

**ANN ARBOR CITY COUNCIL MINUTES
REGULAR SESSION - JUNE 19, 2000**

The regular session of the Ann Arbor City Council was called to order at 7:40 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, Jean Carlberg, Stephen C. Hartwell, Marcia Higgins, Christopher Kolb, Elisabeth L. Daley, Mayor Ingrid B. Sheldon, 9;

ABSENT : Councilmembers Dee Freiberg, Heidi Cowing Herrell, 2.

INTRODUCTIONS

None.

PUBLIC COMMENTARY - RESERVED TIME

KEVIN TERRY - ARGO PARK WATER SLIDE

Kevin Terry, 1006 Pontiac Trail, expressed concern about the danger of teens using the water spillway at Argo Park as a water slide. Mr. Terry indicated that there is no sign posted stating that this activity is illegal, and urged City Council to fence off the area. He reported that this activity goes on as late as 4:00 a.m. and is very disruptive to the neighborhood.

ROBIN ALVAREZ - ANN ARBOR YMCA

Robin Alvarez, Ann Arbor resident, expressed concern about the use of the Ann Arbor YMCA building once it has been sold. She posed questions to City Council regarding the ownership, mortgage and value of the building. Ms. Alvarez suggested that the building be appraised, and that options for use of the YMCA be explored before it is demolished or

sold.

PUBLIC HEARINGS

MERCURY THERMOMETERS (ORDINANCE NO. 31-00)

A public hearing was conducted on the proposed ordinance to Add New Chapter 69. Notice of public hearing was published June 11, 2000.

The following persons were present to speak:

Mary Beth Doyle, 255 Sunset Rd., spoke in favor of the ordinance to ban the use, manufacturing and sale of mercury thermometers in Ann Arbor, and indicated that mercury thermometers are a significant contributor to the entrance of mercury into the environment. She stated that approximately 17 tons of mercury enter the waste stream each year from mercury thermometers alone.

Jeff Kerchmeyer, Washtenaw County Solid Waste Coordinator, supported the proposed ordinance and stated that the Hazardous Waste Collection Program collected 145 pounds of mercury in 1999. He stated that he supports any efforts to reduce the toxicity of the waste stream in Washtenaw County.

Dr. Michael Murray, Environmental Chemist, representing the National Wildlife Federation - Great Lakes Office, stated that a report released last year showed that mercury concentrations in rain were as much as 65 times higher than the recommended standards for Great Lakes surface water. He indicated that mercury is converted to its more toxic form Amethomercury \cong when deposited into lakes and rivers. Mr. Murray emphasized that pollution prevention is key in protecting people and the environment from mercury contamination.

Molly Chitsey, 811 Catherine, stated that mercury pollution prevention is a working goal of the St. Joseph Mercy Health System and the University of Michigan Health System. She stated that St. Joseph and the University of Michigan have signed pledges to become mercury-free and have implemented mercury reduction initiatives to eliminate the purchase of any mercury instruments.

Richard Ankli, 639 Fifth Street, former nurse, stated that mercury is more poisonous than arsenic or lead. He recalled many mercury thermometers being broken when working at hospitals, and stated that the mercury was never cleaned up. Mr. Ankli stated that about 10% of mercury in dumps come from thermometers.

Rita Caruso, 556 Glendale Circle, U of M toxicology professor, urged City Council to vote in favor of banning the sell, importation and manufacturing of mercury thermometers in Ann Arbor. Ms. Caruso stated that mercury comes in many forms, and that every bit of mercury released into the air contributes to the global pollution problem. She explained that if mercury is taken into the body it can attack the nervous system and may harm the unborn.

Audrey Jackson, Ann Arbor resident, spoke in support of the mercury thermometer ordinance. She suggested that any resolution on banning the sale of mercury thermometers be sensitive to populations that are not able to comply. She requested that measures be developed to assist the poor, elderly, women with small children and drug population.

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

RENEWAL OF THE .4701 MIL, 6-YEAR REHABILITATION AND DEVELOPMENT MILLAGE (2001-2007)

A public hearing was conducted on the renewal of the .4701 Mil, 6-Year Rehabilitation and Development Millage (2001-2007) on the November 7, 2000 Ballot. Notice of public hearing was published June 18, 2000.

The following person was present to speak:

Stephen Rapundalo, Chair of the Parks Advisory Commission, urged City Council to support the resolution to place the renewal millage on the November ballot. He explained that the millage is based on the P.R.O.S. plan adopted by City Council in January, 2000. Mr. Rapundalo stated that the P.R.O.S. plan has been reassessed to ensure that it is well-defined and responsive to the community's needs and expectations.

Brian Martin, 3141 McComb, along with members of the Ann Arbor Youth Soccer Association, spoke in support of the millage renewal. He stated that the current plan recommended by the Parks Advisory Commission is very positive and it addresses recreational opportunities for the youth of Ann Arbor.

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

APPLICATION FOR LEVEL 3 COMMUNICATIONS, L.L.C. PERMIT AGREEMENT #2001-1 FOR THE USE OF CERTAIN PUBLIC RIGHTS-OF-WAY TO PROVIDE TELECOMMUNICATION SERVICES

A public hearing was conducted on the Application for Level 3 Communications, L.L.C. Permit Agreement #201-1 for the Use of Certain Public Rights-of-Way to Provide Telecommunication Services. Notice of public hearing was published June 9, 2000.

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

WATER AND SEWER RATES - (ORDINANCE NO. 36-00)

A public hearing was conducted on the proposed water and sewer rates. Notice of public hearing was published June 11, 2000.

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

NEW T-HANGAR RENTAL RATES

A public hearing was conducted on the proposed new T-Hangar rental rates. Notice of public hearing was published June 11, 2000.

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

PROPOSED HURON STREET HOMELESS SHELTER

A public hearing was conducted on the proposed Huron Street Homeless Shelter. Notice of public hearing was published June 18, 2000.

The following speakers spoke in opposition to the proposed shelter proposal:

Amy Sample, 116 Chapin
Steve Thorpe, 124 Chapin
Mary Valerie-Richter, 117 N. First
Glen Ziegler, 514 Krause
Catherine Blatt-Kahn, 515 Krause
Elaine Neelands, 514 Krause
Audrey Jackson, 2557 Sandalwood
Meg Delaney, 219 N. First
Robert Quilla, 600 W. Washington
Ray Detter, DDA Chair
Doug Ellman

The above speakers stated that neighborhood concerns have not been taken into account, and pointed out that the neighborhood already has a high concentration of social services. Speakers felt that the neighborhood has tolerated the shelter, which was supposed to be a Atemporary≅ shelter, for over 15 years. Speakers indicated that there have been many problems such as vandalism, personal assaults, and obnoxious behavior over the years and businesses are leaving the area as a result.

Speakers requested that other locations in the City be entertained, and that affordable housing be considered before building a new shelter. Many also opposed this location because the existing land is not buildable, is located in the flood plain, and is next to a railroad which is not desirable. Many voiced the desire for an impact study to be conducted before proceeding, because the size of the facility is a major objection. Concern for the cost of the new facility, which houses only 50 people, was also expressed. If the shelter must be in this location, many requested that the old shelter be closed and forbidden to be used for any shelter related activities. Many of the speakers agreed and supported the fact that there is a need for a shelter facility, but not in this location.

It was stated that most who frequent the shelter are from outside of Washtenaw County, and this new shelter will bring in more outsiders. Other concerns expressed included security at the facility, and finances needed to hire and keep professional staff.

The following speakers spoke in support of the shelter proposal:

Dennis Roth, 2164 Overlook
Mel Larson, 3018 Bolgos Circle
Mary Hall-Thiam, 2755 Arrowwood Hills
Bob Delonis, 3668 Creekside Court
Kate Warner, 1804 Linwood
Susan McGarry, 2565 Carmel
Barbara Wykes, 1600 Arborview
Paul Lambert, 201 W. Williams
Larry Voight, 4925 Packard
Del Dunbar, 2295 Bluett, Shelter Association Board member
Meg Delaney, 219 N. First
Judy Rumelhart, 1472 Towsley Lane, Vice-Chair of Shelter Association
Mac Whitehouse, 565 Florence Rd., representing St. Joseph Hospital Board
Charlie Grose, Shelter volunteer
Chandler Matthews
Jim Mogensen, 3780 Greenbriar #354C
Ann Lovejoy-Johnson, 2026 Pauline Blvd.
Mary Lighthammer-Edwards. 311 Brierwood
Cheryl DesMontaignes, 2330 Fernwood
Joe Fitzsimmons, 101 N. Main
Peggy Plews, 422 Huron, #6, Ypsilanti, MI.
Pamela Maturo, 716 W. Liberty Street
Gaia Kile, 530 Miller
Paul Daniels, 204 Chapin
David Lowell

The above speakers felt that the plan presented to City Council is the best plan

because it will unify the services and keep them in one location. Many expressed commitment to the new partnership that has been developed to address the needs of the homeless, and felt that the current site is the most reasonable. The speakers urged the City to move the project forward and provide the housing that is needed in Ann Arbor.

APPROVAL OF AGENDA

AGENDA APPROVED WITH CHANGES

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

CONSENT AGENDA

Revise: Resolution to Approve Agreement with Washtenaw Affordable Housing Corporation for Affordable Housing Project at Ashley Mews (\$294,000.00) (Community Development)

MOTIONS AND RESOLUTIONS

Substitute: Resolution Concerning a Feasibility Analysis of the Ann Arbor YMCA Residence Tower (Councilmembers Hanna-Davies and Kolb)

Revise: Resolution Urging that The Michigan Department of Environmental Quality Confirm the Judicial Findings of the Contested Discharge Permit for Pall/Gelman Sciences, Inc. and an Effective Cleanup and Containment of 1,4-Dioxane Contaminated Groundwater Be Expedited (Councilmember Kolb)

Correct Title, Revise & Move: Resolution Regarding ~~<New Sheltering>~~ **THE FUNDING OF EMERGENCY SHELTER** and Housing **PROJECTS FOR THE HOMELESS** (City Administrator) *(Moved after approval of Council Minutes)*

Add: Resolution to Maximize the City=s Use of the Internet for Business Processes (Councilmember Kolb)

Add: Resolution to Appoint City Councilmember to the City Planning Commission (Councilmember Kolb)

Add: Resolution to Approve Contract with Pear, Sperling, Eggan and Miskovitz for Legal Services representing the City Relative to Various Labor and Employment Matters (\$125,000.00) (Attorney) **(8 Votes Required)**

On a voice vote the Mayor declared the motion carried.

APPROVAL OF COUNCIL MINUTES

MINUTES OF MAY 15, MAY 30 AND JUNE 5, 2000 APPROVED

Councilmember Higgins moved that the regular session minutes of May 15, 2000, the continued regular session minutes of May 30, 2000 and the regular session minutes of June 5, 2000 be approved as presented.

