILDINGS AND VEHICLES SMOKE FREE

Whereas, The United States Environmental Protection Agency (EPA) has published a major assessment of the respiratory health risks of passive smoking;

Whereas, The EPA has concluded that exposure to "secondhand smoke" is responsible for approximately 3,000 lung cancer deaths each year in non-smoking adults as well as impairing the respiratory health of hundreds of thousands of children;

Whereas, The EPA has classified "secondhand smoke" as a Group A carcinogen under EPA's carcinogen assessment guidelines;

Whereas, Tobacco smoking has long been recognized as a major cause of death and disease, responsible for an estimated 434,000 deaths per year in the United States (Centers for Disease Control);

Whereas, Smoking-related illnesses are a factor in rising health care cost for City employees;

Whereas, The City of Ann Arbor has a desire to protect the health and safety of its employees as well as the adults and children who use City buildings, City-leased space or City vehicles; and

Whereas, Based upon recent EPA studies and in accordance with the Michigan Clean Air Act, the City Council believes that a significant health hazard and safety concern exists by allowing smoking in City buildings, City-leased space and City vehicles;

RESOLVED, That the City of Ann Arbor hereby declares all City buildings, City-leased space and City vehicles shall be smoke free and that all smoking shall be restricted to designated smoking areas outside of City facilities or vehicles;

RESOLVED, That the City of Ann Arbor offer employees assistance in their efforts to stop smoking such as attendance at a smoking cessation clinic or other necessary measures that the City Administrator may recommend; and

RESOLVED, That the City Administrator issue a revised smoking policy to notify employees and create designated outdoor smoking areas within sixty days from the passage of this resolution.

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POSTPONED  
RESOLUTION REGARDING THE CONDUCT OF COUNCIL MEETINGS

Whereas, There are often several issues on each City Council Agenda for regular meetings that require extensive deliberation and consideration of amendments;

Whereas, These deliberations consume several hours of time at the regular session of City Council;

Whereas, These deliberations cause Council meetings to extend till 1-2:00 a.m. in the morning;

Whereas, Section 4.4(b) of the City Charter and Rule 4.4(b) states that Special Meetings of the Council shall be held at the regular meeting place and shall be called by the Clerk on the written request of the Mayor or any three members of the Council; and

Whereas, City Council Rule 21: Time of Council Meetings, establishes that the second and fourth Mondays may be set aside for the Council Working Committee, and that public hearings can be held on the first, third, and fourth Monday;

RESOLVED, That no more than 3 major or controversial ordinances or resolutions per regular Council Meeting be referred, as needed, to a public meeting of the Council Working Committee of the Whole for discussion or to a Special Meeting for deliberation and action, to be held the following Monday at 7:30 p.m.;

RESOLVED, That Special Meetings would be subject to all Council rules on resolutions and motions, including requirements that citizens have a reasonable opportunity to be heard; and

RESOLVED, That public hearings on controversial ordinances or resolutions be

scheduled on the fourth Monday, as needed, to allow interested members of the public to participate in Working Committee discussions or Special Meeting deliberations by testifying and proposing changes.

Councilmember Stead moved that the resolution be approved.

Councilmember Stead moved that the resolution be postponed until April 4, 1994, for consideration and input from other Councilmembers on how Council meetings can be shortened by utilizing the existing rules.

On a voice vote, the Mayor declared the motion carried and resolution postponed.

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R-93-3-94 APPROVED  
RESOLUTION TO GRANT A CLASS C LIQUOR LICENSE  
REQUEST TO PASTABILITIES, 212 E. KINGSLEY

Whereas, The City of Ann Arbor has been notified by the Michigan Liquor Control Commission of the availability of one Class C Liquor License; and

Whereas, As the Special Liquor Committee recommends that the Ann Arbor City Council approve a Class C Liquor License for Pastabilities;

RESOLVED, That the Mayor and the Ann Arbor City Council hereby approves the granting of a Class C Liquor License to Pastabilities located at 212 E. Kingsley; and

RESOLVED, That the City Clerk shall forward a copy of this resolution to the State Liquor Control Commission.

Councilmember Stead moved that the resolution be approved.

On a voice vote, the Mayor declared the motion carried unanimously.

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R-94-3-94 APPROVED  
RESOLUTION REGARDING WAIVER OF FEES TO  
TAKE BACK THE NIGHT MARCH

Whereas, Sexual assaults are serious crimes which have a devastating, long-term impact on survivors and their families;

Whereas, Based on FBI reports, one out of three women and one out of seven men

will be sexually assaulted in their lifetimes, 60 to 80% of the time by someone they know, a fact which suggests that nearly every citizen and family in Ann Arbor will be impacted either directly or indirectly by this problem;

Whereas, Sexual assault continues to be the most under-reported crime in our country, with less than 10% reported to the police and less than 5% pursued through the court system; and

Whereas, The 15th Annual Take Back the Night March is an educational event for those involved and for the community, and will take place on April 1, 1994;

RESOLVED, That the Mayor and City Council encourages all interested citizens to support and participate in programs that increase awareness of this violent criminal act;

RESOLVED, That the Mayor and City Council agrees to fund the 15th annual Take Back the Night March in an amount not to exceed \$1,500 to be taken from the Community Events Fund; and

RESOLVED, That the Mayor and City Council recognize with appreciation the work of individuals and agencies in the community who provide crisis intervention, counseling, prevention and information, including the Assault Crisis Center, U/M Sexual Assault Prevention and Awareness Center, Domestic Violence Project/SAFE House, Ann Arbor Coalition Against Rape, and the Ann Arbor Police.

