

**ANN ARBOR CITY COUNCIL MINUTES
REGULAR SESSION - MONDAY, APRIL 17, 2000**

The regular session of the Ann Arbor City Council was called to order at 7:34 p.m. in the City Hall Council Chamber by Mayor Ingrid B. Sheldon.

Council stood for a moment of silence.

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

ROLL CALL OF COUNCIL

PRESENT : Councilmembers Tobi Hanna-Davies, John Hieftje, Joseph Upton, Dee Freiberg, Jean Carlberg, Heidi Cowing Herrell, Stephen C. Hartwell, Marcia Higgins, Christopher Kolb, Elisabeth L. Daley, Mayor Ingrid B. Sheldon, 11.

ABSENT : 0.

INTRODUCTIONS

PIONEER HIGH SCHOOL KEY CLUB POLL WORKERS

Mayor Sheldon honored Clare Dahl, sponsor of the Key Club Poll Workers, and presented certificates of appreciation to Pioneer students who participated in this effort. Mayor Sheldon recognized Howard Schepps for his hard work in filling poll worker positions.

ARBOR DAY - APRIL 20, 2000

Mayor Sheldon presented Parks and Recreation Superintendent Ron Olson with a proclamation declaring April 20, 2000 as Arbor Day in Ann Arbor. The Mayor announced that an official ceremony will take place at Pioneer High School, and students will honor this day by participating in a number of events, including a special tree planting project on West Stadium Boulevard.

NATIONAL COMMUNITY DEVELOPMENT WEEK - APRIL 24-30, 2000

Mayor Sheldon thanked the Community Development (CDBG) Department and the CDBG Executive Committee for their continued assistance and hard work in implementing the City's Community Development Block Grant Program, and presented a proclamation celebrating National Community Development Week to Eileen Ryan, Community Development Director. Mayor Sheldon also presented Administrative Assistant Ellen S. Richardson with the A Spirit of Community Development Award for nearly 38 years of dedicated service to the citizens of Ann Arbor and in Washtenaw County, as well as her volunteer efforts in the community.

PROPOSED FY 2000/2001 BUDGET

City Administrator Neal Berlin presented the proposed 2000/2001 budget. He stated that the budget process was initiated by the City Council with a budget priority planning meeting, and the result of the session was the establishment of the budget priorities. A few of the 2000/2001 budget priorities include affordable housing, homeless shelter, traffic calming, street conditions, maintenance facility, city hall space needs, expanded citywide training program, community oriented policing and public information program. The total recommended gross budget is \$204,360,130.00.

PUBLIC COMMENTARY - RESERVED TIME

CHRIS LAUCKNER - SIDEWALK USE PERMIT

Chris Lauckner, 425 Second Street, Ann Arbor, MI., expressed concern that he was not able to renew his sidewalk use permit because the area had been purchased. He stated that he has conducted business from this location for nearly ten years, and he was under the impression that they had the right to renew his sidewalk use permit. Mr. Lauckner requested that City Council look into his concern to see if something can be done on his behalf.

MALCOM MARTZ - LIVING WAGE

Malcom Martz, 261 S. Wallace Blvd., Ypsilanti, MI., spoke in support of a living wage ordinance, and stated that the working poor in Ann Arbor need money to meet the daily needs of a family. He pointed out that Ypsilanti Township, as well as the cities of Ypsilanti and Detroit have recently passed living wage ordinances, and encouraged Ann Arbor to not foster bigger government, but to help define a community that appreciates the right of all working people to support their families with dignity and economic self-reliance.

JIM MOGENSEN - LIVING WAGE

Jim Mogensen, 3780 Green Briar Blvd., Ann Arbor, MI., stated that the living wage campaign seeks to make Ann Arbor a model by passing a local law that requires businesses that do business with Ann Arbor to pay their employees enough to keep them out of poverty. He stated congratulated the City for implementing a living wage in the budget for temporary workers, but stressed the need for Ann Arbor to begin to make a difference in the country by passing a living wage ordinance that will apply to contractors as well.

PUBLIC HEARINGS

GREGORKA ZONING (ORDINANCE NO.13-00)

A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of 0.31 acre from TWP (Township District) to R1C (Single-Family Dwelling District), Gregorka property, west side of Ridgemor Drive south of Liberty Street. Notice of public hearing was published April 2, 2000.

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

MAUNG ZONING (ORDINANCE NO. 14-00)

A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of 0.15 acre from TWP (Township District) to R1D (Single-Family Dwelling District), Maung property, 2986 Shady Lane. Notice of public hearing was published April 2, 2000.

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

SMITH ZONING (ORDINANCE NO.15-00)

A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of 0.42 acre from TWP (Township District) to R1C (Single-Family Dwelling District), Smith property, 465 Dupont. Notice of public hearing was published April 2, 2000.

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

SWAIN ZONING (ORDINANCE NO.16-00)

A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of 0.46 acre from TWP (Township District) to R1C (Single-Family Dwelling District), Swain property, 1887 Upland Drive. Notice of public hearing was published April 2, 2000.

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

COLONY OFFICE BUILDING SITE PLAN

A public hearing was conducted on the proposed Colony Office Building site plan, 0.91 acre, northwest corner of Colony and Packard Roads. Notice of public hearing was published April 9, 2000.

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

WINTERMEYER OFFICE BUILDING REVISED SITE PLAN

A public hearing was conducted on the proposed Wintermeyer Office Building revised site plan, 1.6 acres, 2154 South State Street. Notice of public hearing was published April 9, 2000.

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

APPROVAL OF AGENDA

AGENDA APPROVED WITH CHANGES

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

CONSENT AGENDA

Revise: Resolution to Approve Purchases of Software, Hardware, Data Conversion and Training from B S & A Software from the State Bid with Electronic Data Systems Corporation (\$58,949.00) (Building and Administrative Services)

MOTIONS AND RESOLUTIONS

Revise Resolution to Approve Research Park One Revised Site Plan and Development Agreement, 3.64 acres, 3971 South Research Park Drive (Planning Commission recommendation: Approval - 8 yeas, 0 nays) *(Tabled 4/3/00) (Revised Development Agreement)*

On a voice vote the Mayor declared the motion carried.

APPROVAL OF COUNCIL MINUTES

MINUTES OF MARCH 27 AND APRIL 3, 2000 APPROVED

Councilmember Carlberg moved that the working session minutes of March 27, 2000 and the regular session minutes of April 3, 2000 be approved with the following correction:

March 27, 2000 - Working Session

ROLL CALL OF COUNCIL

PRESENT : Councilmembers Tobi Hanna-Davies, John Hieftje, Joseph Upton, Dee Freiberg, Jean Carlberg, Marcia Higgins, Christopher Kolb, Mayor Ingrid B. Sheldon, [9] **8**;

On a voice vote the Mayor declared the motion carried.