On a voice vote the Mayor declared the motion carried.

R-294-6-00 APPROVED AS AMENDED

RESOLUTION REGARDING THE FUNDING OF EMERGENCY SHELTER
AND HOUSING PROJECTS FOR THE HOMELESS

Whereas, Homelessness is a community, regional and national issue;

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

Whereas, In 1998, the Joint Steering Committee selected the Washtenaw Housing Alliance, a group of nonprofit partners to operate a shelter, to coordinate supportive services, and to provide permanent housing;

Whereas, The Joint Steering Committee and the Washtenaw Housing Alliance have developed a three phase coordinated plan to reduce homelessness in Washtenaw County to include:

- Phase I - renovation of 4038 Jackson Road, Scio Township as an emergency shelter for homeless families,
- Phase II - construction of a new downtown Ann Arbor consolidated facility for homeless single adults,
- Phase III - construction of permanent housing;

Whereas, Funding for the three phase coordinated plan is proposed to be allocated from the City of Ann Arbor, Washtenaw County, Saint Joseph Mercy Health Systems and other partners of the Washtenaw County Housing Alliance as well as private donations; and

Whereas, A series of public hearings have been held relating to the shelter project;

RESOLVED, That the Mayor and City Council will cause the expenditure of a total of \$1,000,000 to be paid to Washtenaw County as the City of Ann Arbor's contribution towards the funding for the three phase coordinated plan to reduce homelessness in Washtenaw County;

RESOLVED, That the total \$1,000,000 financial contribution by the City shall be expressly conditioned on:

1. A legally binding contract that the use of the property at 420 W. Huron for shelter purposes shall be discontinued upon the commencement of operations on the property at 310-318 W. Huron as a homeless shelter.
2. The creation of a citizen advisory board to advise and assist in the operation of the property at 310-318 W. Huron as a homeless shelter.
3. Review by the City Planning commission of the use of the property at 310-318 W. Huron as a homeless shelter.

A resolution regarding the funding of emergency shelter and housing projects for the homeless was considered.

Councilmember Kolb moved that the resolution be adopted.

Councilmember Hieftje moved that the resolution be amended as follows:

Last Resolved Clause

2. The creation of a citizen advisory board to advise and assist in the operation of the property at 310-318 W. Huron as a homeless shelter, **AS PROPOSED ON THE OUTLINE FOR NEIGHBORHOOD INVOLVEMENT TO BE PRESENTED TO THE WASHTENAW HOUSING ALLIANCE.**

On a voice vote the Mayor declared the motion carried.

Councilmember Kolb moved that the resolution be amended as follows:

Last Resolved Clause

1. A legally binding contract that the use of the property at 420 W. Huron for shelter purposes; **DAY SHELTER, NIGHT SHELTER OR FOR FEEDING PURPOSES,** shall be discontinued upon the commencement ...

On roll call, the vote was as follows:

Yeas, Councilmembers Carlberg, Kolb, Daley, Hanna-Davies, 4;

Nays, Councilmembers Hartwell, Higgins, Hieftje, Upton, Mayor Sheldon, 5.

The Mayor declared the motion defeated.

Councilmember Upton moved that the resolution be amended as follows:

Last Resolved Clause

1. A legally binding contract that the use of the property at 420 W. Huron for shelter **RELATED** purposes shall be discontinued upon the commencement...

After further discussion, Councilmember Upton withdrew his amendment.

Councilmember Upton moved that the resolution be amended as follows:

Last Resolved Clause

1. A legally binding contract that the use of the property at 420 W. Huron for **ANY SHELTER CLIENT RELATED** purposes shall be discontinued upon the commencement...

On roll call, the vote was as follows:

Yeas, Councilmembers Carlberg, Hartwell, Higgins, Kolb, Daley, Hanna-Davies, Hieftje, Upton, Mayor Sheldon, 9;

Nays, 0.

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:

RESOLUTION REGARDING THE FUNDING OF EMERGENCY SHELTER
AND HOUSING PROJECTS FOR THE HOMELESS

Whereas, Homelessness is a community, regional and national issue;

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

necessary to serve the homeless population;

Whereas, In 1998, the Joint Steering Committee selected the Washtenaw Housing Alliance, a group of nonprofit partners to operate a shelter, to coordinate supportive services, and to provide permanent housing;

Whereas, The Joint Steering Committee and the Washtenaw Housing Alliance have developed a three phase coordinated plan to reduce homelessness in Washtenaw County to include:

Phase I - renovation of 4038 Jackson Road, Scio Township as an emergency shelter for homeless families,

Phase II - construction of a new downtown Ann Arbor consolidated facility for homeless single adults,

Phase III - construction of permanent housing;

Whereas, Funding for the three phase coordinated plan is proposed to be allocated from the City of Ann Arbor, Washtenaw County, Saint Joseph Mercy Health Systems and other partners of the Washtenaw Housing Alliance as well as private donations; and

Whereas, A series of public hearings have been held relating to the shelter project;

RESOLVED, That the Mayor and City Council will cause the expenditure of a total of \$1,000,000 to be paid to Washtenaw County as the City of Ann Arbor's contribution towards the funding for the three phase coordinated plan to reduce homelessness in Washtenaw County;

RESOLVED, That the total \$1,000,000 financial contribution by the City shall be expressly conditioned on:

1. A legally binding contract that the use of the property at 420 W. Huron for any shelter/client related purposes shall be discontinued upon the commencement of operations on the property at 310-318 W. Huron as a homeless shelter.

2. The creation of a citizen advisory board to advise and assist in the operation of the property at 310-318 W. Huron as a homeless shelter, as stated on the proposed outline for Neighborhood Involvement in the County/Washtenaw Housing Alliance Consolidated Shelter document, to be presented to the Washtenaw Housing Alliance.
3. Review by the City Planning commission of the use of the property at 310-318 W. Huron as a homeless shelter.

RESOLVED, That the City will work with the Washtenaw Housing Alliance, Neighborhood Advisory Council, Downtown Development Association (DDA) and interested stakeholders to do an impact study focusing on the neighborhood's viability and the social services performed in the neighborhood.

RECESS FOR EXECUTIVE SESSION

Councilmember Carlberg moved that the meeting be recessed to a closed session to discuss pending litigation.

On roll call the vote was as follows:

Yeas, Councilmembers Carlberg, Hartwell, Higgins, Kolb, Daley, Hanna-Davies, Hieftje, Upton, Mayor Sheldon, 9;

Nays, 0.

The Mayor declared the motion carried and the meeting recessed at 12:00 a.m.

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

On a voice vote the Mayor declared the motion carried and regular session reconvened at 12:07 a.m.

CONSENT AGENDA

CONSENT AGENDA ITEMS APPROVED

Councilmember Hanna-Davies moved that the following Consent Agenda items be approved as presented:

R-295-6-00 APPROVED

RESOLUTION TO APPROVE FY 2000/2001 ALLOCATIONS
FOR HUMAN SERVICES (\$70,000); AND FY 2000/2001 COMMUNITY
DEVELOPMENT BLOCK GRANT (CDBG), HOME AND GENERAL FUND
HOUSING AND HUMAN SERVICES CONTRACTS

Whereas, At its meeting on May 1, 2000 City Council approved the FY Five Year Consolidated Strategy and Plan and FY 2000/2001 One Year Action Plan for submission to the Department of Housing and Urban Development (R-191-5-00);

Whereas, The FY 2000 One Year Action Plan included the allocation of Community Development Block Grant and HOME Program funds to specified nonprofit organizations;

Whereas, At its meeting on December 20, 1999 City Council approved the allocation of City General Funds to specified nonprofit organizations (R-653-12-99) as part of a resolution to provide continuation funding;

Whereas, On May 30, 2000 City Council allocated \$100,000 to Washtenaw County Community Mental Health for services to the homeless (R-254-5-00) and carried forward \$10,000 from FY 1999/2000 for Community Action Network-Family Learning Institute;

Whereas, On May 30, 2000 City Council added \$70,000 to the Community Development Department budget for funding human services not eligible for continuation funding;

Whereas, The Human Services Task Force recommended funding totaling \$70,000 as listed below; and

Whereas, The Human Resources Department has reviewed and approved these contractors.

RESOLVED, that City Council approve the allocations in the amounts specified to the following organizations:

<u>ORGANIZATION</u>	<u>AMOUNT</u>
Ann Arbor Teen Center	\$ 5,000
Community Action Network- Family Learning Institute	4,750
Community Learning Post	2,250
HIV/AIDS Resource Center	10,000
Options Center B Green/Baxter Community Center	20,000
Ozone House B STYLUS	5,000
Student Advocacy Center	<u>23,000</u>
Total	<u>\$70,000</u>

RESOLVED, that City Council approve the contracts with the organizations listed below for the amounts beginning July 1, 2000 and terminating June 30, 2001 and authorize the Mayor and City Clerk to execute these contracts substantially in the form on file in the Office of the City Clerk with funds to be available until expended without regard to fiscal year;

<u>AGENCY</u>	<u>AMOUNT</u>
Ann Arbor Center for Independent Living	\$ 32,500
Ann Arbor Community Center	40,500
Arrowwood Hills Cooperative	27,000
Avalon Housing, Inc.	150,900
Catholic Social Services	27,000
Child Care Network	155,000
Community Action Network	40,000
Neighborhood Coalition of Southeast Ann Arbor	32,000
Family Learning Institute	14,750
Community Dental Center (University of Michigan)	45,000
Community Family Health Center (University of Michigan)	5,000
Domestic Violence Project	40,000
Food Gatherers, Inc.	36,000
Interfaith Hospitality Network	8,000
HelpSource	41,000
Housing Bureau for Seniors (University of Michigan)	34,000
Legal Services of SE Michigan	53,000
Michigan Ability Partners	34,500
Motor Meals, Inc (U of M)	5,500
Neighborhood Senior Services	57,000
Options Center (incl. WISH and Green-Baxter Center)	62,000
Ozone House (incl. STYLUS)	37,000
Packard Community Clinic	27,000
Peace Neighborhood Center	27,000
Pinelake Village Cooperative	25,000
SOS Community Services	52,000

Shelter Association of Washtenaw County	145,000
Washtenaw Affordable Housing Corporation	50,000
Washtenaw County Community Mental Health	<u>100,000</u>
TOTAL	<u>\$1,403,650</u>

RESOLVED, That all programs give priority to very low income Ann Arbor residents and that performance be monitored by the Community Development Department.

