

**ANN ARBOR CITY COUNCIL MINUTES
REGULAR SESSION - APRIL 16, 2001**

The regular session of the Ann Arbor City Council was called to order at 7:35 p.m. in the City Hall Council Chamber by Mayor John Hieftje.

Council stood for a moment of silence.

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

ROLL CALL OF COUNCIL

PRESENT : Councilmembers Jean Robinson, Robert M. Johnson, Jean Carlberg, Heidi Cowing Herrell, Stephen C. Hartwell, Marcia Higgins, Christopher Easthope, Wendy A. Woods, Mayor John Hieftje, 9.

ABSENT : Councilmembers Joseph Upton, Joan Lowenstein, 2.

INTRODUCTIONS

CAPP'S GOLDEN PAINTBRUSH AWARD AND ANNUAL REPORT

Bob Elton, Chair of Commission on Art in Public Places (CAPP), presented the Golden Paintbrush Award to Barbara Peatry and Chris Kallas for the tree painted in the lobby of City Hall.

Mr. Elton along with Margaret Parker, member of CAPP, presented the Golden Paintbrush Award to a group of young people for murals painted on underpasses of the Ann Arbor Railroad. The awards recognize those in the community who, on their own initiative, add to the public art in Ann Arbor. Mr. Elton also presented the Commission on Art in Public Places annual report to Council. (Report on file in the City Clerk's Office.)

FAMILY BOOK CLUB MONTH PROCLAMATION

Mayor Hieftje presented a proclamation to Joan Lyman, Family Book Club President, and Arthur Parris, Family Book Club member. The proclamation recognizes the Family Book Club for assuring that all the children in Washtenaw County have an equal opportunity to develop a love of reading.

PRESENTATION

PRESENTATION OF FISCAL YEAR 2001/2002 BUDGET

City Administrator Neal G. Berlin presented the proposed 2001/2002 Budget. He noted that the City of Ann Arbor's budget has received the Distinguished Presentation Award from the Government Finance Officers Association (GFOA). He stated that Council provided specific policy directions not to increase the property tax rate and not to use the general fund balance. The purpose of these goals is to moderate the impact on property taxes, to reduce operating expenses of the City, and to provide increased funding for capital projects (specifically, the City/County Maintenance facility, a new or remodeled facility for the Larcom Building, various utility projects and improvements at the Waste Water Treatment Plant).

PUBLIC COMMENTARY - RESERVED TIME

ANNA HILL – POLICE BUDGET

Anna Hill, 100 S. Fourth #505, expressed concern for her safety in her downtown apartment building due to the proposed cuts in the Police budget.

MEL LARSON – PILOT – CITY/UNIVERSITY RELATIONS

Mel Larson, 3018 Bolgos Circle, stated that the City/University Committee is non-productive. He encouraged the City and the University to work together on issues within the city regarding funding of city services and affordable housing.

RON GOLDSTONE – STATE STREET LOFTS

Ron Goldstone, 28400 Northwestern Hwy., Southfield, Michigan, Senior Vice President of the Farbman Group, David Farbman, CO of the Farbman Group, and Michael Rein of Bauer and Rein Associates, presented plans of the proposed State Street Lofts Project

located on the southeast corner of S. State and Washington streets. The project would be an eight-story building, consisting of retail shops on the ground floor, and loft apartments on the upper floors.

PUBLIC HEARINGS

CODE VIOLATION CITATIONS (ORDINANCE NO. 15-01)

A public hearing was conducted on the proposed amendment to Chapter 1, Section 1:17 – Code Violations Citations. Notice of public hearing was published April 8, 2001.

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

ELECTRICAL ADVISORY BOARD (ORDINANCE NO. 16-01)

A public hearing was conducted on the proposed amendments to Chapter 8, Sections 1:216 and 1:217 – Electrical Advisory Board. Notice of public hearing was published April 8, 2001.

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

BOCA NATIONAL BUILDING CODE (ORDINANCE NO. 17-01)

A public hearing was conducted on the proposed amendments to Chapter 98 – BOCA National Building Code. Notice of public hearing was published April 8, 2001.

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

CONSTRUCTION CODE (ORDINANCE NO. 18-01)

A public hearing was conducted on the proposed amendments to Chapter 100, Sections 8:101 – 8:104 – Construction Code. Notice of public hearing was published April 8, 2001.

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

KING OF KINGS LUTHERAN CHURCH REVISED SITE PLAN

A public hearing was conducted on the proposed Kings of Kings Lutheran Church revised site plan, 2.89 acres, 2685 Packard Road. Notice of public hearing was published April 8, 2001.

The following person was present to speak:

Kyle Flager, representing King of Kings Lutheran Church, stated that the only change that has been made to this proposal is the detention pond in front.

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

NICKELS-MAYNARD BUILDING PLANNED PROJECT SITE PLAN

A public hearing was conducted on the proposed Nickels-Maynard Building Planned Project Site Plan, 0.16 acre, 337 Maynard Street. Notice of public hearing was published April 8, 2001.

The following person was present to speak:

Carl Luckenbach, of Luckenbach/Ziegelman Architects, stated that the project's mixed-use requirements have been modified, and more parking has been incorporated into the ground floor of the building.

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

SUBARU RESEARCH DEVELOPMENT, INC. REVISED SITE PLAN

A public hearing was conducted on the proposed Subaru Research Development, Inc. Revised Site Plan, 6.59 acres, 3995 Research Park Drive. Notice of public hearing was published April 8, 2001.

The following person was present to speak:

Robert Kerr, of Metro Group Architects, representing Subaru Research Development, Inc., stated that the site plan is being modifying by adding a design studio, a garden wall and offices to the building.

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

APPROVAL OF AGENDA

AGENDA APPROVED WITH CHANGES

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

INTRODUCTION

Add: Family Book Club Month Proclamation, presented by Mayor Hieftje.

