

REGULAR MEETING OF THE COUNCIL

AUGUST 6, 2012

AGENDA

1. ROLL CALL.
2. INVOCATION BY Pastor Linda Anderson of the Dearborn Congregational Church.
3. PLEDGE OF ALLEGIANCE.
4. RESOLUTION BY COUNCILMEMBERS ABRAHAM AND O'DONNELL – Approving the minutes of the previous regular meeting of July 24, 2012.
5. ORDINANCE ON THE TABLE – Ordinance No. 12-1361, "An Ordinance to Amend the Nuisances Chapter (Chapter 13) of the Code of the City of Dearborn by Amending Article I entitled 'In General' by Amending Section 13-2 entitled 'Illustrative Enumeration'."
RESOLUTION BY COUNCILMEMBERS HUBBARD AND SHOOSHANIAN – To take from the table for its final reading.
6. ORDINANCE NO. 12-1362 INTRODUCED BY COUNCILMEMBER HUBBARD.
SYNOPSIS – "An Ordinance to Amend the Zoning Ordinance of the City of Dearborn by Amending Article 1, entitled 'Short Title, Rules of Construction, and Definitions,' by Amending Section 1.03, entitled 'Definitions,' and Amending Article 7, entitled 'Site Development Standards Applicable to Specific Uses,' by Amending Section 7.05, entitled 'Regulated Uses'."
RESOLUTION BY COUNCILMEMBERS SHOOSHANIAN AND SAREINI – To table the Ordinance.

7. ORDINANCE NO. 12-1363 INTRODUCED BY COUNCILMEMBER HUBBARD.
SYNOPSIS – "An Ordinance to Amend Section 9.02 of Ordinance No. 06-1111 of the City of Dearborn" by rezoning the west 105 feet of the east ½ of Lot 7 of Robert M. Grindley's Subdivision No. 3 of Little Farms (82-09-292-08-038) from a Business B (Community Business District) to a Business C (General Business District) zoning classification.
RESOLUTION BY COUNCILMEMBERS BAZZY AND O'DONNELL – To table the Ordinance.
8. ORDINANCE NO. 12-1364 INTRODUCED BY COUNCILMEMBER HUBBARD.
SYNOPSIS – "An Ordinance to Amend the Offenses Chapter (Chapter 14) of the Code of the City of Dearborn by Amending Section 14-259, entitled ' Manufacture, Sale, Possession of Certain Weapons or Other Dangerous Devices'."
RESOLUTION BY COUNCILMEMBERS SAREINI AND BAZZY – To table the Ordinance.
9. ORDINANCE NO. 12-1365 INTRODUCED BY COUNCILMEMBER HUBBARD.
SYNOPSIS – "An Ordinance to Amend the Offenses Chapter (Chapter 14) of the Code of the City of Dearborn by Amending Sections 14-273 – 14-275, entitled 'Individuals Licensed to Carry a Concealed Pistol'."
RESOLUTION BY COUNCILMEMBERS SAREINI AND O'DONNELL – To table the Ordinance.
10. ORDINANCE NO. 12-1366 INTRODUCED BY COUNCILMEMBER HUBBARD.
SYNOPSIS – "An Ordinance to Amend the City of Dearborn Policemen's and Firemen's Retirement System (Chapter 21)."
RESOLUTION BY COUNCILMEMBERS SHOOSHANIAN AND ABRAHAM – To table the Ordinance.
11. RESOLUTION BY COUNCILMEMBERS HUBBARD AND ABRAHAM – Awarding a contract to R&R Fire Truck Repair Inc. in the approximate amount of \$50,000 for Repair of Fire Apparatus and requesting immediate effect.

