REGULAR MEETING OF THE COUNCIL
OF THE
CITY OF DEARBORN

May 2, 2011

The Council convened at 7:03 P.M., President of the Council Thomas P. Tafelski presiding. Present at roll call were Councilmembers Bazzy, Hubbard, O'Donnell, Shooshanian and President of the Council Tafelski; absent, Councilmembers Abraham and Sareini. A quorum being present, the Council was declared in session.

Reverend Rodney Zwonitzer of Emmanuel Lutheran Church delivered the invocation.

By Hubbard supported by Bazzy.

5-186-11. RESOLVED: That the minutes of the previous regular meeting of April 4 and the special closed meeting of March 29, 2011, and the same are hereby approved as recorded and published.

The resolution was adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

Councilmember Hubbard introduced Ordinance No. 11-1322, entitled, "An Ordinance to Amend Section 9.02 of Ordinance No. 06-1111 of the City of Dearborn" by rezoning the property bounded by Lapeer on the north, Wyoming on the east and Ferney on the south and west from an Industrial C (Intensive Industrial District) to an Industrial A (Light Industrial District) zoning classification.

The Clerk read the Ordinance by title.

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

By Bazzy supported by Shooshanian.

5-187-11. RESOLVED: That proposed Ordinance No. 11-1322 be laid on the table.

The resolution was adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

Councilmember Hubbard introduced Ordinance No. 11-1323, entitled, "An Ordinance to Amend the Licenses and Business Regulations Chapter (Chapter 12) of the Code of the City of Dearborn by Amending Article I, Section 12-6, entitled 'License Fees'.".

The Clerk read the Ordinance by title.

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

By Bazzy supported by O'Donnell.

5-188-11. RESOLVED: That proposed Ordinance No. 11-1323 be laid on the table.

The resolution was adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

Councilmember Hubbard introduced Ordinance No. 11-1324, entitled, "An Ordinance to Amend the Licenses and Business Regulations Chapter (Chapter 12) of the Code of the City of Dearborn by Amending Article XXI, entitled 'Public Moving Vans'."

The Clerk read the Ordinance by title.

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

By Bazzy supported by Shooshanian.

5-189-11. RESOLVED: That proposed Ordinance No. 11-1324 be laid on the table.

The resolution was adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

Councilmember Hubbard introduced Ordinance No. 11-1325, entitled, "An Ordinance to Amend the Offenses Chapter (Chapter 14) of the Code of the City of Dearborn by Amending Section 14-10, entitled 'Alarm Systems'."

The Clerk read the Ordinance by title.

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

By Bazzy supported by O'Donnell.

5-190-11. RESOLVED: That proposed Ordinance No. 11-1325 be laid on the table.

The resolution was adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

Councilmember Hubbard introduced Ordinance No. 11-1326, 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 Tafelski supported by Shooshanian.

5-191-11. RESOLVED: That proposed Ordinance No. 11-1326 be laid on the table.

The resolution was adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

Councilmember Hubbard introduced Ordinance No. 11-1327, entitled, "An Ordinance to Amend the Fire Prevention and Protection Chapter (Chapter 10) of the Code of the City of Dearborn by Amending Article II, entitled 'Fire Prevention Code'."

The Clerk read the Ordinance by title.

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

By Bazzy supported by Shooshanian.

5-192-11. RESOLVED: That proposed Ordinance No. 11-1327 be laid on the table.

The resolution was adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

By Shooshanian supported by Hubbard.

5-193-11. WHEREAS: The City Engineer has presented to City Council for approval Michigan Department of Transportation (M-DOT) Contract No. 11-5178 which provides for performing a Traffic Signal Optimization Study of up to eighty-seven (87) locations along various federal-aid routes located within the City limits and M-DOT Contract No. 11-5179 which provides for the implementation of traffic signal optimization and timing installation work at up to eighty-seven (87) locations within the City based on the study performed under M-DOT Contract No. 11-5178, and

WHEREAS: The following work will be performed as part of the Traffic Optimization Project:

- Perform traffic counts at all intersections and prepare the intersection drawings.
- Perform traffic crash analysis.
- Review existing signal timing.
- Perform optimized signal system analysis and compare with the existing system.
- Prepare final traffic signal timing.
- Implementation of traffic signal optimization and signal timing installation.

and

WHEREAS: The estimated cost for M-DOT Contract No. 11-5178 is $523,800 and for M-DOT Contract No. 11-5179 is $81,000 both of these projects will be fully funded by federal-aid on a reimbursement basis (C.I.P. U01800), and

WHEREAS: The City Engineer has requested that the Mayor be authorized to execute these contracts on behalf of the City subject to a review by Corporation Counsel, and