CA – CONSENT AGENDA

Correct: Resolution to Approve Professional Services with Professional
Title Services Industries, Inc. for Construction Testing Services for the Packard Street Reconstruction Project [~~\$100,00.00~~] (\$**100,000.00**) (Public Services)

B – ORDINANCES - SECOND READING

Revise: Amendments to Chapter 18, Sections 1:552, 1:564, and 1:565 –
Ordinance Final Average Compensation (Ordinance No. 19-01)
Language

D - MOTIONS AND RESOLUTIONS

Correct Resolution to Approve Amendment to Extend Term of Cable
Title Television Franchise Agreements Between Comcast Cablevision of the [Shout] **SOUTH**, Inc., and the City of Ann Arbor (Clerk)

Add: Resolution to Authorize a Grant Application to the Michigan Council for Art and Cultural Affairs (Councilmember Johnson)

On a voice vote the Mayor declared the motion carried.

APPROVAL OF COUNCIL MINUTES

MINUTES OF MARCH 26 AND APRIL 2 APPROVED

Councilmember Johnson moved that the working session minutes of March 26, 2001 and

the regular session minutes of April 2, 2001 be approved with the following corrections:

March 26, 2001 – Working Session:

ROLL CALL OF COUNCIL

PRESENT: Councilmembers Jean Robinson, **ROBERT M. JOHNSON**, Joseph Upton, Joan Lowenstein, Jean Carlberg, Heidi Cowing Herrell, Stephen C. Hartwell, Marcia Higgins, [~~Christopher Kolb~~], Christopher Easthope, Wendy A. Woods, Mayor John Hieftje, 11.

ABSENT: 0.

March 26, 2001 – Special Session:

ROLL CALL OF COUNCIL

PRESENT: Councilmembers Jean Robinson, **ROBERT M. JOHNSON**, Joseph Upton, Joan Lowenstein, Jean Carlberg, Heidi Cowing Herrell, Stephen C. Hartwell, Marcia Higgins, [~~Christopher Kolb~~], Christopher Easthope, Wendy A. Woods, Mayor John Hieftje, 11.

ABSENT: 0.

On a voice vote the Mayor declared the motion carried.

CONSENT AGENDA

CONSENT AGENDA ITEM REMOVED

With unanimous consent of Council, the following item was removed from the Consent Agenda for consideration immediately following the approval of the Consent Agenda:

Resolution to Approve Affordability Provisions for Eight Units at Ashley Mews (Community Development).

CONSENT AGENDA ITEMS APPROVED

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

R-129-4-01 APPROVED

RESOLUTION TO APPROVE AN AGREEMENT WITH THE MICHIGAN
DEPARTMENT OF TRANSPORTATION
AND
ESTABLISH A PROJECT BUDGET FOR THE PACKARD RECONSTRUCTION
PROJECT

Whereas, The Federal Highway Administration (FHWA) has allocated funds for the reconstruction of Packard Street between South State Street and East Stadium Boulevard, and the project has been included in the Transportation Improvements Program;

RESOLVED, That the Mayor and City Clerk be authorized and directed to execute contract number 01-5085 with the Michigan Department of Transportation for the Packard Street Reconstruction Project, substantially in the form on file with the City Clerk, following approval as to substance by the City Administrator, and approval as to form by the City Attorney; and

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

Section I. Revenue

\$1,637,900 Federal Aid (\$997,900 to be “advance” funded by Fund 0062

	Unobligated Fund Balance pending reimbursement by FHWA in Federal FY 01/02 FY 02/03)
<u>1,495,700</u>	Street Resurfacing Millage (Fund 0062) Unobligated Fund Balance
<u>\$ 3,133,600</u>	<u>TOTAL</u>

Section II, Expenses

\$2,161,100	Construction
259,335	Design Engineering
332,220	Construction Engineering/Inspection
100,000	Testing
172,890	Contingencies approved by the Administrator
<u>108,055</u>	Miscellaneous Costs (city vehicles, materials, supplies, etc.)
<u>\$3,133,600</u>	<u>TOTAL</u> ; and

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

R-130-4-01 APPROVED

RESOLUTION TO APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH
INFRASTRUCTURE ENGINEERING, L.L.C. FOR CONSTRUCTION ENGINEERING
AND
PROJECT MANAGEMENT SERVICES FOR THE PACKARD STREET
RECONSTRUCTION PROJECT

Whereas, Construction engineering and project management services are needed for the Packard Street Reconstruction Project;

Whereas, The owner of Infrastructure Engineering, L.L.C. has performed the design engineering of this project and has the required knowledge, experience, personnel, and competitive fee schedule to perform the work;

Whereas, Infrastructure Engineering, L.L.C. is not required to receive Human Rights approval per Administrative Policy No. 206; and

Whereas, On April 16, 2001, Council adopted the budget for this project, which includes sufficient funds for this agreement;

RESOLVED, That Council approve a professional services agreement in the standard City form with Infrastructure Engineering, L.L.C. in the amount of \$104,100 for construction engineering and project management services for the Packard Street Reconstruction Project;

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

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

R-131-4-01 APPROVED

RESOLUTION TO APPROVE PROFESSIONAL SERVICES AGREEMENT WITH PROFESSIONAL SERVICES INDUSTRIES, INC. FOR CONSTRUCTION TESTING SERVICES FOR THE PACKARD STREET RECONSTRUCTION PROJECT

Whereas, It is necessary to employ a qualified testing firm to perform required testing for the Packard Street Reconstruction 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, On April 10, 2001, said company received Human Rights approval for said work; and

Whereas, On April 16, 2001, Council adopted the budget for this project, which includes sufficient funds for this agreement;

RESOLVED, That Council approve a professional services agreement in the standard City form with Professional Services Industries, Inc. in the amount of \$100,000 for construction testing services for the Packard Street Reconstruction project;

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

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

R-132-4-01 APPROVED

RESOLUTION TO APPROVE PROFESSIONAL SERVICES AGREEMENT WITH
QUALITY CONTROL INSPECTION, INC. (QCI) FOR CONSTRUCTION INSPECTION
SERVICES FOR THE PACKARD STREET RECONSTRUCTION PROJECT

Whereas, It is necessary to employ a qualified inspection firm to perform required inspection and documentation for the Packard Street Reconstruction Project;

Whereas, Quality Control and Inspection, Inc. (QCI) has demonstrated the required experience, personnel, and competitive fee schedule to perform the work;

Whereas, On August 2, 2000, Human Rights approval was given to said company for said work; and

Whereas, On April 16, 2001, Council adopted the budget for this project, which includes sufficient funds for this agreement;

