

REGULAR MEETING OF THE COUNCIL
OF THE
CITY OF DEARBORN

April 30, 2013

The Council convened at 7:31 P.M., President of the Council Thomas P. Tafelski presiding. Present at roll call were Councilmembers Abraham, Bazzy, Hubbard, O'Donnell, Sareini, Shooshanian and Tafelski. A quorum being present the Council was declared in session.

Father David Bechill of the Church of the Divine Child delivered the invocation.

By Hubbard supported by Shooshanian.

4-198-13. RESOLVED: That the minutes of the previous special meeting of April 8, 2013 and regular meeting of April 16, 2013, and the same are hereby approved as recorded and published.

The resolution was unanimously adopted.

By Bazzy supported by Hubbard.

4-199-13. RESOLVED: That Thursday, May 23, 2013 at 6:30 P.M. as the date and time for a Public Hearing on the City's proposed Fiscal Year 2013/2014 Budget.

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Bazzy supported by Shooshanian.

4-200-13. RESOLVED: That Ordinance No. 13-1390 be taken from the table and placed upon its final reading.

The Clerk then read Ordinance No. 13-1390, entitled, "An Ordinance to Amend Section 9.02 of Ordinance No. 06-1111 of the City of Dearborn" by rezoning a portion of the former Department of Public Works yard on South Telegraph Road north of Scott (part of parcel 82-09-292-03-036) the southerly 45 feet of the easterly 136 feet of the westerly 356 feet of Lot 2 and the easterly 136 feet of the westerly 356 feet of Lot 3, Robert M. Grindley's Subdivision No. 3 of Little Farms, from an Industrial A (Light Industrial District) to a Business C (General Business District) zoning classification.

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?"

4-200-13. Upon roll call the Ordinance was unanimously adopted.

By Bazzy supported by Hubbard.

4-201-13. RESOLVED: That Ordinance No. 13-1391 be taken from the table and placed upon its final reading.

The Clerk then read Ordinance No. 13-1391, entitled, "An Ordinance to Amend Section 9.02 of Ordinance No. 06-1111 of the City of Dearborn" by rezoning a portion of the former Department of Public Works yard on South Telegraph Road north of Scott (part of parcel 82-09-292-03-036) the easterly 136 feet of the westerly 356 feet of Lot 1 and the northerly 35 feet of the easterly 136 feet of the westerly 356 feet of Lot 2, Robert M. Grindley's Subdivision No. 3 of Little Farms, from an Industrial A (Light Industrial District) to a VPD (Vehicle Parking District - Class A Auto Dealer) zoning classification.

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?"

4-201-13. Upon roll call the Ordinance was unanimously adopted.

By Bazzy supported by Shooshanian.

4-202-13. RESOLVED: That Ordinance No. 13-1392 be taken from the table and placed upon its final reading.

The Clerk then read Ordinance No. 13-1392, entitled, "An Ordinance to Amend Section 9.02 of Ordinance No. 06-1111 of the City of Dearborn" by rezoning a portion of 2027 South Telegraph Road (Parcel 82-09-281-05-062) specifically the west 15 feet of the VP (Vehicle Parking District) to a Business C (General Business District) zoning classification.

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?"

4-202-13. Upon roll call the Ordinance was unanimously adopted.

By Bazzy supported by Hubbard.

4-203-13. RESOLVED: That Ordinance No. 13-1393 be taken from the table and placed upon its final reading.

The Clerk then read Ordinance No. 13-1393, entitled, "An Ordinance to Amend Article 17.00 of the Zoning Ordinance of the City of Dearborn, B-D, Downtown Business District, by Rescinding the Existing Sec. 17.06 and Adding a New Sec 17.06, entitled "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?"

4-203-13. Upon roll call the Ordinance was unanimously adopted.

By Bazzy supported by Hubbard.

4-204-13. RESOLVED: That Ordinance No. 13-1394 be taken from the table and placed upon its final reading.

The Clerk then read Ordinance No. 13-1394, entitled, "An Ordinance to Amend the Fire Prevention and Protection Chapter (Chapter 10) of the Code of the City of Dearborn by amending Sec. 10-7 Entitled 'Open Burning'."

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?"

4-204-13. Upon roll call the Ordinance was adopted as follows: Yeas: Abraham, Bazzy, Hubbard, Shooshanian and Tafelski (5). Nays: O'Donnell and Sareini (2). Absent: None.

By Bazzy supported by Shooshanian.

4-205-13. RESOLVED: That Ordinance No. 13-1395 be taken from the table and placed upon its final reading.