R-296-6-00 APPROVED

RESOLUTION TO APPROVE AGREEMENT WITH WASHTENAW AFFORDABLE HOUSING CORPORATION FOR AFFORDABLE HOUSING PROJECT AT ASHLEY MEWS

Whereas, In February, 1998, the City issued a request for proposals (RFP) for the sale of city-owned land at 434 S. Main Street (Packard/Main property) with a component of the RFP including a provision for affordable housing;

Whereas, On August 16, 1999, City Council approved Resolution R-483-8-99 approving the Option Agreement with Syndeco Realty for sale of the city-owned Packard/Main property including a provision to sell eight (8) units to the city or the city=s designee as affordable housing;

Whereas, On February 22, 2000, City Council approved Resolution R-74-2-00 to solicit Request for Proposals seeking a nonprofit organization to administer the program;

Whereas, On March 17, 2000, a proposal for the program was submitted by Washtenaw Affordable Housing Corporation;

Whereas, On June 1, 2000, the Housing Policy Board recommended that Washtenaw Affordable Housing Corporation be selected to administer the program;

Whereas, Human Rights approval was received for the contractor on April 20, 2000;

Whereas, the revenues for the Affordable Housing Fund exceed the amount approved in the FY 1999/2000 budget and \$94,031 in funds have not been appropriated to the Affordable Housing Fund;

RESOLVED, That City Council approve the appropriation of \$94,031 from the sale of land account, approve the transfer of the appropriation of \$3,776 from the Housing and Human Services Contingency Allocation to the Affordable Housing Task Force to Washtenaw Affordable Housing Corporation.

RESOLVED, That City Council approve the allocation of \$294,000 to Washtenaw Affordable Housing Corporation from the following sources:

\$196,193 from the Affordable Housing Fund;

\$94,031 from the sale of city land revenues;

\$3,776 from the Housing and Human Services Contingency Allocation to the Affordable Housing Task Force;

RESOLVED, That City Council approve the Agreement in the amount of \$294,000 with Washtenaw Affordable Housing Corporation to administer the Affordable Housing Project at the Ashley Mews project and authorize the Mayor and City Clerk to execute the necessary documents substantially in the form on file in the office of the City Clerk with funds to be disbursed upon contract execution and without regard to fiscal year.

RESOLVED, That \$288,000 of \$294,000 will be used to purchase the initial affordable units at Ashley Mews when they become available and that up to \$288,000 of the funding be returned to the City after the project has been completed.

R-297-6-00 APPROVED

RESOLUTION TO APPROVE CONTRACT WITH SEAL-ALL
WATERPROOFING CO., INC. AND ESTABLISH PROJECT BUDGET FOR
RETENTION BUILDING PAINTING PROJECT AT THE WASTEWATER TREATMENT
PLANT - BID NO. 3347

Whereas, It is necessary to make maintenance repairs to the exterior surface of the Retention Building at the Wastewater Treatment Plant (WWTP);

Whereas, Of the three bids received, Seal-All Waterproofing Co., Inc. submitted the lowest responsible bid in the amount of \$266,000.00; and

Whereas, On May 30, 2000, the Human Resources Department approved Seal-All Waterproofing Co., Inc. to perform this work;

RESOLVED, That Council accept the bid and approve the contract with Seal-All Waterproofing Co., Inc. for \$266,000 to perform the work specified in Bid No. 3347 and that the Mayor and City Clerk be authorized to sign the contract approved as to form by the City Attorney;

RESOLVED, That Council approve a total project budget in the amount of \$300,000, including a contingency of \$34,000 to finance change orders to be approved by the City Administrator, for the life of the project without regard to fiscal year; and

RESOLVED, That Council approve funding this project in the amount of \$200,000 from the Sewage Disposal System Operating Fund Balance and \$100,000 from the FY 99/00 Operational and Maintenance Budget of the Sewage Disposal System.

R-298-6-00 APPROVED

RESOLUTION TO APPROVE PROFESSIONAL SERVICES AGREEMENT
WITH MCNAMEE, PORTER & SEELEY, INC. FOR CONSTRUCTION
SUPPORT SERVICES FOR THE BRIDGE REHABILITATION PROJECT
AT THE WASTEWATER TREATMENT PLANT

Whereas, It is necessary to make maintenance repairs to the entrance bridge, at the Wastewater Treatment Plan (WWTP);

Whereas, McNamee, Porter & Seeley, Inc. (MPS) prepared the design documents for these repairs and submitted a proposal for \$46,026 to provide field engineering and general engineering services during construction; and

Whereas, On November 19, 1999, the Human Resources Department approved MPS to perform work for the City;

RESOLVED, That Council accept the proposal and approve the professional services agreement with MPS in the amount of \$46,026 to provide field engineering and general engineering services during construction of repairs to the entrance bridge at the WWTP, and that the Mayor and City Clerk be authorized to sign the contract approved as to form by the City Attorney;

RESOLVED, That a contingency in the amount of \$8,974 to finance change orders to be approved by the City Administrator, and

RESOLVED, That the project is funded from the FY 99/00 Operations and Maintenance Budget of the Sewage Disposal System and funds are available for the life of the project without regard to fiscal year.

R-299-6-00 APPROVED

RESOLUTION TO APPROVE PRINTING AND MAILING
SERVICES BY UNIVERSITY LITHO

Whereas, It is necessary to produce and mail Annual Report of Water Quality for 1998 and 1999 in the FY 1999/2000 to comply with the Consumer Confidence Regulation of the USEPA and MDEQ;

Whereas, University Litho submitted the lowest responsible bid for printing and mailing service in the amount of \$11,037 for 1999 Water Quality Report; and

Whereas, University Litho received the Human Rights approval on September 15, 1999;

RESOLVED, Council accept the bid of University Litho in the amount of \$11,037 for printing and mailing services for 1999 Water Quality Report;

RESOLVED, That the City Administrator be authorized and directed to sign a purchase order in the amount of \$11,037 to University Litho; and

RESOLVED, That University Lithos= services to be funded from the FY 1999/2000 Operations and Maintenance Budget of the Water Supply System and the funds are available for the life of the project without regard to fiscal year.

R-300-6-00 APPROVED

RESOLUTION TO APPROVE A PROFESSIONAL SERVICES AGREEMENT
WITH WASHTENAW ENGINEERING COMPANY, INC. AND ESTABLISH
A PROJECT BUDGET FOR THE PACKARD ROAD RECONSTRUCTION PROJECT

Whereas, The reconstruction of Packard Road between State and Stadium is scheduled for the 2001 construction season;

Whereas, It is now necessary to begin the planning and engineering design of the Packard Road Project work to ensure that a proper design is prepared;

Whereas, It is necessary to retain the services of a professional consulting engineering firm to perform the design and assist in the Packard Reconstruction Project;

Whereas, Washtenaw Engineering Company, Inc. has demonstrated the required experience, personnel and competitive fee schedule for the design of the Packard Road Reconstruction Project; and

Whereas, Washtenaw Engineering Company, Inc. received Human Rights approval, on June 7, 2000;

RESOLVED, That the City Council authorizes a professional services agreement with Washtenaw Engineering Company, Inc. in the amount of \$138,049.63 for planning and design of the Packard Road Reconstruction Project;

RESOLVED, That the Mayor and City Clerk be authorized and directed to execute said professional services agreement, after approval as to form by the City Attorney, and approval as to substance by the City Administrator;

RESOLVED, That the following project budget be adopted for the life of the project, to be available without regard to fiscal year;

Section I - Revenue

\$	200,000	Street Resurfacing Millage (Fund 0062)
\$	200,000	TOTAL

Section II - Expenses

\$	140,000	Consulting engineering services
\$	40,000	Other charges including City engineering services, City owned vehicles, printing, materials and supplies, etc.
\$	20,000	Contingencies to be approved by the City Administrator
\$	200,000	TOTAL; and

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

R-301-6-00 APPROVED

RESOLUTION TO APPROVE PROFESSIONAL SERVICES AGREEMENT
WITH PROFESSIONAL SERVICES INDUSTRIES, INC. FOR TESTING SERVICES
FOR THE 2000 ANNUAL STREET RESURFACING PROJECT AND THE
2000 DOWNTOWN STREET RESURFACING PROJECT

Whereas, It is necessary to employ a qualified testing firm to perform essential testing for the 2000 Annual Street Resurfacing Project and the 2000 Downtown Street Resurfacing Project;

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

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

Whereas, PSI received Human Rights approval on March 20, 2000; and

Whereas, On April 3 and April 17, 2000, Council adopted the budgets for these projects which includes sufficient funds for this agreement;

RESOLVED, That Council approve a professional services agreement with Professional Services Industries, Inc. in the amount of \$80,000 for construction testing and inspection services for the 2000 Annual Street Resurfacing Project and the 2000 Downtown Street Resurfacing Project, and that the Mayor and City Clerk are authorized to sign the agreement substantially in the form on file with the City Clerk.

R-302-6-00 APPROVED

RESOLUTION TO APPROVE A PROFESSIONAL SERVICES AMENDMENT FOR
CONSTRUCTION ENGINEERING AND PROJECT MANAGEMENT SERVICES
WITH WASHTENAW ENGINEERING COMPANY, INC. FOR THE HURON PARKWAY
- WASHTENAW AVENUE INTERSECTION IMPROVEMENT PROJECT

Whereas, Construction Engineering services are needed in the form of construction engineering and project administration for the Huron Parkway - Washtenaw Avenue Intersection Improvements Project;

Whereas, Washtenaw Engineering Company, Inc. (WECO) has performed the design engineering of this project and has the required knowledge, experience,

personnel and competitive fee schedule to perform the work;

Whereas, WECO has received Human Rights approval on June 7, 2000; and

Whereas, Funds for the required services are available in the Street Resurfacing Millage (Fund 0062);

RESOLVED, That Council approves a Professional Services Agreement with Washtenaw Engineering Company, Inc. in the amount of \$61,900 for the Huron Parkway - Washtenaw Avenue Intersection Improvements Project;

RESOLVED, That the cost of the services be funded from the Street Resurfacing Millage (Fund 0062) without regard to fiscal year to cover the cost of the services requested herein;

RESOLVED, That the Mayor and City Clerk be authorized and directed to execute said amendment after approval as to form by the City Attorney and approval as to substance by the City Administrator; and

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

R-303-6-00 APPROVED

RESOLUTION TO APPROVE PURCHASE ORDER TO
SOFTMART, INC. FOR OFFICE AUTOMATION SOFTWARE LICENSES
IN THE AMOUNT OF \$102,817.00 - BID NO 3364

Whereas, The City=s current Office Automation software is two or more versions behind current releases;

Whereas, In strategies 7 & 8, the Information Services and Technology Strategic Plan (ISTSP) recommends enterprise-wide standardization of office automation systems and to continuously upgrade office automation, e-mail, and operating system software;

Whereas, The City continues to be negatively impacted by the issues that the Strategic Plan stated would be avoided with standardization;

Whereas, The Information Services Steering Team (ISST) promoted the Office Automation software upgrade strategic initiative to a project status in April of 2000 with a projected start date of July 1, 2000, and a projected completion date of October 31, 2000;

Whereas, After competitive analyses, Microsoft Office 2000 scored considerably higher than other available office automation suites (Corel WordPerfect Office 2000 and Lotus SmartSuite Millennium Edition);

Whereas, The user community has found it necessary to also install Microsoft Office Suite to achieve compatibility when sharing documents with vendors, citizens, and other outside parties;

Whereas, On Bid Number 3364, Office Automation Software Licenses, Softmart, Inc. of Exton, Pennsylvania was determined to be the lowest responsible bidder; and

Whereas, Softmart, Inc. received Human Rights approval on June 9, 2000.