RESOLVED, That Council approve a professional services agreement in the standard City form with Quality Control and Inspection, Inc. in the amount of \$47,000 for construction inspection and documentation services for the Packard Street Reconstruction project;

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

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

R-133-4-01 APPROVED

RESOLUTION TO AUTHORIZE A PURCHASE ORDER TO CARRIER & CABLE INC.
FOR THE PURCHASE OF TRAFFIC SIGNAL MATERIALS

Whereas, The City Energy Fund Board has approved the purchase of light emitting diodes to be used in the normal traffic signal maintenance program;

Whereas, The use of LED's will result in energy and maintenance cost savings;

Whereas, Competitive bids were sought for the supply of LED's and Carrier & Gable, Inc., of Farmington Hills, Michigan, submitted the lowest responsible bid;

Whereas, Sufficient funds have been budgeted in the City Energy Fund for the proposed expenditures; and

Whereas, The Public Services Department will repay the Energy Fund in annual payments for five years for the total amount of \$76,324.00 starting in FY 2002-03;

RESOLVED, That a purchase order in the amount of \$76,324.00 be authorized to Carrier & Gable, Inc. for the purchase of light emitting diode traffic signals; and

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

R-134-4-01 APPROVED

SPECIAL ASSESSMENT RESOLUTION NO. 2 – PREPARE ASSESSMENT ROLL
FOR PACKARD ROAD SIDEWALK GAP PROJECT

Whereas, The City Council has directed and ordered the City Administrator to have prepared plans, specifications and estimates of cost for the Packard Road Sidewalk Gap project described as follows:

Construction of sidewalk in gaps along the south side of Packard Road from Turnberry Lane to LaSalle Drive.

File No. 98075

District No. 34; and

Whereas, The City Administrator has had the same prepared and has filed the same with the City Clerk together with his recommendations as to what part of the cost thereof should be paid by special assessment and what part should be paid by the City at large, the number of installments in which the special assessments may be paid, and the lands which should be included in the special assessment district; and

Whereas, The same has been presented to the City Council and examined and reviewed by the Council;

RESOLVED,

1. That the plans, specifications, estimate of cost, and the recommendations of the City Administrator be filed with the City Clerk and be available for public examination;

2. That the plans, specifications, estimate of cost, and recommendations of the City Administrator for said improvements as filed with the City Clerk by the City Administrator and presented to the Council be approved;

3. That the City Council hereby determine the proceed with the acquisition and construction of the Packard Road Sidewalk Gap project described as follows:

Construction of sidewalk in gaps along the south side of Packard Road from Turnbrury lane to Lasalle Drive;

4. That the City Council determines the cost of said improvement, including all incidentals, to be \$57,419.00, and that of said total cost, the sum of \$52,608.00 be paid by

special assessment upon the property specially benefited within the City, \$4,811 be paid by the City;

5. That an amount of \$57,419.00 be advanced from the General Fund pending the sale of the appropriate bonds;

6. That the following described lots and parcels of land be designated as constituting the special assessment district against which the cost of said improvements shall be assessed, or against which an improvement charge shall, pursuant to Section 1.278 of the City Code, be levied:

LAND INSIDE THE CITY

<u>ASSESSOR'S CODE</u>	<u>OWNER</u>	<u>TOTAL FRONTAGE</u> (m) (ft)	<u>SIDEWALK LENGTH</u> (m) (ft)	<u>ESTIMATED COST</u>
12-11-201-026	David H & Marilyn A Zahn Trust 6407 Marshall Rd. Dexter, MI 48130	25.59 83.94	18.09 59.33	\$2,260
12-11-201-025	David H & Marilyn A Zahn Trust 6407 Marshall Rd. Dexter, MI 48130	25.59 83.94	18.09 59.33	\$2,260
12-11-201-024*	William Lokey PO Box 96 Northville, MI 48167	45.72 150.00	21.20 69.55	\$2,649
12-11-201-072	Thomas & EE Allmand 4425 Lakeside CT. Ann Arbor, MI 48108	55.21 181.10	50.65 166.17	\$6,328
12-11-200-001	Casimer J. Lenard 24035 Princeton Dearborn, MI 48124	30.48 100.00	30.48 100.00	\$3,809
12-11-200-013	Casimer J. Lenard 24035 Princeton Dearborn, MI 48124	30.48 100.00	30.48 100.00	\$3,809

12-11-200-014	Casimer J. Lenard 24035 Princeton Dearborn, MI 48124	30.48 100.00	30.48 100.00	\$3,809
12-11-101-002	Casimer J. Lenard 24035 Princeton Dearborn, MI 48124	30.48 100.00	30.48 100.00	\$3,809
12-11-101-001	Casimer J. Lenard 24035 Princeton Dearborn, MI 48124	30.48 100.00	30.48 100.00	\$3,809
12-11-100-028	Peter M Cornell 2797 Dalton Ann Arbor, MI 48108	30.48 100.00	30.48 100.00	\$3,809
12-11-100-004	Robert Harrington 3632 Packard Rd. Ann Arbor, MI 48104	30.48 100.00	22.00 72.18	\$2,749
12-11-100-003	H & M Richardson 3648 Packard Rd. Ann Arbor, MI 48104	30.48 100.00	24.00 78.74	\$2,999
12-11-100-002	The Salvation Army 3660 Packard Rd. Ann Arbor, MI 48104	35.10 115.20	27.85 91.37	\$3,480
12-11-102-056	Ann Arbor Cat Clinic 3060 Packard Rd. Ann Arbor, MI 48108	100.86 330.89	56.25 184.55	\$7,029
		531.90 m	421.00 m	
TOTAL		1,745.00 ft.	1,381.22 ft	\$52,608

*The estimated cost shown for (12-11-201-024) includes a reduction of \$881 or 7.05 meters of sidewalk, as a credit to the property for the existing three foot bituminous

sidewalk;

7. That the City Assessor be hereby directed to prepare a special assessment roll in accordance with the foregoing determinations of the City Council, and to file the same, together with his certification attached thereto, with the City Clerk for presentation to the City Council.