CONSENT AGENDA

CONSENT AGENDA ITEMS REMOVED

With unanimous consent of Council, the following items were removed from the Consent Agenda and considered prior to Ordinances at Second Reading:

Resolution to Approve an Agreement with Aquilium Software Corporation for Software Maintenance and Telephone Support Services (\$33,844.00) (Utilities)

Resolution to Approve Purchases of Software, Hardware, Data Conversion and Training from B S & A Software and Hardware from the State Bid with Electronic Data Systems Corporation (\$58,949.00) (Building and Administrative Services)

Resolution to Approve a Construction Contract for Huron Highland and North Main Parks Site Improvements per Bid No. 3320 in the amount of \$37,829.00 and to Establish a Construction Budget of \$41,629.00 (Parks and Recreation)

CONSENT AGENDA ITEMS APPROVED

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

R-166-4-00 APPROVED

RESOLUTION TO APPROVE CONTRACT WITH THE THOMPSON-MCCULLY COMPANY, AND TO ESTABLISH PROJECT BUDGET FOR THE 2000 DOWNTOWN RESURFACING PROJECT - BID NO. 3324

Whereas, The 1999-2005 Capital Improvements Program includes the Annual Resurfacing Program in its Capital Program Summary of Street Construction;

Whereas, Competitive bids were received by the Purchasing Division on March 20, 2000, and The Thompson-McCully Company was the lowest responsible bidder at \$909,448.50;

Whereas, The Thompson-McCully Company has received Human Rights approval on March 14, 2000; and

Whereas, Funding for this project is available from Fund 062 (1996 Street Millage Fund) and the Utilities Department=s proposed 2000/2001 budget as detailed below;

RESOLVED, That City Council approve a contract, per Bid No. 3324, with The Thompson-McCully Company in the amount of \$909,448.50 for the construction of the 2000 Downtown Street Resurfacing Project, and that the Mayor and the City Clerk be authorized to sign the agreement substantially in the form on file with the City Clerk;

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

Section I, Revenue

\$850,000	The Street Resurfacing Millage (Fund 0062)
30,000	Proposed 00/01 Utilities Dept. budget (Water O/M)
35,000	Proposed 00/01 Utilities Dept. budget (Sanitary System O/M)
<u>75,000</u>	Proposed 00/01 Utilities Dept. budget (Storm Water O/M)
<u>\$990,000</u>	<u>TOTAL</u>

Section II, Expense

\$909,450	Construction
15,000	Design Engineering
25,000	Construction Engineering
15,000	Testing, Consulting and Professional Services
22,000	Contingencies approved by the City Administrator
<u>3,550</u>	Miscellaneous Costs
<u>\$990,000</u>	<u>TOTAL;</u>

RESOLVED, That Council authorize the City Administrator to delete streets from the Project Street List to keep the project cost within the available funds; and

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

R-167-4-00 APPROVED

RESOLUTION TO AUTHORIZE A PROFESSIONAL SERVICES AGREEMENT WITH AYRES, LEWIS, NORRIS AND MAY, INC. FOR THE PLYMOUTH ROAD SIGNAL INTERCONNECT PROJECT

Whereas, It is necessary to have field inspection for the Plymouth Road Signal Interconnect Project; and

Whereas, Ayres, Lewis, Norris & May, Inc. will provide construction field inspection services for the project, for a not-to-exceed amount of \$37,260; and

Whereas, Adequate funds to cover the cost of this agreement were included in the total project budget which was approved by Council on February 7, 2000 (R-48-2-00); and

Whereas, Ayres, Lewis, Norris & May, Inc. received Human Resources Department approval for the Plymouth Road Signal Interconnect Project on March 23, 2000;

RESOLVED, That the City Council authorize the Professional Services Agreement with Ayres, Lewis, Norris & May, Inc. in the amount of \$37,260 for the Plymouth Signal Interconnect Project; and

RESOLVED, That the Mayor and City 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; and

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

R-168-4-00 APPROVED

RESOLUTION TO AUTHORIZE A PROFESSIONAL SERVICES
AGREEMENT WITH AYRES, LEWIS, NORRIS AND MAY, INC.
FOR THE EISENHOWER-PACKARD SIGNAL INTERCONNECT PROJECT

Whereas, It is necessary to have field inspection for the Eisenhower-Packard Signal Interconnect Project; and

Whereas, Ayres, Lewis, Norris & May, Inc. will provide construction field inspection services on an as-needed basis for a not-to-exceed amount of \$37,180; and

Whereas, Adequate funds to cover the cost of this agreement were included in the total project budget which was approved by Council on February 7, 2000 (R-37-2-00); and

Whereas, Ayres, Lewis, Norris & May, Inc. received Human Resources Department approval for the Eisenhower-Packard Signal Interconnect project on March 23, 2000;

RESOLVED, That the City Council authorize the Professional Services Agreement with Ayres, Lewis, Norris & May, Inc. in the amount of \$37,180 for the Eisenhower-Packard Signal Interconnect project; and

RESOLVED, That the Mayor and City 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; and

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

R-169-4-00 APPROVED

RESOLUTION TO APPROVE PURCHASE OF PUMP REPAIR PARTS
AND REPAIR SERVICES FROM KENNEDY INDUSTRIES,
INC. FOR THE WATER UTILITIES DEPARTMENT

Whereas, The Water Utilities Department has already spent \$18,259 on repair services and pump parts, from Kennedy Industries, Inc., for pumps at the Water Treatment Plant (WTP) and Wastewater Treatment Plant (WWTP);

Whereas, There is additional need of purchasing repair parts and repair services for the pumps for continued effective operation of both plants;

Whereas, The cost of said purchases from Kennedy Industries, Inc. Is \$70,000; and

Whereas, On March 23, 2000, Kennedy Industries, Inc. received Human Rights approval;

RESOLVED, That Council approves total purchases by the WTP and WWTP from Kennedy Industries, Inc. in the amount of \$79,000, including previous purchases of \$18,259 during the current fiscal year; and

RESOLVED, That \$25,000 are to be funded by the FY 1999/2000 Operations and Maintenance Budget of the Water Supply System and \$45,000 are to be funded by the 1999/2000 Operations and Maintenance Budget of the Sewage Disposal System.