RESOLVED, That a purchase order be issued to Softmart, Inc. in the amount of \$104,817.

R-304-6-00 APPROVED

RESOLUTION TO APPROVE THE RENEWAL OF THE HUMAN RESOURCES MANAGEMENT SYSTEM SOFTWARE MAINTENANCE

Whereas, The Information Technology Services Division of the Administrative Services Department wishes to renew the Human Resources Management System (HRMS) software maintenance with Integral Systems;

Whereas, Integral Systems is the sole vendor for the HRMS software maintenance;

Whereas, Integral Systems was approved by the Human Resources Department on May 22, 2000;

Whereas, Funds for the HRMS software maintenance are provided in the Information Technology Services Division of the Administrative Services Department budget for fiscal year 2000-2001;

RESOLVED, That the City Administrator is authorized to issue a purchase order to Integral Systems for the sum of \$39,250 for software maintenance.

R-305-6-00 APPROVED

RESOLUTION TO APPROVE PURCHASE OF ADDITIONAL INSURANCE
POLICY THROUGH J & H MARSCH & MCLENNAN FOR SOUTH FOREST
AVENUE PARKING STRUCTURE

Whereas, The City is in the process of replacing the parking structure located at the northwest corner of the intersection of South Forest Avenue and Willard Street;

Whereas, The City has a contract with the University of Michigan requiring it to provide insurance coverage as specified in Attachment A;

Whereas, The City currently has a contract with J & H Marsh & McLennan to market our insurance program to interested and qualified insurers;

Whereas, Human Rights approval was obtained for J & H Marsh & McLennan on July 26, 1999; and

Whereas, The Human Resources Director, Safety Manager, Board of Insurance Administration, and the City Administrator recommend the purchase of insurance as outlined in Attachment "A";

RESOLVED, That City Council approve the purchase of additional insurance through its broker J & H Marsh & McLennan as detailed in Attachment "A";

RESOLVED, That an amount of \$33,000 be appropriated from the South Forest Avenue Parking Structure construction account to pay for the insurance coverage specified in Attachment "A"; and

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

R-306-6-00 APPROVED

RESOLUTION TO APPROVE BOARD OF INSURANCE MINUTES
OF JUNE 2, 2000 AND TO AUTHORIZE PAYMENTS

RESOLVED, That the attached Board of Insurance Administration Minutes of June 2, 2000, be accepted and that the payments therein be authorized.

MINUTES OF
JUNE 2, 2000

CITY OF ANN ARBOR BOARD OF INSURANCE ADMINISTRATION

Present: Brenda Smith, City Treasurer
Christopher Kolb, Councilperson 2

Absent: Joe Upton, Councilperson 1.

Also Present: Neal Berlin, City Administrator
Abigail Elias, City Attorney
James Armstrong, Safety Manager
David Swan, Assistant City Attorney
Susan Campbell, Senior Secretary 5.

LEGAL EXPENSES AND/OR CASE RELATED EXPENSES:

<u>CASE NO.</u>	<u>CLAIMANT</u>	
CC 28-98	Lawsuit of Jeanette Carr and Peter Ward O=Connor, DeGrazia & Tamm, P.C.	\$5,532.44
	TOTAL	\$5,532.44

CITIZEN=S CLAIMS DENIED:

CASE NO.

CC 37-00 Lawsuit of Lynn Roques by Fulton Eaglin, Attorney
Discussed by Abigail Elias, City Attorney and the Board denied the claim.

MISCELLANEOUS:

REIMBURSEMENTS RECEIVED:

PD 5-00 Reimbursement from Network Adjusters for Robinson
Cartridge for accident involving Fleet Serv. vehicle 1262 \$500.00

TOTAL \$500.00

OTHER BUSINESS:

Case No.

CC 105-97 Lawsuit of Catherine Auden-Stevens by George Brookover, Attorney
Discussed by David Swan, Assistant City Attorney and the Board
authorized settlement.

REQUESTS FOR INFORMATION on PENDING CLAIMS
awaiting more information:

<u>CASE NO.</u>	<u>NAME</u>	<u>INCIDENT DATE</u>	<u>CLAIM RECEIVED</u>	<u>MORE INFO NEEDED</u>	<u>DATE OF ND. RPT. CORRES.</u>	<u>DATE TO CLM.SER.</u>
33-00	Foster	4-21-00	5-18-00	5-18-00	Forestry	5-18-00
36-00	Garcia	5-4-00	5-26-00	5-26-00	Forest	5-26-00

CLAIMS RECEIVED SINCE LAST MEETING:

CASE NO.

- CC 28-00 Vehicle damage claim of Shirley Trout by Edward Johnson, Attorney
- CC 29-00 Lawsuit of Regina Hunter representing herself
- CC 30-00 Property damage claim of MichCon (1080 Rosewood)
- CC 31-00 Vehicle damage claim of Auto Owners Insurance for Cheryl Christopher
- CC 32-00 Vehicle damage claim of Stephan Morse
- CC 33-00 Vehicle damage claim of Deborah Foster
- CC 34-00 Vehicle damage claim of Kelly Mitchell
- CC 35-00 Property damage claim of Robert Taub
- CC 36-00 Property damage claim of Victor Garcia
- CC 37-00 Lawsuit of Lynn Roques by Fulton Eaglin, Attorney

Prepared by,

Susan Campbell,
Senior Secretary/Claims Processing Clerk

R-307-6-00 APPROVED

RESOLUTION NO. 3: ESTABLISH A PUBLIC HEARING
ON THE CAMBRIDGE COURT SANITARY SEWER SPECIAL ASSESSMENT

Whereas, The City Council has ordered the City Assessor to prepare a Special Assessment Roll for the purpose of defraying that part of the cost of the following described sanitary sewer to be defrayed by Special Assessment:

Construction of approximately 67 meters of 200 mm sanitary sewer along Cambridge Court from S. Forest to the end, District 478, File No. 99052; and

Whereas, The City Assessor has prepared said Special Assessment Roll and has the same on file in the Assessor's Office with his certificate attached thereto;

RESOLVED,

1. That said Special Assessment roll be on file in the office of the City Assessor and shall be made available for public examination;
2. That the City Council meet on July 17, 2000 at 7:30 o'clock p.m. at the Council Chambers in the Guy C. Larcom, Jr. Municipal Building in said city for the purpose of reviewing said Special Assessment Roll;
3. That the City Clerk give notice of said hearing to review the Special Assessment Roll by having notice thereof published in The Ann Arbor News not less than (10) full days prior to the date of the hearing, and by mailing notice at least (10) days prior to the date of hearing to the owner of each lot and parcel of land subject to the assessment, as indicated by the records of the City Assessor's Office; and
4. That said notice be published and mailed substantially in the form on file in the City Clerk's Office.

CAMBRIDGE COURT SANITARY SEWER EXTENSION
 DISTRICT NUMBER 478, FILE NUMBER 99052

PROPERTY SHARE

09-33-223-003	Crawford, Alexander	\$ 13,250.00	120 5 Cam bri dge Cou rt
	Ann Arbor, MI 48104		
09-33-223-004	Barrie, Robert 1053 Lincoln Avenue Ann Arbor, MI 48104	13,250.00	
09-33-223-006	Carlson, Marvin P. O. Box 355 Chelsea, MI 48118	13,250.00	
09-33-223-007	Smith-Morris, Barbara 1208 Cambridge Court Ann Arbor, MI 48104	13,250.00	
09-33-223-015	Sykes, Ray & Nancy c/o Oakland Management 416 E. Huron Street, #1 Ann Arbor, MI 48104	13,250.00	
09-33-223-017	Matusko, Donald & Sonja 15432 W. M-36 Pinckney, MI 48169	13,250.00	

TOTAL \$ 79,500.00

R-308-6-00 APPROVED

RESOLUTION TO APPROVE AN INCREASE IN THE PURCHASE ORDER TO THE ANN ARBOR NEWS

Whereas, The City Clerk=s Office uses the Ann Arbor News to publish legally required notices of council meetings, agendas, ordinances, etc;

Whereas, The Ann Arbor News is the sole source for a local daily newspaper in this area;

Whereas, The City Clerk=s Office established a purchase order for \$24,900 with the Ann Arbor News, of which \$23,770 has already been spent;

Whereas, The bills for May and June publications have not yet been received, but are likely to total more than the remaining \$1,130.00; and

Whereas, The Ann Arbor News received Human Rights approval on March 28, 2000.

RESOLVED, That City Council approve an increase in the Ann Arbor News purchase order in the amount of \$3,000 for fiscal year 1999-2000 for a new total of \$27,900.

R-309-6-00 APPROVED

RESOLUTION TO APPROVE TEMPORARY OUTDOOR SALES, SERVICE AND CONSUMPTION OF ALCOHOLIC BEVERAGES DURING THE 2000 ANN ARBOR ART FAIR

RESOLVED, That the request of the following liquor licensed establishments for temporary authorization for outdoor sales, service and consumption of alcoholic beverages during the Ann Arbor Art Fair, July 19-22, 2000, be approved within the defined area filed with the Ann Arbor Police Department:

BUSINESS NAME

ADDRESS

Ashley=s

338 S. State St.

Brown Jug
Full Moon
Michigan Theater Foundation
Old Town
Red Hawk

1204 S. University Ave.
207 S. Main St.
603 E. Liberty St.
122 W. Liberty St.
316 S. State St.

R-310-6-00 APPROVED

RESOLUTION TO APPROVE ADDITION OF CO-LICENSEE IN
A B-HOTEL LICENSED BUSINESS - D.B.A. HAWTHORNE SUITS
3535 GREEN COURT

RESOLVED, That the request from Ann Arbor Farms Hotel Corporation (D.B.A. Holiday Inn North), 3600 Plymouth Road, to add Green Road Executive Suites, L.L.C. (D.B.A. Hawthorne Suites), 3535 Green Court, as a co-licensee in a 1999 B-Hotel licensed business with a Dance-Entertainment Permit, be approved.

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

ORDINANCES - SECOND READING

30-00 APPROVED

PLYMOUTH ROAD COMMERCIAL 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 3.77 acres, located at 1635 Plymouth Road, from PUD (Planned Unit Development) to Revised PUD District. (The complete text of Ordinance -00 is on file in the City Clerk=s Office).