Councilmember Stead moved that the resolution be approved.

On a voice vote, the Mayor declared the motion carried unanimously.

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R-95-3-94 APPROVED  
RESOLUTION TO AMEND AGREEMENT WITH  
PEACE NEIGHBORHOOD CENTER (\$30,000)

WHEREAS, The Human Services Task Force at its February 25, 1994 meeting recommended that the City amend the FY 1993-94 agreement with Peace Neighborhood Center to provide additional services to at-risk youth; and

WHEREAS, The Human Services Task Force recommends that \$30,000 be allocated to Peace Neighborhood Center from funds set aside in the Community Development budget for "Services to Youth"; and

WHEREAS, The U.S. Department of Housing and Urban Development, Office of Inspector General has not completed its investigation of Peace Neighborhood Center nor

notified the City regarding potential disallowed costs;

RESOLVED, That the Mayor and City Council approve the allocation of \$30,000 to Peace Neighborhood Center from funds reserved for "Services for Youth" and amend the FY 1993-94 agreement with Peace Neighborhood Center and authorize the Mayor and City Clerk to execute the amendment substantially in the form on file in the office of the City Clerk, beginning January 1, 1994 and ending June 30, 1994; and

RESOLVED, That the agreement include the following special contract conditions:

- ! Peace Neighborhood Center agrees to repay any costs disallowed by the U.S. Department of Housing and Urban Development (HUD)
- ! Funds to be used for youth program staff only
- ! Agency must provide evidence that all tax forms (990 and 941) have been submitted to the IRS as required
- ! Agency shall submit Board-approved month-end financial statements indicating revenues and expenditures with Request for Funds

Councilmember Peterson moved that the resolution be approved.

Councilmember Nicolas moved that the resolution be postponed to April 4, 1994, to receive more background information on the proposed agreement.

On roll call the vote was as follows: Yeas, Councilmembers Lumm, Nicolas, Creal, 3  
Nays, Councilmembers Hunter, Hanna-Davies, Fink, Grady, Stoll, Peterson, Stead, Mayor Sheldon, 8

The Mayor declared the motion defeated.

The question under consideration is approval of the resolution as submitted.

On roll call the vote was as follows: Yeas, Councilmembers Hunter, Hanna-Davies, Fink, Grady, Stoll, Nicolas, Peterson, Stead, Mayor Sheldon, 9  
Nays, Councilmembers Lumm, Creal, 2

The Mayor declared the motion carried.

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R-96-3-94 APPROVED  
RESOLUTION TO RESCIND RESOLUTION R-103-3-81

AND TRANSFER AUTHORITY OF ADVISORY DEVELOPMENT  
COMMITTEE TO CITY PLANNING COMMISSION

A communication was received from the City Planning Commission transmitting its recommendation of Approval (8 Yeas, 0 Nays) of the transfer of authority of the Advisory Development Committee to the City Planning Commission.

Councilmember Creal moved that the resolution be approved.

Councilmember Stead moved that the resolution be amended by adding a final paragraph as follows:

RESOLVED, THAT THE CITY PLANNING COMMISSION ADOPT PROCEDURES WITHIN 60 DAYS TO IMPLEMENT INTER-DEPARTMENTAL REVIEW THAT INCLUDES PROVISIONS ALLOWING THE PUBLIC TO BE NOTIFIED OF REVIEW MEETINGS.

On a voice vote, the Mayor declared the motion carried unanimously.

The question under consideration is approval of the resolution as amended.

On a voice vote, the Mayor declared the motion carried unanimously.

Following is the resolution as amended:

R-96-3-94  
RESOLUTION TO RESCIND RESOLUTION R-103-3-81 AND  
TRANSFER AUTHORITY OF ADVISORY DEVELOPMENT  
COMMITTEE TO THE CITY PLANNING COMMISSION

WHEREAS, The Ann Arbor City Council established an Advisory Development Committee (ADC) in 1981 by adopting Resolution 103-3-81 (attached);

WHEREAS, All other provisions of that resolution were accomplished, including the revisions to City Code Chapters 55 and 57;

WHEREAS, The primary purpose of the ADC is to elicit and coordinate comments from departments and agencies reviewing significant land use petitions filed with the City Planning Department and to convey such comments to petitioners in a timely fashion;

WHEREAS, Another purpose of the ADC is to provide early notice to the Planning Commission, City Council and general public of such land use petitions;

WHEREAS, The ADC process has worked well over the last 13 years, but the written provisions are now out of date;

WHEREAS, The ADC process is an administrative, rather than a legislative, process; and

WHEREAS, The City Planning Commission finds that it has sufficient experience with the ADC process to take responsibility for it and to make necessary revisions;

RESOLVED That City Council hereby rescinds Resolution R-103-3-81 and transfers authority of the Advisory Development Committee to the City Planning Commission, consistent with Chapter 8, Section 1:179, of the City Code; and

RESOLVED, That the City Planning Commission adopt procedures within 60 days to implement inter-departmental review that includes provisions allowing the public to be notified of review meetings.

