

REGULAR MEETING OF THE COUNCIL
OF THE
CITY OF DEARBORN

July 19, 2010

The Council convened at 7:00 P.M., President of the Council Thomas P. Tafelski presiding. Present at roll call were Councilmembers Abraham, Darany, Hubbard, O'Donnell, Sareini, Shooshanian and President of the Council Tafelski; absent, none. A quorum being present, the Council was declared in session.

Father Peter Petroske of Sacred Heart Catholic Church delivered the invocation.

By Darany supported by Hubbard.

7-414-10. RESOLVED: That the minutes of the previous regular meeting of June 21 and the special meeting June 30, 2010, and the same are hereby approved as recorded and published.

The resolution was unanimously adopted.

By Sareini supported by Hubbard.

7-415-10. RESOLVED: That Ordinance No. 10-1281 be taken from the table and placed upon its final reading.

The resolution was unanimously adopted.

The Clerk then read Ordinance No. 10-1281, entitled, "An Ordinance to Amend Section 9.02 of Ordinance No. 06-1111 of the City of Dearborn" by rezoning Lot 205, John H. Walsh's Warren and Chase Park Subdivision from a Residential A (One Family Residential District) to a VP (Vehicular Parking District) zoning classification.

The President of the Council announced that this was the final reading of the Ordinance.

The President of the Council then put the question, "Shall this Ordinance pass?"

7-415-10. Upon roll call the Ordinance was unanimously adopted.

By Hubbard supported by Darany.

7-416-10. RESOLVED: That Ordinance No. 10-1282 be taken from the table and placed upon its final reading.

The resolution was unanimously adopted.

The Clerk then read Ordinance No. 10-1282, entitled, "An Ordinance to Amend Section 9.02 of Ordinance No. 06-1111 of the City of Dearborn" by rezoning Lots 89-90, John M. Welch's Warren Avenue Subdivision from an Industrial a (Light Industrial District) to a VP (Vehicular Parking District) zoning classification.

The President of the Council announced that this was the final reading of the Ordinance.

The President of the Council then put the question, "Shall this Ordinance pass?"

7-416-10. Upon roll call the Ordinance was unanimously adopted.

By Sareini supported by Shooshanian.

7-417-10. RESOLVED: That Ordinance No. 10-1283 be taken from the table and placed upon its final reading.

The resolution was unanimously adopted.

The Clerk then read Ordinance No. 10-1283, entitled, "An Ordinance to Amend Section 9.02 of Ordinance No. 06-1111 of the City of Dearborn" by rezoning Lots 117-123 inclusive, John M. Welch's Warren Avenue Subdivision from an Industrial A (Light Industrial District) to a Business B (Community Business District) zoning classification.

The President of the Council announced that this was the final reading of the Ordinance.

The President of the Council then put the question, "Shall this Ordinance pass?"

7-417-10. Upon roll call the Ordinance was unanimously adopted.

By Darany supported by Hubbard.

7-418-10. RESOLVED: That Ordinance No. 10-1284 be taken from the table and placed upon its final reading.

The resolution was unanimously adopted.

The Clerk then read Ordinance No. 10-1284 entitled, "An Ordinance to Amend the Zoning Ordinance (Ordinance No. 06-1111) of the City of Dearborn by adding Subsection A 15 to Article 15.00, Section 15.02, entitled 'Permitted Uses and Structures'."

The President of the Council announced that this was the final reading of the Ordinance.

The President of the Council then put the question, "Shall this Ordinance pass?"

7-418-10. Upon roll call the Ordinance was unanimously adopted.

By Hubbard supported by Sareini.

7-419-10. RESOLVED: That Ordinance No. 10-1285 be taken from the table and placed upon its final reading.

The resolution was unanimously adopted.

The Clerk then read Ordinance No. 10-1285 entitled, "An Ordinance to Amend the Fees for Permits and Inspections Chapter (Chapter 9) of the Code of the City of Dearborn by Amending Articles I, II, IV, V and VI."

The President of the Council announced that this was the final reading of the Ordinance.

The President of the Council then put the question, "Shall this Ordinance pass?"

7-419-10. Upon roll call the Ordinance was unanimously adopted.