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

On a voice vote the Mayor declared the motion carried.

31-00 POSTPONED

MERCURY THERMOMETERS

An Ordinance to Amend Title VI of the Code of the City of Ann Arbor by Adding a New Chapter Which Shall be Designated as Chapter 69

(The complete text of Ordinance 31-00 is on file in the City Clerk=s Office).

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

Councilmember Hieftje moved that the ordinance be postponed until July 10, 2000.

On a voice vote the Mayor declared the motion carried.

33-00 APPROVED

EMPLOYEES= RETIREMENT SYSTEM

An Ordinance to Amend Sections 1:556, 1:559 and 1:573 of Chapter 18 of Title I of the Code of the City of Ann Arbor and to Add New Sections 1:593, 1:593 and 1:594

(The complete text of Ordinance 33-00 is on file in the City Clerk=s Office).

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

On a voice vote the Mayor declared the motion carried.

34-00 APPROVED

TAX EXEMPTION NOT APPLICABLE

An Ordinance to Renumber Section 1:591 of Chapter of Title I of the Code of the City of Ann Arbor

(The complete text of Ordinance 34-00 is on file in the City Clerk=s Office).

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

On a voice vote the Mayor declared the motion carried.

35-00 APPROVED

ACCEPTANCE OF CHECKS

An Ordinance to Renumber Sections 1:601, 1:602 and 1:603 of Chapter 20 of Title I of the Code of the City of Ann Arbor

(The complete text of Ordinance 35-00 is on file in the City Clerk=s Office).

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

On a voice vote the Mayor declared the motion carried.

36-00 APPROVED

WATER AND SEWER RATES

An Ordinance to Amend Sections 2:63 and 2:64 of Chapter 29 of Title II of the Code of the City of Ann Arbor

(The complete text of Ordinance 36-00 is on file in the City Clerk=s Office).

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

On a voice vote the Mayor declared the motion carried.

ORDINANCES - FIRST READING

None.

MOTIONS AND RESOLUTIONS

R-311-6-00 APPROVED

RESOLUTION CONCERNING A FEASIBILITY ANALYSIS
OF THE ANN ARBOR YMCA RESIDENCE TOWER

Whereas, The purchase of the Ann Arbor YMCA currently under consideration by the Ann Arbor Transportation Authority, could mean the demolition of the YMCA residential tower as well as the YMCA recreation facilities;

Whereas, The demolition of the 100 low cost Single Room Occupancy (SRO) units in the YMCA residence tower would be a severe loss to our community and a serious setback to our efforts to decrease the need for emergency sheltering and increase the availability of affordable housing;

Whereas, The City's recently completed and officially adopted FY 2000-2005 Consolidated Strategy and Plan for Housing and Community Development Programs shows that, with the YMCA residential tower in use as 100 SRO units, there is still an unmet need for 94 units of transitional housing and 259 units of permanent housing for homeless and special needs individuals;

Whereas, The new Homeless Shelter to be jointly funded by the County, the City and numerous private donors at a cost of \$3-5 million, has been designed to move people as quickly as possible into transitional and permanent housing, and has depended on the continuing operation of the YMCA residential units as one source of that housing;

Whereas, Numerous human services agencies, including the Veterans Administration Hospital, depend on the availability of rooms at the YMCA for their clients;

Whereas, With expertise contributed by a wide range of concerned citizens, the City has recently completed and officially adopted the May 15, 2000, Affordable Housing Task Force Report, in which Goal 1 is to "Expand and preserve the affordable housing supply" and Objective 1 A 4 b is to "Identify a 'quick strike' strategy by combining financing options with interested nonprofit organizations to preserve, protect and expand the affordable unit inventory";

Whereas, The Ann Arbor YMCA and Avalon Housing have been discussing the possibility of Avalon taking over the management of the Ann Arbor YMCA residence tower, in order to preserve the building as low cost housing;

Whereas, Avalon Housing has found an architect who specializes in rehabilitating Single Room Occupancy units into low cost housing that includes kitchens for greater self-sufficiency and space for supportive services to be provided, and who could conduct an analysis for the City of the feasibility of making such a conversion of the YMCA residential

tower;

Whereas, At its June 1 meeting, the Housing Policy Board unanimously approved a resolution recommending that the City fund a feasibility analysis of the continuing use of the Ann Arbor YMCA residence tower, due to the Board's concern about the loss of the 100 low cost SRO units; and

Whereas, The Housing Policy Board further recommended that City Council request the Ann Arbor Transportation Authority to delay taking any formal action regarding the YMCA residential tower, until the feasibility of such a conversion is determined and discussed.

RESOLVED, That the City Council directs the City Administrator to contact the Ann Arbor Transportation Authority and respectfully relay this official request that any formal action regarding the YMCA residential tower be delayed until the feasibility of preserving and rehabilitating the residential tower can be determined;

RESOLVED, That if the Ann Arbor Transportation Authority is willing to delay, the City Council directs the City Administrator to determine an appropriate source of funds and to either contract directly or through Avalon Housing for a feasibility analysis of the rehabilitation of the Ann Arbor YMCA residence tower, including a cost comparison of rehabilitation vs. new construction; and

RESOLVED, That if the Ann Arbor Transportation Authority is not able to delay long enough for a feasibility study, that the City Council directs the City Administrator to relay this official request to the Ann Arbor Transportation Authority that 70-100 new efficiency units, affordable to people at 30% of median income, be included in the new construction planned by the AATA, to make up for the loss of the existing residential tower.

Councilmember Hanna-Davies moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-312-6-00 APPROVED AS AMENDED

RESOLUTION FOR 1999-2000 COMMUNITY EVENTS
FUND DISBURSEMENTS

Whereas, The Council Community Events Committee met and reviewed funding requests from community groups; and

Whereas, The Ann Arbor City Council wishes to support activities that promote or

bring the community together to celebrate its richness.

RESOLVED, That the Ann Arbor City Council approve the following allocations from the 1999-2000 Community Events Fund:

- 1) Ann Arbor Public Schools- \$5,000 Middle School Hikone Exchange - AAPStrip to Ann Arbor=s Sister City, Hikone, Japan, for students and adult chaperones in November 1999.
- 2) Ann Arbor Street Art Fair 2000 - \$2,000 - Family oriented performances at the Artful Kidzone Performance Area and throughout the AASAF
- 3) University of Michigan Museum of Art - \$1,000 in support of the White House Collection of American Crafts and the Amish Quilt Exhibitions
- 4) Ann Arbor Summer Festival - \$500 - Summer Festival 2000

A resolution for 1999-2000 community events fund disbursements was considered.

Councilmember Upton moved that the resolution be adopted.

Council unanimously agreed to delete the following language:

3rd paragraph

~~4. Ann Arbor Summer Festival - \$5000 - Summer Festival 2000~~

On a voice vote the Mayor declared the motion carried.

The resolution as adopted reads as follows:

RESOLUTION FOR 1999-2000 COMMUNITY EVENTS
FUND DISBURSEMENTS

Whereas, The Council Community Events Committee met and reviewed funding requests from community groups; and

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

RESOLVED, That the Ann Arbor City Council approve the following allocations from the 1999-2000 Community Events Fund:

- 1) Ann Arbor Public Schools- \$5,000 Middle School Hikone Exchange - AAPStrip to Ann Arbor=s Sister City, Hikone, Japan, for students and adult chaperones in

November 1999.

2) Ann Arbor Street Art Fair 2000 - \$2,000 - Family oriented performances at the Artful Kidzone Performance Area and throughout the AASAF

3) University of Michigan Museum of Art - \$1,000 in support of the White House Collection of American Crafts and the Amish Quilt Exhibitions

R-313-6-00 APPROVED

RESOLUTION TO APPROVE 2000-2004 COMMUNITY EVENTS FUND DISBURSEMENTS

RESOLUTION FOR 2000-2001 COMMUNITY EVENTS FUND DISBURSEMENTS

Whereas, The Council Community Events Committee met and reviewed funding requests from community groups;

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

RESOLVED, That the Ann Arbor City Council approve the following allocations from the 2000-2001 Community Events Fund:

- 1) Ann Arbor Council for Traditional Music and Dance - up to \$300 city services costs related to Dancing in the Streets 2000 and waiver of fees for meter bag deposit
- 2) Jaycees Carnival - up to \$3,600 for city services costs related to the June 4, 2000, event held at Pioneer High School
- 3) Jaycees July 4th Parade - up to \$2,500 for city services costs related to Annual Fourth of July Parade
- 4) Main Street Area Association - up to \$1,500 for city services costs related to MSAA sponsored events
- 5) Ann Arbor Public Schools - \$5,000 Middle School Hikone Exchange - AAPStrip to Ann Arbor=s Sister City, Hikone, Japan, for students and adult chaperones in November 2000.

Councilmember Upton moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-314-6-00 APPROVED

RESOLUTION TO AUTHORIZE EXPENDING COMMUNITY VISIONING FUNDS FOR JACKSON-HURON NEIGHBORHOOD VISIONING PROJECT

Whereas, The City of Ann Arbor=s budget for FY1998-1999 and FY 1999-2000 has allocated funds for Community Visioning;

Whereas, These funds were reserved for community visioning exercises;

Whereas, These funds have not been utilized;

Whereas, These funds are not in the FY2000-2001 budget; and,

Whereas, The Jackson-Huron Neighborhood Association has put together a request for city funds to conduct neighborhood visioning exercises to provide input for improving the Huron-Jackson Corridor.

RESOLVED, That the City Council approve the request for funding by the Jackson-Huron Neighborhood Association to fund their neighborhood visioning project for \$25,000 to be funded out of the Non-Departmental Community Visioning funds;

RESOLVED, That the City Administrator be authorized to prepare a contract with the Jackson-Huron Neighborhood Association for the neighborhood visioning exercise; and,

RESOLVED, That the funds be allocated regardless of budget year.