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R-97-3-94 APPROVED  
RESOLUTION TO APPROVE LESLIE SCIENCE CENTER  
RESIDENT ORGANIZATION LEASE RENEWAL FOR  
PROJECT GROW 1994

Whereas, Resident Organization leases have been reviewed annually for renewal since the implementation of The Resident Organization concept in 1985; and

Whereas, An evaluation of the current Resident Organization reveals compliance with lease requirements in 1993;

Whereas, The Leslie Science Center Advisory Committee has reviewed the 1993 Resident Organization evaluation and proposed 1994 lease revisions; and

Whereas, The Leslie Science Center Advisory Committee adopted a resolution on December 5, 1993 and the Park Advisory Commission adopted a resolution on January 18, 1994 to recommend acceptance of 1994 lease renewal;

Resolved, That the Mayor and Council approve the renewal of 1994 Resident Organization lease for the Project Grow Community Gardens;

Councilmember Hunter moved that the resolution be approved.

On roll call the vote was as follows: Yeas, Councilmembers Hunter, Hanna-Davies, Fink, Lumm, Grady, Stoll, Nicolas, Creal, Peterson, Stead, Mayor Sheldon, 11

Nays, 0

The Mayor declared the motion carried.

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R-98-3-94 APPROVED  
RESOLUTION TO RECOMMEND ADOPTION OF THE  
INTERIM 1994-2000 PARKS, RECREATION AND OPEN SPACE PLAN

Whereas, An updated five year Parks, Recreation and Open Space Plan is required by the Michigan Department of Natural Resources for the City to remain eligible to receive matching grant funds for parks and recreation projects;

Whereas, An extensive public input process was conducted including; a random sample survey of households regarding the future of parks and open space, a series of public workshops, interviews of community leaders, workshops with staff and the citizen Park Advisory Commission and the Recreation Advisory Commission, and workshops with the staff of the Department of Parks and Recreation and Community Education and Recreation, and public hearings at the Park Advisory Commission and City Council were completed;

Whereas, The plan addresses key priorities that were identified in the planning process including preservation of natural areas, implementation of the Americans with Disabilities Act transition plan, major rebuilding of recreation facilities and park areas infrastructure, and development of new park areas; and

Whereas, The Park Advisory Commission and the Recreation Advisory Commission recommend adoption of the 1994-2000 Parks, Recreation and Open Space Plan for a six month period;

RESOLVED, That the Ann Arbor Mayor and City Council approves and adopts the interim 1994-2000 Parks, Recreation and Open Space Plan subject to revision by September 1994 .

Councilmember Hunter moved that the resolution be approved.

On roll call the vote was as follows: Yeas, Councilmembers Hunter, Hanna-Davies, Fink, Lumm, Grady, Stoll, Nicolas, Creal, Peterson, Stead, Mayor Sheldon, 11  
Nays, 0

The Mayor declared the motion carried.

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R-99-3-94 APPROVED

RESOLUTION AUTHORIZING A MATCHING GRANT APPLICATION  
TO THE MICHIGAN DEPARTMENT OF NATURAL RESOURCES  
FOR THE PURCHASE OF 9.6 ACRES OF PARK LAND  
IN THE TRAVERWOOD SUBDIVISION  
(UP TO \$280,000)

Whereas, The City of Ann Arbor 1988-1994 Parks, Recreation and Open Space Plan and the 1994-2000 Parks, Recreation and Open Space Plan update identified the woodland on adjacent to Leslie Golf Course as priority for acquisition for additional neighborhood parks, preservation of the woods, and an important visual asset to Huron Parkway;

Whereas, The Park Advisory Commission has recommended the application of a grant for matching funds for acquisition of 9.6 acres the Traverwood Subdivision for a natural area park;

Whereas, The owner of the property supports the City in it's application for matching grant funds to purchase the 9.6 acre wooded parcel; and

Whereas, Matching funds from the 1988 Park Acquisition Millage are available in sufficient amounts to provide the local match (and to fund the total cost until reimbursement from the MDNR) required to qualify for grant funds;

RESOLVED, That the Mayor and City Council approve the park acquisition grant application and authorize Park Land Acquisition Millage Funds up to \$120,000 (subject to an approved appraisal) to match grant funds from the Michigan Department of Natural Resources for the acquisition of the 9.6 acre wooded site in the Traverwood Subdivision, appropriate \$280,000 of state grant funds (if the MDNR grant is approved) and a project budget of \$400,000 for the life of the project; and

RESOLVED, That If the grant is approved that the City Administrator is authorized to execute all required documents in accordance with MDNR grant requirements.

Councilmember Hunter moved that the resolution be approved.

On roll call the vote was as follows: Yeas, Councilmembers Hunter, Hanna-Davies, Fink, Lumm, Grady, Stoll, Nicolas, Creal, Peterson, Stead, Mayor Sheldon, 11  
Nays, 0

The Mayor declared the motion carried.