WHEREAS: The City Engineer has requested the Finance Director be authorized to recognize and appropriate Federal Congestion Mitigation and Air Quality Funds in the amount of $604,800 in the Major Street Fund in Project U01800 Traffic Signal Optimization; be it

RESOLVED: That City Council hereby approves Michigan Department of Transportation (M-DOT) Contract No. 11-5178 which provides for performing a Traffic Signal Optimization Study of up to eighty-seven (87) locations along various federal-aid routes located within the City limits and M-DOT Contract No. 11-5179 which provides for the implementation of traffic signal optimization and timing

installation work at up to eighty-seven (87) locations within the City based on the study performed under M-DOT Contract No. 11-5178; be it further

RESOLVED: That City Council authorizes the Mayor to execute these contracts on behalf of the City subject to a review by Corporation Counsel and the Finance Director to recognize and appropriate Federal Congestion Mitigation and Air Quality Funds in the amount of $604,800 in the Major Street Fund in Project U01800 Traffic Signal Optimization; be it further

RESOLVED: That these contracts shall be financed from C.I.P. U01800; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

By Hubbard supported by Bazzy.

5-194-11. RESOLVED: That all proposals received for Construction Advisory Services for the Combined Sewer Overflow Project are hereby rejected except the proposal of CDM Michigan, Inc. in an amount not to exceed $255,000, that the aforementioned proposal is hereby accepted, that the Mayor is hereby authorized to execute a formal contract upon the approval of the Department of Law; provided however, that all of the specifications and instructions in the bid have been fully complied with; be it further

RESOLVED: That this contract shall be financed from the Sewer Fund - CSO Project N85000; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

By Bazzy supported by O'Donnell.

5-195-11. RESOLVED: That all proposals received for Geotechnical Testing and Construction Services are hereby rejected except the proposal of Professional Service Industries in the total amount of $90,000, that the aforementioned proposal is hereby accepted, that the Mayor is hereby authorized to execute a formal contract upon the approval of the Department of Law; provided however, that all of the specifications and instructions in the proposal have been fully complied with; be it further

RESOLVED: That this contract shall be financed in the Architect/Engineering Services Accounts from the Major Street, Local Street, Sewer and Water Funds and shall be financed from various Capital Improvement Projects within those Funds; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

Renewed on April 24, 2012 per C.R. 4-202-12

By Hubbard supported by Bazzy.

5-196-11. RESOLVED: That all proposals received for Traffic Signal Optimization Services are hereby rejected except the proposal of Parsons Transportation Group, Inc., of Michigan, in the total amount of $508,425.92 contingent upon the approval a Third Party Agreement by the Michigan Department of Transportation, that the aforementioned proposal is hereby accepted, that the Mayor is hereby authorized to execute a formal contract upon the approval of the Department of Law; provided however, that all of the specifications and instructions in the proposal have been fully complied with; be it further

RESOLVED: That this contract shall be financed from the Major Street and Trunk Line Fund, Project U01800 Traffic Signal Optimization using Federal Congestion Mitigation and Air Quality Funds; be it further

RESOLVED: That City Council hereby approves the Third Party agreement, M-DOT subcontract 11-5179/S1, between the City of Dearborn and Parsons Transportation Group, Inc., of Michigan, contingent upon the approval of the Third Party Agreement by the M-DOT and a review by Corporation Counsel; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

By Hubbard supported by Bazzy.

5-197-11. RESOLVED: That the proposal from D/A Central received for Maintenance/Repair Services of the Current Security System under the administration of the Police Department is hereby accepted in the total amount of $42,031.13, that the Mayor is hereby authorized to execute a formal contract upon the approval of the Department of Law; provided however, that all of the specifications and instructions in the bid have been fully complied with; be it further

RESOLVED: That this contract shall be financed from various City Accounts pending approval from the Finance Department; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

By O'Donnell supported by Hubbard.

5-198-11. RESOLVED: That all bids received for Fire Hoses and Tips for the Fire Department are hereby rejected except the bid of H.D. Edwards & Co. in the total amount of $42,483.08 (Line items #1, 2, & 4), that the aforementioned bid is hereby accepted, that the Mayor is hereby authorized to execute a formal contract upon the approval of the Department of Law; provided however, that all of the specifications and instructions in the bid have been fully complied with; be it further

RESOLVED: That this contract shall be financed from the General Fund, Fire, Fire Hose Account with 80% being paid from the recognized 2010 Assistance to Firefighters Grant Program and 20% being paid from the Fire Department's budget; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

Renewed on July 24, 2012 per C.R. 7-375-12

By Hubbard supported by O'Donnell.