Councilmember Hubbard introduced Ordinance No. 10-1286, entitled, "An Ordinance to Amend the City of Dearborn Employees Retirement System (Chapter 22).

The Clerk read the Ordinance by title.

The President of the Council announced that this was the first reading of the Ordinance.

By Sareini supported by Darany.

7-420-10. RESOLVED: That proposed Ordinance No. 10-1286 be laid on the table.

The resolution was unanimously adopted.

Councilmember Hubbard introduced Ordinance No. 10-1287, entitled, "An Ordinance to Amend the Traffic and Motor Vehicle Chapter (Chapter 18) of the Code of the City of Dearborn by Adding Section 18-172, entitled 'Reading, Typing, or Sending Text Message on Wireless 2-way Communication Device Prohibited'."

The Clerk read the Ordinance by title.

The President of the Council announced that this was the first reading of the Ordinance.

By Shooshanian supported by Darany.

7-421-10. RESOLVED: That proposed Ordinance No. 10-1287 be laid on the table.

The resolution was unanimously adopted.

Councilmember Abraham introduced Ordinance No. 10-1288, entitled, "An Ordinance to Amend the Solid Waste Chapter (Chapter 16) of the Code of the City of Dearborn by Amending Sections 16-5 through 16-7."

The Clerk read the Ordinance by title.

The President of the Council announced that this was the first reading of the Ordinance.

By Sareini supported by Shooshanian.

7-422-10. RESOLVED: That proposed Ordinance No. 10-1288 be laid on the table.

The resolution was unanimously adopted.

By O'Donnell supported by Shooshanian.

7-423-10. WHEREAS: Council Resolution 7-535-09 authorized a contract with D & M Contracting, Inc. in the amount of \$1,632,746.05 and a contingency fund in the amount of \$50,000 for any unforeseen conditions encountered during the project, and

WHEREAS: During the execution of the project, the following unforeseen conditions were encountered and need to be paid for with authorized contingency:

- a) Encountered loose and unstable asphalt surface at the time of milling of existing asphalt surface. Additional thickness of asphalt surface was required to compensate for unstable asphalt surface.
- b) Additional aggregate base was necessary to place underneath the proposed concrete surface.

and

WHEREAS: At the request of the Engineering Division, the Economic and Community Development Department has agreed to reallocate additional Block Grant funds in the amount of \$105,000 to pay for:

- a) The authorized Contingency and
- b) Construction Engineering and Inspection charges.

and

WHEREAS: This project also involves Water Main Replacement and Asphalt Resurfacing of Lapham Street from Prospect to Michigan Avenue funded by The American Recovery and Reinvestment Act (ARRA). The construction on this part of the project is complete and had excess budget in the amount of \$19,000. The Economic and Community Development Department has agreed to the reallocation of this budget to Project Q58310 Street Resurfacing and Water Main Replacement 2010 to fund the Water Main Replacement on Mead Street from Donald to Hemlock, and

WHEREAS: The City Engineer has requested that City Council authorize the Finance Director to recognize and appropriate additional Block Grant funding in Fiscal Year 2010 in the amount of \$105,000 for Project Q56909 Street Resurfacing and Water Main Replacement 2009 to be split between the Local Street Fund and the Water Fund as needed, and

WHEREAS: The City Engineer has requested that City Council authorize the Finance Director to recognize anticipated revenue of \$6,000 for driveway aprons in Fiscal Year 2010 and appropriate the same in the General Capital Improvement Fund Engineering Billable Division Project Q56909 Street Resurfacing and Water Main Replacement 2009, and

WHEREAS: The City Engineer has further requested that the Finance Director be authorized to reallocate ARRA Grant funding in the amount of \$19,000 from Project Q56909 to Project Q58310 Street Resurfacing and Water Main Replacement 2010 and appropriate as needed in the Local Street Fund and the Water Fund; be it

RESOLVED: That City Council hereby authorizes the Finance Director to recognize and appropriate additional Block Grant funding in Fiscal Year 2010 in the amount of \$105,000 for Project Q56909 with funds split between the Local Street and Water Funds as needed; recognize anticipated revenue of \$6,000 for driveway aprons in Fiscal Year 2010 and appropriate the same in the General Capital Improvement Fund Engineering Billable Division Project Q56909 Street Resurfacing and Water Main Replacement 2009; and reallocate ARRA Grant Funding in the amount of \$19,000 from Project Q56909 to Project Q58310 and appropriate as needed in the Local Street and Water Funds for the Water Main Replacement and Asphalt Resurfacing Project on Mead Street from Donald to Hemlock; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Darany supported by Hubbard.