R-170-4-00 APPROVED

RESOLUTION TO APPROVE THE PURCHASE OF FLOW METERS
FROM CONTROLTRON CORPORATION FOR THE WASTEWATER
TREATMENT PLANT - BID NO. 3335

Whereas, The Wastewater Treatment Plant (WWTP) needs to purchase ten flow meters for its ferric chloride feed system;

Whereas, Controlotron Corporation submitted the lowest responsible bid in the amount of \$26,385 to supply flow meters which meet the requirements of Bid No. 3335; and

Whereas, On March 24, 2000, Controlotron Corporation received Human Rights approval;

RESOLVED, That Council accept the bid and approve the purchase of ten flow meters from Controlotron Corporation at a cost of \$26,385; and

RESOLVED, That this purchase be funded by the Sewage Disposal System Operation and Maintenance Budget for FY 99/00.

R-171-4-00 APPROVED

RESOLUTION TO GRANT WATER AND SEWER SERVICES
OUTSIDE CITY LIMITS TO 2129 VICTORIA CIRCLE

Whereas, On March 31, 2000, the owners of the property at 2129 Victoria Circle requested that the City extend public water and sewer service to their property in Ann Arbor Township prior to the completion of the annexation process;

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

Whereas, On October 28, 1999 the owners petitioned the City for annexation under Planning Department file number 9184J7.1 and 9184J7.2.

RESOLVED, That the Mayor and Clerk are authorized and requested to sign the agreements to allow City water and sewer services to the land during the time it is still outside of the Corporate City Limits; that the City Clerk is directed to send a copy of this resolution by first class mail to the above property owners; and that the Water Utilities Department shall promptly have this resolution and the agreements recorded in the office of the Register of Deeds of Washtenaw County, Michigan and send a completely executed copy of the agreement to the owners.

R-172-4-00 APPROVED

RESOLUTION TO ACCEPT BOARD OF INSURANCE ADMINISTRATION
MINUTES OF APRIL 7, 2000 AND TO AUTHORIZE PAYMENTS

RESOLVED, That the attached Board of Insurance Administration Minutes of April 7, 2000, be accepted and that the payments therein be authorized.

MINUTES
APRIL 7, 2000
CITY OF ANN ARBOR BOARD OF INSURANCE ADMINISTRATION

Present: Joe Upton, Councilperson
Brenda Smith, City Treasurer
Christopher Kolb, Councilperson 3.

Absent: None

Also Present: Abigail Elias, City Attorney
Neal Berlin, City Administrator
Tom Blessing, Chief Assistant City Attorney
Bob West, Assistant City Attorney
David Swan, Assistant City Attorney
Susan Campbell, Senior Secretary
Crisca Bierwert, Claimant 7.

CITIZENS' CLAIMS APPROVED: (and check issued)

<u>CASE NO.</u>	<u>CLAIMANT</u>	<u>AMOUNT</u>
CC 1-00	Vehicle damage claim of Anne Bauman	\$ 1,029.25
CC 14-00	Sewer back up claim of Wasentha Young	\$ 1,066.16
CC 216-98	Property damage claim of Marathon of Ann Arbor	\$55,759.00
	TOTAL	\$57,854.41

LEGAL EXPENSES AND/OR CASE RELATED EXPENSES:

<u>CASE NO.</u>	<u>CLAIMANT</u>	
CC 66-96	Lawsuit of Jamar French by G. Washington, Atty Robert Parsons	\$1,427.50
CC 205-98	Lawsuit of Donald Leach by Marla Linderman Butzel Long	\$2,362.50
CC 57-99	Lawsuit of Maurice Darden by G. Washington, Atty. Richard Joppich, Mediator	\$25.00
CC 57-99	Lawsuit of Maurice Darden by G. Washington, Atty. John Whitman, Mediator	\$25.00
CC 57-99	Lawsuit of Maurice Darden by G. Washington, Atty. Andrew Muth, Mediator	\$25.00
CC 49-99	Lawsuit of Christine Anderson by David Nacht, Atty. Kinko=s Inc.	\$259.54
	TOTAL	\$4,124.54

MISCELLANEOUS:

The ASU Group Third Party Administrator fees for first quarter (February - May) for Liability administration	\$8,675.00
The ASU Group Third Party Administrator fees for first quarter (February - May) for Workers= Compensation administration.	\$12,605.00
TOTAL	\$21,280.00

REIMBURSEMENTS RECEIVED:

PD 171-99 Reimbursement from AAA for David Bies for accident \$500.00
 involving Utilities Vehicle 2276

CITIZEN=S CLAIMS DENIED:

CASE NO.

CC 10-00 Lawsuit of All-Start Cafe by Donald Darnell, Attorney
 Discussed by Tom Blessing, Chief Assistant City Attorney and the Board
 denied the claim.

CC 18-00 Vehicle damage claim of Catherine Pawlicki
 Discussed by Susan Campbell, Risk Management Office and the Board
 denied the claim.

OTHER BUSINESS:

Case No.

CC 109-99 Property damage claim of Crisca Bierwert
 Discussed by Crisca Bierwert, Claimant and the Board tabled pending
 further information.

CC 17-00 Property damage claim of Crisca Bierwert
 Discussed by Crisca Bierwert, Claimant and the Board tabled pending
 further information.

CC 113-93 Lawsuit of Travers Lakes Maintenance Association
 Discussed by Tom Blessing, Chief Assistant City Attorney and the Board
 authorized settlement.

CC 11-00 Property damage claim of Robert Forlenza
 Discussed by Susan Campbell, Risk Management Office and the Board
 authorized settlement.

CC 15-00 Vehicle damage claim of William Cobb
 Discussed by Susan Campbell, Risk Management Office and the Board
 authorized settlement.

CC 16-00 Property damage claim of David Axlerod
 Discussed by Susan Campbell, Risk Management Office and the Board
 authorized settlement.

CC 22-00 Sewer Back Up Claim of Kathy DeKarsky (1906 Dexter)
Discussed by Susan Campbell, Risk Management Office and the Board authorized settlement.

CC 66-96 Lawsuit of Jamar French by George Washington, Attorney
Discussed by Bob West, Assistant City Attorney and the Board authorized settlement.

CLAIMS RECEIVED SINCE LAST MEETING:

CASE NO.

- CC 17-00 Property damage claim of Crisca Bierwert
- CC 18-00 Vehicle damage claim of Catherine Pawlicki
- CC 19-00 Lawsuit of C.C.J. Inc. by Terrance Conlin, Attorney
- CC 20-00 Property damage claim of Detroit Edison (Patricia & Bernice)
- CC 21-00 Property damage claim of Detroit Edison (Stadium & Main)
- CC 22-00 Sewer Back Up Claim of Kathy DeKarsky (1906 Dexter Road)

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

R-173-4-00 APPROVED

RESOLUTION AUTHORIZING A BLANKET PURCHASE ORDER
TO PHOENIX SERVICES

Whereas, Chapter 14 Purchasing, Contracting and Selling Procedures, Section 1:312 requires that when a purchase or contract exceeds \$25,000, it must be approved by the City Council;

Whereas, Purchases of services from Phoenix Services for fiscal year will exceed the \$25,000 amount; and

Whereas, Additional services will be purchased from Phoenix Services by various departments during this fiscal year.