The Clerk then read Ordinance No. 13-1395, entitled, "An Ordinance to Amend the Offenses Chapter (Chapter 14) of the Code of the City of Dearborn by Amending Sec. 14-171 of Division 1A, Article IV (Medical Marijuana), Entitled 'Other Prohibited Conduct'."

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?"

4-205-13. Upon roll call the Ordinance was unanimously adopted.

Councilmember Hubbard introduced Ordinance No. 13-1396, entitled, "An Ordinance to Amend Section 9.02 of Ordinance No. 06-1111 of the City of Dearborn" by rezoning the property located at 2030 and 2040 S. Telegraph Rd. (parcels 82-09-292-03-026 and 82-09-292-03-027) from an Industrial A (Light Industrial District) to a Business C (General Business 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.

4-206-13. RESOLVED: That proposed Ordinance No. 13-1396 be laid on the table.

The resolution was unanimously adopted.

Councilmember Hubbard introduced Ordinance No. 13-1397, entitled, "An Ordinance to Amend Section 9.02 of Ordinance No. 06-1111 of the City of Dearborn" by rezoning the south 310 feet of parcel 82-09-132-01-105 (approximately 3 acres) from a Residential D (Multiple Family Residential District) to an OS (Business Office 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.

4-207-13. RESOLVED: That proposed Ordinance No. 13-1397 be laid on the table.

The resolution was unanimously adopted.

By Bazzy supported by Hubbard.

4-208-13. RESOLVED: That the vote on C.R. 4-152-13 awarding a contract to Ghafari Associates, LLC. in an amount not to exceed \$208,400 for Architecture and Engineering Services for the Dearborn Administration Center (DAC) be and is hereby reconsidered.

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

By Bazzy supported by Tafelski.

4-209-13. RESOLVED: That the proposed resolution awarding a contract to Ghafari Associates, LLC. in an amount not to exceed \$208,400 for Architecture and Engineering Services for the Dearborn Administration Center (DAC) be and is hereby tabled.

The resolution was unanimously adopted.

By Shooshanian supported by Bazzy.

4-210-13. WHEREAS: The City is eligible for contract pricing through the State of Michigan's Extended Purchasing Program, Contract No. 071B1300005 for the purchase of one (1) vehicle for the Police Department, and

WHEREAS: Gorno Ford, the authorized distributor for the State of Michigan, will supply this vehicle at a unit cost of \$25,624; therefore be it

RESOLVED: That a purchase order be awarded to Gorno Ford in the amount of \$25,624 for the purchase of one (1) vehicle for the Police Department; be it further

RESOLVED: That this purchase order shall be financed from the Fleet and Equipment Replacement Fund, Police Department, Capital Equipment, Operating Equipment Vehicle budget; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Bazzy supported by Shooshanian.

4-211-13. WHEREAS: The City of Dearborn currently has a contract as authorized by C.R. 5-234-12 with Univar USA for Mosquito Control Supplies, and

WHEREAS: The Purchasing Division has received a request from the Sewerage Division to purchase mosquito control supplies for Season 2013 prior to the expiration of the contract date of June 30, 2013, and

WHEREAS: The contract will be increased in the amount of \$26,664, bringing the new total of the contract to the amount of \$53,328; therefore be it

RESOLVED: That the contract with Univar USA for Mosquito Control Supplies be increased in the amount of \$26,664, bringing the total amount of the contract to \$53,328; be it further

RESOLVED: That this contract shall be charged to the Sewer Fund, Public Works, Sewerage Division, Operating Supplies budget; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Bazzy supported by Shooshanian.

4-212-13. WHEREAS: John Entenman of Dykema Gossett, PLLC, who specializes in labor law, has consulted for the City of Dearborn since October 1982, and

WHEREAS: It is estimated that legal actions and continued representation in hearings through June 30, 2013 (FY 13) will require an increase in the professional services agreement in the amount of \$40,000, and

WHEREAS: It is estimated that legal actions and continued representation in FY 14 will require an extension of the professional services agreement in the amount of \$75,000; therefore be it

RESOLVED: That the professional services agreement with Dykema Gossett, PLLC, is increased in the amount of \$40,000 for FY 13; be it further

RESOLVED: That the professional services agreement with Dykema Gossett, PLLC, is extended in the amount of \$75,000 for FY 14, contingent on the adoption of the FY 14 budget; be it further

RESOLVED: That in order to fund this professional services agreement, the City Council approves that the Finance Director is authorized to appropriate General Fund fund balance, as a transfer in the amount of \$40,000, to the Law Department General Fund, to be recognized and appropriated in the Legal Fees Account; be it further

RESOLVED: That this resolution shall be given immediate effect.