5-199-11. RESOLVED: That all bids received for Liquid Sodium Hypochlorite on an as-needed basis for Various Combined Sewer Overflow Facilities are hereby rejected except the bids of JCI Jones Chemicals, Inc. and K.A. Steel Chemicals, Inc. in a total three-year amount not to exceed $600,000, that the aforementioned bids are hereby accepted, that the Mayor is hereby authorized to execute formal three-year contracts upon the approval of the Department of Law; provided however, that all of the specifications and instructions in the bids have been fully complied with; be it further

RESOLVED: That this shared three-year contract shall be split in the annual amounts of $150,000 to JCI and $50,000 to K.A. Steel and financed from the Sewer Fund, Department of Public Works, CSO Operations, Operating Supplies, Chemicals Account with purchases made after June 30, 2011 being contingent upon adoption of future year budgets; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

By Bazzy supported by Shooshanian.

5-200-11. RESOLVED: That all bids received to Provide Immediate Laboratory Analyses of Influent Water and Effluent Water for the Combined Sewer Overflow Projects, on an as-needed basis, are hereby rejected except the bids of RTI Laboratories, Inc. and Paragon Laboratories, Inc. in the total three-year amount of $300,000, that the aforementioned bids are hereby accepted, that the Mayor is hereby authorized to execute formal three-year contracts upon the approval of the Department of Law; provided however, that all of the specifications and instructions in the bids have been fully complied with; be it further

RESOLVED: That this shared three-year contract shall be split in the annual amounts of $50,000 to RTI and $50,000 to Paragon and financed from the Sewer Fund, Department of Public Works, CSO Operations, Contractual Services, Other Services Account with purchases made after June 30, 2011 being contingent upon adoption of future year budgets; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

By Hubbard supported by Bazzy.

5-201-11. RESOLVED: That all bids received for Plumbing, Pipe Fitting, and Steam Fitting Services for Maintenance, Repair, and Installation of Pumps, Valves, Piped Systems, Gates and other Equipment at Various Combined Sewer Overflow Facilities are hereby rejected except the bids of O'Laughlin Construction Company and DE-CAL, Inc. in the total annual amount of $800,000, that the aforementioned bids are hereby accepted, that the Mayor is hereby authorized to execute formal three-year contracts upon the approval of the Department of Law; provided however, that all of the specifications and instructions in the bids have been fully complied with; be it further

RESOLVED: That the first year funding of this shared three-year contract shall be split in the annual amounts of $400,000 to O'Laughlin and $400,000 to DE-CAL and financed from the Sewer Fund, Department of Public Works, CSO Operations, Contractual Services, Other Services Account with purchases made after June 30, 2011 being contingent upon adoption of future year budgets; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

By Hubbard supported by Shooshanian.

5-202-11. RESOLVED: That all bids received for Firework Displays at Homecoming Festival are hereby rejected except the bid of American Fireworks in the total three-year amount of $132,000, that the aforementioned bid is hereby accepted, that the Mayor is hereby authorized to execute a formal three-year contract upon the approval of the Department of Law; provided however, that all of the specifications and instructions in the bid have been fully complied with; be it further

RESOLVED: That this contract shall be financed from the Designated Purposes Fund, Recreation Account, Project Z72200 and is contingent upon adoption of future years budgets; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

By Bazzy supported by Shooshanian.

5-203-11. RESOLVED: That the bid from Oakland County Sheriff's Office received for Police Services at Camp Dearborn is hereby accepted in the total three-year amount of $447,387, that the Mayor is hereby authorized to execute a formal three-year contract upon the approval of the Department of Law; provided however, that all of the specifications and instructions in the bid have been fully complied with; be it further

RESOLVED: That this three-year contract shall be financed with the following breakdown: $146,186 for the 1st Season, $149,109 for the 2nd Season and $152,092 for the 3rd Season from the Camp Dearborn Operating Fund, Recreation Department, Camp Dearborn General Division, Contractual Services, Other Services Account and is contingent upon adoption of future years budgets; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

By Bazzy supported by O'Donnell.

5-204-11. WHEREAS: The City is eligible for contract pricing through the State of Michigan's Extended Purchasing Program, Contract Nos. 071B13005 and 071B130010 for the Purchase of Two Automotive Vehicles for the Police Department, and

WHEREAS: Gorno Ford, Inc. and Bill Snethkamp, authorized dealers for the State of Michigan, will supply these vehicles at a unit cost of $26,184 and $25,192, respectively; be it

RESOLVED: That purchase orders be awarded to Gorno Ford, Inc. in the amount of $26,184 and to Bill Snethkamp in the amount of $25,192 for the Purchase of Two Automotive Vehicles for the Police Department; be it further

RESOLVED: That these purchase orders shall be financed as follows: $26,184 from the Drug Law Enforcement Fund, Police Department, Capital Equipment, Drug Equipment, Drug Enforcement - State Forfeiture, Operating Equipment Vehicle Account and $25,192 from the Drug Law Enforcement Fund, Police Department, Capital Equipment, Drug Enforcement - Federal Forfeiture, Operating Equipment Vehicle Account; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

By Hubbard supported by Bazzy.