RESOLVED, That the Mayor and City Council approve a blanket purchase order for \$16,000 to Phoenix Services for temporary employment services.

R-174-4-00 APPROVED

RESOLUTION NO. 4: CONFIRM SPECIAL ASSESSMENT ROLL FOR THE WASHTENAW AVENUE SIDEWALK PROJECT

Whereas, The City Council, after due and legal notice, has met for the purpose of reviewing a Special Assessment roll prepared for the purpose of assessing the private property's share of the cost of acquiring and constructing sidewalk described as follows:

Construction of sidewalk to fill in gaps along the west side of Washtenaw Avenue from Stadium Boulevard to Brockman Boulevard, District Number 32, File Number 98069; and

Whereas, The City Council has heard all persons interested in the necessity of the improvement or aggrieved by the Special Assessment Roll and has considered any and all objections thereto; and

Whereas, The City Council is satisfied with said Special Assessment roll,

RESOLVED,

1. That said special Assessment Roll as prepared by the City Assessor be hereby confirmed in the amount of \$68,280 and designated as Sidewalk Special Assessment District Number 32, File Number 98069;

2. That said Special Assessment Roll be divided into fifteen (15) installments of equal principal, the first of which shall be due on December 1, 2000;

3. That the deferred installments of said Special Assessment Roll bear interest at the rate of 7% to be adjusted to 1 per cent per annum above the average interest rate of any bonds issued to finance the improvements, commencing December 1, 2000, said interest to be collected annually on the due date of the second and subsequent installments of said Special Assessment Roll.

WASHTENAW AVENUE SIDEWALK
DISTRICT NUMBER 32 FILE NUMBER 98069

		<u>Property Share</u>
09-34-203-001	Deitz, Michael 2105 Brockman Boulevard Ann Arbor, MI 48104	\$ 3,679.27
09-34-309-008	Washtenaw County Building Limited Partnership 2320 Washtenaw Avenue Ann Arbor, MI 48104	3,252.49
09-34-309-011	Group Homes Association 2220 Washtenaw Avenue Ann Arbor, MI 48104	12,454.35
09-34-309-012	Derro, Melanio & Norma 29818 Cottonwood Court Farmington Hills, MI 48331	3,631.66
09-34-309-013	Jones, Lee & Lola 1325 Pepper Pike Road Ann Arbor, MI 48105	3,465.27
09-34-309-014	Kintz, Bruce 3544 Pratt Road Ann Arbor, MI 48103	3,522.40
09-34-309-015	Ulberg, Shirley 1197 Chimney Ridge Traverse City, MI 49686-9213	3,833.95
09-34-309-016	Jones, Lee & Lola 1325 Pepper Pike Road Ann Arbor, MI 48105	8,861.61

9-34-309-017	King, Steven & Cheryl 2111 Brockman Boulevard Ann Arbor, MI 48104	1,621.84
09-34-309-017	King, Steven & Cheryl 2111 Brockman Boulevard Ann Arbor, MI 48104	1,621.84
09-34-309-042	Stockton, Thomas & Twanmo, Emily 5040 Scio Church Road Ann Arbor, MI 48103	3,071.63
09-34-309-043	Peterson, Donald 2005 N. Stonebridge Drive Ann Arbor, MI 48108	4,728.24
09-34-309-045	Stockton, Thomas & Twanmo, Emily 5040 Scio Church Road Ann Arbor, MI 48103	16,156.86
	TOTAL PROPERTY SHARE	\$ 68,279.57
09-34-309-010**	Ann Arbor Public Schools 2555 S. State Ann Arbor, MI 48104	\$ 85,686.43

**Without prior agreement, the Ann Arbor Public School District can not be required to pay a Special Assessment. Currently, there is no agreement between the City of Ann Arbor and the School District. Therefore, any payment made by the AAPS toward the project would be strictly voluntary.

R-175-4-00 APPROVED

RESOLUTION AUTHORIZING APPROVAL OF MEMORANDUM
OF UNDERSTANDING BETWEEN THE CITY AND TEAMSTERS LOCAL 214

Whereas, A memorandum of Understanding (on file in the City Clerks Office) between the City and Teamsters Local 214, on behalf of the Police Deputy Chiefs, was negotiated to deal with the impact on the police deputy chiefs of the settlement between the City and Donald Leach that the Washtenaw Circuit Court ordered to be implemented

Whereas, The Memorandum of Understanding would be added to and modify the existing Police Deputy Chiefs collective bargaining agreement between the City and Teamsters Local 214; and

Whereas, The City Administrator, Police Chief and City Attorney recommend approval of the Memorandum of Understanding;

RESOLVED, That the City Administrator be authorized to execute and implement the Memorandum of Understanding.

R-176-4-00 APPROVED

RESOLUTION TO APPROVE PURCHASING AUTHORIZATION FOR
PLAY ENVIRONMENTS, INC.

Whereas, The Department of Parks and Recreation have purchased equipment from Play Environments, Inc. on several projects;

Whereas, Play Environments, Inc., a major supplier of playground equipment in this area, has been the lowest bidder on these products;

Whereas, The accumulated equipment purchase orders for the multiple park projects exceed the \$25,000 amount therefore requiring Mayor and Council approval to increase the authorization to \$75,000, and

Whereas, Play Environments received City of Ann Arbor Human Rights approval on 2/29/00;

RESOLVED, That City Council approve a purchase authorization with Play Environments in the amount of \$75,000 for fiscal year 2000-2001.

R-177-4-00 APPROVED

RESOLUTION TO APPROVE AN AMENDMENT TO AN
ENGINEERING CONSULTING CONTRACT FOR THE JACKSON AVENUE
BICYCLE PATH/LANE AND THE BARTON DRIVE BICYCLE PATH PROJECT

Whereas, The Department of Parks and Recreation has been working with
Midwestern Consulting, Inc. to design a bicycle path/lane along Jackson Avenue between
Wagner and Gralake with funding through an Intermodal Surface Transportation Efficiency
Act (ISTEA) Grant and the Park Rehabilitation and Development Millage;

Whereas, Barton Drive Bicycle Path is of a similar scale and scope, and construction
oversight services are needed to complete the engineering and construction of the project;

Whereas, Midwestern Consulting Incorporated (MCI) was the most qualified to
perform the second phase of work for the Barton Drive Bicycle Path project given the
circumstances of having to terminate the contract of the engineering firm previously
working on the project;

Whereas, it is most efficient and cost effective to extend the professional services
contract with MCI to perform the work at both Jackson Avenue and Barton Drive; and

Whereas, MCI received Human Rights approval on April 17, 2000.