The resolution was unanimously adopted.

By Bazzy supported by Shooshanian.

4-213-13. WHEREAS: Council Resolution 1-50-13 authorized the sale of the following lots to NA Design Firm, Inc. for the construction of single-family homes:

| <u>Properties:</u> | <u>Minimum bid price:</u> |
|---|---------------------------|
| 5050 Horger - Lot 399, Maplewood Park Sub 40' x 131', Zoned Residential A, 82-10-182-26-004 | \$19,400 |
| <u>Horger</u> - Lot 13 and North ½ of Lot 14, Ardross Sub. 60' x 112', Zoned Residential A, 82-10-182-25-062 | \$24,000 |
| <u>Horger</u> - Lot 15 and South ½ of Lot 14, Ardross Sub. 60' x 112', Zoned Residential A, 82-10-182-25-061 | \$24,000 |
| <u>Horger</u> - Lot 16 and North ½ of Lot 17, Ardross Sub. 60' x 112', Zoned Residential A, 82-10-182-25-060 | \$24,000 |
| <u>Horger</u> - South ½ of Lot 17 and Lot 18, Ardross Sub. 60' x 112', Zoned Residential A, 82-10-182-25-059 | \$24,000 |

and

WHEREAS: NA Design Firm, Inc., by Nidal Arzouni offered to bid the minimum bid price for the lots from the leftover lot list, and

WHEREAS: All documents were prepared for the closing scheduled to take place on March 15, 2013, and

WHEREAS: On March 14, 2013, Lionel Bashore, attorney for NA Design Firm, Inc. contacted this office, requesting to assign NA Design Firm's purchase option to a newly formed company called ICONS, Inc., and

WHEREAS: Mr. Arzouni has partnered with Saleh Awada to form ICONS, Inc., and

WHEREAS: They wish to pursue the construction of the homes together under the new name, and

WHEREAS: ICONS, Inc. has not been responsible for the construction of new homes in the past. The company was formed in February 2013 for the purpose of participating in this Dearborn project, and

WHEREAS: It is recommended that the City Council approve NA Design Firm Inc.'s request to assign its purchase option to ICONS, Inc., provided the following conditions are met:

1. ICONS, Inc. may not reassign its purchase option or sell the vacant land without approval of the Dearborn City Council.
2. Closing of this transaction must take place on or before May 31, 2013; failure to close within this period shall result in the Resolution automatically being rescinded, deposit forfeited, and the sale declared null and void.
3. ICONS, Inc. must begin construction of single-family dwellings on each of the lots within one year of the date of the closing, in accordance with the City's Land Sales Guidelines.
4. If ICONS, Inc. wishes to sell the vacant properties during the 12-month period, ICONS, Inc. must first offer to resell the properties to the City for the purchase price, less 10%.
5. ICONS, Inc. accepts the properties "AS IS" and assumes all responsibility for soil testing and soil conditions.
6. Construction of single-family dwellings on these properties must begin within a 12-month period from the date of closing. Construction shall be deemed started when:
 - a. The plans have been approved by the Building and Safety Department, and
 - b. Building permits have been issued, and
 - c. Excavation of the basement/foundation is started.

If ICONS, Inc. fails to meet the construction deadlines, the City, in its sole discretion, may purchase the properties back at the original sale price, less 10%.

7. ICONS, Inc. must complete construction before building permits expire.
8. ICONS, Inc. agrees that, in constructing single-family dwellings, it shall comply with **all** zoning requirements, including, but not limited to, setback, lot coverage, and compatibility requirements of the Dearborn Zoning Ordinance.

ICONS, Inc. further acknowledges that this is a waiver of its right to seek a variance of these requirements.

9. ICONS, Inc. may not seek division or combination of any of the lots without prior approval from Dearborn City Council.
10. ICONS, Inc. must comply with Land Sale Guidelines.
11. ICONS, Inc. must pay administrative costs of \$500 for the document preparation to reflect ICONS, Inc. as the new buyer, payable at closing;

therefore be it

RESOLVED: That this Council does hereby determine to effect the sale to ICONS, Inc. the following parcels described as:

| <u>Properties:</u> | <u>Minimum bid price:</u> |
|---|---------------------------|
| 5050 Horger - Lot 399, Maplewood Park Sub 40' x 131', Zoned Residential A, 82-10-182-26-004 | \$19,400 |
| <u>Horger</u> - Lot 13 and North ½ of Lot 14, Ardross Sub. 60' x 112', Zoned Residential A, 82-10-182-25-062 | \$24,000 |
| <u>Horger</u> - Lot 15 and South ½ of Lot 14, Ardross Sub. 60' x 112', Zoned Residential A, 82-10-182-25-061 | \$24,000 |
| <u>Horger</u> - Lot 16 and North ½ of Lot 17, Ardross Sub. 60' x 112', Zoned Residential A, 82-10-182-25-060 | \$24,000 |
| <u>Horger</u> - South ½ of Lot 17 and Lot 18, Ardross Sub. 60' x 112', Zoned Residential A, 82-10-182-25-059 | \$24,000 |

and that the Mayor be and is hereby authorized to execute Deeds for said properties to ICONS, Inc. 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 ICONS, Inc. closing by May 31, 2013; be it further

RESOLVED: That the sale is contingent upon the satisfaction of the terms contained in the Purchase Agreements and in the conditions outlined above; be it further

RESOLVED: That the sale of the properties for the construction of new homes will serve a public purpose by revitalizing and stabilizing the neighborhood and by adding the properties to the tax rolls to generate revenue for the City; 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 this resolution be given immediate effect.

The resolution was unanimously adopted.

By Shooshanian supported by Hubbard.

4-214-13. WHEREAS: Hassan Darwish, who owns 14246 Barclay, Dearborn, MI, a single-family, registered rental with a valid C of O, and Rateb and Intesar Yousef, who own the vacant lot located at 14232 Barclay, Dearborn, MI 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: The Assessor's Department valued the City-owned unbuildable lot at 14238 Barclay at \$3,600, 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 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 this 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 this Council does hereby determine to effect the sale at a price of \$1,800 to Mr. Darwish of the parcel described as:

West 15 ft. of Lot 151, Williamson Sub., City of Dearborn, Wayne County, Michigan, as recorded in Liber 32, Page 65 of Plats, Wayne County records.

Tax I.D.: Part of 82-10-184-13-007

and to effect the sale at a price of \$1,800 to Mr. and Mrs. Yousef of the parcel described as:

East 15 ft. of Lot 151, Williamson Sub., City of Dearborn, Wayne County, Michigan, as recorded in Liber 32, Page 65 of Plats, Wayne County records.

Tax I.D.: Part of 82-10-184-13-007

be it further

RESOLVED: That the Mayor be and is hereby authorized to execute a deed for said land to Mr. Darwish and Mr. and Mrs. Yousef 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 Corporation Counsel and based upon Mr. Darwish and Mr. and Mrs. Yousef closing simultaneously within ninety (90) days of the effective date of this Resolution; be it further

RESOLVED: That the sale is contingent upon the satisfaction of the terms contained in the Purchase Agreement and compliance with the conditions set forth above; be it further

RESOLVED: That the sale of the property to expand lot sizes will serve a public purpose by revitalizing and stabilizing the neighborhood and by adding the property to the tax rolls to generate revenue for the City; 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 this resolution be given immediate effect.

The resolution was unanimously adopted.

By Hubbard supported by Shooshanian.

4-215-13. WHEREAS: Beginning August 5, 2012 through August 29, 2012, City-owned property was advertised for sale for four weeks in the Dearborn Press and Guide, the City's website, and on CDTV, and

WHEREAS: Among those parcels offered was the former DPW Yard located at 2020 South Telegraph Rd., and

WHEREAS: The minimum bid price for the property was \$176,000 and

WHEREAS: All bids were submitted in sealed envelopes and opened in City Council Chambers on August 29, 2012, and

WHEREAS: Two bids were received on this property as follows:

- | | | |
|----|--------------------|-----------|
| 1. | Michael LaFontaine | \$200,666 |
| 2. | Pat Klein, LLC | \$ 5,000 |

and

WHEREAS: The Pat Klein, LLC bid was rejected because it did not meet the minimum bid price, and

WHEREAS: Michael LaFontaine was the highest bidder for the property, but conditioned his offer on the satisfactory completion of an environmental investigation and receipt of a permit from the Michigan Department of Transportation (MDOT) to use part of the existing Telegraph Road right-of-way, and

WHEREAS: Mr. LaFontaine is satisfied with the results of the environmental investigation and was able to obtain MDOT approval to encroach on its property, at a cost of \$14,360, and

WHEREAS: Mr. LaFontaine has requested that the purchase price be reduced from \$200,666 to \$186,306 to reflect the cost of the MDOT licensing fee, and