Councilmember Kolb moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-315-6-00 APPROVED

RESOLUTION URGING THAT THE MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY SEEK MAXIMUM JUDICIAL ENFORCEMENT OF EFFECTIVE CLEANUP AND CONTAINMENT OF THE PALL/GELMAN SCIENCE, INC. 1,4-DIOXANE CONTAMINATION AND PROTESTING REISSUANCE OF A WEAKENED 1,4-DIOXANE NPDES PERMIT

Whereas, The City of Ann Arbor has worked for the proper treatment, containment and protection of the surface and ground waters of the State from the continuing threat and

actual contamination from 1, 4-dioxane contamination originating at the Pall/Gelman Sciences, Inc. ("PGSI") Wagner Road facility;

Whereas, The City=s goals are for a timely, continuous and effective cleanup of the contaminated groundwater caused by pollution from the PGSI site; protection of clean groundwater from migrating contamination and from 1,4-dioxane discharges during cleanup operations; prevention of hardship and loss to residents; protection of the City=s drinking water supply; protection of city neighborhoods, parks and use of public right of way; use of best technical means to restore groundwater resources and to eliminate 1, 4-dioxane from purged contaminated groundwater before it is discharged under state permits;

Whereas, The City Council authorized participation with other local governments including Washtenaw County, Scio Township, and the Washtenaw Road Commission and residents in joint activities to further these goals;

Whereas, The City of Ann Arbor, in 1999, became a party to the contested case administrative proceeding, joining the efforts of the Washtenaw County, Scio Residents for Safe Water, and individual citizens, to seek more protective standards in the NPDES permit governing 1,4-dioxane discharges by PGSI to Honey Creek;

Whereas, The administrative proceedings addressing the contested case produced a judicial finding that the 1,4-dioxane concentration in the discharge must be reduced from the amounts allowed in the current permit, 10 parts per billion ("ppb") as a monthly average and 30 ppb as a one-day maximum, to 5 ppb and 15 ppb respectively;

Whereas, The judicial findings are now awaiting confirmation by the Director of the Michigan Department of Environmental Quality (AMDEQ=), Russ Harding;

Whereas, The monitoring and containment efforts used by PGSI have not proved adequate to predict or contain further migration of 1, 4-dioxane; data supplied by PGSI confirm that 1,4-dioxane continues to enter additional public groundwater resources, further threatening public and private water supplies; and the MDEQ has determined that PGSI has violated both its ground and surface water 1,4-dioxane discharge permits;

Whereas, Full definition of the lateral and vertical extent of all 1,4-dioxane presence is critical to determining where further contamination will appear and how to prevent it from spreading even further;

Whereas, PGSI has not submitted to the state an approvable Remedial Action Plan to contain and restore the large western contamination plume;

Whereas, The continued spread of 1, 4-dioxane is causing a hardship to citizens and

an unacceptable impact on public water resources; and,

WHEREAS, The Michigan Attorney General's Office ("Attorney General") has now sought, through enforcement action against PGSI in Washtenaw County Circuit Court, payment of fines, installation of increased 1, 4-dioxane treatment capacity, complete definition of the nature and extent of the contamination plumes, and containment of the plumes.

RESOLVED, That the City Council strongly urges MDEQ Director Russell Harding to accept the recommendation of administrative law Judge Richard Lacasse to lower the NPDES permit effluent limit for 1, 4-dioxane to 5 ppb as a monthly average and 15 ppb as a one-day maximum;

RESOLVED, That the City of Ann Arbor reaffirms its concern with these matters and urges the Attorney General and MDEQ to pursue vigorous and timely enforcement of compliance with previous agreements and judgments, including increased treatment capacity, definition and containment of contamination, and penalties for noncompliance; and,

RESOLVED, That the City Council directs the City Clerk to send this resolution to the Director of MDEQ and the Attorney General, with copies to the Environmental Response and Surface Water Quality Divisions of the MDEQ; Washtenaw County; Scio Township; State Representatives Hansen and Brater; State Senator Smith; and Governor Engler.

Councilmember Kolb moved that the resolution be adopted.

Councilmember Kolb moved to replace the resolution with a substitute resolution.

On a voice vote the Mayor declared the motion carried.

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

The resolution as adopted reads as follows:

RESOLUTION URGING THAT THE MICHIGAN DEPARTMENT
OF ENVIRONMENTAL QUALITY SEEK MAXIMUM JUDICIAL ENFORCEMENT
OF EFFECTIVE CLEANUP AND CONTAINMENT OF THE PALL/GELMAN
SCIENCE, INC. 1,4-DIOXANE CONTAMINATION AND PROTESTING
REISSUANCE OF A WEAKENED 1,4-DIOXANE NPDES PERMIT

Whereas, The City of Ann Arbor has worked for the protection of the surface and

ground waters of the State from the continuing threat and actual contamination from 1, 4-dioxane contamination originating at the Pall/Gelman Sciences, Inc. ("PGSI") Wagner Road facility, and for effective containment and proper treatment of waters already impacted by the contamination;

Whereas, The City=s goals are for a timely, continuous and effective cleanup of the contaminated groundwater caused by pollution from the PGSI site; protection of clean groundwater from migrating contamination and from 1,4-dioxane discharges during cleanup operations; prevention of hardship and loss to residents; protection of the City=s drinking water supply; protection of city neighborhoods, parks and use of public right of way; use of best technical means to restore groundwater resources and to eliminate 1, 4-dioxane from purged contaminated groundwater before it is discharged under state or local permits;

Whereas, The monitoring and containment efforts used by PGSI have not adequately predicted or contained further migration of 1, 4-dioxane; data supplied by PGSI confirm that 1,4-dioxane continues to enter additional public groundwater resources, further threatening public and private water supplies; and the MDEQ has determined that PGSI has violated both its ground and surface water 1,4-dioxane discharge permits;

Whereas, Full definition of the lateral and vertical extent of all 1,4-dioxane presence is critical to determining where further contamination will appear and therefore how to prevent further migration;

Whereas, PGSI has not submitted to the state an approvable Remedial Action Plan to contain and restore the large area of the western contamination plume;

Whereas, The continued spread of 1, 4-dioxane is causing a hardship to citizens and an unacceptable impact on public water resources;

Whereas, City Council has previously urged the MDEQ to assess monetary penalties for these failures and violations and compel compliance with cleanup objectives and schedules set out in the 1992/1996 consent judgement agreement between MDEQ and PGSI;

Whereas, The Michigan Attorney General=s Office ("Attorney General") has now sought, through enforcement action against PGSI scheduled for a late June, 2000 hearing in Washtenaw County Circuit Court, payment of fines, installation of increased 1, 4-dioxane treatment capacity, complete definition of the nature and extent of the contamination plumes, and containment of the plumes;

Whereas, To further the aforementioned goals, the City of Ann Arbor, in 1999, became a party to the contested case administrative proceeding, joining the efforts of the

Washtenaw County, Scio Residents for Safe Water, and individual citizens, to seek more protective legally applicable standards in the NPDES permit governing 1,4-dioxane discharges by PGSI to Honey Creek and to prevent efforts by the MDEQ and PGSI to weaken the permit;

Whereas, Richard G. Lacasse, Chief Administrative Law Judge of the MDEQ Office of Administrative Hearings (AOAH), after a year long proceeding to receive and review motions, evidence and testimony from all parties determined that neither the 1, 4-dioxane discharge limits in the 1997 NPDES permit nor the increased limits proposed by the MDEQ and PGSI to amend the permit were sufficiently based in fact or law and that the monthly average and daily maximum limits should be reduced by 50% in PGSI's NPDES permit to discharge 1, 4-dioxane to Honey Creek and the Huron River above Barton Pond; and

Whereas, On June 16, 2000, MDEQ Director Russell Harding overruled the Chief of OHA, doubling the daily maximum 1, 4-dioxane limit, reissuing the PGSI NPDES permit incorporating the weakened 1, 4-dioxane maximum standard, eliminating the required public notice and public hearing on an amended or reissued permit and deleting that portion of Judge Lacasse's recommendation on treatment technology based effluent limits (ABAT, BPJ) from the record attached to the permit.

RESOLVED, That the City of Ann Arbor reaffirms its concern with these matters and strongly urges the Attorney General and MDEQ to pursue vigorous maximum and timely enforcement of compliance with previous agreements and judgments, including increased treatment capacity, definition and containment of contamination, and penalties for noncompliance; and

RESOLVED, That the City of Ann Arbor protests the action of MDEQ Director Harding and the Division of Surface Water Quality to weaken and reissue the PGSI 1, 4-dioxane NPDES permit and to eliminate required public notice and a public hearing;

RESOLVED, That the City seeks acceptance of Judge Lacasse's judicial findings that the 1, 4-dioxane concentration in the discharge be limited to a monthly average of 5 ppb and a one-day maximum of 15 ppb, incorporation of these findings in an amended NPDES permit to be reissued after public notice and a public hearing, and that all of Judge Lacasse's findings be made part of the permit record; and

RESOLVED, that the City Council directs the City Clerk to send this resolution to the Director of MDEQ and the Attorney General, with copies to the Environmental Response and Surface Water Quality Divisions of the MDEQ; Washtenaw County; Scio Township; State Representatives Hansen and Brater; State Senator Smith; and Governor Engler.

R-316-6-00 APPROVED

RESOLUTION TO AUTHORIZE THE CITY ADMINISTRATOR TO EXECUTE THE RENEWAL OF THE HEALTH CARE CONTRACTS

Whereas, The City provides Health Care Insurance coverages to City employees in accordance with Personnel Rules and Regulations and various labor contracts at an estimated annual cost of approximately \$8,251,760.36 or 16.31% over current estimated costs. The contracts with Blue Cross Blue Shield, Blue Care Network, Care Choices and M-Care are due for renewal on July 1, 2000;

Whereas, The renewal rate for Blue Cross Blue Shield of Michigan increased 18.64%, Blue Care Network increased 22.20%, Care Choices increased 12% and M-Care increased 12.38%; and

Whereas, Blue Cross Blue Shield. Blue Care Network, Care Choices and M-Care received Human Rights approval as of June 19, 2000;

RESOLVED, That the City Administrator or designee is authorized to execute the renewal contracts with Blue Cross Blue Shield, Blue Care Network, M-Care and Care Choices for a one year period beginning July 1, 2000, at the monthly rates as quoted in Attachment AA≡ on file in the City Clerk=s Office.