12. RESOLUTION BY COUNCILMEMBERS O'DONNELL AND SAREINI – Awarding a contract to Cadillac Asphalt in the approximate amount of \$71,900 for Cold Patch Paving Mixture and requesting immediate effect.
13. RESOLUTION BY COUNCILMEMBERS SHOOSHANIAN AND SAREINI – Awarding a contract to CBRE, Inc. in an amount not to exceed the revised negotiated price of \$162,500 for City Hall Project Management and Relocation Services and requesting immediate effect.
14. RESOLUTION BY COUNCILMEMBERS BAZZY AND SHOOSHANIAN – Awarding three-year contracts to Raftary Real Estate; IRR Residential Reese Appraisals; Barnas & Associates; Heinowski Appraisal & Consulting, LLC; Valu Tec, Inc.; Frischman Appraisal & Consulting, LLC; Integra Realty Resources – Detroit; EDI Appraisal Services; IRR Residential Independent Appraisal Corporation-Paul Zachos; Judeh & Associates and Terzo & Bologna in the three-year total amount of \$115,000 for Property Appraisal Services and requesting immediate effect.
15. RESOLUTION BY COUNCILMEMBERS SAREINI AND HUBBARD – Extending the professional services agreement with Zausmer, Kaufman, August, Caldwell & Tayler, P.C. in the amount of \$100,000 for continued representation in the litigation of the Burton-Katzman Development Company and requesting immediate effect.
16. RESOLUTION BY COUNCILMEMBERS HUBBARD AND SHOOSHANIAN – Extending the professional services agreement with Zausmer, Kaufman, August, Caldwell & Tayler, P.C. in the amount of \$250,000 for continued representation in litigation concerning Combined Sewer Overflow Projects and requesting immediate effect.
17. RESOLUTION BY COUNCILMEMBERS SAREINI AND HUBBARD – Amending the Fiscal Year 2012-2013 budget to carry forward appropriations related to year end purchases pursuant to requests received from involved departments; also appropriating Library Fund fund balance in the amount of \$12,000 for security system initiatives and requesting immediate effect.

18. RESOLUTION BY COUNCILMEMBERS SAREINI AND BAZZY –
Authorizing the Finance Director to appropriate \$26,852 from the General Fund fund balance into the Economic & Community Development Department Budget, Commercial Services Division Payroll and Benefits Account to hire an additional part-time field inspector and requesting immediate effect.
19. RESOLUTION BY COUNCILMEMBERS BAZZY AND O'DONNELL –
Adjusting the 2012 Summer Tax Roll by cancelling Invoice #15829 for the property located 7353 Kendal in the amount of \$421.16 as the board-up fee was paid by the property owner's insurance company.
20. RESOLUTION BY COUNCILMEMBERS HUBBARD AND SHOOSHANIAN – Authorizing a purchase order increase with DTE Energy (C.R. 3-120-12) in the amount of \$158,079.40 to purchase an additional 460, 90 watt LED Street Light Fixtures and requesting immediate effect.
21. RESOLUTION BY COUNCILMEMBERS HUBBARD AND ABRAHAM –
Recognizing and appropriating the Allstate Foundation Hands in the Community Grant in the amount of \$1,000 in the Fire Department Budget for general operating support or program funding and requesting immediate effect.
22. RESOLUTION BY COUNCILMEMBERS SHOOSHANIAN AND HUBBARD – Approving a Budget Reallocation for the 19th District Court in the amount of \$500 for Part-time Employees who have opted out of social security in lieu of a City contribution to the Prudential Deferred Compensation Program and requesting immediate effect.
23. RESOLUTION BY COUNCILMEMBERS BAZZY AND O'DONNELL –
Adopting the Chapter 21 Investment Policy Statement, as presented and requesting immediate effect.

24. RESOLUTION BY COUNCILMEMBERS SHOOSHANIAN AND BAZZY – Authorizing the Finance Director to invest portfolio assets with the following managers currently employed by the Chapter 21 Policemen and Firemen Retirement System: World Assets Management S&P 500 Index Equity, Foreign Equity; Deroy and Devereaux All Cap Value Equity; Wells All Cap Growth Equity; Capital International Emerging Markets Growth Fund; J P Morgan Core Bond; PIMCO Total Return; Brandywine Global Fixed Income; BlackRock Inflation Protected Bond; Pictet Emerging Markets Debt Local Currency; Loomis Sayles Credit Asset Trust; Windhaven Global Assets Allocation and PRISA Real Estate Fund and requesting immediate effect.

25. RESOLUTION BY COUNCILMEMBERS BAZZY AND HUBBARD – Authorizing the Finance Director to administer the Policemen and Firemen Retirement System (Chapter 21) in accordance with the provisions of Chapter 21 and requesting immediate effect.

26. RESOLUTION BY COUNCILMEMBERS SHOOSHANIAN AND HUBBARD – Adopting the Post Employment Health Care Investment Policy Statement, as presented and authorizing the Finance Director to invest portfolio assets with some or all of the following managers currently employed by both the Post Employee Health Care Fund and Chapter 21 Policemen and Firemen Retirement System: World Assets Management S&P 500 Index Equity, Foreign Equity; Deroy and Devereaux All Cap Value Equity; Wells All Cap Growth Equity; Capital International Emerging Markets Growth Fund; J P Morgan Core Bond; PIMCO Total Return; Brandywine Global Fixed Income; BlackRock Inflation Protected Bond; Pictet Emerging Markets Debt Local Currency; Loomis Sayles Credit Asset Trust; Windhaven Global Assets Allocation and PRISA Real Estate Fund and requesting immediate effect.