5-205-11. WHEREAS: The City presently has a contract with AccuMed Billing, Inc. (C.R. 4-199-10) for Ambulance Billing and Collection, and

WHEREAS: The original contract specifications allow for four, one-year renewals beyond the expiration of the original contract. This will be the third renewal, and

WHEREAS: AccuMed Billing, Inc. has offered to renew the present contract prices at a reduced rate of 6.5% of the monthly collected revenue and 5% for any Fire Service Cost Recoveries; be it

RESOLVED: That the contract for Ambulance Billing and Collection is hereby renewed with AccuMed Billing, Inc. at a reduced rate of 6.5% of the monthly collected revenue and 5% for any Fire Service Cost Recoveries; be it further

RESOLVED: That this contract renewal shall be financed from the General Fund, Fire Department, Contractual Services, Billing Service Account and is contingent upon the adoption of the FY12 budget; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

Renewed on June 12, 2012 per C.R. 6-309-12

By Hubbard supported by Bazzy.

5-206-11. WHEREAS: The City of Dearborn (City) Fire Department has worked out an Intergovernmental Agreement (IGA) with the City of Dearborn Heights Fire Department to share the Dearborn Heights diesel fueling station located at 1999 N. Beech Daly Road, Dearborn Heights, Michigan, 48127. The agreement permits all of the City's diesel apparatuses stored and used by the Dearborn Fire Station No. 2, located at 19800 Outer Drive, Dearborn, MI, 48128, to refill apparatuses as needed anytime at the Dearborn Heights location. Cost reduction in maintaining and operating the apparatuses along with reducing "out of service time" are the drivers for this initiative, and

WHEREAS: A Keytrol System has been installed at the Dearborn Heights location which tracks fuel pumped per identified apparatus; this system shall be used to authenticate fuel usage and support fuel billing, and

WHEREAS: The Fire Chief has requested authorization to purchase fuel for Fire Station No. 2 diesel apparatuses over the next fourteen (14) months from the City of Dearborn Heights per the IGA and at funding levels not to exceed $31,000 ($4,500 for FY11 and $26,500 for FY12); be it

RESOLVED: That City Council hereby authorizes the Fire Chief to purchase fuel for Fire Station No. 2 diesel apparatuses over the next fourteen (14) months from the City of Dearborn Heights per the IGA and at funding levels not to exceed $31,000 ($4,500 for FY11 and $26,500 for FY12); be it further

RESOLVED: That this IGA shall be financed from the General Fund, Fire Department, Fire Fighting Operating Supplies, Fuel Account with purchases made after June 30, 2011 being contingent upon adoption of the FY12 budget; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

By Bazzy supported by O'Donnell.

5-207-11. WHEREAS: The Fire Department currently has twelve (12) sets of turnout gear that no longer meets the National Fire Protection Association (NFPA) standards. The Dearborn Fire Department disposes of turnout gear after ten (10) years per the NFPA 1851, Standard on Personal Protective Clothing, and

WHEREAS: In the past, the City has sold turnout gear "as is" through the on-line auction process. The gear is typically purchased by small volunteer organization across the county. The winning auction prices ranged from $121 to $280 for five (5) sets of gear, and

WHEREAS: A City of Dearborn Fire Lieutenant is currently serving in Afghanistan with the U.S. Army and has made contact with Afghan Fire Service personnel. They have little funds for equipment to properly assemble a Fire Company, and

WHEREAS: Rather than disposing of this turnout gear through the competitive auction process, the Fire Department would like to donate the twelve (12) sets of gear to the 205th General Support Unit (GSU), Fire Section which is located at Forward Operating Base (FOB) Wilson, just west of Kandahar. By donating the disposed turnout gear, it would at least provide some level of protection for them. The shipping costs would be covered by a voluntary organization; be it

RESOLVED: That per Section 2-574 entitled "Supply Management" of the Code of the City of Dearborn, the City Council hereby authorizes the Fire Department to donate twelve (12) sets of Turnout Gear that no longer meets the NFPA standards to the 205th General Support Unit (GSU), Fire Section which is located at Forward Operating Base (FOB) Wilson, just west of Kandahar; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

By Shooshanian supported by Bazzy.