WHEREAS: If approved, the reduction in price still results in a bid price higher than the minimum bid price and does not affect any other bidders since there weren't any other qualified bidders for the property, and

WHEREAS: Mr. LaFontaine has represented that he plans to use a portion of the property for inventory parking of new vehicles. The building and land immediately adjacent may be leased to Shamrock Motors (neighboring business) for indoor storage and maintenance of vehicles, and

WHEREAS: Michael LaFontaine has been informed and agrees to the following conditions applicable to the proposed sale:

1. Purchaser may not assign his purchase option or sell the vacant land without approval of the Dearborn City Council.
2. Closing of this transaction must take place within 90 days of the date of the 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 the sale declared null and void.
3. The purchaser accepts the property "AS IS" and assumes all responsibility for soil testing and soil conditions.
4. Any requests to split the property or to combine the property with any other property must submit to and approve by the Corporation Counsel and the City Assessor.
5. Purchaser acknowledges that there may be building and use restrictions, easements, and/or ordinance and regulations which may affect the use of the property. Purchaser must waive any right to seek any variances.
6. If Purchaser defaults on any term of the offer to Purchase or any conditions set forth in the Council Resolution approving the sale, the City may exercise the right to purchase the property back from Purchaser for the original sale price, less 10%.
7. The sale is contingent upon Purchaser obtaining approval from MDOT for existing encroachments.

and

WHEREAS: The City has no further need for said land and this 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, and

WHEREAS: In order to meet landscaping requirements within the City's Zoning Ordinance, MDOT has required Mr. LaFontaine to execute an "Adopt-A-Landscape" application since part of the landscaping will be in the encroachment area, and

WHEREAS: It is recommended that the Zoning Administrator be authorized to sign, on behalf of the City of Dearborn, the Adopt-A-Landscape Community Support document, approving the landscaping site plan information provided by Mr. LaFontaine, and

WHEREAS: It is also the recommendation of Corporation Counsel that City Council accepts the offer of Michael LaFontaine to purchase 2020 S. Telegraph for the price of \$186,306; be it therefore

RESOLVED: That this Council does hereby determine to effect the sale of the parcel described as:

The Easterly 136 feet of the Westerly 356 feet of Lots 1, 2 and 3 Robert M. Grindley's Sub. No. 3, as recorded in Liber 29, Page 45 of Plats, Wayne County Records.

Commonly known as 2020 South Telegraph Rd.
Tax I.D. No. 82-09-292-03-036

to Michael LaFontaine or LML Dearborn, LLC (an entity for which he is a member), for \$186,306; be it further

RESOLVED: That the Mayor be and is hereby authorized to execute a Deed for said land to Michael LaFontaine or LML Dearborn, LLC (an entity for which he is a member), 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 Corporation Counsel and based upon the closing taking place within ninety(90)days of the effective date of this Resolution; be it further

RESOLVED: That the sale is contingent upon the satisfaction of the terms contained in the Purchase Agreement; be it further

RESOLVED: That 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 Zoning Administrator is authorized to sign, on behalf of the City of Dearborn, the Adopt-A-Landscape Community Support document, approving the landscaping site plan information provided by Mr. LaFontaine; be it further

RESOLVED: That the City has no further need for said land and this 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 further

RESOLVED: That the sale of this property serves a public purpose by selling property that the City no longer utilizes and by adding the property to the tax rolls to generate revenue for the City; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Hubbard supported by Shooshanian.

4-216-13. WHEREAS: Mr. and Mrs. Rababeh were the high bidders for the 12 adjoining vacant lots located on Miller Road that were advertised for sale in August 2000, and

WHEREAS: The minimum bid price for the property was \$60,000. The Rababeh's bid was for \$104,785.25, and

WHEREAS: Council Resolution 11-853-00 authorized the sale of the vacant lots on Miller Rd. to Mr. and Mrs. Rababeh to construct a multi-family unit housing project compatible with the R-E zoning and the surrounding Miller Road neighborhood on this property, and

WHEREAS: Council Resolution 2-129-02 approved Mr. and Mrs. Rababeh's request for a six-month extension in which to build on these lots, and

WHEREAS: The Rababeh's built on only a portion of the lots that they purchased, and

WHEREAS: There are single family attached dwelling units located on lots 101-106, and

WHEREAS: Lots 107-112 remain vacant, and

WHEREAS: All of the 12 lots were originally platted as 20' x 90' lots, but in 2002, were re-slip into (6) 20' x 90' lots and (4) 30' x 90' lots to accommodate the attached dwelling units, and

