REGULAR MEETING OF THE COUNCIL
OF THE
CITY OF DEARBORN

October 3, 2011

The Council convened at 7:03 P.M., President of the Council Thomas P. Tafelski presiding. Present at roll call were Councilmembers Abraham, Bazzy, Hubbard, O'Donnell, Sareini, Shooshanian and President of the Council Tafelski; absent, none. A quorum being present, the Council was declared in session.

Council President Thomas P. Tafelski delivered the invocation.

By Shooshanian supported by Hubbard.

10-526-11. RESOLVED: That the minutes of the previous regular meeting of September 19, 2011, and the same are hereby approved as recorded and published.

The resolution was unanimously adopted.

By Abraham supported by Hubbard.

10-527-11. RESOLVED: That Ordinance No. 11-1334 be taken from the table and placed upon its final reading.

The resolution was unanimously adopted.

The Clerk then read Ordinance No. 11-1334 entitled, "An Ordinance to Amend the Buildings and Building Regulations Chapter (Chapter 5) of the Code of the City of Dearborn by Amending Article XII entitled 'Signs' by Amending Section 5-1333 entitled 'Definitions', Amending Section 5-1342 entitled 'General Requirements for All Signs', Adding Section 5-1342.1 entitled 'Electronic Signs', Amending Section 5-1345 entitled 'Ground Signs' and Amending Section 5-1349 entitled 'Plastic Ground and Wall Signs'."

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?"

10-527-11. Upon roll call the Ordinance was unanimously adopted.

Councilmember Hubbard introduced Ordinance No. 11-1335, entitled, "An Ordinance to Amend the Traffic and Motor Vehicle Chapter (Chapter 18) of the Code of the City of Dearborn by Amending Section 18-356, entitled 'Parking of Commercial Vehicles'."

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.

10-528-11. RESOLVED: That proposed Ordinance No. 11-1335 be laid on the table.

The resolution was unanimously adopted.

By Sareini supported by O'Donnell.

10-529-11. WHEREAS: The City Engineer has presented to City Council, for approval, the Michigan Department of Transportation Contract No. 11-5547 which provides for:

PART A – STE 82457; JOB #108045; STP 1182(118); RR 7804; FEDERAL PARTICIPATION
Streetscaping work along Vernor Highway from Ferney Road to Riverside Drive and along Dix Highway from Wyoming Road to Akron Road; including concrete sidewalk, landscaping, and street lighting work; and all together with necessary related work.

PART B – STE 82457; JOB #108045; STP 1182(118); RR 7804; NO FEDERAL PARTICIPATION
Parking lot landscaping work within the limits as described in PART A; and all together with necessary related work.

PART C – STU 82457; JOB #112328; STP 1182(122); HH 7495; FEDERAL PARTICIPATION
Reconstruction work along Vernor Highway from Ferney Road to Riverside Drive and along Dix Highway from Wyoming Road to Akron Road; including cold milling, hot mix asphalt paving, concrete pavement repair; concrete curb and gutter, traffic signals, and pavement marking work; and all together with necessary related work.

PART D – STU 82457; JOB #112328; STP 1182(122); HH 7495; NO FEDERAL PARTICIPATION
Water main, commercial sign relocation, paving parking lot and storm sewer with material type specified work within the limits as described in PART C; and all together with necessary related work.

and

WHEREAS: The project cost and the respective shares of the parties, after Federal Aid is estimated as follows:

	TOTAL ESTIMATED COST	FEDERAL AID (ENHANCEMENT)	FEDERAL AID (TRANSPORTATION)	CITY SHARE
Part A	$ 657,100	$342,663	-0-	$314,437
Part B	$ 7,200	-0-	-0-	$ 7,200
Part C	$1,066,600	-0-	$873,000	$193,600
Part D	$ 290,400	-0-	-0-	$290,400
TOTAL	$2,021,300	$342,663	$873,000	$805,637

and

WHEREAS: The City Engineer has requested City Council authorize the Mayor to sign the contract on behalf of the City, subject to a review by Corporation Counsel, and

WHEREAS: The Fiscal Year 2012 Adopted Capital Improvement Plan included funding from Federal Aid-Surface Transportation Program in the amount of $700,000. At the City of Dearborn's request the Federal Aid Committee has provided additional Federal Surface Transportation Urban Funds in the amount of $173,000 and request that the Finance Director be authorized to recognize and appropriate the additional Federal Surface Transportation Urban Funds in the amount of $173,000 in the Major Street Fund Project Q57410; be it

