

REGULAR MEETING OF THE COUNCIL
OF THE
CITY OF DEARBORN

January 5, 2010

The Council convened at 7:02 P.M., President of the Council Thomas P. Tafelski presiding. Present at roll call were Councilmembers Abraham, Darany, Hubbard, O'Donnell, Shooshanian and President of the Council Tafelski; absent, Councilmember Sareini. A quorum being present, the Council was declared in session.

Reverend Robert Hart of Christ Episcopal Church delivered the invocation.

By Abraham supported by Darany.

1-1-10. RESOLVED: That the minutes of the previous regular meeting of December 14 and special meetings of December 10 and December 21, 2009, and the same are hereby approved as recorded and published.

The resolution was adopted as follows: Yeas: Abraham, Darany, Hubbard, O'Donnell, Shooshanian and Tafelski (6). Nays: None. Absent: Sareini (1).

By Darany supported by Abraham.

1-2-10. WHEREAS: Council Resolution 8-535-09 created Special Assessment District No. 869, and

WHEREAS: The Department of Assessment has prepared Special Assessment Roll No. 869 for the purpose of distributing the cost for the Repair and Asphalt Paving of Morross Circle Road, and

WHEREAS: The Special Assessment District No. 869 to be invoiced no later than June 30, 2010, and

WHEREAS: The Assessor has certified the Special Assessment Rolls are based on a pro-rata basis according to the benefit to be derived by affected property owners, and

WHEREAS: The Special Assessment Roll No. 869 will be available for public inspection in the City Clerk's Office on Wednesday, January 13, 2010, and

WHEREAS: The Department of Assessment requested a public hearing for the distribution of costs of Special Assessment District No. 869 for the Repair and Asphalt Paving of Morross Circle Road; therefore be it

RESOLVED: That the City Council shall meet on Thursday, January 28, 2010 in the Council Chambers, City Hall, City of Dearborn at 6:00 P.M., or as soon thereafter as the Council order of business will permit, to review and to hear objections to Special Assessment Roll No. 869; be it further

RESOLVED: That Special Assessment Roll No. 869 was prepared for the purpose of the Repair and Asphalt Paving of Morross Circle Road. Said roll is hereby ordered to be filed by the Assessor in the Office of the City Clerk on Wednesday, January 13, 2010 for public inspection during regular business hours; be it further

RESOLVED: That the City Clerk is hereby authorized and directed to publish a copy of the following "Notice of Hearing" in the official newspaper for the City of Dearborn in accordance with Section 15.2 of the City Charter and by mailing at least 15 days prior to the hearing to affected property owners:

NOTICE OF HEARING

CONFIRMATION OF SPECIAL ASSESSMENT ROLL NO. 869
(Repair and Asphalt Paving of Morross Circle Road Capital Improvement Districts)

The Dearborn City Council will hold a public hearing at a special meeting on Thursday, January 28, 2010 at 6:00 P.M. in the Council Chambers of the Dearborn City Hall, 13615 Michigan Avenue, at Schaefer, for the confirmation of Special Assessment Roll No. 869. The purpose is for distributing costs for the Repair and Asphalt Paving of Morross Circle Road.

A notice has been sent to the owner of each residential property located within Special Assessment District No. 869 by mail at least 15 days prior to the public hearing. The proposed Special Assessment Roll No. 869 will be available for public inspection at the City Clerk's Office on Wednesday, January 13, 2010. Any persons having objections to the distribution of costs within the special assessment district must either attend the hearing or file their objections in writing with the City Clerk prior to the hearing date.

The owner or any person having an interest in the real property may file a written appeal of the special assessment with the Michigan Tax Tribunal within 30 days after the confirmation of the special assessment rolls if that special assessment was protested at the hearing held for the purpose of confirming these rolls.

Individuals with disabilities who require special accommodations, auxiliary aids or services to attend or participate in this meeting should contact the City Clerk at 943-2010 or the TDD at 943-2074. Reasonable advance notice is required.

KATHLEEN BUDA
City Clerk

be it further

RESOLVED: That to insure the timely implementation of the provisions of this resolution, it is hereby given immediate effect.