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R-100-3-94 APPROVED  
RESOLUTION AUTHORIZING A GRANT APPLICATION TO  
MICHIGAN DEPARTMENT OF NATURAL RESOURCES  
FOR MATCHING FUNDS FOR PHASE II PARK  
CONSTRUCTION FOR THE SOUTHEAST  
AREA PARK (\$180,000)

Whereas, Land for a 27 acre park, at Ellsworth Road and Platt Road in Southeast Ann Arbor was purchased for a public park to serve the area and park improvements are recommenced in the 1994-2000 Parks Recreation and Open Space Plan;

Whereas, Neighbors from the adjoining residential communities have formed a task force of representatives to work with the Department of Parks and Recreation in developing a consensus park plan to serve the residents of the area;

Whereas, Phase I of the park improvements are scheduled to begin construction in summer 1994;

Whereas, The Park Advisory Commission approved a recommendation to the Mayor and Council to apply for a grant for the phase II park improvements;

Whereas, A grant application was submitted in 1993 for park improvements but not approved by MDNR;

Whereas, Funds designated for a softball park from the 1983 Park Rehabilitation and Development Millage are available up to \$630,000; and

Whereas, The State of Michigan through the Land and Water Conservation Funds will accept applications for matching grants in 1994;

RESOLVED, That the Mayor and City Council approve a grant application for Land and Water Conservation Fund for up to \$180,000 in funds to be matched with \$630,000 in City funds to develop the South East Area park construction according to the consensus plan and the \$180,000 of grant funds if the grant is approved and establish a project budget of up to \$810,000 from Fund 041 (Park Rehabilitation and Development Millage) for the life of the project; and

RESOLVED, That if the grant is approved that the City Administrator is authorized to execute all required documents in accordance with MDNR grant requirements.

Councilmember Hunter moved that the resolution be approved.

On roll call the vote was as follows: Yeas, Councilmembers Hunter, Hanna-Davies, Fink, Lumm, Grady, Stoll, Nicolas, Creal, Peterson, Stead, Mayor Sheldon, 11

Nays, 0

The Mayor declared the motion carried.

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R-101-3-94 APPROVED  
 RESOLUTION AUTHORIZING A FEDERAL INTERNODAL SURFACE  
 TRANSPORTATION EFFICIENCY ACT (ISTEA) GRANT  
 APPLICATION FOR BANDEMER PARK/NORTH MAIN  
 STREET PEDESTRIAN/BIKE PATH  
 IMPROVEMENTS (\$181,000)

Whereas, Under the Transportation Enhancement Activity Program of the 1991 Federal Internodal Surface Transportation Efficiency Act (ISTEA), certain local projects may qualify for federal funding as determined by the Michigan Department of Transportation;

Whereas, The proposed pedestrian/bike path projects in Bandemer Park paralleling North Main Street was identified for an ISTEA grant applications. The path is recommended in the current Park, Recreation and Open Space Plan, the 1992 Bicycle Master Plan and is partially budgeted as part of projects in the Capital Improvement Plan;

Whereas, The total cost of the Bandemer/N. Main pathway project is \$362,000 and funding for the 50% local match has been identified through Park Rehabilitation and Development Millage Funds; and

Whereas, The Park Advisory Commission and citizens Bicycle Coordinating Committee have reviewed the project and recommend that the Mayor and Council apply for a grant for the pedestrian/bike path improvement;

RESOLVED, That the Mayor and City Council authorizes an application for Transportation Enhancement Activity funds and authorizes the City Administrator to execute all documents necessary to enter into an agreement with the Michigan Department of Transportation for the construction of the Bandemer Park/North Main Street Pedestrian/Bike Path; and

RESOLVED, That if the grant is approved by the State the Mayor and Council appropriates \$181,000 in grant funds and establishes a \$362,000 budget for the life of the project and authorizes \$181,000 from Park Rehabilitation and Development Funds (041) to match the grant.

Councilmember Hunter moved that the resolution be approved.

On roll call the vote was as follows: Yeas, Councilmembers Hunter, Hanna-Davies, Fink, Lumm, Grady, Stoll, Nicolas, Creal, Peterson, Stead, Mayor Sheldon, 11  
Nays, 0

The Mayor declared the motion carried.

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R-102-3-94 APPROVED  
RESOLUTION TO APPROVE STREET CLOSINGS FOR THE  
1994 ANN ARBOR ART FAIR

Whereas, The 1994 Ann Arbor Art Fair dates are July 20 through 23, 1994. The three art fair organizations and the Washtenaw Non-Profits have requested street closings and related services from the City to permit a successful event;

RESOLVED, That the City Council approve the following streets be closed, barricaded, and parking be prohibited from Tuesday, July 19 at 6:00 A.M. through Sunday, July 24 at 2:00 P.M. for the 1994 Ann Arbor Art Fair:

LIBERTY STREET from South State Street to Ashley. Ashley Street, Fourth Avenue, Fifth Avenue, and Division will remain open to through traffic. The Washtenaw Non-Profits will occupy Liberty between Fifth Avenue and 200 feet west of Division Street.

NORTH UNIVERSITY from Thayer to State Street.

WILLIAM STREET from State Street to Thompson. The barricade at Thompson will be placed so the driveway out of NBD Bank is open to traffic. The barricade will be staffed by art fair members at all times.