27. RESOLUTION BY COUNCILMEMBERS HUBBARD AND SHOOSHANIAN – Authorizing the Mayor to execute a five-year Agreement with the Dearborn Towers Condominium Association in the annual amount of \$1.00 to allow the City to install microwave antennas and related equipment on its rooftop and requesting immediate effect.

28. RESOLUTION BY COUNCILMEMBERS BAZZY AND ABRAHAM –
Authorizing the City of Dearborn to enter into an Inter-Governmental Agreement (IGA) with Wayne County for the acceptance and recognition of a FY12 Wayne County Parks Millage Allocation in the amount of \$120,000 for the removal and replacement of two (2) existing bleachers/grandstands at King Boring Field; also authorizing the Finance Director to appropriate the grant for expenditure and requesting immediate effect.

29. RESOLUTION BY COUNCILMEMBERS SAREINI AND HUBBARD –
Authorizing the City of Dearborn to accept the transfer of right of way property from Norfolk Southern Corporation to begin the grading and site preparation necessary for the Intermodal Passenger Rail Station Facility and requesting immediate effect.

30. RESOLUTION BY COUNCILMEMBERS SHOOSHANIAN AND O'DONNELL – Authorizing Corporation Counsel to make application to the Wayne County Treasurer's Office for the purchase of eleven (11) tax-foreclosed properties located within the City for an approximate sum of \$121,948.94; also authorizing the Finance Director to issue his property warrant in the approximate amount of \$124,326 for demolition and appurtenant costs for said properties, subject to certain stipulations and requesting immediate effect.

31. RESOLUTION BY COUNCILMEMBERS HUBBARD AND O'DONNELL –
Authorizing the split of the City-owned vacant lot located at 5265 Neckel and the sale of the S. 17 ½ ft. to Youssef and Mariam Abbas and the N. 17 ½ ft. to Mathew and Roxanne Damore for the sum of \$3,300 each, subject to certain stipulations and requesting immediate effect.

32. RESOLUTION BY COUNCILMEMBERS HUBBARD AND SHOOSHANIAN – Implementing a \$3.00 per ticket restoration fee on each ticket sold at the Michael A. Guido Theater Box Office; also authorizing the Finance Director to create a new project in the Facilities Fund to monitor the accumulation of these revenues and resulting Theater related capital replacement expenditures and to automatically establish revenue budgets and corresponding appropriations based on actual receipts in the Theater Restoration Project and requesting immediate effect.

33. RESOLUTION BY COUNCILMEMBERS ABRAHAM AND SAREINI –
Approving the request of Henry Ford Community College for a New Class C License [to be issued under MCL 436.1513(I)], New Sunday Sales Permit (PM), New Specific Purpose Permit (Food), New Dance-Entertainment Permit and New Add Space to be located at 5101 Evergreen, Dearborn, MI 48128 and requesting immediate effect.

34. RESOLUTION BY COUNCILMEMBERS HUBBARD AND SAREINI –
Granting permission to Paul Boyce, President of the Ford Historic Homes District, to hold a workshop entitled Building Assessment 101 at the City-owned vacant house located at 22668 Nona on August 11, 2012 from 9:00 A.M. to 12:00 P.M., subject to certain stipulations and requesting immediate effect.

35. RESOLUTION BY COUNCILMEMBERS BAZZY AND O'DONNELL –
Waiving the tent permit fees for the Friends for the Dearborn Animal Shelter in the amount of \$245 for the Annual Hogs 4 Dogs fundraiser on August 6, 2012, subject to all applicable ordinances.

36. RESOLUTION BY COUNCILMEMBERS BAZZY AND HUBBARD –
Granting permission to the Kiwanis Club of Dearborn to conduct their annual Peanut Street Sale on September 6-9, 2012, subject to all applicable ordinance and the rules and regulations of the Police Department.

37. RESOLUTION BY COUNCILMEMBERS HUBBARD AND SAREINI –
Authorizing Dr. Pallas and Habib's to submit an application to the Zoning Board of Appeals requesting a variance for an electronic message board and requesting immediate effect.

38. RESOLUTION BY COUNCILMEMBERS O'DONNELL AND HUBBARD –
Denying the request of the Al-Quds Committee to conduct a Vehicle procession on City streets to celebrate Al-Quds Day on August 17, 2012 from 1:00 P.M. to 4:00 P.M. with assistance from the Police Department for traffic control, subject to reimbursement of all City services, all applicable ordinances and the rules and regulations of the Police Department and requesting immediate effect.