RESOLVED, That the Mayor and Council approve an amendment to the engineering
services contract with Midwestern Consulting Inc. in the amount of \$30,561.00 for a total
new contract amount of \$87,323.46 to complete the construction oversight of both the
Jackson Ave, bicycle path/lane and the Barton Bicycle Path project and authorize the
Mayor and Clerk to sign the contract substantially in form on file with the City Clerk.

RESOLVED, That the Mayor and Council establish a project budget of \$87,323.46
with funds from the Park Rehabilitation and Development Millage and the ISTEA grant for
the life of the project.

R-178-4-00 APPROVED

RESOLUTION TO APPROVE THE CLOSING OF STREETS ON
JUNE 18, 2000 FOR THE ANN ARBOR FESTIVAL OF CYCLING

Whereas, The 1988-92 and 1994-99 Ann Arbor Festivals of Cycling were co-sponsored by the Department of Parks and Recreation and supported by the Ann Arbor City Council, the Main Street Merchants Association and the South University Area Association;

Whereas, The 1988-92 and 1994-99 Ann Arbor Festivals of Cycling were successful in drawing over 1000 bicycle racers and numerous spectators to Downtown Ann Arbor;

Whereas, The 2000 Ann Arbor Festival of Cycling is sponsored by the Velo Club and the Department of Parks and Recreation and is supported by the State Street Area Association and the South University Area Association;

Whereas, The Ann Arbor Festival of Cycling will provide all required liability insurance coverage and pay the City of Ann Arbor for the following services needed to facilitate the downtown bicycle races:

1. Four Police officers at control points - estimated costs \$1190.00
2. Deposit fee on parking meter bags to be placed on meters within the race course the night before the race - estimated cost \$1440.00
3. Parking violation staff to ticket violating cars within race course for towing on morning of the race - estimated cost \$90.00.
4. Labor and equipment to turn on electricity for use during the races estimated cost \$50.00

RESOLVED, That the Mayor and Council approve the closure to all traffic from 7:30 a.m. to 12:30 p.m. on Sunday, June 18, 2000 on East University, from Willard to South University; South University, from Church to State; State Street, from East Madison to North University; Tappan, from Monroe to South University; south side of North University, from Geddes to State; south side of Geddes from N. University to Church; Church, from South University to Geddes; and locate barriers at E. William and State to prevent traffic from entering State via E. William (map on file in City Clerk's Office).

RESOLVED, That the Mayor and City Council approve the closure to all traffic from 12:30 p.m. to 4:00 p.m. on Sunday, June 18, 2000 on South University, from State to Church; East University, from Willard to South University; and Tappan, from Monroe to

South University (map on file in City Clerk=s Office) and that the Ann Arbor Festival of Cycling will pay the expenses incurred by the City (estimated cost - \$2770.00) and notify area churches and residents/businesses (including U of M).

R-179-4-00 APPROVED

RESOLUTION TO APPROVE TRANSFER OF A RESORT CLASS C
LICENSED BUSINESS LOCATED AT 3125 BOARDWALK -
D.B.A. SEOUL GARDEN

RESOLVED, That the transfer of ownership of a 1994 12-Month Resort Class C licensed business, located in escrow at 3125 Boardwalk, to H L & P, Inc. (D.B.A. Seoul Garden) from Old Kent Bank, be approved.

R-180-4-00 APPROVED

RESOLUTION TO APPROVE NEW DANCE-ENTERTAINMENT
PERMIT LOCATED AT 1114-1122-1140 SOUTH UNIVERSITY
AVENUE - D.B.A. GOOD TIMES CHARLEY=S

RESOLVED, That the request from COA, Inc. (D.B.A. Good Time Charley=s) for a new Dance-Entertainment Permit to be held in conjunction with a 1999 Class C licensed business, located at 1114-1122-1140 S. University Ave., be approved.

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

R-181-4-00 APPROVED

RESOLUTION TO APPROVE AN AMENDMENT WITH AQUILIUM SOFTWARE CORPORATION FOR SOFTWARE MAINTENANCE AND TELEPHONE SUPPORT SERVICES

Whereas, The Water Utilities Department has installed a Customer Information System developed by Aquilium Software Corporation;

Whereas, The Water Utilities Department desires to continue receiving software maintenance support and telephone support services for the Customer Information System from the Aquilium Software Corporation; and

Whereas, On April 6, 2000, the Human Resources Department approved Aquilium Software Corporation;

RESOLVED, That Council approve the agreement with Aquilium Software Corporation in the amount of \$33,844 for software maintenance and telephone support service for the period of April 1, 2000 through March 31, 2001, and that the Mayor and City Clerk be authorized to sign the contract approved as to form by the City Attorney; and

RESOLVED, That the Aquilium=s services are to be funded by FY 99/00 Operations and Maintenance Budget for the Water Supply System.

Councilmember Freiberg moved that the resolution be adopted.

On roll call, the vote was as follows:

Yeas, Councilmembers Hieftje, Freiberg, Carlberg, Herrell, Kolb, Daley, Hanna-Davies, Mayor Sheldon, 8;

Nays, Councilmembers Upton, Hartwell, Higgins, 3.

The Mayor declared the motion carried.

R-182-4-00 APPROVED

RESOLUTION TO APPROVE PURCHASES OF SOFTWARE,
HARDWARE, DATA CONVERSION AND TRAINING FROM B S & A
SOFTWARE AND HARDWARE FROM THE STATE BID WITH ELECTRONIC
DATA SYSTEMS CORPORATION

Whereas, The Administrative Services Department, Administrator=s Office, and Building Department have identified the need to automate certain Building Department services as one of the priorities among projects under the Information Services and Technology Strategic Plan;

Whereas, The Building Department and Information and Technology Services Division formed a project team in October, 1999;

Whereas, The project team developed a request for proposal for a Building Department Services and Permit Management Software system (RFP #476);

Whereas, RFP #476 was issued and six vendors responded February 14, 2000;

Whereas, The project team reviewed the proposals and selected two vendors for future consideration;

Whereas, The project team conducted demonstrations by both vendors, made site visits and background checks and selected the BS&A Equalizer Permit System as the successful bidder;

Whereas, On April 13, 2000 the Information Services Steering Team approved the project subject to Council approval, the use of the Information Technology Special Projects fund to fund the project;

Whereas, BS&A Software has received Human Rights Approval from the Human Resources Department on March 31, 2000 and pending Human Rights approval of Electronic Data Systems Corporation;

Whereas, Funding for these purchases is available through the Information Technology Special Projects fund for FY 99-00; and

Whereas, The Administrative Services Department, Purchasing Division has been permitted (by Council Resolution dated March 31, 1975) to procure products and or services from the State of Michigan through its Extended Purchasing Program and the extended purchasing contract with Electronic Data Systems Corporation is a cost effective means for obtaining needed hardware.