R-135-4-01 APPROVED

RESOLUTION TO APPROVE HOUSING REHABILITATION AGREEMENT WITH LOIS MOORE

Whereas, An application was received from Lois Moore for rehabilitation assistance for her home located at 2883 Eisenhower Parkway;

Whereas, The homeowner meets the City's criteria for participation in the Housing Rehabilitation Program; and

Whereas, Four bids were received on March 30, 2001 and Ms. Moore will be executing an agreement with the lowest responsible bidder, Cockrane Building Company, who received Human Rights approval on August 31, 2000 to complete the rehabilitation work;

RESOLVED, That City Council approve the Housing Rehabilitation Agreement with Lois Moore in the amount of \$26,236 as a 0% interest, deferred payment loan and authorize the Mayor and City Clerk to execute the necessary documents substantially in the form on file in the office of the City Clerk with funds to be available without regard to fiscal year; and

RESOLVED, That City Council authorize that payments can be made to the contractor, Cockrane Building Company, on behalf of the homeowner for the work completed on the project.

R-136-4-01 APPROVED

RESOLUTION AUTHORIZING A CONSULTING CONTRACT WITH WOLVERINE ENGINEERS AND SURVEYOR'S INC. RFP #502

Whereas, The City received a Transportation Enhancement Grant through the Michigan Department of Transportation to develop a bicycle trail from Bandemer Park to Main Street;

Whereas, Bicycle path development along the Huron River is part of the 2000-2005 Parks and Recreation Open Space Plan;

Whereas, The requests for proposals were sent to at least 15 firms and the City received proposals from four firms; and

Whereas, Interviews were held by a combination of staff members from both the Department of Parks and Recreation and the Engineering Division of the Public Services Department and Wolverine Engineering and Surveying Inc. was deemed the most qualified firm;

RESOLVED, That the Mayor and City Council approve an engineering services contract with Wolverine Engineers and Surveyors, Inc. in the amount of \$48,872.00 for the life of the project, to design the Bandemer Park Bicycle Path per RFP# 502, and authorize the Mayor and Clerk to sign the contract substantially in form on file with the City Clerk.

R-137-4-01 APPROVED

RESOLUTION TO APPROVE CONTRACT WITH
MCGREGOR LAWN SERVICE AND LANDSCAPING SERVICE, INC.
FOR ISLAND MOWING, BID NO. 3451

Whereas, Competitive bids were received by the Purchasing Division on March 30, 2001, and McGregor Lawn Service & Landscaping, Inc. is the lowest responsible bidder at \$28,000.00;

Whereas, McGregor Lawn Service & landscaping, Inc. has received Human Rights approval on April 5, 2001; and

Whereas, Funding for this contract is available in the Parks and Recreation general fund account budget.

RESOLVED, That the City Council approve the contract, per bid 3451, with McGregor Lawn Service & Landscaping, Inc. in the amount of \$28,000.00 for traffic island

mowing involving 188 sites totaling about 35 acres and that the Mayor and City Clerk be authorized to sign the agreement substantially in the form on file with the City Clerk.

R-138-4-01 APPROVED

RESOLUTION TO APPROVE DEXTER ANN ARBOR RUN
SATURDAY, MAY 26, 2001

Whereas, The Ann Arbor Track Club has requested that the annual Dexter Ann Arbor Runs be held on Saturday, May 26, 2001 and utilize closed streets to facilitate the race finish area and post-race events;

Whereas, It has been requested that the following services be provided by the City:

- 1) Obtain a State permit for closing Main Street from 6:00 a.m. to 11:30 a.m.
- 2) Closing these streets from 6:00 a.m. to 1:00 p.m. on May 26, 2001:
 - *Main Street - Kingsley to Huron
 - *Ann Street - Fourth to Ashley
 - *Catherine - Fourth to Ashley
 - *Ann at Main - Surface Parking Lot
 - *Beakes - Fourth to Main
 - *Kingsley - Ashley to Main
 - *Newport - Holyoke to Maple (7 a.m. - 8:10 a.m.)
- 3) Provide directional cones (to be picked up and placed by the Track Club and picked up by the city along Main Street following the race at 12 noon on Saturday, May 26, 2001.

- 4) Obtain hoods for parking meters and provide to Track Club for them to place on the meters on Friday night and remove on Saturday afternoon by 1:00 p.m.

*North Main from Huron to Northernmost Meter on Main Street

*Surface Parking Lot at Ann and Main Street

*Other Closed Streets

- 5) Clean Main Street on Friday from Huron River Drive to William St. and patch potholes as needed. Also scrape and patch Bird Road.
- 6) Place two Solid Waste dumpsters in the lot at Main and Ann Streets, along with 100 refuse containers (cardboard type) and bags and extra bags in each container on both sides of Main Street from Catherine to Huron (placed Friday, May 26, 2001 and picked up Saturday, May 26, 2001 afternoon no later than 1:00 p.m.);

Whereas, The Track Club has agreed to pay the actual event costs for the Police supervision, Solid Waste Department services and Transportation Department;

Whereas, The Track Club will file all necessary street closure and banner permits and will comply with all liability insurance and other requirements (including maintaining fire lanes); and

Whereas, The Main Street Area Association supports the event;

RESOLVED, That the Mayor and Council authorize the following for the event:

- 1) All of the street closures and other provisions outlined in this resolution are authorized
- 2) Banner permit
- 3) Police, Solid Waste and Transportation service requests with costs reimbursed by the Ann Arbor Track Club; and

RESOLVED, That the Ann Arbor Track Club must:

- 1) Reimburse the City expenses incurred for the following requested department services and waives the parking meter bag deposit;

ESTIMATE

Solid Waste	\$ 165.00
Transportation	\$ 825.00
Police	<u>\$3,100.00</u>
 TOTAL	 \$3,890.00

- 2) Comply with all City permit requirements and State permits, including provision of liability insurance.
- 3) Provide written notification to all affected properties on North Main Street between Huron River Drive and Huron Street.