5-208-11. WHEREAS: City Council passed C.R. 3-147-11 which confirmed and approved the adjusted Consolidated Miscellaneous Assessment Roll for 2010 for the several services affecting private property in the approximate amount of $511,069.38 including the 25% transfer fee allowed per C.R. 11-1102-02, and

WHEREAS: In accordance with the City Charter, the Treasury Division processed adjustments and accepted payments from March 9, 2011 through April 19, 2011 and certifies that the following amounts are still due the City for the several services affecting private property as follows:

Weed Cuttings	$127,079.34
Nuisance Abatements	44,483.79
Annual Inspections	19,730.00
Special Pickup	1,325.00
Sidewalk Bills	3,514.22
Secure/Board-Up Building	32,011.53
Demo/Demo Related Bills	27,331.31
False Alarm Bills	10,850.00
Sewer	35,880.27
General Fund Interest	11,745.60
SD 859	27,328.67
SD 869	57,255.00
Total	$398,534.73

therefore be it

RESOLVED: That City Council hereby confirms and approves the final adjusted Consolidated Miscellaneous Assessment Roll for 2010 for the several services affecting private property in the amount of $398,524.73 plus the 25% transfer fee allowed per C.R. 11-1102-02 in the amount of $99,635.08 for transfer to the 2011 tax roll in the amount of $498,169.81; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

By Shooshanian supported by Bazzy.

5-209-11. WHEREAS: Norman Vasquez and Patricia Wier, owners and occupants of the property located at 6654 Steadman, Dearborn, Michigan, are asking the City of Dearborn to sell to them the vacant lot located next to their property so that they may combine the lot with the adjacent lot they own, and

WHEREAS: Sale is conditioned on the following:

1. The lot must be combined with the Purchasers' property and may not be re-split or combined with other land for a re-splitting as two buildable lots. Purchasers may seek permission to split and sell a portion of the side yard to the neighboring property owner.

2. The lot may only be sold or developed in combination with the Purchasers' adjacent property.

3. Any construction or expansion of the existing structure to utilize the additional property must comply with the Dearborn Zoning Ordinance. The purchasers waive any right to seek a variance.

4. If purchasers violate any of the restrictions imposed, they are obligated to reimburse the City for the difference between the purchase price paid and the Assessor's value of the entire lot, plus interest and costs, or sell the land back to the City for $8,000, at the City's sole discretion.

and

WHEREAS: The City has no further need for said land and City Council believes that said offer is a fair and reasonable price for said land and it is in the best interest of the City to accept said offer; therefore be it

RESOLVED: That City Council hereby determines to effect the sale at a price of $8,000 to Mr. Vasquez and Ms. Wier of the parcel described as:

Lot 614, Albert P. Ternes Sub., City of Dearborn, Wayne County, Michigan, as recorded in Liber 40, Page 12 of Plats, Wayne County Records.

Tax I.D.: 82-10-071-26-002
Commonly known as the vacant lot at 6646 Steadman

and that the Mayor be and is hereby authorized to execute a Quit Claim Deed for said land to Mr. Vasquez and Ms. Wier upon delivery to the City of the above purchase price and full compliance with the conditions outlined above, subject to adjustments, if any, as shown on the closing statement, prepared by Corporation Counsel and based upon Mr. Vasquez and Ms. Wier closing within ninety (90) days of the effective date of this resolution; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

By Shooshanian supported by O'Donnell.

5-210-11. WHEREAS: Chahdie Chamas, who owns and resides at 7259 Maple, and Hussein Sobh, who owns and resides at 7311 Maple, are asking the City of Dearborn to split and sell to them the vacant lot located between their lots so that they may combine that portion of the lot with the adjacent lots they own, and

WHEREAS: Sale is conditioned on the following:

1. Purchasers must close simultaneously.

2. Purchasers may not assign their purchase option without approval of the Dearborn City Council.

3. Closing of this transaction must take place within ninety (90) days of the effective date of the Dearborn City Council Resolution which authorizes the sale of the property; failure to close within this period shall result in the resolution automatically being rescinded, deposit forfeited, and the sale declared null and void.

4. The purchasers accept the property "AS IS" and assume all responsibility for soil testing and soil conditions.

5. Lots must be combined with the purchasers' adjacent land for tax and assessment purposes at the closing. Failure to do so shall result in the resolution automatically being rescinded, deposit forfeited, and the sale declared null and void.

6. Lots may not be re-split or combined with other land for a re-splitting as two buildable lots. Lot may only be sold or developed in combination with buyers' adjacent land.

7. Use of this property for construction or expansion of any dwelling shall require the owner to comply with lot coverage and side yard setbacks of the Dearborn Zoning Ordinance. Purchasers are waiving their rights to seek any variances.