RESOLVED, That the City Administrator is authorized to issue a purchase order to BS&A Software for the sum of \$40,590 for software, hardware, data conversion and training and, contingent upon Human Rights approval, a purchase order to Electronic Data Systems corporation for the sum of \$13,000 for hardware;

RESOLVED, That the City Administrator is authorized to issue additional contingency purchase orders in the amount of \$5,359 (10%) to cover potential changes in hardware or software costs and approve a total project budget of \$58,949 for the life of the project.

Councilmember Freiberg moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-183-4-00 APPROVED AS AMENDED

RESOLUTION TO APPROVE A CONSTRUCTION CONTRACT
FOR HURON HIGHLAND AND NORTH MAIN PARKS SITE IMPROVEMENTS
PER BID NO. 3320 IN THE AMOUNT OF \$37,829.00 AND TO
ESTABLISH A CONSTRUCTION BUDGET OF \$41,629.00

A resolution to approve a construction contract for Huron Highland and North Main Parks site improvements, per Bid No. 3320, in the amount of \$37,829.00, and to establish a construction budget of \$41,629.00 was considered.

Councilmember Herrell moved that the resolution be adopted.

Councilmember Herrell moved that the resolution be amended as follows:

Paragraph 6:

RESOLVED, That the Mayor and City Council approve a construction contingency in the amount of \$3800 (10%) to cover potential contract change orders to be approved by the City Administrator and to approve a total project budget of \$41,629.00 for the life of the project without regard to fiscal year, **WITH THE CONTINGENCY THAT NO FIRST YEAR LABORERS WORK ON THIS CONTRACT.**

Councilmember Daley moved that the following language be added to the resolution:

WHEREAS, ALL CONTRACTED WORKERS WILL BE PAID \$10.00 AN HOUR WITHOUT HEALTH BENEFITS, OR \$8.00 AN HOUR WITH HEALTH BENEFITS.

After further discussion, Councilmember Herrell withdrew her amendment.

Councilmember Herrell moved that the following language be added to the resolution:

WHEREAS, MARGOLIS NURSERY HAS VOLUNTEERED TO PAY ALL WORKERS ON THE CITY CONTRACT A LIVING WAGE; AND

WHEREAS, THE CITY OF ANN ARBOR APPRECIATES THIS EFFORT.

After further discussion, Councilmember Daley withdrew her amendment.

The question being, Councilmember Herrell=s amendment, on roll call the vote was as follows:

Yeas, Councilmembers Carlberg, Herrell, Hartwell, Kolb, Daley, Hanna-Davies, Hieftje, 7;

Nays, Councilmembers Upton, Freiberg, Higgins, Mayor Sheldon, 4.

Mayor Sheldon declared the motion carried.

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

The resolution as adopted reads as follows:

R-183-4-00 APPROVED AS AMENDED

RESOLUTION TO APPROVE A CONSTRUCTION CONTRACT
FOR HURON HIGHLAND AND NORTH MAIN PARKS SITE IMPROVEMENTS
PER BID NO. 3320 IN THE AMOUNT OF \$37,829.00 AND TO
ESTABLISH A CONSTRUCTION BUDGET OF \$41,629.00

Whereas, North Main Park improvements were designated in the 1995-2001 Park Rehabilitation and Development Millage budget for renovation, and the Huron Highlands Park site improvements were identified as a high priority for improvement; and

Whereas, Competitive bids were sought by the Purchasing Division with bids received on March 28, 2000 and Margolis Nursery, Inc. was the lowest responsible bidder; and

Whereas, Funds for the project are available from the FY 00/01 budget from the Parks Rehabilitation and Development Millage;

Whereas, The Human Rights Department approval was received on September 9, 1999 for Margolis Nursery,

Whereas, Margolis Nursery has volunteered to pay all workers on the city contract a living wage; and

Whereas, The City of Ann Arbor appreciates this effort;

RESOLVED, That the Mayor and City Council approve a construction contract, per bid #3320, with Margolis Nursery, Inc. in the amount of \$37,829 for North Main and Huron Highland Parks site improvements and authorize the Mayor and City Clerk to sign the agreement substantially in the form on file with the City Clerk; and

RESOLVED, That the Mayor and City Council approve a construction contingency in the amount of \$3800 (10%) to cover potential contract change orders to be approved by the City Administrator and to approve a total project budget of \$41,629.00 for the life of the project without regard to fiscal year.

ORDINANCES - SECOND READING

13-00 APPROVED

GREGORKA ZONING

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

This ordinance would change the zoning of 0.31 acre, located on the west side of Ridgemor Drive south of Liberty Street, from TWP (Township District) to R1C (Single-Family Dwelling District). (The complete text of Ordinance 13-00 is on file in the City Clerk=s Office).

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

On voice vote the Mayor declared the motion carried.

14-00 APPROVED

MAUNG ZONING

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

This ordinance would change the zoning of 0.15 acre, located at 2986 Shady Lane from TWP (Township District) to R1D (Single-Family Dwelling District). (The complete text of Ordinance 14-00 is on file in the City Clerk=s Office).

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

On voice vote the Mayor declared the motion carried.

15-00 APPROVED

SMITH ZONING

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

This ordinance would change the zoning of 0.42 acre, located at 465 Dupont Circle from TWP (Township District) to R1C (Single-Family Dwelling District). (The complete text of Ordinance 15-00 is on file in the City Clerk=s Office).

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

On voice vote the Mayor declared the motion carried.

16-00 APPROVED

SWAIN ZONING

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

This ordinance would change the zoning of 0.46 acre, located at 1887 Upland Drive from TWP (Township District) to R1C (Single-Family Dwelling District). (The complete text of Ordinance 16-00 is on file in the City Clerk=s Office).

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

On voice vote the Mayor declared the motion carried.