The resolution was adopted as follows: Yeas: Abraham, Darany, Hubbard, O'Donnell, Shooshanian and Tafelski (6). Nays: None. Absent: Sareini (1).

By Abraham supported by Darany.

1-3-10. RESOLVED: That the proposed resolution by Councilmembers Shooshanian and Hubbard denying the request of G.F.U., Inc. to transfer ownership of a 2009 Class C Licensed Business with Dance-Entertainment Permit, located at 17621 Oakwood from C H K, Inc. be and is hereby taken from the table.

The resolution was adopted as follows: Yeas: Abraham, Darany, Hubbard, O'Donnell, Shooshanian and Tafelski (6). Nays: None. Absent: Sareini (1).

By Shooshanian supported by Hubbard.

1-4-10. RESOLVED: That City Council hereby denies the request of G.F.U., Inc. to transfer ownership of a 2009 Class C Licensed Business with Dance-Entertainment Permit, located at 17621 Oakwood from C H K, Inc.

The resolution was adopted as follows: Yeas: Abraham, Darany, Hubbard, O'Donnell, Shooshanian and Tafelski (6). Nays: None. Absent: Sareini (1).

By Shooshanian supported by Darany.

1-5-10. RESOLVED: That Ordinance No. 10-1263 be taken from the table and placed upon its final reading.

The resolution was adopted as follows: Yeas: Abraham, Darany, Hubbard, O'Donnell, Shooshanian and Tafelski (6). Nays: None. Absent: Sareini (1).

The Clerk then read Ordinance No. 10-1263 entitled, "An Ordinance to Amend the Water and Sewers Chapter (Chapter 19) of the Code of the City of Dearborn by Amending Article I, entitled 'In General'."

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?"

1-5-10. Upon roll call the Ordinance was adopted as follows: Yeas: Abraham, Darany, Hubbard, O'Donnell, Shooshanian and Tafelski (6). Nays: None. Absent: Sareini (1).

By Darany supported by Abraham.

1-6-10. RESOLVED: That the bid from Action Target, Inc. received to Provide a New Bullet Containment System for the Indoor Weapons Range Used by the Police Department is hereby accepted in the total amount of \$189,921, 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 Capital Improvement Fund, Police, Capital Project Support, Capital Equipment, Operating Equipment Machines & Equipment Account, Project K22310 (Account #401-2420-435.74-20); be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Abraham, Darany, Hubbard, O'Donnell, Shooshanian and Tafelski (6). Nays: None. Absent: Sareini (1).

By Abraham supported by Darany.

1-7-10. RESOLVED: That all bids received for One (1) Street Sweeper are hereby rejected except the bid of AIS in the total amount of \$172,400, that the aforementioned bid is hereby accepted, that the checks of the unsuccessful bidders be returned forthwith, 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 DPW Capital Equipment, Operating Equipment Vehicle Account (Account #668-2073-452.74-10); be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Abraham, Darany, Hubbard, O'Donnell, Shooshanian and Tafelski (6). Nays: None. Absent: Sareini (1).

By Abraham supported by Shooshanian.

1-8-10. RESOLVED: That City Council hereby authorizes an increase to Purchase Order #077032 with Bedrock Express, LTD in the approximate amount of \$37,320, bringing the total purchase order amount to \$127,320 for Disposal of Yard Waste (Loose Leaves); be it further

RESOLVED: That this purchase order increase shall be financed from the General Fund, Public Works, Sanitation Division, Rubbish Pickup & Disposal, Contractual Services, Other Services Account (Account #101-2072-463.34-90); be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Abraham, Darany, Hubbard, O'Donnell, Shooshanian and Tafelski (6). Nays: None. Absent: Sareini (1).

By Abraham supported by Shooshanian.