Councilmember Upton moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-317-6-00 APPROVED

RESOLUTION TO AUTHORIZE THE CITY ADMINISTRATOR TO EXECUTE A RENEWAL OF THE EMPLOYEE DENTAL CARE CONTRACT

Whereas, The City provides dental care insurance to City employees in accordance with Personnel Rules and Regulations and various labor contracts at an estimated annual cost of approximately \$414,991.19, or 8.2% over current estimated costs, the contract with Delta Dental of Michigan is due for renewal on July 1, 2000;

Whereas, Southeast Michigan Council of Governments (SEMCOG), through the Greater Detroit Area Health Council (GDAC), has established a Health Care purchasing alliance that allows the City to purchase dental insurance through Delta Dental of Michigan

at lower rates;

Whereas, Purchasing dental insurance through the SEMCOG Health Care purchasing alliance guarantees the City will obtain the lowest possible rates; and

Whereas, Delta Dental of Michigan received Human Rights approval on June 19, 2000;

RESOLVED, That the City Administrator or designee is authorized to execute the renewal contract with Delta Dental of Michigan for a one year period beginning July 1, 2000 at the following GDAC monthly quoted rates:

<u>Suffix</u>	<u>2000 Rates</u>	<u>1999 Rates</u>	<u>Increase</u>
0003	\$39.92	\$36.89	8.2%
0004	\$40.51	\$37.44	8.2%
0006	\$40.51	\$37.44	8.2%
0008	\$40.51	\$37.44	8.2%
0030	\$40.51	\$37.44	8.2%
0020	\$33.98	\$31.40	8.2%
0001	\$33.98	\$31.40	8.2%
0002	\$33.98	\$31.40	8.2%
0005	\$33.98	\$31.40	8.2%

Councilmember Upton moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-318-6-00 APPROVED

RESOLUTION TO APPROVE CONTRACT AND APPROPRIATE FUNDS FOR THE POLICE INFORMATION MANAGEMENT SYSTEM - RFP # 464

Whereas, The Police Department=s existing information system has numerous deficiencies that inhibit the efficiency and quality of service that the department provides the public and needs to be replaced;

Whereas, The Police Department requires an information management system that fully integrates Computer Aided Dispatching, Records Management, and Mobile Computers using CDPD technology that will allow the department to provide its services to the public in the most efficient manner possible;

Whereas, Staff of the Police, ITSD, and City Attorney departments developed technical specifications and a Request For Proposal for an Information Management System project;

Whereas, There was a technical evaluation process that included: scoring of the submitted proposals, presentations by the competing contractors, and site visits;

Whereas, The evaluation committee rated CML Emergency Services, Inc. as having the highest technical qualities and lowest project cost;

Whereas, The portion of the total contract cost for CML Emergency Services, Inc. is \$1,447,422.00;

Whereas, CML Emergency Services, Inc. (formerly ESI, Inc.) received Human Rights approval on June 6, 2000; and

Whereas, The source of funds for the project are:

FY 99/00 Police Department	
Consultant Fees carried over	\$1,364,556.00
Excess Collected 911 Fees	\$ 74,776.00
Block Grant	\$132,746.00
Block Grant	\$126,992.00
Regional Dispatch Returned Funds	\$106,921.00
FY 99/00 Police Department 911	
Phone Funds carried over	\$132,000.00
AUTOCITE Funds Police Department	
FY 98/99 funds carried over	\$163,750.00

RESOLVED, That Council award a contract in the amount of \$1,447,422.00 to CML Emergency Services, Inc. based its proposal submitted in response to RFP #464 and subsequent negotiations with a contingency of \$20,000.00;

RESOLVED, That Council approve a total budget of \$2,086,918.00 to implement the Police Information Management System and that these funds be appropriated in a multi-year capital projects budget and be available for the life of the project; and

RESOLVED, That the Mayor and City Clerk be authorized to sign all contracts and agreements that are necessary for this project which are approved by the City Administrator as to content and the City Attorney as to form.

Councilmember Kolb moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-319-6-00 APPROVED

RESOLUTION TO ACCEPT \$116,617.00 IN GRANT FUNDS FROM WASHTENAW COUNTY FOR JUDICIAL OVERSIGHT DEMONSTRATION INITIATIVE AND TO ENTER INTO CONTRACTS WITH WASHTENAW COUNTY FOR ADMINISTERING GRANT

Whereas, The Washtenaw County Prosecutor, working in conjunction with the Domestic Violence Project/SAFE House, 14A, 14B, and 15th District Courts, the Ann Arbor Police Department, Washtenaw County Sheriff=s Department and other law enforcement agencies, applied for a grant to engage in uniform and consistent responses to incidents of domestic violence in Washtenaw County;

Whereas, Washtenaw County was awarded a grant for this purpose;

Whereas, A portion of the grant is intended to fund a Community Services Officer in the Ann Arbor Police Department (\$50,571) and a second portion will fund an intensive supervision Probation Officer in 15th District Court (\$66,046) for the purpose of allowing both organizations to focus more resources on cases involving domestic assaults; and

Whereas, The grant period is January 1, 2000 through March 31,2001, being portions of two consecutive fiscal years.

RESOLVED, The Mayor and Ann Arbor City Council accept \$116,617 from Washtenaw County, with \$50,571 being appropriated to the Ann Arbor Police Department=s FY 1999-2000 budget and \$66,046 being appropriated to the 15th District Court=s FY 1999-2000 budget to compensate employees for these positions, to authorize the Mayor and City Clerk to sign agreements substantially corresponding in form to those on file with the City Clerk and to allow unexpended grant funds to be carried over to the FY 2000-2001 budgets of the Police Department and 15th District Court for the purpose of funding domestic violence grant positions in these departments.

Councilmember Daley moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-320-6-00 APPROVED

RESOLUTION REGARDING ACCESSIBLE PEDESTRIAN SIGNALS

Whereas, Increasing traffic volumes make it more difficult for blind and visually impaired persons to distinguish traffic patterns at signalized intersections, and accessible pedestrian signals provide additional audible information on the status of the signal;

Whereas, The Ann Arbor Commission on Disability Issues passed a resolution regarding accessible pedestrian signals on January 19, 2000; and

Whereas, The Ann Arbor City Council passed a resolution on February 22, 2000, requesting staff to research and report on this concept, which report was presented to Council on June 5, 2000;

RESOLVED, That Polara Engineering Inc. ANavigator[®] accessible pedestrian signals be purchased and installed at the following locations as recommended by the Commission on Disability Issues: Packard/Main; Jackson/Maple; State/Liberty; State/William; and Eisenhower/Ann Arbor-Saline; subject to Polara Engineering Inc. receiving Human Rights approval;

RESOLVED, That sufficient funds for the installation of these accessible pedestrian signals, not to exceed \$50,000, be appropriated for fiscal year 2000/2001 from the Major Street Fund, fund balance;

RESOLVED, That the Commission on Disability Issues be requested to recommend the preferred voice message for each signal;

RESOLVED, That the attached Accessible Pedestrian Signals Evaluation and Installation Policy be submitted to the Commission on Disability Issues for review and approval, including requesting input from the American Council of the Blind and the National Federation of the Blind; and

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

Councilmember Hanna-Davies moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-321-6-00 APPROVED

RESOLUTION TO APPROVE NEW T-HANGAR RENTAL RATES AT THE ANN ARBOR MUNICIPAL AIRPORT

Whereas, The T-hangar rental rates at the Ann Arbor Municipal Airport have not been increased since 1997;

Whereas, The City=s 2000-2001 Budget anticipates an increase in hangar rental income of approximately \$21,300 or an average of 5%;

Whereas, The increased rental rates reflects the higher cost of operating and maintaining the airport facilities as depicted in the Airport=s proposed budget for the year 2000-2001; and

Whereas, The Airport Advisory Committee has reviewed the proposed increases in T-Hangar rental rates and recommends City Council approval;

RESOLVED, That the City Council approve the proposed increases in T-Hangar rental rates at the Ann Arbor Municipal Airport as shown on Exhibit A on file in the City Clerk=s Office; and

RESOLVED, That the new T-Hangar rental rates shall go into effect July 1, 2000 or as leases of less than six months expire.

Councilmember Upton moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-322-6-00 APPROVED

RESOLUTION TO APPROVE PERMIT AGREEMENT #2000-1 FOR LEVEL 3 COMMUNICATIONS, L.L.C., TO USE CERTAIN PUBLIC RIGHTS-OF-WAY TO PROVIDE TELECOMMUNICATION SERVICES

Whereas, Level 3 Communications, LLC, has applied for a permit to install and operate telecommunications facilities in public rights-of-way in the City of Ann Arbor; and

Whereas, The application of Level 3 Communications, LLC, for this permit was reviewed and recommended for approval by staff in the Building Department, Public Services Department and City Attorney=s Office;

RESOLVED, That City Council approve and authorize the Mayor and City Clerk to execute Telecommunications Permit Agreement #2000-1 for Level 3 Communications, LLC, to use public rights-of-way in the City to provide telecommunication services substantially in the form attached for a term which ends December 31, 2010.

Councilmember Upton moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-323-6-00 APPROVED

RESOLUTION TO AUTHORIZE SUMMARY PUBLICATION OF ORDINANCE NO. 33-00 - REVISING VARIOUS PROVISIONS OF THE CITY OF ANN ARBOR EMPLOYEES RETIREMENT SYSTEM ORDINANCE TO ENHANCE BENEFITS AND ELIMINATE PLAN ANACHRONISMS

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

RESOLVED, That Ordinance No. 33-00 be published by the following summary:

Ordinance No. 33-00 amends the City Code by revising the various provisions of the Retirement System Ordinance to allow Retirement System employees to participate in the pension and benefit programs of the City under certain conditions; authorize alternative retirement arrangements for certain City employees; provide for post retirement allowance adjustments; establish an appeal process for denied benefit claims; define the membership status of re-employed retirants; make the language gender neutral; and eliminate structural anachronisms in the Chapter by consolidation of all post retirement adjustments under one provision.

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

Councilmember Upton moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-324-6-00 APPROVED

RESOLUTION TO PLACE THE RENEWAL OF THE .4701 MIL,
6-YEAR PARK REHABILITATION AND DEVELOPMENT MILLAGE (2001-2007)
ON THE NOVEMBER 7, 2000 BALLOT

RESOLVED, That the Ann Arbor City Council proposes that Section 8.19 of the City Charter be amended to read as follows:

Funds for Park Rehabilitation and Development

SECTION 8.19. In addition to any other amount which the City is authorized to raise by general tax upon the real and personal property by this Charter or any other provision of law, the City shall, in 2001 through 2007, annually levy a tax of .4701 mil on all taxable real and personal property situated within the City for the purpose of providing funds for financing the improvements, rehabilitation and construction of park facilities.

RESOLVED, That November 7, 2000 is designated as the day for holding an election on the proposed Charter amendment;

RESOLVED, That the Clerk shall transmit a copy of the proposed amendment to the Attorney General and the Governor of Michigan and shall perform all other acts required by the law for holding the election;

RESOLVED, That the proposed Charter amendment shall appear on the ballot in the following form, together with the following statement of purpose: and

ANN ARBOR CITY CHARTER AMENDMENT
AUTHORIZING A RENEWAL OF A TAX FOR PARKS

Shall the Charter be amended to authorize a .4701 mil tax for six years, starting in 2001, to replace the expiring Park Rehabilitation and Development millage of .4725 mil (reduced by the required millage reduction to .4701 mil), which will raise in the first year of the levy the estimated revenue of \$1,489,423.00, to provide funds for financing the improvement, rehabilitation and construction of park facilities?

9 YES

9 NO

The amendment is proposed for the purpose of renovating and improving park facilities.

RESOLVED, That the proposed Charter amendment and proposed ballot question, along with the statement of purpose, shall be published in full not fewer than two times in the Ann Arbor News.