8. If Purchasers violate any of the restrictions imposed, they are obligated to reimburse the City for the difference between the purchase price paid and the Assessor's value of the land, plus interest and costs.

and

WHEREAS: The City has no further need for said land and City Council believes that said offer is a fair and reasonable price for said land and it is in the best interest of the City to accept said offer; be it therefore

RESOLVED: That City Council hereby determines to effect the sale at a price of $3,500 to Chahdie Chamas the parcel described as:

> South 15 ft. of Lot 234, Frischkorns Columbus Park Sub., City of Dearborn, Wayne County, Michigan, as recorded in Liber 36, Page 47 of Plats, Wayne County Records.
>
> Tax I.D.: S. 15 ft. of 82-10-064-24-019
> Commonly known as S. 15 ft. of 7305 Maple

and to effect the sale at a price of $3,500 to Hussein Sobh of the parcel described as:

> North 15 ft. of Lot 234, Frischkorns Columbus Park Sub., City of Dearborn, Wayne County, Michigan, as recorded in Liber 36, Page 47 of Plats, Wayne County Records.
>
> Tax I.D.: N. 15 ft. of 82-10-064-24-019
> Commonly known as N. 15 ft. of 7305 Maple

and that the Mayor be and is hereby authorized to execute a Quit Claim Deed for said land to Chahdie Chamas and Hussein Sobh upon delivery to the City of the above purchase price and full compliance with the conditions outlined above, subject to adjustments, if any, as shown on the closing statement, prepared by Corporation Counsel and based upon Chahdie Chamas and Hussein Sobh closing simultaneously within ninety (90) days of the effective date of this resolution; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

By Bazzy supported by Hubbard.

5-211-11. WHEREAS: Khaled Abdulah lost his two-family house located at 6924 Hartwell because, due to an oversight, he failed to make payments to the County in accordance with the agreed-upon payment plan, causing the house to go into tax foreclosure, and

WHEREAS: In October 2010, the City of Dearborn purchased 6924 Hartwell from the County though the tax-reversion process for $15,298.86, and

WHEREAS: Khaled Abdulah, by his attorney Mosabi Hamed, has requested to redeem the property from the City, and

WHEREAS: It has been the past practice and policy of the City to allow property owners to redeem their property due to an oversight, such as this, as long as they pay costs and back taxes with penalties and interest as of the date of closing, and

WHEREAS: It is recommended that Khaled Abdulah be allowed to redeem the house, conditioned upon him making the repairs required from the inspection report dated February 7, 2011, and converting the property to a single-family home within ninety (90) days of the execution of a hold harmless agreement; therefore be it

RESOLVED: That the Mayor be and is hereby authorized to execute a Quit Claim Deed to Khaled Abdulah for land legally described as:

> Lot 294, Schanhite Morrison Gardens Sub., City of Dearborn, Wayne County, Michigan, as recorded in Liber 37, Page 28 of Plats, Wayne County Records.
>
> Tax I.D.: 82-10-081-14-005
> Commonly known as 6924 Hartwell

upon payment of all back taxes, penalties and interest, plus costs due up to the closing date. As of March 2011, the amount owed is $23,040.22; be it further

RESOLVED: That the redemption is also conditioned upon Khaled Abdulah completing all repairs required by the inspection report dated February 7, 2011, and converting the property to a single-family home within ninety (90) days of the effective date of a hold harmless agreement; be it further

RESOLVED: That the redemption is also conditioned upon Khaled Abdulah executing a hold harmless agreement prepared and approved by the Office of the

Corporation Counsel, outlining the conditions of the redemption and providing Mr. Abdulah with access to the house to make repairs; be it further

RESOLVED: That all repairs must be made in compliance with all zoning requirements and Mr. Abdulah waives any right to seek any variance from the zoning requirements; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

By O'Donnell supported by Shooshanian.

5-212-11. WHEREAS: The City of Melvindale has submitted an application for a license to conduct a fireworks display on City of Dearborn-owned property on June 12, 2011, and

WHEREAS: The City of Melvindale provided the required insurance certificates to perform the display and submitted them to the Department of Law, and

WHEREAS: The required certificates of insurance have been received and approved accordingly, and

WHEREAS: The Fire Department has also reviewed the request and required that certain specifications be met in accordance with the International Fire Code and the NFPA (National Fire Protection Association). The required documents have been submitted and approved, and

WHEREAS: Contact has also been made with Sgt. Mike Delaney, Dearborn Police Department, to secure two employees to be on site at the Animal Shelter during the event, at a cost to the City of Melvindale, and

WHEREAS: The City of Dearborn will also have one of its engines at the site, in case of an emergency. The cost to have a Dearborn engine at the site ($500) will also be billed to Melvindale for reimbursement to Dearborn after the event, and

WHEREAS: The Dearborn Fire Department shift commander will be present to ensure that there is no unauthorized entry into the sewerage yard, and

WHEREAS: Pursuant to the NFPA, specific approval must be given to the requesting entity by an owner or other authorized party of any building, dwelling, or structure that is located within the display radius/site. Those buildings must either be unoccupied during the event or protected by non-combustible or fire resistant construction, and

WHEREAS: Since there are City-owned buildings that fall within the firing radius, the Dearborn City Council must approve the requested sites within the display radius (Sewerage building, part of Central Garage, Animal Shelter, truck ports on DPW property), and

WHEREAS: It is recommended by the Corporation Counsel and the Fire Chief that the Dearborn City Council approve the City of Melvindale's application

and request to use City-owned property for its fireworks display to be held on June 12, 2011; be it therefore

RESOLVED: That the City Council approves the City of Melvindale's application and request to use City-owned property for its fireworks display to be held on June 12, 2011; be it further

RESOLVED: That this approval is contingent upon Melvindale complying with all conditions set forth above and any other requirements of the Dearborn Fire Department, Dearborn Department of Law, Dearborn Police Department, International Fire Code, and NFPA; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

By Shooshanian supported by Hubbard.