JEFFERSON from Maynard to Thompson. The barricade at Thompson will be staffed by art fair members to allow authorized vehicles access to the University of Michigan facilities along Jefferson and Maynard.

SOUTH UNIVERSITY from Washtenaw to Tappan. Forest will remain open to through traffic.

MAIN STREET from the south side of Huron to the north side of William Street. Huron, Washington, and William Streets will remain open to through traffic.

THOMPSON from Liberty to the parking structure entrance/exit. Two art fair staff will be stationed on Thompson Street to assist with traffic flow.

MAYNARD from Liberty to Jefferson. In regard to this area:

1. The Maynard Street exit/entrance to the parking structure will be closed in order to relieve vehicle congestion in the area and to ensure pedestrian safety;
2. A barricade will be located at the north edge of the parking lot entrance to the Betsey Barber Dormitory and will be staffed by art fair staff.

SOUTH STATE STREET from Washington to South University. State Street will be closed to general traffic from South University to Madison, however, local traffic and service vehicles will be permitted to enter/exit.

EAST UNIVERSITY from the construction area to Willard. Booth sections will be stored on the sidewalk at the intersection of East and South University. Set up for the information booth will occur Monday night (July 18) at this intersection.

CHURCH STREET from the entrance to the City parking lot on the south to the University of Michigan parking lot on the north.

RESOLVED, That parking be prohibited on both sides of Tappan between South University and Monroe to facilitate AATA shuttle bus service and operations;

RESOLVED, That the City comply with the other requests of the art fair organizations as outlined in the communications to the Mayor and City Council dated February 15, 1994 and February 18, 1994; and

RESOLVED, That the City Council waive the street occupancy fee (\$1,600) for the portion of Liberty Street occupied by the Washtenaw Non-Profits for the reasons outlined in the letter to the Mayor and City Council dated February 15, 1994.

Councilmember Peterson moved that the resolution be approved.

On a voice vote, the Mayor declared the motion carried unanimously.

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R-103-3-94 APPROVED  
RESOLUTION CONCERNING OUTDOOR SALES ON PRIVATE  
PROPERTY DURING THE SUMMER ART FAIR

Whereas, The City Ann Arbor's Zoning Ordinance establishes requirements for temporary outdoor sales on private property;

Whereas, Section 5:10.15(2)h states "The City Council may, by resolution, designate certain dates and locations as special events temporary outdoor sales areas. Said resolution shall include conditions and standards of conduct to be in force for outdoor sales and displays on private property;"

Whereas, City Council approved a resolution in 1985 regarding outdoor sales on private property which was to be effective for the 1985 Art Fair and all subsequent Art Fairs; and

Whereas, The standards included with the 1985 resolution have become outdated;

Whereas, The areas used for temporary outdoor sales has continued to increase;

Whereas, This increased activity for temporary outdoor sales has increased potential for accidents/injury due to the increased congestion; and

Whereas, The standards adopted for the 1993 Art Fair, by resolution R 155-4-93, proved successful in addressing the problem of increased congestion;

RESOLVED, That previous resolutions regarding temporary outdoor sales on private property be rescinded;

RESOLVED, that for the days of the Summer Art Fairs a special events temporary outdoor sales area is hereby established and that the owners of commercially zoned property fronting on the following streets may use their private yard areas for outdoor sales and display: Liberty Street from Main to South State, William Street from Thompson to South State Street, South University from East University to Washtenaw, Main Street from Huron to Williams, Thompson from Liberty Street to the Parking Structure entrance, Maynard from Liberty to Jefferson, and South State Street from Washington to William; and

RESOLVED, That the following standards be in force for outdoor sales and display areas on private property:

1. Outdoor sales areas located more than 50 feet from the public right-of-way (sidewalk or alley) require a 10 foot wide emergency access/escape passageway.

- 2. Maintain a 6 foot wide pedestrian passage between sales and display booths.
- 3. For every 50 lineal feet of booth, a 10 foot wide aisleway is provided.
- 4. Booth material shall be made of fire retardant material.
- 5. No open flames for cooking, demonstration, or entertainment purposes.
- 6. Wiring for temporary electrical power shall comply with the requirements of the National Electrical Code.
- 7. A Zoning Compliance Application form must be filled out, submitted to, and approved by the City for all proposed areas on private property no later than the 1st of July of each year.

Councilmember Peterson moved that the resolution be approved.

On a voice vote, the Mayor declared the motion carried unanimously.

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R-104-3-94 APPROVED  
 RESOLUTION ACCEPTING UTILITY EASEMENT FROM  
 GUENTHER BUILDING COMPANY (OAKBROOK  
 CONDOMINIUMS PHASE I)

Whereas, Guenther Building Company, a Michigan corporation, is the owner of property located in the City of Ann Arbor, Washtenaw County, Michigan and more particularly described as follows:

Description of a 40 foot wide water main easement, being 20 feet to either side of the following described centerline:

Commencing at the E 3 Corner of Section 6, T3S, R6E, Pittsfield Township, Washtenaw County, Michigan; thence S 0E 18N 35" E 732.07 feet along the east line of said Section 6; thence N 43E 32N 25" E 1024.47 feet along the centerline of Ann Arbor-Saline Road and the northwesterly line of Cranbrook Subdivision as recorded in Liber 26 of Plats, pages 16-20, Washtenaw County Records, Washtenaw County, Michigan; thence S 39E 35N 40" E 334.23 feet along the northeasterly line of said Cranbrook Subdivision to the northwest corner of Lot 8 of said Subdivision; thence the following 2 courses along the northerly right-of-way line of Oakbrook Drive: 243.01 feet along the arc of a 375.00 foot radius non-tangential

circular curve to the right with chord bearing S 05E 50N 25" W 238.78 feet, and S 24E 24N 20" W 147.88 feet for a **PLACE OF BEGINNING**; thence S 69E 40N 03" E 161.10 feet to a point herein after referred to as Point A; thence continuing S 69E 40N 03" E 84.25 feet; thence S 38E 40N 40" E 187.20 feet; thence S 03E 33N 07" W 21.22 feet to a point herein after referred to as Point B; thence continuing S 03E 33N 07" W 21.00 feet; thence S 42E 47N 19" W 278.50 feet; thence S 03E 00N 40" E 61.61 feet; thence S 47E 28N 51" E 146.28 feet; thence S 41E 20N 25" W 189.14 feet to the Place of Ending.

Also, **BEGINNING** at said Point A; thence S 20E 19N 57" W 5.00 feet to the Place of Ending.

Also, **BEGINNING** at said Point B; thence N 86E 26N 53" W 5.00 feet to the Place of Ending, all being a part of Lot 8 of said Cranbrook Subdivision, also being a part of the SW 3 of Section 5, T3S, R6E, Pittsfield Township, Washtenaw County, Michigan, and being subject to easements of record, if any.

and

Description of a 30 foot wide sanitary sewer easement, being 15 feet to either side of the following described centerline:

Commencing at the E 3 Corner of Section 6, T3S, R6E, Pittsfield Township, Washtenaw County, Michigan; thence S 0E 18N 35" E 732.07 feet along the east line of said Section 6; thence N 43E 32N 25" E 1024.47 feet along the centerline of Ann Arbor-Saline Road and the northwesterly line of Cranbrook Subdivision as recorded in Liber 26 of Plats, pages 16-20, Washtenaw County Records, Washtenaw County, Michigan; thence S 39E 35N 40" E 334.23 feet along the northeasterly line of said Cranbrook Subdivision to the northwest corner of Lot 8 of said Subdivision; thence the following 3 courses along the northerly right-of-way line of Oakbrook Drive: 243.01 feet along the arc of a 375.00 foot radius non-tangential circular curve to the right with chord bearing S 05E 50N 25" W 238.78 feet, S 24E 24N 20" W 238.12 feet, and 508.48 feet along the arc of a 570.00 foot radius circular curve to the left with chord bearing S 01E 09N 00" E 491.79 feet for a **PLACE OF BEGINNING**; thence N 61E 00N 23" E 252.31 feet; thence N 44E 45N 30" E, 274.44 feet; thence N 38E 40N 40" W 335.00 feet to the Place of Ending, being a part of Lot 8 of said Cranbrook Subdivision; also being a part of the SW 3 of Section 5, T3S, R6E, Pittsfield Township, Washtenaw County, Michigan, and being subject to easements of record, if any.

Whereas, Said owner has delivered to the City of Ann Arbor an easement for construction and maintenance of utilities on the above described premises;

RESOLVED, That the City of Ann Arbor hereby accepts said easement.

Councilmember Fink moved that the resolution be approved.

On roll call the vote was as follows: Yeas, Councilmembers Hunter, Hanna-Davies, Fink, Lumm, Grady, Stoll, Creal, Peterson, Stead, Mayor Sheldon, 10  
Nays, 0  
Abstained, Councilmember Nicolas, due to financial conflict of interest, 1

The Mayor declared the motion carried.

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R-105-3-94 APPROVED  
RESOLUTION REGARDING APPROVAL OF CRITERIA FOR  
CONSULTANT FOR DIVERSITY TRAINING AND  
REVIEW OF POLICY ISSUES

Whereas, In accordance with City Council Resolution R-45-2-92, the administration has worked with the Human Rights Commission to draft the following criteria and procedures; and

Whereas, The Human Rights Commission voted to support the attached criteria and procedures in a meeting on March 16, 1994; and

RESOLVED, That in accordance with City Council Resolution R-45-2-92, the City Council approves the attached criteria and procedures to employ a consultant to develop and implement a diversity Training Program for the City Executive Team and City Council and review all relevant City policies and procedures.

CRITERIA FOR COMPLYING  
WITH RESOLUTION R-45-2-92

**OBJECTIVE:**

Resolution R-45-2-92 requires that diversity training be provided for the City of Ann Arbor's Executive Team and City Council; that existing policies and procedures are reviewed to determine if they are discriminatory-based relating to gender or race and all other protected groups or classes as stated in the City's Human Rights Ordinance and to recommend appropriate changes or corrective action dealing with behavior, attitudes, policies, and procedures. The ordinance also requires ongoing monitoring for possible discrimination as indicated and a follow-up assessment after one year to determine the effectiveness of the above.

**PROCEDURE:**

The City will request proposals from interested and qualified organizations and/or individuals to perform the above services.