7-424-10. RESOLVED: That City Council hereby issues a purchase order to Gale Group in the amount of \$60,000 for the Purchase of Reference Materials and Online Databases for the Library Department; be it further

RESOLVED: That this purchase order shall be financed from the General Fund, Libraries Department, Library Materials Account; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Hubbard supported by Sareini.

7-425-10. RESOLVED: That City Council hereby issues a purchase order to Play Environments, Inc. in the amount of \$49,995 for the Purchase and Relocation of Playground Equipment for Camp Dearborn; be it further

RESOLVED: That this purchase order shall be financed from the Camp Dearborn Operating, Recreation, Capital Equipment, Operating Equipment Playground Account; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Sareini supported by Abraham.

7-426-10. RESOLVED: That City Council hereby issues purchase orders for Various Purchases for the Library Department through the Michigan Library Cooperative Directors Association as follows: Baker & Taylor, Inc. in the amount of \$26,000 for DVDs and Music CDs, Video Games; Baker and Taylor Books in the amount of \$125,000 for Adult, Juvenile, YA Trade Hardcover, Juvenile Books on Tape, Spoken Word Cassettes and CDs - Abridged and Unabridged, Juvenile Library Bindings and Continuation Materials; Midwest Tape in the amount of \$70,000 for Music CDs, DVDs, and Audio Materials; Ingram Library Service in the amount of \$25,000 for Adult Paperbacks and Mass Market, Video Games and Book Wholesalers, Inc. (BWI) in the amount of \$25,000 for Juvenile and YA Paperback and Mass Market, Juvenile Board Books; be it further

RESOLVED: That these purchase orders shall be financed from the General Fund, Library Department, Capital Equipment, Library Materials Account in the total amount of \$271,000; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Sareini supported by Hubbard.

7-427-10. WHEREAS: The State of Michigan competitively bid Hardware Supplies and awarded contract number 071B7200321 to Grainger Corporation for the period of July 10, 2007 through July 9, 2010. The City has been utilizing/piggybacking on this contract as authorized by C.R. 11-957-07 in the approximate annual amount of \$60,000, and

WHEREAS: The State has exercised the option to extend this contract for a one year period through July 9, 2011, and

WHEREAS: The City of Dearborn, pursuant to Section 2-569a of the City of Dearborn Ordinance, requests that City Council renew the purchase order with Grainger Corporation in the approximate amount of \$44,000 for the period of July 8, 2010 through July 9, 2011; be it

RESOLVED: That City Council hereby renews the contract with Grainger Corporation, state authorized vendor, in the approximate amount of \$44,000 for the period of July 8, 2010 through July 9, 2011 for City-wide Hardware Supplies on an as-needed basis; be it further

RESOLVED: That this contract renewal shall be financed from various departmental budgets as needed with purchases made after June 30, 2011 being contingent upon the adoption of the FY12 budget; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Hubbard supported by Darany.

7-428-10. WHEREAS: The City presently has a contract with J&J Truck-Auto & Marine Repair, Inc.(C.R. 4-185-10) for Repair of Fire Department Apparatus, and

WHEREAS: The original contract specifications allow for two one-year renewals beyond the expiration of the present contract. This is the first one-year renewal, and

WHEREAS: J&J Truck-Auto & Marine Repair, Inc. has offered to renew the present contract prices for the period of July 1, 2010 through June 30, 2011; be it

RESOLVED: That the contract for Repair of Fire Department Apparatus is hereby renewed with J&J Truck-Auto & Marine Repair, Inc. for the period of July 1, 2010 through June 30, 2011 in the approximate amount of \$50,000; be it further

RESOLVED: That this contract renewal shall be financed from the General Fund, Public Works, Fleet Maintenance, Repair & Maintenance, Vehicle Repair & Maintenance Account (Account #101-2085-856.43-65); be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Abraham supported by Hubbard.