5-213-11. WHEREAS: Ford Motor Company has granted permission for the Dearborn Fire Department to utilize its parking lot for fire engine vehicle operations and driver's training, and

WHEREAS: The Dearborn Fire Department will use the parking lot from 7:30 a.m. - 5:00 p.m. on specified days between May 8, 2011 and May 15, 2011, and

WHEREAS: The parking lot located at 17000 Rotunda is conveniently located and of the size and capacity to conduct the Fire Department's training, and

WHEREAS: It is recommended by Corporation Counsel that the Dearborn City Council authorize the Fire Chief 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 Fire Chief for the City of Dearborn 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 fire engine vehicle operations and driver's training from 7:30 a.m. - 5:00 p.m. on specified days between May 8, 2011 and May 15, 2011 at 17000 Rotunda (parking lot), subject to the review and approval of the Corporation Counsel; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

By Bazzy supported by Hubbard.

5-214-11. WHEREAS: The City of Dearborn anticipates an entitlement allocation of approximately $2,016,000 for the 37th Year (FY 2011-12) Community Development Block Grant (CDBG) Program from the U.S. Department of Housing and Urban Development (HUD), and

WHEREAS: The City will also be programming $25,000 anticipated program income, $0 prior period budget balances, and $0 pre-award of 2012-13 CDBG entitlement funding, reduced by $321,638 pre-awarded in the prior period, and

WHEREAS: Final funding levels may vary, even significantly, from the amounts estimated above; be it

RESOLVED: That the Mayor is hereby authorized to execute an application and grant agreement in the approximated total amount of $1,719,362 for the 37th Year Community Development Block Grant Program to support eligible projects, programs and activities; be it further

RESOLVED: That the Mayor is authorized to increase, reduce, eliminate, or otherwise adjust proposed budgets for individual projects, programs and activities in order to maintain a balanced budget based upon final funding levels; be it further

RESOLVED: That contingent upon final funding levels and HUD approval of the 37th Year CDBG application and grant agreement, the Mayor be and is hereby authorized to execute contracts between the City of Dearborn and the Arab Community Center for Economic and Social Services (ACCESS) and the Fair Housing Center; be it further

RESOLVED: That prior period funding for the Home Rehabilitation Program (Project Z51200) that is unexpended at June 30, 2011 shall roll forward to the 37th Year Home Rehabilitation budget; be it further

RESOLVED: That the Economic and Community Development Department is hereby authorized to administer the program in accordance with program regulations; be it further

RESOLVED: That the Finance Department is hereby authorized to recognize and appropriate the grant award and to receive and disburse funds in the Community Development Fund (283) as authorized within this resolution; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

By Hubbard supported by Shooshanian.

5-215-11. WHEREAS: The Stewart B. McKinney Act allocates funding to communities to assist the homeless, and

WHEREAS: The City of Dearborn anticipates an entitlement allocation of approximately $95,000 for the 2011-12 Emergency Shelter Grant (ESG) Program from the U.S. Department of Housing and Urban Development (HUD), and

WHEREAS: Final funding levels may vary, even significantly, from the amount estimated above; be it

RESOLVED: That the Mayor be and is hereby authorized to execute an application and grant agreement in the approximated amount of $95,000 for the 2011-12 Emergency Shelter Grant (ESG) Program to support eligible projects, programs and activities; be it further

RESOLVED: That the Mayor is hereby authorized to increase, reduce, eliminate, or otherwise adjust proposed budgets for individual projects, programs and activities in order to maintain a balanced budget based upon final funding levels; be it further

RESOLVED: That contingent upon final funding levels and HUD's approval of the 2011-12 ESG application and grant agreement, the Mayor be and is hereby authorized to execute contracts between the City of Dearborn and the Arab Community Center for Economic and Social Services (ACCESS), Covenant House, First Step, Lutheran Social Services of Michigan, the Salvation Army and the Wayne-Metropolitan Community Action Agency (WMCAA); be it further

RESOLVED: That the Mayor be and is hereby authorized to execute a contract adding the Salvation Army as an additional service provider to unexpended prior period ESG Prevention Services Master Contracts; be it further

RESOLVED: That the Finance Director is directed to receive and disburse funds under this program; be it further

RESOLVED: That the Economic and Community Development Department is hereby authorized to administer the program in accordance with program regulations; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

By Hubbard supported by O'Donnell.