RESOLVED: That City Council hereby approves Michigan Department of Transportation Contract No. 11-5547 in the amount of $805,637 which provides for Streetscape and Reconstruction work along Vernor Highway from Ferney Road to Riverside Drive and along Dix Highway from Wyoming Road to Akron Road, City of Dearborn Job #08-09-087; be it further

RESOLVED: That City Council hereby authorizes the Mayor to execute the contract on behalf of the City, subject to a review by Corporation Counsel and authorizes the Finance Director to recognize and appropriate additional Federal Surface Transportation Urban Funds in the amount of $173,000 in the Major Street Fund Project Q57410; be it further

RESOLVED: That the City's share of the cost shall be financed as follows:

CIP Q57410, 202-2009-452.45-20	$ 193,600
CIP Q57410, 401-2009-435.45-20	$ 321,637
CIP Q57410, 591-2011-435.45-20	$ 290,400
	$ 805,637

be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Bazzy supported by Hubbard.

10-530-11. RESOLVED: That all proposals received for Periodical Subscription Service for the Library Department are hereby rejected except the proposal of EBSCO Information Services in the total amount of $25,218.02, 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 General Fund, Libraries, Library Materials Account; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Hubbard supported by Sareini.

10-531-11. RESOLVED: That City Council hereby awards purchase orders to WXYZ-TV in the amount of $93,000, Dearborn Times Herald in the amount of $900, Dearborn Press & Guide in the amount of $2,100 and WOMC Radio in the amount of $3,500 for Advertising Services for the Recreation Department's 2011-2012 Professional Show Season; be it further

RESOLVED: That these purchase orders shall be financed from the General Fund, Recreation Department, Theatre Division, Publishing Account; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

Renewed on September 25, 2012 per C.R. 9-512-12

By Hubbard supported by Sareini.

10-532-11. WHEREAS: The City presently has a two-year contract with Empco, Inc. (C.R. 10-677-09) for Promotional Exams for the Fire & Police Departments, and

WHEREAS: The original contract specifications allows for three renewals of one year beyond the expiration of the present contract. This will be the first renewal, and

WHEREAS: Empco, Inc. has offered to renew the present contract prices through October 25, 2012; be it

RESOLVED: That the contract for Promotional Exams for the Fire & Police Departments is hereby renewed with Empco, Inc. through October 25, 2012 in the amount of $25,000; be it further

RESOLVED: That this contract renewal shall be financed from the General Fund, Human Resources, Examination Expense Account; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Bazzy supported by Hubbard.

10-533-11. RESOLVED: That City Council hereby extends the contract with Cynergy Wireless (C.R. 6-378-10) in the amount of $41,000 for Additional Vehicle Up-fitting Services of four newly purchased Police Vehicles; be it further

RESOLVED: That this contract extension shall be financed from the Drug Law Enforcement Fund, Police Department, Drug Enforcement - Federal Forfeiture, Capital Equipment, Operating Equipment Vehicle Account (Account #265-2420-543.74-10) in the approximate amount of $40,000 and the Repair & Maintenance Operating Equipment Account (Account #265-2420-543.43-60) in the approximate amount of $1,000; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

Approved on October 30, 2012 per C.R. 9-467-12

By Hubbard supported by Abraham.

10-534-11. RESOLVED: That City Council hereby authorizes the Recreation Department to renew their membership with the Detroit Metro Convention & Visitors Bureau in the amount of $750; be it further

RESOLVED: That this membership renewal shall be financed from the General Fund, Recreation Department, Administration Division, Memberships Distribution Account (Account #101-3005-681.65-00; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Sareini supported by Hubbard.

10-535-11. RESOLVED: That Change Order No. 1 with Neumann Smith which provides for Architect & Engineer Services for the Intermodal Passenger Rail Facility Project in the amount of $121,000 and Change Order No. 1 with Tooles-Clark which provides for Construction Manager at Risk Services for the Intermodal Passenger Rail Facility Project in the amount of $5,630 are hereby approved; be it further

RESOLVED: That the financing of these Change Orders for this project shall remain the same as noted in C.R. 7-392-11 and C.R. 9-483-11; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Sareini supported by Hubbard.