7-429-10. WHEREAS: The Economic and Community Development Department- Commercial Division has submitted a proposal to increase part time staffing by one person for 32 hours per week for the increased inspections relative to reoccupation and vacant property, and also for increased inspections throughout the community. The estimated cost for this position is expected to be \$26,624 in payroll and \$2,037 in employer share of social security cost for fiscal year 2011, and

WHEREAS: As there is no budget currently in place for this item in the FY2011 plan, it is desired to request an appropriation of the General Fund fund balance to the Economic and Community Development Department Account for Personnel Services-Wages, Part-time/Seasonal Account (Account #101-6105-442.10-20) in the amount of \$26,624 and to the Medicare/Social Security Account (Account #101-6105-442.22-00) in the amount of \$2,037. Additionally, as a result of this activity, it is expected that revenues will be generated in at least the amount of \$28,661 to support this position, and

WHEREAS: Based on the above information, the Departments of Finance and Economic & Community Development have requested approval of this appropriation of Fund Balance for the benefit of monitoring health and safety issues, and related revenues to be generated; be it

RESOLVED: That City Council hereby approves an appropriation from the General Fund fund balance to the Economic and Community Development Department Account for Personnel Services-Wages, Part-time/Seasonal Account (Account #101-6105-442.10-20) in the amount of \$26,624 and to the Medicare/Social Security Account (Account #101-6105-442.22-00) in the amount of \$2,037 for the addition of one part time staff person for increased inspections relative to reoccupation and vacant property and increased inspections to monitor health and safety issues throughout the community; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Sareini supported by Hubbard.

7-430-10. WHEREAS: Several items that were listed on the 2009 Miscellaneous Assessment Roll that City Council approved for transfer to the 2010 Tax Roll were listed in error as follows:

Item #1:

Invoice #10584	\$215.54	Parcel 82-10-083-23-017
25% Transfer Fee	<u>\$ 53.98</u>	
Total to be adjusted	\$269.43	

Item #2:

District Code 500590		Parcel 82-10-071-37-010,
Principal	00.00	
Interest	55.98	
25% Transfer Fee	<u>\$14.00</u>	
Total to be adjusted	\$69.98	

and

WHEREAS: The Finance Department has requested that City Council adjust the 2009 Miscellaneous Assessment Roll for the above-mentioned items transferred to the 2010 Tax Roll in the total amount of \$339.41; be it

RESOLVED: That City Council hereby authorizes the Finance Department to adjust the 2009 Miscellaneous Assessment Roll for items transferred to the 2010 Tax Roll in error in the total amount of \$339.41 for Parcels 82-10-083-23-017 and 82-10-071-37-010; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Hubbard supported by Darany.

7-431-10. WHEREAS: The Fire Department currently has a Rescue Unit valued at approximately \$14,000 that was going to be sold at auction as surplus, and

WHEREAS: Oakwood Hospital has expressed an interest in this unit in exchange for providing various training courses for the Fire Department Personnel valued at approximately \$59,740 and will provide training courses for most of the department during the present Fiscal Year rather than a limited number of personnel that could have taken the training due to budget limitations, and

WHEREAS: The Fire Department has requested authorization to give Oakwood Hospital the surplus Rescue Unit in exchange various required training courses for the Fire Department Personnel valued at approximately \$59,740, be it

RESOLVED: That the Fire Department is hereby authorized to give Oakwood Hospital a surplus Rescue Unit valued at approximately \$14,000 in exchange for various required training courses for Fire Department Personnel valued at approximately \$59,740; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Sareini supported by Shooshanian.

7-432-10. WHEREAS: Council Resolution No. 11-742-08 authorized the Mayor and the Economic and Community Development Department to apply for and administer U.S. Department of Housing and Urban Development Neighborhood Stabilization Program (HUD-NSP) funding in the amount of \$2,436,246, along with anticipated program proceeds in the estimated amount of \$1,000,000 in accordance with program regulations, and

WHEREAS: The Director of Finance was authorized to automatically establish a revenue budget and corresponding appropriations based on the program share of actual proceeds from sales of properties purchased or assisted under HUD-NSP Project C07700 in the Community Development fund, and

WHEREAS: The appropriation of anticipated program proceeds will facilitate expedited management of individual projects, in order to meet federal requirements for timely obligation and expenditure of HUD-NSP funding; therefore be it

RESOLVED: That the Director of Finance is hereby authorized to recognize revenue in the amount of \$500,000 and appropriate a like amount in the Community Development Fund (283) HUD-NSP Project C07700; be it further

RESOLVED: That the Finance Department is hereby authorized to receive and disburse funds as authorized within this resolution; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Sareini supported by O'Donnell.