1-9-10. WHEREAS: Hassane Oseili, the current owner of the vacant lot located at the corner of Grindley Park and Carlisle has filed a claim, requesting that the City purchase the lot and pay him for costs associated with the property, and

WHEREAS: In October 2007, the City of Dearborn sold a vacant lot to Hassane Oseili for new construction. The lot was offered for sale on the City's lot list. Mr. Oseili was the only bidder for the property, bidding \$38,005, and

WHEREAS: Before Mr. Oseili submitted a bid to purchase the property, he had a purchaser who hired him to build a particular size and type of house on the lot, and

WHEREAS: Mr. Oseili discussed the plans with the former Building and Safety Department who gave him preliminary approval to proceed with his plans as presented, and

WHEREAS: Once Mr. Oseili purchased the property from the City, he continued to pursue the construction of the house as requested by his purchaser, and

WHEREAS: All of the preparations were made to build the house according to the purchaser's liking, including design specifications, a survey, plans, etc., and

WHEREAS: The plans as presented by Mr. Oseili and approved by his purchaser were then approved by the former Building and Safety Department, and

WHEREAS: Permits were issued for the construction of the house as presented, and

WHEREAS: The property was staked to reflect the dimensions of the house in preparation for the excavation and installation of a sewer tap, and

WHEREAS: While driving through the neighborhood, the City Planner noticed the staking that had been done on the lot and discovered that the stakes did not comply with the required setbacks, and

WHEREAS: Because this lot is a corner lot, two front yard setbacks were required to be met, rather than the 25' setback on Carlisle and 8' setback on Grindley Park that had mistakenly been approved by the Department of Building and Safety, and

WHEREAS: Once the City Planner brought the mistake to the Department of Building and Safety's attention, a stop work order was issued. Mr. Oseili's purchaser was not interested in pursuing a smaller house on the lot, and

WHEREAS: Because of the condition of the economy and housing market, Mr. Oseili has been unable to find another buyer, and

WHEREAS: Due to the City's mistake in approving the plans for the construction of the house as he had presented it, then, issuing a stop work order after monies were expended to pursue the construction of the house, Mr. Oseili has requested that the City purchase the lot back from him and reimburse him for the costs associated with the error, and

WHEREAS: Aside from the purchase price of \$38,005, Mr. Oseili is requesting the reimbursement for costs (permit fees, plan examination fees, survey, staking, maintenance, taxes) in the approximate amount of \$12,000, and

WHEREAS: Mr. Oseili has submitted receipts to the Department of Law, substantiating the costs claimed, and

WHEREAS: It is recommended that the City purchase the property back from Mr. Oseili and reimburse him for costs incurred; be it therefore

RESOLVED: That the Office of the Corporation Counsel is hereby authorized to resolve the claim submitted by Hassane Oseili by repurchasing the vacant lot located at Carlisle and Grindley Park for \$38,005, plus closing costs, and by reimbursing costs expended by Mr. Oseili in an amount not to exceed \$12,000, upon execution of a release of claims; be it further

RESOLVED: That to insure timely implementation of this resolution it is hereby given immediate effect.

The resolution was adopted as follows: Yeas: Abraham, Darany, Hubbard, O'Donnell, Shooshanian and Tafelski (6). Nays: None. Absent: Sareini (1).

By Darany supported by Shooshanian.

1-10-10. RESOLVED: That City Council hereby authorizes Corporation Counsel to renew the City's membership with the Michigan Coalition to Protect Public Rights-of-Way (PROTEC) in the amount of \$12,221.87; be it further

RESOLVED: That this membership renewal shall be financed from the Telecommunications Fund (Account #298-2350-874.65-00); be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Abraham, Darany, Hubbard, O'Donnell, Shooshanian and Tafelski (6). Nays: None. Absent: Sareini (1).

By O'Donnell supported by Shooshanian.

1-11-10. RESOLVED: That City Council hereby authorizes the Mayor's Office to renew the City's membership with the Dearborn Chamber of Commerce in the amount of \$3,115 for fiscal year 2010; be it further

RESOLVED: That this membership renewal shall be financed from the Citywide Account (Account #101-1299-421.65-00); be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Abraham, Darany, Hubbard, O'Donnell, Shooshanian and Tafelski (6). Nays: None. Absent: Sareini (1).

By Shooshanian supported by Darany.

1-12-10. RESOLVED: That City Council hereby authorizes the Public Works Department to renew the City's membership with the Alliance of Rouge Communities (ARC) in the amount of \$24,214 for the 2009 Assessment; be it further

RESOLVED: That this membership renewal shall be financed from Fiscal Year 2010, Sewer Fund, Operating Budget, Facilities Maintenance - Memberships Account (Account #590-2006-472.65-00); be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Abraham, Darany, Hubbard, O'Donnell, Shooshanian and Tafelski (6). Nays: None. Absent: Sareini (1).