**CRITERIA:**

Interested qualified applicants and/or organizations must have demonstrated experience in the area of diversity training in all aspects indicated in the Ordinance. Experience should be with multifaceted mid-size organizations greater than two hundred employees. Qualified applicants should preferably have a diverse staff to provide the training and be capable of designing the program and complete training, review and prepare recommendations within a time span of nine months.

Qualified applicants should also be able to assist the City in developing an in-house program for all employees as an ongoing maintenance program.

Councilmember Hunter moved that the resolution be approved.

On a voice vote, the Mayor declared the motion carried with Councilmember Fink dissenting.

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R-106-3-94 APPROVED  
(Tabled March 7, 1994)

RESOLUTION AUTHORIZING AMENDMENT TO NON-UNION PAY  
SCHEDULES TO INCORPORATE A FY 1993-1994 SALARY ADJUSTMENT

Councilmember Stead moved that the resolution be taken from the table for consideration by Council this date.

On a voice vote, the Mayor declared the motion carried unanimously.

Councilmember Stead moved that the resolution be approved.

Councilmember Nicolas moved that the resolution be amended by adding a final paragraph as follows:

RESOLVED, THAT THE CITY ADMINISTRATOR REVIEW COMMITTEE  
MAKE A RECOMMENDATION AT THE APRIL 4, 1994 COUNCIL  
MEETING ON THE APPROPRIATE SALARY INCREASE FOR THE CITY  
ADMINISTRATOR.

On a voice vote, the Mayor declared the motion carried unanimously.

The question under consideration is approval of the resolution as amended.

On a voice vote, the Mayor declared the motion carried.

Following is the resolution as approved by Council:

R-106-3-94

RESOLUTION AUTHORIZING AMENDMENT OF NON-UNION PAY SCHEDULES TO INCORPORATE A FY 1993-1994 SALARY ADJUSTMENT

Whereas, The City Administrator traditionally recommends to City Council, on or about July 1, a yearly adjustment to the non-union pay schedules to allow for a non-union pay increase;

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

Whereas, City Council approved a two (2) percent non-union pay increase in the 1992-1993 Fiscal Year; and

Whereas, On-going contract negotiations have forced a delay of this recommendation until this date;

RESOLVED, That the City Administrator is authorized to take all administrative action to amend all non-union pay schedules to incorporate a three (3) percent non-union pay increase in FY 1993-1994; and

RESOLVED, That these increases be retroactive to July 1, 1993; and

RESOLVED, That the City Administrator Committee make a recommendation at the April 4, 1994 meeting on the appropriate salary increase for the City Administrator.

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POSTPONED  
RESOLUTION CONCERNING THE ANN ARBOR EMPLOYEES'  
RETIREMENT SYSTEM AND THE CITY EMPLOYEE  
PENSION AND BENEFIT TAX

Whereas, The City Council shall cause to be levied each year the City Employee Pension and Benefit Tax millage (hereafter, Pension and Benefit millage) to be used for making payments into pension or benefit funds maintained for the retirement or disability of City Employees, pursuant to and subject to limits established in Chapter 17, Section 17.3, of the City Charter;

Whereas, The Retirement System Board has expressed concern that there needs to be adequate funding for the Retirement System;

Whereas, The City Council does support, and intends to continue support for, adequate funding for the System;

Whereas, On May 26, 1993, Councilmember Fink moved and the City Council unanimously approved a resolution that supports a five year increase in the Pension and Benefit millage;

Whereas on that date the Council incorporated said resolution as the penultimate paragraph of the "Resolution to Adopt Ann Arbor City Budget... for fiscal Year 1993-1994," which the Council unanimously approved; and

Whereas, Pursuant to its May 26, 1993 resolution, the City Council will evaluate the need each year to adjust the Pension and Benefit millage in approximately equal annual installments over five fiscal years, beginning with fiscal year (FY) 1993-94, at the lower of either (a) the millage rate limitation permitted under the so-called Headlee Amendment or (b) the amount necessary to fund the Retirement System, including the cost of administration, health and life insurance, and Social Security, in order to maintain its actuarial integrity;

RESOLVED, The Mayor and City Council hereby reaffirm the resolution of May 26, 1993, which states:

RESOLVED, That the City Council shall support a 5-year plan to increase the Pension [and Benefit] Millage from that adopted for the 1992-93 fiscal year by .1 mill per year until the millage reaches the Headlee maximum or the amount necessary to fund the Pension Fund at the Actuarial recommended level including the cost of Administration, Health and Life insurance, and Social Security which ever is lower;

RESOLVED, This policy of the Council should be represented to the Retirement System Board by the City Administrator; and

RESOLVED, Mayor and Council recognize that the performance of the Retirement System investment funds must be evaluated in future years to determine the need to increase or to change the Pension and Benefit millage rate.

Councilmember Grady moved that the resolution be approved.

Councilmember Grady moved that the resolution be postponed to April 4, 1994.

On a voice vote, the Mayor declared the motion carried and the resolution postponed.

### **REPORTS FROM COUNCIL COMMITTEES**

Councilmember Hunter requested comments from Councilmembers on the Ann Arbor Armory report in the Administrator's communications.