7-433-10. WHEREAS: The City of Dearborn is a Michigan Municipal Corporation, and

WHEREAS: The City of Dearborn has the power, privilege and authority to maintain and operate a fire department providing fire protection, fire suppression, emergency medical services, and special operations ("fire services"), and

WHEREAS: Fire services can further be improved by cooperation between political subdivisions during times of public emergency, conflagration or disaster, and

WHEREAS: The Michigan Constitution of 1963, Article 7, § 28 and the Urban Cooperation Act of 1967, Act No. 7 of the Public Acts of 1967, Ex. Sess., being MCL 124.501 *et seq.* (the "Act"), permit a political subdivision to exercise jointly with any other political subdivision any power, privilege or authority which such political subdivisions share in common and which each might exercise separately, and

WHEREAS: The City of Dearborn desires to enter into an Interlocal Agreement, pursuant to the Act, to further improve fire services, and

WHEREAS: As a result of entering into an Interlocal Agreement to further improve fire services, the Parties are creating the Western Wayne Mutual Aid Association, as a separate and legal entity and as a non-profit body corporate (the "Association"); therefore be it

RESOLVED: That the City of Dearborn finds it is in the best interest of its citizens from a safety and fiscal standpoint to enter into the Interlocal Agreement creating the Western Wayne Mutual Aid Association and MABAS Division and agrees to appoint one member to the Association Board; be it further

RESOLVED: That the Fire Chief for the City of Dearborn is hereby authorized to execute the Interlocal Agreement on behalf of the City of Dearborn; be it further

RESOLVED: That to insure timely implementation, this resolution is given immediate effect.

The resolution was unanimously adopted.

By Hubbard supported by Abraham.

7-434-10. WHEREAS: Ford Motor Company has granted permission for the Dearborn Police Department to utilize its parking lot for the driving portion of in-service training, and

WHEREAS: The Dearborn Police Department will use the parking lot from 7:30 a.m. - 5:00 p.m. on specified days between August 25, 2010 and October 27, 2010, and

WHEREAS: The parking lot located at 21500 Oakwood is conveniently located and of the size and capacity to conduct the Police Department's training, and

WHEREAS: It is recommended by Corporation Counsel that the Dearborn City Council authorize the Chief of Police to sign the hold harmless agreement on behalf of the City of Dearborn, subject to the review and approval of the Corporation Counsel; be it therefore

RESOLVED: That the Chief of Police or his designee is authorized to enter into a hold harmless agreement with Ford Motor Company or Ford Motor Land Development Corporation for the purposes of conducting the Dearborn Police Department's driving portion of in-service training from 7:30 a.m. - 5:00 p.m. on specified days between August 25, 2010 and October 27, 2010, subject to the review and approval of the Corporation Counsel; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Hubbard supported by Shooshanian.

7-435-10. WHEREAS: Patricia Burton has offered to sell the substandard dwelling located at 14251 Robertson, Dearborn, Michigan, to the City of Dearborn for the sum of \$32,000 cash, and

WHEREAS: The price at which this property is offered to the City is deemed fair and reasonable, and the acquisition is within the intent and spirit of the City's Operation Eyesore Program; therefore be it

RESOLVED: That City Council hereby determines to acquire the premises described as:

Lot 182 and 183, Williamson Sub., City of Dearborn, Wayne County, Michigan, as recorded in Liber 32, Page 65 of Plats, Wayne County Records.