By Shooshanian supported by Abraham.

1-13-10. WHEREAS: The 2007 City Charter, Section 10.8 provides for a term of office for administrative department heads co-existent to the Mayor's term of office (December 31, 2013), or until a successor is appointed, and Section 6.6 provides that the City Council "shall fix the compensation of appointed officers prior to appointments to the office" and Section 6.8 may authorize annual adjustments to salaries "equal to the average percentage of increases or decreases in salary paid to all full-time employees of the City and adjustments to benefit programs as received by all full-time employees of the City", and

WHEREAS: Data suggests a lower on-average compensation level for most of the City's appointive positions; be it

RESOLVED: That beginning January 4, 2010, the salaries to be paid to the following appointed officials shall be as hereinafter set forth:

<u>APPOINTED OFFICIALS</u>	<u>AMOUNT OF SALARY PER ANNUM</u>
Police Chief	\$110,000
Chief of Staff	\$109,629
Corporation Counsel	\$105,842
Director of Public Works	\$100,193
Director of Finance	\$ 99,023
Director of Management of Information Systems	\$ 97,553
Fire Chief	\$ 95,236
Director of Economic & Community Development	\$ 94,869
City Assessor	\$ 75,000
Director of Recreation	\$ 91,475
Director of Housing	\$ 83,380
Director of Residential Services	\$ 83,331
Director of Public Information	\$ 83,129
Director of Health (part-time)	\$ 37,899

be it further

RESOLVED: That pursuant to Section 6.8 of the 2007 City Charter adjustments to annual salaries may be authorized "equal to the average percentage of increases or decreases in salary paid to all full-time employees of the City and adjustments to benefit programs as received by all full-time employees of the City"; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Abraham, Darany, Hubbard, O'Donnell, Shooshanian and Tafelski (6). Nays: None. Absent: Sareini (1).

By Darany supported by O'Donnell.

1-14-10. RESOLVED: That in accordance to Section 6.8 of the 2007 City Charter, the City Council hereby sets the annual salary of the Deputy Fire Chief at \$91,299; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Abraham, Darany, Hubbard, O'Donnell, Shooshanian and Tafelski (6). Nays: None. Absent: Sareini (1).

By Shooshanian supported by Darany.

1-15-10. WHEREAS: William D. Moore, owner and occupant of the property located at 24601 Hickory, Dearborn, Michigan, is asking the City of Dearborn to sell him the vacant lot located next to his property so that he may combine the lot with the adjacent lot he owns, and

WHEREAS: Sale is conditioned on the following:

1. The lot must be combined with the Purchaser's property and may not be re-split or combined with other land for a re-splitting as two buildable lots. Purchaser 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 Purchaser's adjacent property.
3. Any construction or expansion of the existing structure to utilize the additional property must comply with the Dearborn Zoning Ordinance. The Purchaser waives any right to seek a variance.
4. If Purchaser violates any of the restrictions imposed, he is 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 \$9,700, 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 \$9,700 to William D. Moore of the parcel described as:

Lot 498, Georgia Park Sub. No. 1, City of Dearborn, Wayne County, Michigan, as recorded in Liber 41, Page 2 of Plats, Wayne County Records.

Tax I.D. 82-09-292-09-026
Commonly known as vacant lot at 24611 Hickory

and that the Mayor be and is hereby authorized to execute a Quit Claim Deed for said land to William D. Moore 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 the Office of the Corporation Counsel and based upon William D. Moore 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: Abraham, Darany, Hubbard, O'Donnell, Shooshanian and Tafelski (6). Nays: None. Absent: Sareini (1).

By Shooshanian supported by Darany.

1-16-10. WHEREAS: Ahmad and Malak Abbas, owners and occupants of the property located at 7494 Mead, 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 \$7,500, 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 \$7,500 to Ahmad and Malak Abbas of the parcel described as:

Lot 521, Robert Oakman Land Cos Warren Grove Sub., City of Dearborn, Wayne County, Michigan, as recorded in Liber 40, Page 91 of Plats, Wayne County Records.