WHEREAS: The Council Resolution authorizing the Rababeh's to buy the property for new construction also required them to obtain City Council approval if they wished to sell the vacant lots, and

WHEREAS: On March 20, 2013, the Rababeh's submitted a letter to the Department of Law requesting to sell the vacant lots since they do not have the funds to construct more buildings, and

WHEREAS: Since the lots have remained vacant for several years, it is the recommendation of Corporation Counsel that City Council approves Mr. and Mrs. Rababeh's request to sell lots 107-112 on Miller Road to another purchaser; therefore be it

RESOLVED: That this Council approves the request of Mr. and Mrs. Rababeh to sell the following vacant lots located on Miller Road to another purchaser:

Lots 107-112, Robert Oakman's Oakman Blvd. and Miller Ave. Sub., City of Dearborn, MI. Wayne County, Michigan, as recorded in Liber 54, page 44 of Plats, Wayne County records.

Tax ID Nos. 82-10-083-14-050
82-10-083-14-051
82-10-083-14-052
82-10-083-14-053
82-10-083-14-054

be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Bazzy supported by Shooshanian.

4-217-13. WHEREAS: The City of Dearborn filed a foreclosure action against the owner of 5430 Kenilworth, Ali Hassan Al-Saheb, for delinquent taxes owed to the City in the amount of \$4,747.72 for tax years 2009, 2010, and 2011, and

WHEREAS: The City of Dearborn pursued foreclosure on the property rather than Wayne County because Mr. Al-Saheb had purchased 5430 Kenilworth from the State of Michigan Land Bank, and

WHEREAS: Pursuant to the Land Bank Fast Track Authority Act and the Tax Reverted Clean Title Act, the City may collect the accrued eligible tax reverted property specific taxes after a lien is placed on the property, and

WHEREAS: Mr. Al-Saheb requested that the City accept a deed to the property in lieu of making payment for the taxes owed and in exchange for dismissal of the foreclosure action, and

WHEREAS: Currently, Mr. Al-Saheb owes \$5,936.85 to the City. The Assessor's land value range for the property is \$10,000-\$15,000. The lot size for 5430 Kenilworth is 35' x 111', and

WHEREAS: Since the City owns the adjacent vacant lot at 5438 Kenilworth, it would be beneficial for the City to accept the deed to 5430 Kenilworth. The City may combine the vacant lots for new construction or otherwise hold the lots for future development, and

WHEREAS: It is recommended that the City Council accept the deed to 5430 Kenilworth in lieu of the payment of taxes owed and in exchange for the City's dismissal of the legal action against Mr. Al-Saheb once clear title to 5430 Kenilworth is conveyed to the City; therefore be it

RESOLVED: That the City accepts the deed to the vacant property at 5430 Kenilworth, Dearborn, MI. through the Neighborhood Stabilization Program (C05500) in lieu of the payment of taxes owed and in exchange for the City's dismissal of the legal action against Mr. Al-Saheb once clear title to 5430 Kenilworth is conveyed to the City; be it further

RESOLVED: That the acquisition of 5430 Kenilworth serves a public purpose by accepting the property which has value in lieu of losing the taxes owed by Mr. Al-Saheb; be it further

RESOLVED: That the acquisition of 5430 Kenilworth serves a public purpose and its acquisition supports the spirit and intent for which the Neighborhood Stabilization Program was created; be it further

RESOLVED: That the City of Dearborn hereby accepts the deed to the vacant property located at 5430 Kenilworth in the City of Dearborn legally described as:

Lot 707, Ardross Sub. No. 2, City of Dearborn, Wayne County Michigan, as recorded in Liber 39, Page 2 of Plats, Wayne County Records.

Commonly known as vacant lot at 5430 Kenilworth
Tax I.D. 82-10-182-03-015

be it further

RESOLVED: That funding for this purchase and subsequent costs will be from the Neighborhood Stabilization Program, C05500; be it further

RESOLVED: That the Corporation Counsel or her designee is authorized to execute documents on behalf of the City of Dearborn for to effectuate this transaction; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Shooshanian supported by Bazzy.