Tax I.D. 82-10-184-13-037
Commonly known as 14251 Robertson

from the owner thereof and pay therefore the sum of \$32,000 upon furnishing to the City by said owner of a title insurance policy showing marketable title thereon and when a warranty deed to the premises has been properly executed, approved by the Office of the Corporation Counsel and delivered to the City; be it further

RESOLVED: That this acquisition is contingent upon the terms and conditions set forth in the purchase agreement as approved by the Office of the Corporation Counsel; be it further

RESOLVED: That the Finance Director be and is hereby authorized and directed to issue his proper warrant in the amount of \$32,000, subject to adjustments, if any, as shown on the closing statement prepared, reviewed and approved by the Office of the Corporation Counsel, drawn upon the General Capital Improvement Fund Project No. C02300, Operation Eyesore, payable to the grantor, or her nominee, in payment of say land; be it further

RESOLVED: That the estimated additional costs after acquisition (demolition and appurtenant costs) will be approximately \$12,000; be it further

RESOLVED: That the Corporation Counsel or her designee is authorized to execute documents on behalf of the City of Dearborn to complete this transaction; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Sareini supported by Hubbard.

7-436-10. WHEREAS: The City has been notified by the Wayne County Treasurer that tax-foreclosed properties are available for the City of Dearborn to purchase for public purposes, and

WHEREAS: The properties are offered to the City of Dearborn before they are offered at auction to the general public, and

WHEREAS: The City of Dearborn desires to acquire such land for public purposes, and

WHEREAS: There are 71 properties being offered, 23 of which are recommended to be purchased by the City as follows:

C05500 Neighborhood Stabilization

24129 New York	\$21,101.51
Vacant on Snow	\$ 2,368.31
7850 Mead	\$15,579.00
7840 Ternes	\$12,612.82
6955 Yinger	\$11,763.73
6943 Steadman	\$26,153.20
6454 Barrie	\$13,954.31
7016 Kendal	\$ 9,826.53
6224 Coleman	\$19,221.23
6158 Orchard	\$33,504.27
6924 Hartwell	\$21,803.84
6944 Theisen	\$20,492.69
5941 Hartwell	\$19,664.63
4473 Bingham	\$27,891.50

C02300 (Operation Eyesore)

6305 Barrie	\$12,140.34
5263 Hartwell	\$19,119.72
14221 Lithgow	\$20,548.74

C10000 (Land Acquisition for Resale)

205 Kingsbury	\$30,966.06
7813 Coleman	\$15,760.94
7650 Barrie	\$13,798.10
6932 Middlepointe	\$16,492.72
5307 Hartwell	\$21,240.68

A40000 (Eugene/Porath)

5035 Wyoming	\$27,891.50
--------------	-------------

and

WHEREAS: The remaining budget in C.I.P. C05500 and C10000 in the General Capital Improvement Fund is not sufficient to pay for the acquisition and demolition of the properties being acquired in those projects, and

WHEREAS: It is requested that the Finance Director be authorized to appropriate \$452,000 from the General Fund fund balance as a contribution to the General Capital Improvement Fund and to accept and appropriate the same amount within the General Capital Improvement Fund as follows: \$412,000 in C.I.P. C05500, Neighborhood Stabilization Program and \$40,000 in C.I.P. C10000, Land Acquisition for Resale; therefore be it

RESOLVED: That the Finance Director is authorized to appropriate \$452,000 from the General Fund fund balance as a contribution to the General Capital Improvement Fund and to accept and appropriate the same amount within the General Capital Improvement Fund as follows: \$412,000 in C.I.P. C05500, Neighborhood Stabilization Program and \$40,000 in C.I.P. C10000, Land Acquisition for Resale; be it further

RESOLVED: That Corporation Counsel be authorized to make application to the Wayne County Treasurer's Office for conveyance of said properties to the City of Dearborn for approximately \$435,000; be it further

RESOLVED: That the cost of acquiring the said properties shall be for a public purpose and paid from the General Capital Improvement Fund, Projects C05500, C02300, C10000 and A40000; be it further

RESOLVED: That the City of Dearborn shall set up the necessary procedures and controls to provide the proper distribution of funds arising from the subsequent sale of the acquired properties; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Sareini supported by Darany.