R-139-4-01 APPROVED

RESOLUTION TO APPROVE AUTHORIZE EXPENDITURES
 FOR CERTAIN VENDORS FROM
 JULY 1, 2000 THROUGH JUNE 30, 2001

Whereas, City Code Section 1:321 allows the City Administrator to approve contracts for services without City Council approval when the total payments to the contractor in a fiscal year do not exceed \$25,000.00;

Whereas, City Code Section 1:312 allows the City Administrator to approve any purchase or contract under \$25,000.00;

Whereas, City Charter Chapter 14, Section 14.2, requires City Council approval of any contracts with or purchases from a vendor totaling \$25,000.00 or more in a single fiscal year; and

Whereas, The following vendors, each of which has received Human Rights approval, are anticipated to be awarded contracts or purchases exceeding \$25,000.00 within this fiscal year in the amounts shown:

<u>Vendor Name</u>	<u>Spending Authorized Limit Through 6/30/01</u>
Am-Dyn-Inc Fluid Power	\$ 90,000.00
Ann Arbor Print & Mail	90,000.00
Argon Construction	40,000.00
McNaughton-McKay	68,000.00
Niethammer Transport, Inc.	35,000.00
Plymouth Wayne, Inc.	40,000.00
S. F. Strong	75,000.00
Saladino Construction	160,000.00
Shrader's Tire	38,000.00
Spartan Distributors	120,000.00
Sylvester Materials	35,000.00
Valley Industrial Products	35,000.00
Vesco Oil	40,000.00

RESOLVED, That City Council approve the anticipated expenses to the above listed vendors up to the amounts shown; and

RESOLVED, That any single contract or purchase to any of the above vendors that is equal to or exceeds \$25,000.00 be brought separately to City Council for approval prior to entry into the obligation to pay.

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

POSTPONED

RESOLUTION TO APPROVE AFFORDABILITY PROVISIONS FOR
EIGHT UNITS AT ASHLEY MEWS

Whereas, City Council approved the concept and the sale of city-owned land for the Ashley Mews Project at 434 S. Main Street in 1999 (R-483-8-99), and the Option Agreement included specific language relating to the number of units available as affordable housing;

Whereas, In June 2000, after a request for proposal process, Washtenaw Affordable Nonprofit Housing Corporation (WAHC) was selected and City Council approved an agreement with WAHC (R-296-6-00) to purchase/administer the affordable housing units at Ashley Mews targeted to individuals/families with income up to 80% of area median income;

Whereas, The Agreement with WAHC stated that the City would provide the resale provisions and terms to address the objective of maintaining long term, permanent affordability for these units; and

Whereas, At its meeting on April 5, 2001, the Housing Policy Board recommended the affordability provisions described in Attachment A (On file in the City Clerk's Office);

RESOLVED, That City Council approve affordability provisions at Ashley Mews relating to a one third of the Consumer Price Index formula for resale calculations, a \$2,500 annual improvement limit and a term of 90 years all of which will be defined in a restrictive covenant to be recorded at the time of sale of each unit.

Councilmember Herrell moved that the resolution be adopted.

Councilmember Herrell moved that the resolution be postponed for further review.

On a voice vote the Mayor declared the motion carried.

ORDINANCES - SECOND READING

14-01 APPROVED

DEFICIENCY ASSESSMENTS AND REFUNDS

An Ordinance to Amend Section 1:301 of Chapter 13
of Title 1 of the Code of the City of Ann Arbor

(The complete text of Ordinance 14-01 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.

15-01 APPROVED

CODE VIOLATION CITATIONS

An Ordinance to Amend Section 1:17 of Chapter 1
of Title 1 of the Code of the City of Ann Arbor

(The complete text of Ordinance 15-01 is on file in the City Clerk=s Office).

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

On a voice vote the Mayor declared the motion carried.

16-01 APPROVED

ELECTRICAL ADVISORY BOARD

An Ordinance to Amend Sections 1:216 and 1:217 of Chapter 8 of Title 1 of the Code of the City of Ann Arbor

(The complete text of Ordinance 16-01 is on file in the City Clerk=s Office).

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

On a voice vote the Mayor declared the motion carried.

17-01 APPROVED

BOCA NATIONAL BUILDING CODE

An Ordinance to Amend Chapter 98 of Title VIII of the Code of the City of Ann Arbor

(The complete text of Ordinance 17-01 is on file in the City Clerk=s Office).

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

On a voice vote the Mayor declared the motion carried.

18-01 APPROVED

CONSTRUCTION CODE

An Ordinance to Amend Sections 8:101 – 8:104 of Chapter 100 of Title VIII of the Code of the City of Ann Arbor

(The complete text of Ordinance 18-01 is on file in the City Clerk=s Office).

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

On a voice vote the Mayor declared the motion carried.

19-01 APPROVED

FINAL AVERAGE COMPENSATION

An Ordinance to Amend Section 1:552, 1:564, 1:565 of Chapter 18
of Title 1 of the Code of the City of Ann Arbor

(The complete text of Ordinance 19-01 is on file in the City Clerk=s Office).

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

On a voice vote the Mayor declared the motion carried.

(Note: Ordinance 19-01 was vetoed on April 23, 2001 and reconsidered at second reading on May 7, 2001)

ORDINANCES - FIRST READING

20-01 APPROVED

CODE VIOLATION CITATIONS

An Ordinance to Amend Section 1:17 of Chapter 1 of
Title 1 of the Code of the City of Ann Arbor

(The complete text of Ordinance 20-01 is on file in the City Clerk=s Office).

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

On a voice vote the Mayor declared the motion carried.

MOTIONS AND RESOLUTIONS

R-140-4-01 APPROVED

**RESOLUTION TO APPROVE KING OF KINGS LUTHERAN CHURCH
REVISED SITE PLAN**

A communication was received from the City Planning Commission transmitting its recommendation of approval of the proposed King of Kings Lutheran Church Revised Site Plan, 2.89 acres, 2685 Packard Road.

Whereas, King of Kings Lutheran Church has requested revised site plan approval in order to allow a 3,740-square foot addition to the south and a 745-square foot addition to the north of the existing church building at 2685 Packard Road; and

Whereas, The Ann Arbor City Planning Commission, on April 3, 2001, recommended approval of the site plan;

RESOLVED, That City Council approve the King of Kings Lutheran Church Revised Site Plan.

Councilmember Carlberg moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-141-4-01 APPROVED AS AMENDED

**RESOLUTION TO APPROVE NICKELS-MAYNARD BUILDING
REVISED PLANNED PROJECT SITE PLAN**

A communication was received from the City Planning Commission transmitting its recommendation of approval of the proposed Nickels-Maynard Building Revised Planned Project Site Plan, 0.16 acre, 337 Maynard Street.