4-218-13. WHEREAS: Hassan Kabalan (5031 Ternes, Dearborn), subject to the requirements for participation in the First-Time Homebuyer Program (CR# 2-108-12, as amended), has offered to purchase the renovated residential property at 7529 Steadman at a sale price of \$55,000, and

WHEREAS: The First-Time Homebuyer Program provides homebuyer financial assistance (affordability discount and down payment or closing cost assistance) that will be provided in the form of a zero-interest, deferred loan secured by a program mortgage and note that is due in upon sale, transfer, or other default of the conditions for assistance, and,

WHEREAS: The Sale is conditioned on the following:

1. The selected homebuyers agree to own and occupy the property as their primary residence.
2. The selected homebuyers will execute a program mortgage and note to secure the HUD-NSP homebuyer financial assistance amount.
3. The selected homebuyers accept the property "AS IS."
4. The selected homebuyers may not assign their Purchase option.
5. Closing of this transaction must take place within one hundred twenty (120) days of the effective closing 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, and the sale declared null and void.

and,

WHEREAS: Council believes that this offer is reasonable and is in accordance with the spirit and intent of the First-Time Homebuyer Program; be it therefore

RESOLVED: That this Council does hereby determine to affect the sale at a price of \$55,000 to Hassan Kabalan of the residential property described as:

Lot 478 Robt Oakman Land Cos Warren Grove Sub, City of Dearborn, Wayne County, Michigan. As recorded in Liber 40, Page 91 of Plats, Wayne County Records.

Commonly known as 7529 Steadman
Tax ID No. 82-10-063-25-024

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 sale of 7529 Steadman; be it further

RESOLVED: That the Mayor be and is hereby authorized to execute a Warranty Deed for said residential property to Hassan Kabalan upon delivery to the City of the net purchase price (above purchase price less homebuyer financial assistance), executed program mortgage and note, and full compliance with the conditions outlined above, subject to adjustments, if any, as shown on the Closing Statement reviewed by Corporation Counsel; be it further,

RESOLVED: That the proceeds of this transaction shall be deposited to the Community Development Fund (283) Project No. C07700; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Hubbard supported by Shooshanian.

4-219-13. RESOLVED: That the Director of Finance be and is hereby authorized and directed to appropriate General Fund fund balance in the amount of \$75,000 as a contribution to the Golf Course Fund and recognize and appropriate the same in the Golf Course Fund; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Bazzy supported by Hubbard.

4-220-13. WHEREAS: The City of Dearborn, University of Michigan-Dearborn (UM-D), the Michigan Department of Transportation (MDOT), Wayne County, the Union at Dearborn (student housing), Ford Land and the Henry Ford Health System have been working diligently on the planning and design of a non-motorized trail connecting the UM-D Main Campus to the Union at Dearborn student housing and extending through the Fairlane Town Center to connect the UM-D Main and Fairlane Campuses, and

WHEREAS: All of the involved parties have now agreed on the final project scope and budget of \$761,000 to complete the trail in two phases during the 2013 construction season, and

WHEREAS: The first phase of this project was authorized by C.R. 6-314-12 to provide \$200,000 from the Major Street and Trunkline Fund for design services and the Evergreen signalized pedestrian crossing; therefore be it

RESOLVED: That the Dearborn City Council authorizes an additional \$50,000 to complete the Hubbard Drive pedestrian crossing and provide matching funds for the MDOT federal grant to complete this project; be it further

RESOLVED: That these funds will increase the capital improvement project in the Major Street and Trunkline Fund by \$50,000 to \$250,000 to complete this non-motorized trail from the UM-D Main Campus across Evergreen Road to the Union at Dearborn student housing, then extending through the Fairlane Town Center to a second signalized pedestrian crossing of Hubbard Drive at Beechtree Lane, then connecting to the entrance of the UM-D Fairlane Campus; be it further

RESOLVED: That the Mayor is authorized to execute the MDOT matching grant agreement, the necessary easement agreements, and the UM-D agreement for this project subject to review and approval by Corporation Counsel; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Hubbard supported by Shooshanian.

4-221-13. WHEREAS: Council Resolution No. 5-329-09 authorized the City of Dearborn to enter into an inter-local agreement defining its membership and participation in the Wayne County HOME Consortita, and

WHEREAS: The City of Dearborn's share of the consortium's 2012-13 funding allocation from the US Department of Housing and Urban Development HOME Investment Partnerships Program is \$317,687, plus any program income that may be generated by program activities, and

WHEREAS: HUD Home Program regulations require a twenty-five percent local match (\$79,421.75), and

WHEREAS: Council Resolution 11-739-08 stipulates that proceeds from the resale of property acquired through locally funded Neighborhood Stabilization Program Project C05500 will be automatically budgeted and appropriated to Project C05500. If any such property is donated to the HOME Program, the proceeds from that donation/resale transaction shall be zero; be it therefore

RESOLVED: That the Director and Assistant Department Head of the Economic and Community Development Department are designated as authorized signatories for plans, applications, agreements, amendments, reports and documents related to this program; be it further