ORDINANCES - FIRST READING

17-00 APPROVED

ANN ARBOR ANIMAL HOSPITAL ZONING

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

This ordinance would change the zoning of 1.07 acres, located at 2150 West Liberty, from TWP (Township District) to C2B (Business Service District). (The complete text of Ordinance 17-00 is on file in the City Clerk=s Office).

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

On a voice vote the Mayor declared the motion carried.

18-00 APPROVED

ASHLEY MEWS PUD ZONING

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

This ordinance would amend the Ashley Mews PUD Zoning District Supplemental Regulations. (The complete text of Ordinance 18-00 is on file in the City Clerk=s Office).

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

On a voice vote the Mayor declared the motion carried.

19-00 APPROVED

COLLECTION OF FEES AND
ENFORCEMENT OF PERMIT CONDITIONS

An Ordinance to Amend Sections 7:403, 7:404 and 7:405 of
Chapter 93 of Title VII of the Code of the City of Ann Arbor

(The complete text of Ordinance 19-00 is on file in the City Clerk=s Office).

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

On a voice vote the Mayor declared the motion carried.

20-00 APPROVED

SAFETY BELTS

An Ordinance to Amend Section 10:121 of
Chapter 126 of Title X of the Code of the City of Ann Arbor

This ordinance amendment reflects recent changes to the state safety belt law. (The complete text of Ordinance 20-00 is on file in the City Clerk=s Office).

Councilmember Hanna-Davies moved that the ordinance be approved at first reading.

On a voice vote the Mayor declared the motion carried.

21-00 APPROVED AS AMENDED

SOIL EROSION AND SEDIMENTATION CONTROL

An Ordinance to Amend Sections 5:650 - 5:673 of
Chapter 63 of Title X of the Code of the City of Ann Arbor

This ordinance would bring the City of Ann Arbor storm water requirements in line with the Rules of the Washtenaw County Drain Commissioner. (The complete text of Ordinance 21-00 is on file in the City Clerk=s Office).

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

Councilmember Herrell moved to replace Section 5:654(2)(b)(i) and (ii) with the following language:

Section 5:654(2)(b)

ON SITES WHICH CONTAIN EXISTING IMPERVIOUS SURFACES THAT ARE ADDING OR REMOVING AND REPLACING IMPERVIOUS SURFACES, ANY IMPERVIOUS SURFACES THAT ARE ADDED SOLELY FOR THE PURPOSE OF ADA COMPLIANCE OR PUBLIC SIDEWALKS SHALL NOT BE COUNTED TOWARD THE CUMULATIVE IMPERVIOUS SURFACE CHANGE UNLESS THE REMAINING CUMULATIVE IMPERVIOUS SURFACE CHANGES ARE GREATER THAN 750 SQUARE FEET.

On a voice vote the Mayor declared the motion carried.

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

22-00 APPROVED AS AMENDED

DOMESTIC ANIMALS

An Ordinance to Amend Section 9:38 of Chapter 107 of Title IX of the Code of the City of Ann Arbor

(The complete text of Ordinance 22-00 is on file in the City Clerk=s Office).

Councilmember Hanna-Davies moved that the ordinance be approved at first reading.

Council unanimously agreed that the ordinance be amended as follows:

Section 9:38. Domestic animals and fowl

- (3) Subsection (1) shall not apply to newly born farm animals and newly hatched farm fowl, **USED IN AN EDUCATIONAL SETTING**, provided all of the following conditions are met:

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.

MOTIONS AND RESOLUTIONS

R-185-4-00 APPROVED

RESOLUTION ENDORSING 2000 TAKE OUR DAUGHTERS TO WORK DAY

Whereas, April 17, 2000 has been designated as National Take Our Daughters to Work Day;

Whereas, Poor self-image can be one of the most significant limits anyone can impose on themselves and it is important that we encourage our girls to view themselves as equals in our society;

Whereas, Thousands of young girls across the nation can educate themselves and explore the many possibilities of their future;

Whereas, Girls in today=s society have a lot more choices to make and they need all the guidance that we can provide;

Whereas, Today schools are encouraged to use this day to educate boys about work and family issues and the gender roles; and

Whereas, National Take Our Daughters to Work Day helps girls to see what dreams can do and helps educate them to face the challenges of what lies ahead;

RESOLVED, That the Ann Arbor City Council encourages all City employees to take part in Take Our Daughters to Work Day on April 27, 2000 by bringing a young woman to share their work day, or be welcoming to these young girls who are accompanying co-workers; and

RESOLVED, That the Ann Arbor City Council expresses its hope that Take Our Daughters to Work Day will help bring us ever closer to a truly equitable and diverse community where all our girls and boys are given every opportunity to reach their full potential.

Councilmember Freiberg moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

POSTPONED

RESOLUTION TO SUPPORT THE IMPLEMENTATION OF THE GOALS AND OBJECTIVES OF THE AFFORDABLE HOUSING TASK FORCE REPORT

Whereas, There has been much public concern regarding the lack of affordable housing within Ann Arbor for families with incomes below \$50,200 and for individuals with incomes of \$35,150 or less;

Whereas, Local businesses have reported labor shortages and the available work force lives further away thereby increasing commuter traffic and pollution;

Whereas, On March 1, 1999 City Council approved Resolution R-105-3-99 directing the City Administrator to prepare a plan for the process and strategy to be used to create and preserve affordable housing in the community;

Whereas, On May 17, 1999 City Council approved Resolution R-281-599 to approve the AProcess for Development of Affordable Housing Plan≡ which included the appointment of the Affordable Housing Task Force;

Whereas, The mission of the Affordable Housing Task Force was to determine ways to preserve and increase the supply of affordable housing in the community and after months of work the Task Force developed the attached Affordable Housing Task Force Report including Goals and Objectives;

Whereas, Implementation of the Goals and Objectives will require significant commitments and participation of community members and other entities; and

Whereas, At its meeting on March 9, and April 6, 2000, the Housing Policy Board approved a resolution to endorse the resolution of the Task Force, including the goal statements and to accept responsibility for oversight of the policy development, recommendations and implementation strategies;

RESOLVED, That City Council conveys its thanks to the Affordable Housing Task Force. Further, City Council supports the concepts included in the Goals and Objectives of the Affordable Housing Task Force Report and directs the City Administrator to provide support to enable the implementation of the plan;

RESOLVED, That City Council reaffirms its commitment to Affordable Housing as one of City Council=s critical priorities;

RESOLVED, That City Council designates the Housing Policy Board to provide oversight of the associated policy development, implementation and recommendations contained in the Affordable Housing Task Force Report; and

RESOLVED, That City Administrator direct the Community Development Department, with support from other involved departments, to coordinate the implementation activities and ensure that involvement by interested members of the public is maximized.