Whereas, Spoon Ventures III Maynard has requested site plan approval in order to demolish the existing two-story building and construct a seven-story mixed-use building, consisting of office and residential uses, at 337 Maynard;

Whereas, A development agreement has been prepared to address affordable housing and a park contribution; and

Whereas, The Ann Arbor City Planning Commission, on March 20, 2001, recommended approval of said request;

A resolution to approve Nickels- Maynard Building Revised Planned Project Site Plan was considered.

Councilmember Hartwell moved that the resolution be adopted.

With unanimous consent of Council, Harvey Berman and Jerry Lax, representing the developer, answered questions regarding the development agreement.

Councilmember Easthope moved that the second Resolved clause be amended as follows:

RESOLVED, That the City Council approve the Nickels-Maynard Building Revised Site Plan and planned project modification from the north and south side setback requirements upon the conditions that (1) the Development Agreement is signed by all necessary parties; (2) all terms of the Development Agreement are satisfied; (3) more than the minimum required front setback is provided; and (4) one of the nine residential units will be provided as a permanently affordable unit for lower income households, **TERMS TO BE APPROVED BY CITY COUNCIL BEFORE THE UNIT IS SOLD TO THE FIRST-TIME OWNER.**

On a voice vote the Mayor declared the motion carried.

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

The resolution as adopted reads as follows:

R-141-4-01

RESOLUTION TO APPROVE NICKELS-MAYNARD BUILDING REVISED
PLANNED PROJECT SITE PLAN

Whereas, Spoon Ventures III Maynard has requested site plan approval in order to demolish the existing two-story building and construct a seven-story mixed-use building, consisting of office and residential uses, at 337 Maynard;

Whereas, A development agreement has been prepared to address affordable housing and a park contribution; and

Whereas, The Ann Arbor City Planning Commission, on March 20, 2001, recommended approval of said request;

RESOLVED, That City Council approve the First Amendment To and Restatement of Nickels-Maynard Building Development Agreement, substantially in the form of that attached, dated March 19, 2001; and

RESOLVED, That City Council approve the Nickels-Maynard Building Revised Site Plan and planned project modification from the north and south side setback requirements upon the conditions that (1) the Development Agreement is signed by all necessary parties; (2) all terms of the Development Agreement are satisfied; (3) more than the minimum required front setback is provided; and (4) one of the nine residential units will be provided as a permanently affordable unit for lower income households, terms to be approved by City Council before the unit is sold to the first-time owner.

R-142-4-01 APPROVED

RESOLUTION TO APPROVE SUBARU RESEARCH AND DEVELOPMENT INC. REVISED SITE PLAN

A communication was received from the City Planning Commission transmitting its recommendation of approval of the proposed Subaru Research and Development Inc. Revised Site Plan, 6.59 acres, 3995 Research Park Drive.

Whereas, Subaru Research and Development, Inc. has requested revised site plan approval in order to allow a 4,725-square foot addition to the west side and a 2,860-square foot addition to the northwest corner of the existing building at 3995 Research Park Drive; and

Whereas, The Ann Arbor City Planning Commission, on March 6, 2001, recommended approval of the site plan;

RESOLVED, That City Council approve the Subaru Research and Development Inc. Revised Site Plan.

Councilmember Carlberg moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-143-4-01 APPROVED

RESOLUTION TO APPROVE REAPPROPRIATION OF FISCAL YEAR 99-00 GRANT FUNDS TO FISCAL YEAR 00-01 FOR THE ANN ARBOR MAYOR’S TASK FORCE ON INCREASING SAFETY FOR WOMEN

Whereas, City Council approved all allocated \$93,567.00 in funding to the Commission on Women’s Safety/The Ann Arbor Mayor’s Task Force on increasing Safety For Women in the City budget for FY 99-00, an allocation that included \$60,000.00 in anticipated grant funds from the Michigan Department of Community Health to the Task Force;

Whereas, R-465-8-99, Resolution To Accept Funds from the Michigan Department of Community Health to the Ann Arbor Mayor’s Task Force on Increasing Safety for Women in the amount of \$60,000.00 was approved by Council on 8/16/99 “for the life of the program, without regard to fiscal year”;

Whereas, \$25,112.00 in these grant funds from the State in the Task Force’s FY 99-00 budget remained unspent as of June 30, 2000; and

Whereas, \$25,112.00 in revenues from the State to the City of Ann Arbor have not been recognized;

RESOLVED, That City Council approve the reappropriation of \$25,112.00 in grant funds not expended in FY 99-00, to be added into the existing Task Force FY 00-01 budget.

Councilmember Hartwell moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-144-4-01 APPROVED

RESOLUTION AUTHORIZING SUMMARY PUBLICATION OF
ORDINANCE NO. 17-01, AMENDMENT TO CHAPTER 98 –
BOCA NATIONAL BUILDING CODE

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

RESOLVED, That Ordinance No. 17-01 be published by the following summary:

Ordinance No. 17-01 amends the City Code by removing all reference to the 1996 NFPA National Electrical Code; by deleting all electrical code amendments; and by referencing Chapter 100 of the City Code where the State Electrical Code is referenced.

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 Robinson moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-145-4-01 APPROVED

RESOLUTION AUTHORIZING SUMMARY PUBLICATION OF
ORDINANCE NO. 18-01, AMENDMENT TO CHAPTER 100 –
CONSTRUCTION CODE

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

RESOLVED, That Ordinance No. 18-01 be published by the following summary:

Ordinance No. 18-01 amends the City Code by referencing the State Electrical Code for regulations governing all electrical work. The ordinance changes the licensing procedure for electrical, fire alarm and sign workers to require that licenses be obtained through the State of Michigan and no longer through the City. Violation penalties are revised to distinguish misdemeanors from civil infractions.

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 Robinson moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-146-4-01 APPROVED

RESOLUTION TO AUTHORIZE SUMMARY PUBLICATION OF
ORDINANCE NO. 19-01, AMENDING PROVISIONS 1:552(16), 1:465 AND 1:565
OF THE CITY OF ANN ARBOR EMPLOYEES RETIREMENT
SYSTEM ORDINANCE

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

RESOLVED, That Ordinance No. 19-01 be published by the following summary:

Ordinance No. 19-01 amends the City Code by revising the various provisions of the Retirement System Ordinance to provide policy direction to the Retirement System Board of Trustees on the calculation of, or when appropriate recalculation of, final average compensation (FAC) for a retirant receiving a service retirement allowance or a deferred retirement allowance when the City pays retroactive compensation for personal services rendered by the retirant as a member prior to retirement.