7-437-10. WHEREAS: Adwya Mawry purchased the 60' vacant lot (2777 and 2785 Roulo were combined to make one buildable 60' lot) on Roulo, and

WHEREAS: Ms. Mawry was the only bidder for the property from the 2008 lot list, and

WHEREAS: The minimum bid price for the property was \$28,000, and

WHEREAS: Ms. Mawry's bid of \$35,000 was approved by C.R. 11-743-08, and

WHEREAS: The Council resolution authorized the sale to Ms. Mawry for \$35,000, and

WHEREAS: Ms. Mawry purchased the lot with the intent to construct a single-family dwelling within one year of the date of closing, and

WHEREAS: Ms. Mawry had not purchased from the lot list in the past, and

WHEREAS: Construction was required to begin by May 12, 2010, and

WHEREAS: Ms. Mawry submitted a letter requesting an extension of one year in which to begin construction, due to some unforeseen personal circumstances, and

WHEREAS: This is her first request for an extension, submitted with a \$100 application fee for the request, and

WHEREAS: The Land Sale Guidelines require that she pay 1% of the purchase price for each month of extension sought, and

WHEREAS: Ms. Mawry has requested that the City Council waive the 1% monthly extension fee, and

WHEREAS: It is the recommendation of Corporation Counsel that City Council grant Ms. Mawry's request for a one-year extension of time in which to commence construction on the vacant lots located at 2777 and 2785 Roulo, and

WHEREAS: It is recommended that the extension be granting beginning on July 20, 2010, for a period not to exceed one year; therefore be it

RESOLVED: That City Council hereby grants Ms. Mawry a three-month extension of time in which to commence construction on the vacant lots located at 2777 and 2785 Roulo, beginning July 20, 2010; be it further

RESOLVED: That the 1% monthly extension fee is waived for a period of three months, beginning July 20, 2010 and expiring October 19, 2010; be it further

RESOLVED: That any extension requests beyond the three-month period must be presented to City Council for further review; be it further

RESOLVED: That all other terms and conditions contained in C.R. 11-743-08, the purchase agreement, and the Land Sale Guidelines shall remain in full force and effect; be it further

RESOLVED: That if Ms. Mawry fails to comply with any terms or conditions, the City may exercise its option to purchase the property back from Ms. Mawry at a reduced price; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Sareini supported by Hubbard.

7-438-10. RESOLVED: That City Council hereby concurs in the Mayor's appointment of Gizela Weaver to the Zoning Board of Appeals for a term ending June 30, 2013; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Sareini supported by Hubbard.

7-439-10. RESOLVED: That City Council hereby concurs in the Mayor's appointment of Gerald R. Sedlak to the Demolition Board of Appeals for a term ending June 30, 2012; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Shooshanian supported by Hubbard.

7-440-10. WHEREAS: The Director of Recreation has requested that City Council approve the Fiscal Year 2011 Annual Implementation Plan for The Senior Alliance (TSA), Area Agency on Aging 1-C, and

WHEREAS: TSA Mission is to coordinate a comprehensive network of services in western and southern Wayne County to enable older persons to function as independently as possible in the community environment which best suits their needs, and

WHEREAS: The Senior Alliance services provide advocacy, programming, planning, contracting, funding and personnel to achieve goals. The funding supports programs including Meals-on-Wheels (MOW), Congregate Meals, Care Management, Case Coordination, Information and Assistance, Chore, Personal Care, Adult Daycare, Legal Assistance, and Caregiver Education and Support. The City of Dearborn has partnered with The Senior Alliance for 31 consecutive years; be it

RESOLVED: That city Council hereby approves the Fiscal Year 2011 Annual Implementation Plan for The Senior Alliance (TSA), Area Agency on Aging 1-C; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Hubbard supported by Sareini.

7-441-10. RESOLVED: That the City of Dearborn, in accord with Section 436.17 of the Michigan Liquor Control Act, hereby approves the transfer of ownership of a 2009 Class C licensed business with Dance-Entertainment Permit located at 14323-14327 Michigan, Dearborn, Michigan, from Skettie's Inc. to Green Rhino, Inc.; be it further

RESOLVED: That such approval shall not be effective and shall not be so forwarded unless and until the payment of all personal property taxes assessed to the transferor have been made; be it further

RESOLVED: That a certified copy of this resolution be forwarded to the Michigan Liquor Commission, State Secondary Governmental Complex, 7150 Harris Drive, P.O. Box 30005, Lansing, Michigan 48909; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Darany supported by O'Donnell.

7-442-10. RESOLVED: That City Council hereby denies the request of Last Call Lounge, LLC to transfer ownership of a 2009 Class C licensed business with Sunday Sales, located in escrow at 13732-13736 Michigan Ave. from RAAW Management, LLC with a New Dance Entertainment Permit; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Hubbard supported by Darany.

