SPECIAL MEETING OF THE COUNCIL
OF THE
CITY OF DEARBORN

July 21, 2009

The Council convened at 10:33 A.M., President Pro Tem of the Council Nancy A. Hubbard presiding. Present at roll call were Councilmembers Abraham, Sareini, Shooshanian, Thomas and President Pro Tem of the Council Hubbard (via phone). Absent: Councilmembers Darany and Tafelski. A quorum being present, the Council was declared in session.

DATE : July 20, 2009

TO : City Clerk

FROM : Mayor John B. O'Reilly, Jr.

SUBJECT : Special Council Meeting

You are hereby requested to call a Special Meeting of the City Council to be held on Tuesday, July 21, 2009 at 10:30 A.M. in the Council Conference Room of the City Hall for the following purposes:

1. To authorize the purchase of 3729 Alice, Dearborn, and

2. To authorize additional funding for the purchase of tax foreclosed properties from Wayne County pursuant to the City's right of first refusal, and

3. To authorize the Mayor to execute a hold harmless agreements with designated Community Garden Coordinators to establish Community Gardens on City-owned property during specified spring/summer months, and

4. To consider such other items of business that may properly come before the Council in relation to the above subject matters.

S/John B. O'Reilly, Jr.
Mayor

By Hubbard supported by Thomas.

7-529-09. WHEREAS: The Federal National Mortgage Association (Fannie Mae) has offered to sell the substandard dwelling located at 3729 Alice, Dearborn, Michigan, to the City of Dearborn for the sum of $9,900 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 spirit and intent of the City's Neighborhood Stabilization Program; therefore be it

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

Lot 30 of Fordson Heights Subdivision, City of Dearborn, Wayne County, Michigan, as recorded in Liber 40, Page 6 of Plats, Wayne County Records.

Tax I.D. 82-09-341-26-002
Commonly known as 3729 Alice

from the owner thereof and pay therefore the sum of $9,900 upon furnishing to the City by said owner, a title insurance policy showing marketable title thereon and, when a limited warranty deed to the premises has been properly executed, approved by the Corporation Counsel and delivered to City; be it further

RESOLVED: That this acquisition is contingent upon the terms and conditions set forth in the purchase agreement as prepared, reviewed, approved, and executed 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 $9,900, 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 No. C05500, Account #401-1299-435.71-10, payable to the grantor, or its nominee, in payment of said property; be it further

RESOLVED: That the Corporation Counsel, or her designee, is authorized to execute documents on behalf of the City of Dearborn for the purchase of 3729 Alice; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Abraham, Hubbard, Sareini, Shooshanian and Thomas (5). Nays: None. Absent: Darany and Tafelski (2).

By Abraham supported by Hubbard.

7-530-09. 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 25 properties being offered, 15 of which are recommended to be purchased by the City:

**C5500**

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|---|---|
| 7920 Indiana, vacant lot (35' x 120') | $ 6,621.35 |
| 7103 Payne, house (40' x 111') | $16,357.46 |
| 6466 Calhoun, house (40' x 125') | $19,176.36 |
| 5227 Hartwell, vacant lot (60' x 100') | $13,056.48 |
| 7521 Ternes, vacant lot (35' x 102') | $ 5,326.29 |
| 8927 Shaddick, vacant lot (30' x 100') | $ 5,587.82 |

**C02300**

| | |
|---|---|
| 5940 Calhoun, commercial bldg. (triangular lot) | $ 7,775.95 |
| 5134 Reuter, house (39' x 106') | $ 6,844.08 |
| 14238 Barclay, house (30' x 100') | $14,009.44 |

**C10000**

| | |
|---|---|
| 4810 Curtis, house (36' x 113') | $ 2,727.48 |
| 22443 Cleveland, house (37' x 125') | $11,142.17 |
| 6924 Hartwell, house (35' x 110') | $17,623.60 |
| 7901 Kentucky, house (35' x 120') | $ 8,378.26 |
| 5281 Orchard, house (78' x 125') | $21,697.43 |

**A40000**

| | |
|---|---|
| 4904 Eugene, vacant lot (30' x 103') | $38,740.02 |

and

WHEREAS: The remaining budge in C.I.P. 05500 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 $250,000 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: $130,000 in C.I.P. C05500, Neighborhood Stabilization Program and $120,000 in C.I.P. C10000, Land Acquisition for Resale; therefore be it

RESOLVED: That the Finance Director is authorized to appropriate $250,000 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: $130,000 in C.I.P. C05500, Neighborhood Stabilization Program and $120,000 in C.I.P. C10000, Land Acquisition for Resale; be it further

RESOLVED: That Corporation Counsel is authorized to make application to the Wayne County Treasurer's Office for conveyance of said properties to the City of Dearborn for approximately $200,000; be it further

RESOLVED: That the cost of acquiring the said property 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 property; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Abraham, Hubbard, Sareini, Shooshanian and Thomas (5). Nays: None. Absent: Darany and Tafelski (2).

Council President entered the Council Conference Room at 10:40 A.M.

Councilmember Darany entered the Council Conference Room at 10:41 A.M.

By Sareini supported by Thomas.

7-531-09. WHEREAS: It is requested that the Mayor be authorized to enter into hold harmless agreements with designated Community Garden Coordinators to insert Community Gardens on City-owned property during specified spring/summer months, and

WHEREAS: A Community Garden is a piece of land gardened collectively by a group of people, and

WHEREAS: The Garden provides access to fresh produce, plants, and flowers, and

WHEREAS: The Community Gardens are managed and maintained with the active participation of the neighborhood gardeners and volunteers, and

WHEREAS: The Community Gardens are organized by Garden Coordinators who are responsible for the execution and enforcement of the agreements with the City, and

WHEREAS: A number of neighborhood associations have requested to utilize City-owned property for this purpose, and

WHEREAS: It is recommended that the City Council authorizes the Mayors to enter into hold harmless agreements with various Community Garden Coordinators to utilize City-owned property to insert Community Gardens, and

WHEREAS: The agreements with the City may be revocable at any time; therefore be it

RESOLVED: That the Mayor is authorized to enter into hold harmless agreements with designated Community Garden Coordinators to insert Community Gardens on City-owned property during specified spring/summer months; be it further

RESOLVED: That the hold harmless agreement is subject to the review and approval of the Mayor and Corporation Counsel; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

There being no further business, upon a motion duly made, seconded, and adopted, the Council then adjourned at 10:43 A.M.

APPROVED:

THOMAS P. TAFELSKI
President of the Council

ATTESTED:

KATHLEEN BUDA
City Clerk