### **COUNCIL PROPOSED BUSINESS**

APRIL 4, 1994

Ordinance regarding the Community Reinvestment Act. (Councilmember Hunter)

### **COMMUNICATIONS FROM THE MAYOR**

Mayor Sheldon said that in response to a request from the Michigan Student Assembly liaison, the City Administrator has been asked to pursue the concept of a shared consultant for lighting. She expressed appreciation for the leadership of the Student Assembly for the Safe Celebration Task Force.

Mayor Sheldon informed Council of recently signed proclamations: Severe Weather Awareness Week, Greek Independence Day, National Community Development Week and the 20th Anniversary of Community Development, Flower and Garden Show Month, and Days of Remembrance of the Holocaust.

Mayor Sheldon announced a request on behalf of Kermit Schlansker for volunteers for the organization of a science "think tank."

### APPOINTMENTS APPROVED

Mayor Sheldon requested that the Council rules be waived in order to confirm the following nomination at tonight's meeting:

CABLE COMMUNICATIONS COMMISSION

Patrick Murphy (reappointment)  
1476 Rosewood St.  
Term: 03/21/94 to 03/20/99

Councilmember Hunter moved that the Council rules be waived in order to confirm the appointment this date.

On a voice vote, the Mayor declared the motion carried unanimously.

Councilmember Hunter moved that Council concur in the recommendation of the Mayor and approve the reappointment of Patrick Murphy to the Cable Communications Commission this date.

On a voice vote, the Mayor declared the motion carried unanimously.

Mayor Sheldon asked for confirmation of the following nomination which was placed on the table at the March 7, 1994 meeting:

BOARD OF EXAMINERS OF ELECTRICIANS AND ELECTRICAL CONTRACTORS

Dennis M. Darling, P.E. (to fill vacancy as Electrical Engineer)  
448 Manor Drive  
Term: 03-21-94 to 03-20-94

Councilmember Hunter moved that Council concur in the recommendation of the Mayor.

On a voice vote, the Mayor declared the motion carried unanimously.

**COMMUNICATIONS FROM THE CITY ADMINISTRATOR**

City Administrator Alfred Gatta presented the following for the information of Council:

- ☐ Armory Status Report
- ☐ Monthly Statement of Revenues, Expenditures and Changes in the Fund Balance, through February 28, 1994, for Series A/B/C of the Environmental Bond
- ☐ Kerrytown Association Proposed Festival - July 22 through July 24, 1994 - Street Closings

### COMMUNICATIONS FROM THE CITY ATTORNEY

None.

### COMMUNICATIONS FROM COUNCIL

Councilmember Hunter thanked the City Clerk's staff for running a successful trial of the new voting system. It is a good system which he hopes that the City can purchase.

Councilmember Hunter said that a series of "Solutions" meetings regarding the Ann Arbor Y are scheduled.

Councilmember Hunter said that the City Attorney has provided an outline of contractual obligations on the part of the City and the Y.

Councilmember Hunter asked that the Finance Director provide information on where the City's funds are invested.

Councilmember Peterson asked that the City Attorney Evaluation forms be completed. Councilmember Peterson asked if the Mayor would have to abstain from voting for the City's appropriations to the Summer Festival now that she is a voting member of that Board.

Councilmember Peterson inquired into the scheduling of the Burton Road Water Main next step resolution.

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

The following communications were received:

- ☐ Erwin Frederick, Lodi Township supervisor - asking that the Municipal Airport not be expanded - **Referred to the Public Services Department**
- ☐ William Pollard - Airport Proponents Owe the City for share of the Airport Study - **Referred to the Public Services Department, Transportation Division**
- ☐ Robert C. Macek - Ann Arbor Airport Expansion - **Referred to the Public Services Department, Transportation Division**
- ☐ Mark C. Roisen - Ann Arbor Airport Down-grade - **Referred to the Public Services Department, Transportation Division**
- ☐ Tom Sherrod - Solutions to Noise and Revenue problems at the Ann Arbor Airport - **Referred to the Public Services Department, Transportation Division**

The following minutes were received and filed with the City Clerk:

- ∃ Zoning Board of Appeals - January 19, 1994
- ∃ Energy Commission - February 10, 1994
- ∃ Employees Retirement System - February 9, 1994
- ∃ Downtown Development Authority Annual Retreat - February 10, 1994
- ∃ Downtown Development Authority - March 10, 1994

Councilmember Stead moved that the Clerk's Report be approved.

On a voice vote, the Mayor declared the motion carried unanimously.

#### **PUBLIC COMMENTARY - GENERAL**

##### ART FAIR NON-PROFIT BOOTHS

A citizen (name and address unknown) said that in a letter to Council on February 15, she suggested judged non-profit booths at the art fairs just as artists are judged, and that the non-profits be corporation-sponsored, rather than City-sponsored.

##### ANDREW WRIGHT - MICHIGAN MADNESS

Andrew Wright, Michigan Student Assembly, presented fact sheets on Michigan Madness. (The fact sheets were placed on file with the City Clerk.)

#### **ADJOURNMENT**

There being no further business, Councilmember Stead moved that the meeting be adjourned.

On a voice vote, the Mayor declared the motion carried unanimously and the meeting was adjourned at 12:57 a.m.

Winifred W. Northcross  
Clerk of the Council

Linda J. Wise  
Recording Secretary