5-216-11. RESOLVED: That receipts of donations in the amount of $100 from the Dearborn Village Community Credit Union, $500 from Delta Dental, $500 from Health Alliance Plan, $1,000 from Prudential, $250 from Blue Cross/Blue Shield and $50 from TEAM to the City of Dearborn for the Employee Benefits Open Enrollment Fair are hereby acknowledged and accepted; be it further

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

RESOLVED: That City Council hereby authorizes the Finance Department to recognize and appropriate these proceeds in the Designated Purposes Fund, Project Z76900 Employee Benefits Open Enrollment Fair, 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 adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

By Bazzy supported by O'Donnell.

5-217-11. RESOLVED: That receipt of a donation in the amount of $100 from Wayne County Commissioner Gary Woronchak to the Recreation Department's Senior Services Division for the 90th Birthday Party held on April 8, 2011 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 #101-3090-365-90-00, 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 adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

By Shooshanian supported by Hubbard.

5-218-11. RESOLVED: That receipt of a donation in the amount of $500 from the Dearborn Federal Savings Bank and receipts of $25 donations from the following: Bishop Foley Knights of Columbus #2660, Dearborn Democratic Club, Dearborn Special Olympics, Dearborn Stars Soccer Club, Dogmatics K-9 Drill Team, Friends for the Dearborn Animal Shelter, Gentner Farmall, Girl Scout Troop 6466 - Haigh and Lindbergh Brownies, Maltese American Community Club and Sickle's Dance Gallery to the City of Dearborn for the Memorial Day Parade are hereby acknowledged and accepted; be it further

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

RESOLVED: That City Council hereby directs the City Treasurer to deposit this money in the proper account, 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 adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

By Hubbard supported by O'Donnell.

5-219-11. WHEREAS: The West Dearborn Downtown Development Authority wishes to provide entertainment in the West Dearborn Downtown District from June 17, 2011 to August 26, 2011, and

WHEREAS: The West Dearborn Downtown Development Authority wishes to hold this entertainment at the Bryant Library which is public property; be it

RESOLVED: That City Council hereby grants permission to the West Dearborn Downtown Development Authority to conduct these concerts on the aforementioned public site; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

By Shooshanian supported by O'Donnell.

5-220-11. RESOLVED: That Saint Sebastian Parish be and they are hereby granted permission to conduct their Annual Spring Festival Parade on May 21, 2011 subject to all applicable ordinances and the rules and regulations of the Police Department; be it further

RESOLVED: That the parade shall be as follows: Beginning at 11:00 A.M. in the Saint Sebastian Parish parking lot at the intersection of Merrick and Dartmouth, parade participants will proceed south on Merrick to Annapolis; west on Annapolis to Monroe; north on Monroe to Carlysle; east on Carlysle to Merrick; then continue south on Merrick returning to the parish parking lot; be it further

RESOLVED: That City Council hereby authorizes assistance from the Police, Recreation and Public Works Departments with traffic safety/control and the provision of various materials/services (sound truck, barricades, trash containers and picnic tables); be it further

RESOLVED: That this event is contingent upon Saint Sebastian Parish reimbursing the City of Dearborn for incurred cost, resulting from the provision of the materials and services listed above for the 2011 Spring Festival and Parade.

The resolution was adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

By Hubbard supported by O'Donnell.

5-221-11. RESOLVED: That the Dearborn Allied War Veterans Council be and they are hereby granted permission to sell poppies throughout the City of Dearborn on May 5-8, 2011 (VFW) and May 19-22, 2011 (American Legion) 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 adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

By Tafelski supported unanimously.

5-222-11. WHEREAS: The Mayor and the Council have learned with sorrow of the passing of John J. Nagy, 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 adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

By Hubbard supported unanimously.

5-223-11. WHEREAS: The Mayor and the Council have learned with sorrow of the passing of Richard Bartholomew, 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 adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

By Hubbard supported unanimously.

5-224-11. WHEREAS: The Mayor and the Council have learned with sorrow of the passing of Celeste Mann, 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 adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

By Shooshanian supported unanimously.

5-225-11. WHEREAS: The Mayor and the Council have learned with sorrow of the passing of Harriet S. Mack, 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 adopted as follows: Yeas: Bazzy, Hubbard, O'Donnell, Shooshanian and Tafelski (5). Nays: None. Absent: Abraham and Sareini (2).

There being no further business, upon a motion duly made, seconded, and adopted, the Council then adjourned at 7:50 P.M.

APPROVED:

Thomas P. Tafelski
President of the Council

ATTESTED:

Kathleen Buda
City Clerk