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 Robinson moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-147-4-01 APPROVED

RESOLUTION ACCEPTING EASEMENT FOR PEDESTRIAN ACCESS FROM GRIEBE LAND COMPANY, L.L.C., 2150 W. LIBERTY STREET

Whereas, Griebe Land Company, LLC, a Michigan limited liability company, is the owner in fee simple of property located in Ann Arbor, Michigan, Washtenaw County, Michigan, described in Covenant Deed, recorded in Liber 3989, Page 771, on January 16, 2001, Washtenaw County Register of Deeds;

Whereas, A Resolution of the Members, dated March 8, 2001, authorized the delivery of a perpetual easement to the City for pedestrian access; and

Whereas, Griebe land Company, LLC, a Michigan limited liability company, has delivered an easement to the City for pedestrian access along the north side of W. Liberty Street as it approaches the Burwood Avenue/W. Liberty Street intersection, to run with the land and burden the respective property perpetually, being more particularly described as follows:

Beginning at the SE corner of "Boulevard Manor", located at the SW ¼ of Section 30 T3S, R6E, City of Ann Arbor, Washtenaw County, Michigan, as recorded in Liber 8 of Plats, Page 22, Washtenaw County Records, thence S 73°53'24" W 249.36 feet along the Southerly line of said "Boulevard Manor" and the Northerly line of Liberty Street (variable width); thence N 16°06'36" W 6.39 feet along the West line of Lot 82 of said "Boulevard Manor"; thence N 73°53'24" E 149.18 feet; thence N 76°49'25" E 100.52 feet; thence S 06°43'36" E 1.26 feet along the east line of said "Boulevard Manor" to the POINT OF BEGINNING. Being a part of Lots 82, 83, 84 and 85, and part of Carolina Avenue (vacated, as recorded in Liber 2978, Page 471) of said "Boulevard Manor", containing 1335.30 square feet or 0.0307 acres of land, more or less. Being subject to easements and restrictions of record, if any. Also known as 2150 West Liberty Street.

RESOLVED, That said easement be hereby accepted.

Councilmember Carlberg moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

POSTPONED

RESOLUTION APPROVING CONTRACT WITH
LAMBERTH CONSULTING TO CONDUCT A
TRAFFIC STOP DATA COLLECTION METHODS AND ANALYSIS STUDY
OF THE ANN ARBOR POLICE DEPARTMENT
AND APPROPRIATE THE NECESSARY FUNDS

Whereas, In February 2000 City Council approved Resolution R-50-2-00, entitled “Resolution Supporting and Providing Guidelines for the Collection of Data to inform Community Concerns about Racial Profiling;

Whereas, The City Police Department began collecting and recording traffic enforcement summary data on July 1, 2000;

Whereas, In December 2000, the City of Ann Arbor issued Request for Proposal No. 499 entitled: “Ann Arbor Police Department Traffic Stop Data Collection Methods and Analysis Study” asking for proposals to study the policing practices of the Ann Arbor Police Department to determine whether or not racial profiling is occurring in traffic stops throughout the City;

Whereas, On February 15, 2001 one proposal was received from Lamberth Consulting;

Whereas, A project Selection Committee comprised of staff from the Administrator’s office, Police Department, Attorney’s Office, and Human Rights Division of the Human Resources Department met several times to discuss this proposal and determined that it met the requirements set forward in the RFP, including the provision of professional qualifications and a satisfactory work plan;

Whereas, Lamberth Consulting provided the City with a fee proposal for its work, which will include consulting, study design, benchmark data collection, data entry, and data analysis, and expenses totaling \$84,825.00;

Whereas, Lamberth Consulting received Human Rights approval on April 16, 2001 and has agreed to comply with Chapter 23 of the Ann Arbor City Code (Living Wage Ordinance); and

Whereas, Funding for this project will need to be appropriated from the General Fund, Fund Balance;

RESOLVED, The City Council approve a contract, per RFP No. 499, with Lamberth Consulting in the amount of \$84,825.00, for “Ann Arbor Police Department Traffic Stop Data Collection Methods and Analysis Study;” which shall commence April 17, 2001 and conclude

December 31, 2001;

RESOLVED, That the Mayor and the City Clerk be authorized to sign the agreement after approval as to substance by the City Administrator and as to form by the City Attorney;

RESOLVED, That City Council authorize the appropriation of funds from the General Fund, Fund Balance in the amount of the contract for the life of the contract without regard to fiscal year; and

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

Councilmember Hartwell moved that the resolution be adopted.

Councilmember Hartwell moved that the resolution be postponed until the May 7, 2001 regular session of Council for further review.

On a voice vote the Mayor declared the motion carried.

R-148-4-01 APPROVED

RESOLUTION TO APPROVE AMENDMENT TO EXTEND TERM OF CABLE TELEVISION FRANCHISE AGREEMENTS BETWEEN COMCAST CABLEVISION OF SOUTH INC. AND THE CITY OF ANN ARBOR

Whereas, On February 7, 1980, the City of Ann Arbor approved a cable television franchise for Ann Arbor Cablevision, Inc. for an initial term of fifteen (15) years;

Whereas, City Council has approved the following assignments, transfers and modifications of the cable television franchise agreement: assignment and modification by Clarification of Franchise Agreement and Approval of Assignments to Columbia Associates, L.P., dated October 1, 1985, and revised February 22, 1993; modification by Consent Agreement between the City and Columbia Associates, L.P., dated June 2, 1992; transfer to Continental Cablevision by Transfer Consent Agreement dated April 3, 1995; transfer to U.S. West, Inc., by Transfer Agreement dated January 23, 1997, with a change of name from Continental Cablevision of corporate control to AT&T/Meteor Acquisition, Inc., by 1999 Agreement dated December 6, 1999; transfer to Comcast Cablevision of the South, Inc., by Transfer Agreement dated December 18, 2000;

Whereas, The initial fifteen (15) year term of the cable television franchise agreement was extended for five (5) additional years, to February 7, 2000, in the Consent Agreement