7-443-10. RESOLVED: That the Kiwanis Club of Dearborn be and they are hereby granted permission to conduct their annual Peanut Drive on September 9-11, 2010, subject to all applicable ordinances and the rules and regulations of the Police Department; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Abraham supported by Sareini.

7-444-10. WHEREAS: The Henry Ford will be conducting the 2010 Maker Faire - Detroit event on July 31, 2010 from 9:30 a.m. to 8:00 p.m. and on August 1, 2010 from 9:30 a.m. to 5:00 p.m. at the Henry Ford Museum and in the West Parking Lot bordering Oakwood Street. The event shall require traffic safety and crowd control assistance from the Dearborn Police Department; be it

RESOLVED: That City Council hereby authorizes assistance from the Dearborn Police Department for the 2010 Maker Faire - Detroit event on the above-mentioned dates and times; be it further

RESOLVED: That this assistance is subject to reimbursement for all city services provided; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Hubbard supported by Sareini.

7-445-10. RESOLVED: That City Council hereby grants permission to Westborn Chrysler Jeep, 23300 Michigan Avenue, to place two (2) sandwich board signs on public property subject to all applicable ordinances; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Sareini supported by Hubbard.

7-446-10. RESOLVED: That the Dearborn Firefighters be and are hereby granted permission to conduct their annual "Fill the Boot" fundraiser from July 21 through July 23, 2010 through out the City of Dearborn; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Darany supported by Sareini.

7-447-10. RESOLVED: That City Council hereby waives all associated city fees relating to the St. Clement Ohridski Ethic Festival to be held on Church property on August 28 through August 29, 2010.

The resolution was unanimously adopted.

By Darany supported by Sareini.

7-448-10. RESOLVED: That receipt of a donation in the amount of \$187.50 from Fidelity Bank to the City of Dearborn for the Dearborn Senior Services Division One Day Travel to Camp Dearborn held on June 22, 2010 is hereby acknowledged and accepted; be it further

RESOLVED: That City Council hereby extends its appreciation to the donor for the aforementioned gift; be it further

RESOLVED: That City Council hereby directs the City Treasurer to credit this money to the Recreation Department, Senior Services Division, Account #276-3091-365.90-00, and authorizes the Director of Finance to process expenditures from this account in support of the purpose for which it was donated.

The resolution was unanimously adopted.

By Hubbard supported unanimously.

7-449-10. WHEREAS: The Mayor and the Council have learned with sorrow of the passing of Normand Gomolak, and

WHEREAS: This departure at the dictation of Divine Providence, constitutes an irreparable loss to the beloved family and numerous friends and neighbors; be it

RESOLVED: That the Mayor and members of the Council of the City of Dearborn here assembled, hereby sincerely extend and offer in this sad hour of bereavement, heartfelt sympathy and condolence to the family of the deceased.

The resolution was unanimously adopted.

By Tafelski supported unanimously.

7-450-10. WHEREAS: The Mayor and the Council have learned with sorrow of the passing of Anthony Ventre, and

WHEREAS: This departure at the dictation of Divine Providence, constitutes an irreparable loss to the beloved family and numerous friends and neighbors; be it

RESOLVED: That the Mayor and members of the Council of the City of Dearborn here assembled, hereby sincerely extend and offer in this sad hour of bereavement, heartfelt sympathy and condolence to the family of the deceased.

The resolution was unanimously adopted.

By Shooshanian supported by Sareini.

7-451-10. RESOLVED: That City Council hereby grants permission to Village Picture Frame, 22223 Michigan Avenue, to place a sandwich board sign on public property subject to all applicable ordinances.

The resolution was unanimously adopted.

Residential Services - Responding to Mr. Mark McCray's request for City assistance in resolving certain matters mainly involving storm water runoff from neighboring properties onto his property and the existence of a wooden privacy fence on his property line.

7-452-10. The communication was received and ordered filed.

There being no further business, upon a motion duly made, seconded, and adopted, the Council then adjourned at 8:08 P.M.

APPROVED:

THOMAS P. TAFELSKI
President of the Council

ATTESTED:

KATHLEEN BUDA
City Clerk