Councilmember Upton moved that the resolution be adopted.

Councilmember Kolb moved that the resolution be postponed until May 1, 2000 to allow for more staff discussion.

On a voice vote the Mayor declared the motion carried.

R-186-4-00 APPROVED

RESOLUTION TO APPROVE RESEARCH PARK ONE REVISED
SITE PLAN AND DEVELOPMENT AGREEMENT

A communication was received from the City Planning Commission transmitting its recommendation of approval of the proposed 3.64 acres, 3971 South Research Park Drive.

Whereas, Second Industrial, LLC has requested revised site plan approval in order to construct a 20,500-square foot addition onto the east side of the existing research/office building at 3971 South Research Park Drive;

Whereas, A development agreement has been prepared to address improvements to the South State Street/Ellsworth Road intersection and signalization of the Research Park Drive/Ellsworth Road intersection; and

Whereas, The Ann Arbor City Planning Commission, on March 21, 2000, recommended approval of said request;

RESOLVED, That City Council approve the Research Park One Development Agreement, substantially in the form of that attached, dated April 12, 2000; and

RESOLVED, That City Council approve the Research Park One Revised Site Plan, upon the conditions that (1) the Development Agreement is signed by all necessary parties; (2) all terms of the Development Agreement are satisfied, and (3) the parcels are combined prior to the issuance of permits.

Councilmember Carlberg moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-187-4-00 APPROVED AS AMENDED

RESOLUTION TO APPROVE COLONY OFFICE BUILDING SITE PLAN

A communication was received from the City Planning Commission transmitting its recommendation of approval of the proposed Colony Office Building Site Plan, 0.91 acre, northwest corner of Colony and Packard Road.

A resolution to approve the Colony Office Building Site Plan was considered.

Councilmember Carlberg moved that the resolution be approved.

Councilmember Carlberg moved that the resolution be amended as follows:

Paragraph 3:

RESOLVED, That City Council approve the Colony Office Building Site Plan, subject to combination of the tax parcels and completion of an archaeological survey prior to the issuance of permits, **SUBJECT TO INCLUSION OF 5' BRICK WALL ON THE SITE PLAN.**

On a voice vote the Mayor declared the motion carried.

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

The resolution as adopted reads as follows:

R-187-4-00

RESOLUTION TO APPROVE COLONY OFFICE BUILDING SITE PLAN

Whereas, Kaveh Esmael has requested site plan approval in order to construct a two-story, 12,100-square foot office building at the northwest corner of Colony and Packard Roads; and

Whereas, The Ann Arbor City Planning Commission, on April 4, 2000, recommended approval of said request;

RESOLVED, That City Council approve the Colony Office Building Site Plan, subject to combination of the tax parcels and completion of an archaeological survey prior to the issuance of permits, subject to inclusion of a 5' brick wall on the site plan.

REPORTS FROM COUNCIL COMMITTEES

None.

COUNCIL PROPOSED BUSINESS

None.

COMMUNICATIONS FROM THE MAYOR

APPOINTMENTS APPROVED

Community Development Waiver and Review Board

Marc Rueter (reappointment)
515 Fifth St. 48103
Term: 4/17/00 to 4/16/03

Ann Arbor Transportation Authority

Thomas Fegan (reappointment)
500 W. Keech Ave. 48103
Term: 4/17/00 to 5/1/05

Adiele Nwankwo (reappointment)
1415 Kelly Green Dr. 48103
Term: 4/17/00 to 5/1/05

Housing Policy Board

Charles Kieffer (reappointment)
263 Crest Ave. 48103
Term: 4/17/00 to 4/16/03

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

On a voice vote the Mayor declared the motion carried.

Councilmember Freiberg requested that the Council Rules be waived to reappoint Stephen Rapundalo to the Parks Advisory Commission.

Councilmember Hartwell moved to reappoint Stephen Rapundalo to the Parks Advisory Commission.

On roll call the vote was as follows:

Yeas, Councilmembers Upton, Freiberg, Hartwell, Higgins, Mayor Sheldon, 5;

Nays, Councilmembers Hanna-Davies, Hieftje, Carlberg, Herrell, Kolb, Daley, 6.

Mayor Sheldon declared the motion defeated.

Councilmember Hieftje moved to extend the term of Stephen Rapundalo for 90 days.

On roll call the vote was as follows:

Yeas, Councilmembers Upton, Freiberg, Carlberg, Hartwell, Higgins, Kolb, Mayor Sheldon, 9;

Nays, Councilmembers Herrell, Daley, 2.

Mayor Sheldon declared the motion carried.

NOMINATIONS PLACED ON TABLE

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

Washtenaw/Hill Historic District Study Committee

Stephen Schweer (new appointment)
1025 Berkshire Rd. 48104
Term: for duration of the project

Domestic Violence Coordinating Board

Pam Maturo (to fill Citizen Representative vacancy)
716 W. Liberty St. 48103
Term: 5/1/00 to 4/30/02

David Garvin (ADA Representative)
4924 Packard Rd. 48108
Term: 5/1/00 to 4/30/02

COMMUNICATIONS FROM THE CITY ADMINISTRATOR

REPORTS SUBMITTED

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

1. Water Treatment Plant Open House
2. February 2000 Investment Portfolio Report
3. March 2000 Investment Portfolio Report

(Reports on file in the City Clerk's Office)

COMMUNICATIONS FROM THE CITY ATTORNEY

City Attorney Abigail Elias reported to City Council that recently a lawsuit was dismissed and the findings are available for review.

COMMUNICATIONS FROM COUNCIL

COUNCILMEMBER HIEFTJE

Councilmember Hieftje thanked the lifeguard staff at Mack Pool for saving the life of a 12 year old.

COUNCILMEMBER KOLB

Councilmember Kolb announced that a 5-Year Plan was adopted by the Solid Waste Commission and will be coming to Council in the future.

CLERK'S REPORT OF COMMUNICATIONS, PETITIONS AND REFERRALS

The following communication was referred as indicated:

1. Communication from John C. Stegeman, Campus Rentals, regarding Dean=s Crescent campus housing proposal - File
The following minutes were received for file:

1. Ann Arbor Energy Commission - March 9, 2000
2. Community Development Block Grant Executive Committee - January 18, 2000
3. Airport Advisory Committee - February 16, 2000

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

On a voice vote the Mayor declared the motion carried.

PUBLIC COMMENTARY - GENERAL

None.

ADJOURNMENT

There being no further business to come before Council, the Mayor declared the meeting adjourned at 10:21 p.m.

W. Northcross
Clerk of the Council

Frances M. McMullan
Recording Secretary