Between the City of Ann Arbor and Columbia Associates, L.P., dated February 22, 1993, and further extend to February 7, 2001 by Amendment to Extend Term of Cable Television Franchise Agreement Between MediaOne of Eastern Michigan, Inc., and the City of Ann Arbor dated December 20, 1999, and further extended to May 8, 2001 by Amendment to Extend Term of Cable Television Franchise Agreement Between Comcast Cablevision of the South, Inc., and the City of Ann Arbor dated February 5, 2001;

Whereas, Comcast Cablevision of the South, Inc. currently holds the cable television franchise described herein;

Whereas; The City and Comcast Cablevision of the South, Inc. desire to extend the term of the franchise held by Comcast Cablevision of the South, Inc. for a sufficient period of time to complete cable franchise renewal negotiations either under the “informal process” or the “formal process” as established in 47 U.S.C., Section 546; and

Whereas, Under the “formal process” of cable franchise renewal, the City would need to develop and issue a “Request for Renewal Proposal” (RFRP), and subsequently review Comcast’s response to the RFRP pursuant to applicable deadlines in the Cable Act;

RESOLVED, That the City Council approve the attached “Amendment to Extend Term of Cable Television Franchise Agreement Between Comcast Cablevision of the South, Inc., and the City of Ann Arbor” (On file City Clerk’s Office) to extend the existing cable television franchise agreement with Comcast Cablevision of the South, Inc. for a period of one (1) year and setting a new expiration date of May 8, 2002; and

RESOLVED; That the City Administrator be authorized to draft and issue a “Request for Renewal Proposal” in accordance with 47 U.S.C., Section 546 at such time it is deemed warranted.

Councilmember Hartwell moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-149-4-01 APPROVED

RESOLUTION TO AUTHORIZE A GRANT APPLICATION TO THE MICHIGAN COUNCIL FOR ART AND CULTURAL AFFAIRS

Whereas, The Ann Arbor Commission on Art in Public Places has collaborated with the South University Public Art Association in its efforts to design, acquire, and install public art in the South University area;

Whereas, The South University Public Art Association has completed the developmental phase of the South University Public Art Project;

Whereas, The Association has engaged the assistance of the University of Michigan School of Art and Design, the Ann Arbor Commission on Art in Public Places, the University of Michigan Arts at Michigan group, and other community groups;

Whereas, The Association wishes to apply for additional funding to implement the plans generated in the developmental phase of the South University Public Art project; and

Whereas, The Ann Arbor Commission on Art in Public Places has agreed to act as the granting applicant of an application to the Michigan Council for Art and Cultural Affairs;

RESOLVED, That the City Council authorize the Ann Arbor Commission on Art in Public Places to apply for funding from the Michigan Council for Art and Cultural Affairs for the South University Public Art Project.

Councilmember Johnson 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

APPOINTMENT APPROVED

Mayor Hieftje recommended the following appointment at the April 2, 2001 regular session of Council:

Ann Arbor Commission on Disability Issues

Ian Scott (to fill a vacancy)
2600 Easy Street
Ann Arbor, MI 48104
Term: 04/16/2001 to 04/15/2004

Councilmember Carlberg moved that Council concur with the recommendation of the Mayor.

On a voice vote the Mayor declared the motion carried.

COMMUNICATIONS FROM THE CITY ADMINISTRATOR

REPORTS SUBMITTED

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

1. Department of Housing and Urban Development (HUD) Fair Market Rents and Income Limits – Calendar Year 2001.
2. Open House at the Water Treatment Plant.
3. Improvements to WB I-94 Exits at State Street and Ann Arbor-Saline Road.

4. E-Government in Ann Arbor – A report on Evaluating and Implementing Services.

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

BUDGET

Administrator Berlin stated that the first budget working session is scheduled for this Wednesday, April 18, 2001.

COMMUNICATIONS FROM THE CITY ATTORNEY

REPORT ON COMPLETED ANNEXATIONS

City Attorney Abigail Elias submitted reports on the following completed annexations:

- Ang property, 9.0 acres, 3985 Stone School Road, from Pittsfield Charter Township
- Lisull property, 0.76 acre, 411 Orchard Hills Drive, from Ann Arbor Township

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

TOWING REGULATIONS

City Attorney Elias stated that she received a memo regarding a decision from the Court of Appeals involving a challenge to the City regarding towing regulations. The proposals for contracts for public tows are okay and not preempted by federal law. However, the requirements that towing companies have a contract with provisions for private tows are preempted by federal law. Attorney Elias advised the Police and Public Services Departments that they can no longer use those contracts.

COMMUNICATIONS FROM COUNCIL

None.

CLERK'S REPORT OF COMMUNICATIONS, PETITIONS AND REFERRALS

The following communication was referred as indicated:

1. Communication from State Representative Chris Kolb, regarding the Resolution to Request the University of Michigan to Undertake a Study of Effects of the Living Wage Requirements in the City Contracts and Grants Over Time in the City of Ann Arbor. – File.

The following minutes were received for file:

1. Cable Communications Commission - Working Session and Regular Session of February 21, 2001.
2. Downtown Development Authority – March 7, 2001.
3. Housing Policy Board – March 15, 2001, April 5, 2001.
4. City Planning Commission – March 6 and 20, 2001.
5. Ann Arbor Energy Commission – March 8, 2001.
6. Board of Review – March 19, 2001.

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

On a voice vote the Mayor declared the motion carried.

PUBLIC COMMENTARY - GENERAL

JIM MOGENSEN – LIVING WAGE

Jim Mogensen, Ann Arbor resident, asked that Council keep the Living Wage concept in mind during the budget proceedings.

CHARLES KAYLOR – E-GOVERNMENT IN ANN ARBOR

Mr. Kaylor stated that he and Randy Deshazo presented the City Administrator with the report on “E-Government in Ann Arbor - A Report on Evaluating and Implementing Services.” They are working closely with David Van Eck of the Information Technology Services Department and James Amin, Administrative Services Director.

ADJOURNMENT

There being no further business to come before Council, it was moved by Councilmember Easthope that the meeting be adjourned.

On a voice vote the Mayor declared the motion carried and the meeting adjourned at 9:44 p.m.

Yvonne Carl
Interim Clerk of the Council

Anissa R. King
Recording Secretary