10-536-11. RESOLVED: That City Council hereby authorizes Contract Amendment #2 with Republic Waste Services in the approximate amount of $191,100 for Loose Leaf Pickup during the 2011 Fall Season; be it further

RESOLVED: That this contract amendment shall be financed from the General Fund, Public Works, Sanitation Division, Contractual Services, Refuse Collection Services Account (Account #101-2072-463.34-35); be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Bazzy supported by Sareini.

10-537-11. WHEREAS: Amin and Barbara Houssien, owners and occupants of the property located at 5516 Argyle, Dearborn, Michigan, are asking the City of Dearborn to sell 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 $6,400, 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 $6,400 to Mr. and Mrs. Houssien of the parcel described as:

Lot 623, Ardross Sub. No. 2, City of Dearborn, Wayne County, Michigan, as recorded in Liber 39, Page 2 of Plats, Wayne County Records.

Tax I.D. 82-10-182-04-005
Commonly known as 5510 Argyle

and that the Mayor be and is hereby authorized to execute a Quit Claim Deed for said land to Amin and Barbara Houssien 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 Amin and Barbara Houssien closing within ninety (90) days of the effective date of this Resolution; be it further

RESOLVED: That the sale is contingent upon the above-referenced conditions being satisfied, and upon the satisfaction of the terms contained in the Purchase Agreement; 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 the sale of 5510 Argyle as side yard complies with one of the public purposes for which the Neighborhood Stabilization Program was created by promoting expansion of lots to improve the neighborhoods; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Bazzy supported by Hubbard.

10-538-11. RESOLVED: That the Dearborn High School Student Council be and they are hereby granted permission to conduct their Annual Homecoming Parade on Friday, October 21, 2011 from 3:45 P.M. to 4:30 P.M., subject to reimbursement of all City Services, applicable ordinances and the rules and regulations of the Police Department; be it further

RESOLVED: That the parade route shall be as follows: Beginning in the student and staff parking lots, parade participants will proceed out onto Outer Drive and head north up to the intersection of S. York and Fordson; south and then west on Fordson to S. Highland; north on S. Highland to Marshall; east on Marshall to S. York; south on S. York back to Outer Drive; south on Outer Drive finishing back in the student and staff parking lots; be it further

RESOLVED: That City Council hereby authorizes assistance from the Police Department with traffic control and escort for the entire duration of the parade route; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Sareini supported by Hubbard.

10-539-11. RESOLVED: That The Board of Trustees Valley of Detroit be and they are hereby granted permission to conduct their "Scottish Rite Reunion" on Saturday, October 22, 2011 from 12:00 P.M. to 4:00 P.M. in the City-owned Parking Lot D located just north of the Commandant's Quarters and east of Monroe Street, subject to a "Special Event" fee in the amount of $138, all applicable ordinances and the rules and regulations of the Police Department; be it further

RESOLVED: That City Council hereby authorizes the closure of City-owned Parking Lot D from approximately 7:00 A.M. to 6:00 P.M. in order to facilitate the set-up and breakdown of a tent, tables and chairs for the event; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Hubbard supported by Sareini.

10-540-11. RESOLVED: That receipt of a donation in the amount of $7,500 from the Friends of the Library-Dearborn (FOLD) to the Library Department 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 deposit this money into Facilities Fund Account #634-5100-365.90-00 and the Director of Finance to appropriate the money to Facilities Fund Account #634-5100-435.98-00 to complete the upgrades to the Henry Ford Centennial Library Auditorium Project I33209 and process expenditures from this account in support of the purpose for which it was donated.

The resolution was unanimously adopted.

By Hubbard supported by Sareini.

10-541-11. RESOLVED: That City Council hereby acknowledges a donation of forty-six (46) desktop computers from Toyota to the Library Department that will be used to replace some of the aging public and staff computers.

The resolution was unanimously adopted.

By Hubbard supported by Sareini.

10-542-11. RESOLVED: That City Council hereby acknowledges a donation of nineteen (19) meeting room tables and three (3) conference room tables from Ford Land to the Library Department to be used in the newly created public meeting rooms on the Mezzanine of the Henry Ford Centennial Library.

The resolution was unanimously adopted.

There being no further business, upon a motion duly made, seconded, and adopted, the Council then adjourned at 7:57 P.M.

APPROVED:

THOMAS P. TAFELSKI
President of the Council

ATTESTED:

KATHLEEN BUDA
City Clerk