Tax I.D. 82-10-063-25-008
Commonly known as the vacant lot at 7504 Mead

and that the Mayor be and is hereby authorized and directed to execute a Quit Claim Deed for said land to Ahmad and Malak Abbas 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 the Office of the Corporation Counsel and based upon Ahmad and Malak Abbas 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: Abraham, Darany, Hubbard, O'Donnell, Shooshanian and Tafelski (6). Nays: None. Absent: Sareini (1).

By Abraham supported by O'Donnell.

1-17-10. WHEREAS: Zlata Stanisic, owner and occupant of the property located at 4567 Walwit, Dearborn, Michigan, is asking the City of Dearborn to sell her the vacant lot located next to her property so that she may combine it with the adjacent lot she owns, and

WHEREAS: Sale is conditioned on the following:

1. The lot must be combined with the Purchaser's property and may not be re-split or combined with other land for a re-splitting as two buildable lots. Purchaser 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 Purchaser's adjacent property.
3. Any construction or expansion of the existing structure to utilize the additional property must comply with the Dearborn Zoning Ordinance. The Purchaser waives any right to seek a variance.
4. If Purchaser violates any of the restrictions imposed, she is 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 \$8,500, 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 \$8,500 to Zlata Stanisic of the parcel described as:

Lot 17, Walwit Park Sub., City of Dearborn, Wayne County, Michigan, as recorded in Liber 36, Page 74 of Plats, Wayne County Records.

Tax I.D. 82-10-183-09-028
Commonly known as the vacant lot at 4575 Walwit

and that the Mayor be and is hereby authorized to execute a Quit Claim Deed for said land to Zlata Stanisic 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 the Office of the Corporation Counsel and based upon Zlata Stanisic 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: Abraham, Darany, Hubbard, O'Donnell, Shooshanian and Tafelski (6). Nays: None. Absent: Sareini (1).

By Darany supported by Shooshanian.

1-18-10. WHEREAS: The City of Dearborn's Neighborhood Stabilization Program grant from the U.S. Department of Housing and Urban Development (HUD-NSP) includes funding for the acquisition, rehabilitation and resale of target area homes to low, moderate, or middle-income homebuyers, and

WHEREAS: HUD-NSP regulations require that the sale of assisted residential property to an income eligible household as a primary residence must be in an amount equal to or less than the cost to acquire and redevelop the property, and

WHEREAS: Compliance with HUD-NSP regulations will make it impractical to comply with standard City of Dearborn methods for the disposition of City-owned real property [Dearborn Code Section 2-576(b)(2); competitive sale to highest bid] and therefore an alternate disposition method for HUD-NSP assisted property is warranted; be it

RESOLVED: That the City of Dearborn, Neighborhood Stabilization Program, HUD-NSP Assisted Acquisition & Rehabilitation Homebuyer Assistance Guidelines are adopted as presented; be it further

RESOLVED: That the adopted Homebuyer Assistance Guidelines are recognized as a Council approved alternate method for the disposition of HUD-NSP assisted real property; be it further

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

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Abraham, Darany, Hubbard, O'Donnell, Shooshanian and Tafelski (6). Nays: None. Absent: Sareini (1).

By Darany supported by Abraham.

1-19-10. WHEREAS: Federal National Mortgage Association, owner of the property, has offered to sell the substandard dwelling located at 5115 Steadman, Dearborn, Michigan, to the City of Dearborn for the sum of \$12,500 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 HUD-Neighborhood Stabilization Program; therefore be it

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

N. 31.19 ft of Lot 268 Orchard Blvd Subd, City of Dearborn, Wayne County, Michigan, as recorded in Liber 33, Page 13 of Plats, Wayne County Records.

Tax I.D. 82-10-181-07-023
Commonly known as 5115 Steadman

from the owner thereof and pay therefore the purchase price not to exceed \$12,500 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 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 \$12,500, 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 Community Development Fund (283) Project No. C07700, payable to the grantor, or their 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 5115 Steadman; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Abraham, Darany, Hubbard, O'Donnell, Shooshanian and Tafelski (6). Nays: None. Absent: Sareini (1).

By O'Donnell supported by Shooshanian.