Councilmember Upton moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-325-6-00 APPROVED

RESOLUTION TO MAXIMIZE THE CITY=S USE OF THE INTERNET
FOR BUSINESS PROCESSES

Whereas, Across the country online licensing, permitting, voting, public purchasing, paying taxes, advocating and searching public records are just clicks away in the rapidly emerging world of e-government;

Whereas, Local governments are letting residents sign up for youth sports programs, obtain fishing and hunting licenses, building permits and even vote;

Whereas, More than half of American adults now have Internet access, either at home or at work.

Whereas, From 1998 to 1999 Web users have increased 55% to some 97 Million in US and Web servers increased by 128%;

Whereas, Retail e-commerce sales totaled \$20.2 billion in 1999, and business-to-business commerce was worth \$176.8 billion, according to Forrester Research, an Internet research company;

Whereas, It is estimated that business to business e-commerce may increase up to \$250 to \$350 Billion this year;

Whereas, Doing business over the Internet provides opportunities first to cut costs and operate more efficiently and then to improve services that governments render;

Whereas, The Automobile manufacturing industry when utilizing online transactions for business to business transactions lowered their costs by 7%, and the banking industry found a 100 to 1 savings in moving to Internet;

Whereas, Traditional government to business commerce transactions can have significant added costs, some 54 percent of purchase transactions by Washington State agencies are for less than \$100, while the paper trail associated with each purchase costs an average of \$55.

Whereas, The cost-saving opportunities in online purchasing stem from better pricing that can come with more competitive bidding, aggregating the buying power of jurisdictions and streamlining an expensive process;

Whereas, Utilizing e-commerce in the procurement system increases productivity in the purchasing function, reduces the cost of products to the jurisdiction, and provides information systems to better manage resources which can provide for dramatically reducing--in some cases by as much as 70 to 80 percent-- the cost of a purchasing transaction without having to even leave the office.

Whereas, Communities from Montgomery County, Maryland, to Riverside County California, are already demonstrating the ability of e-commerce to trim operating costs, boost revenue collection and improve services;

Whereas, Homeowners and builders, in Sunnyvale, California, do not need to go to city hall when they plan additions or remodeling projects, due to an online permitting system, allowing property owners or their contractors to apply for building permits at the city's Web site when they plan re-roofing, water heater installation, simple plumbing and a handful of other routine jobs, paying the application fee by credit card and receive the permit, all at a computer keyboard. Then, after construction begins, they can schedule inspections and check on the results online.

Whereas, Builders have applauded the Sunnyvale system for its simplicity, its flexibility, the turnaround time and degree of accuracy;

Whereas, When applications are made online, city personnel are freed from typing all the information on a paper application into a computer, saving time and improving accuracy; detailed data in digital form can be analyzed to further increase efficiencies, allowing for better scheduling of inspections, improving the allocation of staffing and ability to respond to short notice situations;

Whereas, Utilizing the Internet to improve convenience for residents, will save time for city staff and bolster city decision-making by better organizing data. Service to residents, will be faster, easier, smarter, cheaper and more versatile; and,

Whereas, The City=s owned Budget Millage Review Study, conducted by the University of Michigan, pointed to the opportunities available in utilizing the Internet and e-government.

RESOLVED, That the City Council makes it a high priority for the Director of Administrative Services, through the information technology steering committee, to maximize the use and availability of the city=s business processes on the Internet to cut costs, improve efficiencies, and provide improved customer service; and,

RESOLVED, that the Director of Administrative Services, through the City Administrator, provide Council with quarterly updates on progress to achieve maximum availability of business processes on Internet within the next 18 months.

Councilmember Kolb moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-326-6-00 APPROVED

RESOLUTION TO APPOINT CITY COUNCILMEMBER TO THE CITY PLANNING COMMISSION

Whereas, City Attorney Elias has informed the Council that provisions of MCL 125.33(3), which provide that the planning commission may consist of 9 members, 1 of whom shall be a member of the legislative body to be selected by resolution of the legislative body to serve as a member ex officio, must be followed;

RESOLVED, That City Council hereby appoint Councilmember Jean Carlberg to the Planning Commission for a term of one year, beginning July 1, 2000.

Councilmember Kolb moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-328-6-00 APPROVED

RESOLUTION TO APPROVE CONTRACT WITH PEAR, SPERLING, EGGAN AND MUSKOVITZ FOR LEGAL SERVICES REPRESENTING THE CITY RELATIVE TO VARIOUS LABOR AND EMPLOYMENT MATTERS

Whereas, The City Attorney has recommended that the City retain Contract with Pear, Sperling, Egan and Muskovitz for legal services representing the City relative to various labor and employment matters;

Whereas, The firm of Pear, Sperling, Egan and Muskovitz was selected to represent the City in various labor and employment matters based on the firm=s experience in providing legal services in such matters, including advice to and representation of public sector employers;

Whereas, Pear, Sperling, Egan and Muskovitz received Human Rights clearance on May 24, 2000; and

Whereas, The resolution on file in the City Clerk=s Office authorizes the Mayor and City Council to sign a contract for legal services with Pear, Sperling, Egan and Muskovitz in an amount not to exceed \$125,000.

RESOLVED, that \$85,000 be transferred from Solid Waste to the City Attorney=s Office in the FY 1999/2000 budget; and

RESOLVED, That the Mayor and City Council be authorized to sign a standard legal services agreement with Pear, Sperling, Eggan and Muskovitz approved as to form by the City Attorney, for legal services in this matter in an amount not to exceed \$125,000, to be expended without regard to fiscal year.

Councilmember Kolb moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

REPORTS FROM COUNCIL COMMITTEES

None.

COUNCIL PROPOSED BUSINESS

None.

COMMUNICATIONS FROM THE MAYOR

ANNOUNCEMENTS

Mayor Sheldon made the following announcements:

ANNOUNCEMENTS

Mayor Sheldon made the following announcements:

- Mayor Sheldon attended and addressed the Girl=s State, a function of the American Legion, in Lansing on today.
- Ann Arbor/U of M Annual Dinner - Wednesday, June 21 at the Crowne Plaza
- Mayor Sheldon encouraged the citizens of Ann Arbor to visit the Ann Arbor Summer Festival which is now in progress.
- Northeast Area Park Improvements Meeting - June 21 at Northside Community Center, located at 815 Taylor.
- The city=s cable FYI program was selected as the overall winner in the Municipal Series Professional Division category by the International Hometown Video Festival.

- Working Session - June 26 to discuss City Space Needs, County Space Needs, and Wireless Communications by Trintell Communications.
- Police Officers Craig Martin and Vada Murray were honored as Ann Arbor Officers of the Year by the Ann Arbor Optimist Club.
- Mayor Sheldon extended words of sympathy to the family and co-workers of Gaye Limon, former CSA in the Police Department, who passed away.

APPOINTMENTS APPROVED

Mayor Sheldon recommended the following appointments at the June 5, 2000 regular session of Council:

Ann Arbor Commission on Disability Issues

Keith Mixer (reappointment)
1929 Plymouth Road #3022
Ann Arbor, MI 48105
Term: 06/19/00 to 06/18/03

Clark B. Shuler (reappointment)
3000 Glazier Way #140
Ann Arbor, MI 48105
Term: 06/19/00 to 06/18/03

Finance Advisory Committee

Richard J. Garay (new appointment)
2165 Steeplechase Drive
Ann Arbor, MI 48103
Term: 06/19/00 to 05/31/2003

Councilmember Hanna-Davies moved that Council concur with the recommendations of the Mayor.

On a voice vote the Mayor declared the motion carried.

NOMINATIONS PLACED ON TABLE

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

Ann Arbor Energy Commission

Kenneth J. Saulter (reappointment)
1925 Ivywood
Ann Arbor, MI 48103
Term: 07/10/00 to 07/09/2003

Zoning Board of Appeals

Charles Carver (reappointment)
527 Galen Circle
Ann Arbor, MI 48103
Term: 07/10/00 to 07/09/2003

Economic Development Corporation Board of Directors

Dale R. Leslie (reappointment)
1921 Mershon
Ann Arbor, MI 48103
Term: 07/10/00 to 07/09/2006

Daniel Fوسفeld (reappointment)
3975 Ridgmaar Square
Ann Arbor, MI 48105
Term: 07/10/00 to 07/09/2006

Sign Board of Appeals

Sharon Knight (reappointment)
208 West Ann
Ann Arbor, MI 48104
Term: 07/10/00 to 07/09/2003

Brian Michael Brown (reappointment)
1216 Birk
Ann Arbor, MI 48103
Term: 07/10/00 to 07/09/2003

Downtown Development Authority

Lorri Sipes (reappointment)
208 W. Liberty
Ann Arbor, MI 48104
Term: 07/10/00 to 07/31/2004

David Fritz (reappointment)
200 South Main #200
Ann Arbor, MI 48104
Term: 07/10/00 to 07/31/2004

Jeffrey Hauptman (new appointment)
805 Oxford
Ann Arbor, MI 48104
Term: 07/10/00 to 07/31/2004

Bicycle Coordinating Committee

Manfred Schmidt (reappointment)
3214 Williamsburg Road
Ann Arbor, MI 48108
Term: 07/10/00 to 07/09/00

Community Development Waiver and Review Board

Patricia Dufek (reappointment)
14 Ruthven Place
Ann Arbor, MI 48104
Term: 07/10/00 to 07/09/2003

Gertrude Jones (reappointment)
809 Daniel Street
Ann Arbor, MI 48103
Term: 07/10/00 to 07/09/2003

COMMUNICATIONS FROM THE CITY ADMINISTRATOR

None.

COMMUNICATIONS FROM THE CITY ATTORNEY

None.

COMMUNICATIONS FROM COUNCIL

None.

CLERK'S REPORT OF COMMUNICATIONS, PETITIONS AND REFERRALS

The following communications were referred as indicated:

1. Communication from Eugene F. Hanlon, Law Offices of Bilakos and Hanlon, regarding Hearing to Appeal Decision to Cancel Permit Issued to Sebastian Escalada - Building
2. Communication from Russell J. Harding, Department of Environmental Quality Director, regarding the Pall-Gelman Sciences, Inc. groundwater contamination problem - File

The following minutes were received for file:

1. Housing Policy Board - June 1, 2000
2. Ann Arbor Energy Commission - May 11, 2000
3. Market Commission - May 11, 2000
4. Zoning Board of Appeals - April 26, 2000

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

On a voice vote the Mayor declared the motion carried.

PUBLIC COMMENTARY - GENERAL

PAT RYAN - PALL/GELMAN RESOLUTION

Pat Ryan thanked City Council for approving the Pall/Gelman resolution on tonight, and for continued support in the Pall/Gelman case which is currently in litigation before the Washtenaw Circuit Court.

ADJOURNMENT

There being no further business to come before Council, the Mayor declared the meeting adjourned at 1:07 a.m.

Yvonne Carl
Interim Clerk of the Council

Frances M. McMullan
Recording Secretary