1-20-10. WHEREAS: The U.S. Department of Housing and Urban Development, has offered to sell the residential property located at 4866 Porath, Dearborn, Michigan, to the City of Dearborn for the sum of \$14,000 cash, and

WHEREAS: The price at which this property is offered to the City is deemed fair and reasonable; therefore be it

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

Lot 166, F. & P.M. Park Sub., of part of Fractional Section 17, T. 2 S., R. 11 E., Springwells (now City of Dearborn), Wayne County, Michigan, as recorded in Liber 16, Page 43 of Plats, Wayne County Records.

Tax I.D. 82-10-172-08-010
Commonly known as 4866 Porath

from the owner thereof and pay therefore the sum of \$14,000 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 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 \$14,000, 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. A40000, Account #401-6100-435.71-10, payable to the grantor, or their 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 4866 Porath; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Abraham, Darany, Hubbard, O'Donnell, Shooshanian and Tafelski (6). Nays: None. Absent: Sareini (1).

By O'Donnell supported by Abraham.

1-21-10. RESOLVED: That pursuant to Section 10.2(b) of the 2007 City Charter, the City Council hereby concurs in the Mayor's re-appointment of Debra A. Walling as Dearborn's Corporation Counsel; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Abraham, Darany, Hubbard, O'Donnell, Shooshanian and Tafelski (6). Nays: None. Absent: Sareini (1).

By O'Donnell supported by Shooshanian.

1-22-10. RESOLVED: That the Executive and Administrative Unit Salary Plan adopted September 16, 1980 by C.R. 9-863-80 be and is hereby amended pursuant to Civil Service Resolution No. 7294-09; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was adopted as follows: Yeas: Abraham, Darany, Hubbard, O'Donnell, Shooshanian and Tafelski (6). Nays: None. Absent: Sareini (1).

By Shooshanian supported by O'Donnell.

1-23-10. RESOLVED: That the City of Dearborn, in accord with Section 436.17 of the Michigan Liquor Control Act, does hereby approve the request of PIZZA HUT OF AMERICA, INC. (A DELAWARE CORPORATION) to transfer stock in a 2009 Class C licensed business, located at 2941 S. Telegraph Road, Dearborn, Michigan, 48124, Wayne County, by dropping Pepsi Cola Metropolitan Bottling Company, Inc. as stockholder through transfer of 1 share of stock to existing stockholder, Pizza Hut, Inc. in 1997; and transfer of all stock through transfer of 1319 shares of stock from Pizza Hut, Inc. to new stockholder, Pizza Hut West, Inc. in 2006 (Step 1); 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 adopted as follows: Yeas: Abraham, Darany, Hubbard, O'Donnell, Shooshanian and Tafelski (6). Nays: None. Absent: Sareini (1).

By Shooshanian supported by Darany.

1-24-10. RESOLVED: That the City of Dearborn, in accord with Section 436.17 of the Michigan Liquor Control Act, does hereby approve the request of PIZZA HUT OF AMERICA, INC. (A DELAWARE CORPORATION) to transfer all stock in a 2009 Class C Licensed Business, located at 2941 S. Telegraph, Dearborn, Michigan, 48124, Wayne County, through transfer of 1319 shares of stock from Pizza Hut West, Inc. to new stockholder Pizza Hut, Inc. (Step 2); 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 adopted as follows: Yeas: Abraham, Darany, Hubbard, O'Donnell, Shooshanian and Tafelski (6). Nays: None. Absent: Sareini (1).

By O'Donnell supported by Abraham.

1-25-10. RESOLVED: That the City of Dearborn, in accord with Section 436.17 of the Michigan Liquor Control Act, does hereby approve the request of PIZZA HUT OF AMERICA, INC. (A DELAWARE CORPORATION) to transfer stock in a 2009 Class C Licensed Business, located at 13136 Michigan, Dearborn, Michigan, 48126, Wayne County, by dropping Pepsi Cola Metropolitan Bottling Company, Inc. as stockholder through transfer of 1 share of stock to existing stockholder, Pizza Hut, Inc. in 1997; and transfer all stock through transfer of 1319 shares of stock from Pizza Hut, Inc. to new stockholder Pizza Hut West, Inc. in 2006 (Step 1); 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 adopted as follows: Yeas: Abraham, Darany, Hubbard, O'Donnell, Shooshanian and Tafelski (6). Nays: None. Absent: Sareini (1).

By O'Donnell supported by Darany.

1-26-10. RESOLVED: That the City of Dearborn, in accord with Section 436.17 of the Michigan Liquor Control Act, does hereby approve the request of PIZZA HUT OF AMERICA, INC. (A DELAWARE CORPORATION) to transfer all stock in a 2009 Class C Licensed Business, located at 13136 Michigan, Dearborn, Michigan, 48126, Wayne County, through transfer of 1319 shares of stock from Pizza Hut West, Inc. to new stockholder Pizza Hut, Inc. (Step 2); 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 adopted as follows: Yeas: Abraham, Darany, Hubbard, O'Donnell, Shooshanian and Tafelski (6). Nays: None. Absent: Sareini (1).

By Darany supported by Shooshanian.

1-27-10. RESOLVED: That receipt of a donation in the amount of \$1,000 from Mr. John Sczomak, Ph.D. to the City of Dearborn's Recreation 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 credit this money to the Dearborn Recreation Department's Fitness/Athletic Division, Distribution Account (Account #101-3012-365.90-00), 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: Abraham, Darany, Hubbard, O'Donnell, Shooshanian and Tafelski (6). Nays: None. Absent: Sareini (1).

By O'Donnell supported by Tafelski.

1-28-10. RESOLVED: That receipt of 19 Poinsettias as a gift from the Dearborn Farm Market to the City of Dearborn's Senior Services Division for the Senior Christmas Dance & Lunch held on December 16, 2009, is hereby acknowledged and accepted; be it further

RESOLVED: That this Council hereby extends its appreciation for the aforementioned gift to the donor.

The resolution was adopted as follows: Yeas: Abraham, Darany, Hubbard, O'Donnell, Shooshanian and Tafelski (6). Nays: None. Absent: Sareini (1).

By Darany supported by O'Donnell.

1-29-10. RESOLVED: That receipt of 15 Turkeys as a gift from the Hyatt Regency Staff to the City of Dearborn's Senior Services Division for people with low income for the holidays is hereby acknowledged and accepted; be it further

RESOLVED: That this Council hereby extends its appreciation for the aforementioned gift to the donor.

The resolution was adopted as follows: Yeas: Abraham, Darany, Hubbard, O'Donnell, Shooshanian and Tafelski (6). Nays: None. Absent: Sareini (1).

By Abraham supported by Darany.

1-30-10. RESOLVED: That receipt of a donation in the amount of \$1,500 from Ford Motor Company to the City of Dearborn for Dearborn's Homecoming 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 in the 2009 Homecoming 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: Abraham, Darany, Hubbard, O'Donnell, Shooshanian and Tafelski (6). Nays: None. Absent: Sareini (1).

By Tafelski supported unanimously.

1-31-10. WHEREAS: The Mayor and the Council have learned with sorrow of the passing of Kathleen Boyle, 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: Abraham, Darany, Hubbard, O'Donnell, Shooshanian and Tafelski (6). Nays: None. Absent: Sareini (1).

By Hubbard supported unanimously.

1-32-10. WHEREAS: The Mayor and the Council have learned with sorrow of the passing of Loreta P. Smith, 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: Abraham, Darany, Hubbard, O'Donnell, Shooshanian and Tafelski (6). Nays: None. Absent: Sareini (1).

By Hubbard supported unanimously.

1-33-10. WHEREAS: The Mayor and the Council have learned with sorrow of the passing of June Baumgardner, 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: Abraham, Darany, Hubbard, O'Donnell, Shooshanian and Tafelski (6). Nays: None. Absent: Sareini (1).

By Darany supported unanimously.

1-34-10. WHEREAS: The Mayor and the Council have learned with sorrow of the passing of Richard Mallad, 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: Abraham, Darany, Hubbard, O'Donnell, Shooshanian and Tafelski (6). Nays: None. Absent: Sareini (1).

There being no further business, upon a motion duly made, seconded, and adopted, the Council then adjourned at 7:44 P.M.

APPROVED:

THOMAS P. TAFELSKI
President of the Council

ATTESTED:

KATHLEEN BUDA
City Clerk