RESOLVED: That the Economic and Community Development Department is authorized to administer program activities and subrecipient agreements; be it further

RESOLVED: That the Director of Finance is hereby authorized to recognize program revenue and appropriate a like amount in the Community Development Fund Wayne County HOME Consortia Project C08000 as received; be it further

RESOLVED: That city-owned residential property that is suitable for renovation and resale may be donated to the HOME Program to satisfy local match requirements; be it further

RESOLVED: That when a city-owned property is donated to the HOME Program, the proceeds from the future resale of that property shall become income to the HOME Program; be it further

RESOLVED: That the Director of Finance may automatically establish a revenue budget and corresponding appropriations in the Community Development Fund project C08000 based upon program income that is generated by HOME Program activities; be it further

RESOLVED: That the Finance Department is hereby authorized to recognize, appropriate, receive and disburse funds as authorized under this resolution; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Bazzy supported by Hubbard.

4-222-13. WHEREAS: The Fire Department's Office of Emergency Management is grant funded up to 50% of salary and fringe benefits with Emergency Management Performance Grant, (EMPG), and

WHEREAS: The State has recognized additional funds from years 2010 and 2011 to pass back down to the local P.A.390 communities, Dearborn is one on them, and

WHEREAS: The Fire Department is requesting that the Finance Director be authorized to recognize the \$24,049 in the Police Department budget account 101-2420-330-01.50 Federal Revenue-Civil Preparedness account; be it therefore

RESOLVED: That the Finance Director be and is hereby authorized to recognize the Emergency Management Performance Grant in the amount of \$24,049 in the Police Department budget account 101-2420-330-01.50 Federal Revenue-Civil Preparedness account; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Hubbard supported by Bazzy.

4-223-13. WHEREAS: The Director of Recreation & Parks is requesting that the City Council direct the Finance Director to recognize and appropriate for expenditure restitution payments in the total amount of \$5,549.32 for playground equipment vandalized at Lapeer Park, and

WHEREAS: In early 2012, a playground equipment structure was vandalized at Lapeer Park. Thanks to the assistance of nearby park residents, the juveniles were identified and ordered to make restitution payments by the 19th District Court (Hearing/Case #'s 19110143 & 19110154). A quote has been secured from Miracle of Michigan & Indiana (playground equipment manufacturer) to purchase the necessary repair parts, and a purchase order will be issued upon City Council approval of this request, and

WHEREAS: The restitution payments in the total amount of \$5,549.32 have been credited to the General Fund, Recreation & Parks Department, Playgrounds Division, Distribution Account # 101-3014-366.05-00; be it therefore

RESOLVED: That the Finance Director be and is hereby authorized to recognize and appropriate expenditure restitution payments in the total amount of \$5,549.32 for playground equipment vandalized at Lapeer Park; be it further

RESOLVED: That the restitution payments in the total amount of \$5,549.32 be credited to the General Fund, Recreation & Parks Department, Playgrounds Division, Distribution Account # 101-3014-366.05-00; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Hubbard supported by Bazzy.

4-224-13. RESOLVED: That City Council hereby re-appoints Margaret Schaefer, to the Civil Service Commission for a term ending June 30, 2017; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Bazzy supported by Shooshanian.

4-225-13. WHEREAS: B.L.S. Properties, L.L.C. has granted permission for the City to utilize its parking lot outside the Kroger store located at 15255 Michigan Avenue, Dearborn, Michigan for the staging of the units that are participating the City's Memorial Day Parade, and

WHEREAS: The City will use the parking lot on Monday May 27, 2013 from 8:30 a.m. - 12:00 p.m., and

WHEREAS: The Kroger parking lot is an easily accessible and conveniently located area to stage the parade, and

WHEREAS: It is recommended by Corporation Counsel that the Dearborn City Council authorize the Mayor to sign the hold harmless agreement on behalf of the City of Dearborn; be it therefore

RESOLVED: That the Mayor is authorized to enter into a hold harmless agreement with B.L.S. Properties, L.L.C. for the purpose of staging the City's Memorial Day Parade on Monday, May 27, 2013; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Hubbard supported by Shooshanian.

4-226-13. WHEREAS: The 19th District Court bargaining unit and the Chief Labor Negotiator have agreed to extend the collective bargaining agreement, currently effective from July 1, 2010 through June 30, 2014, to June 30, 2015, and

WHEREAS: There will be no wage increase and no change to other terms and conditions of the contract; be it therefore

RESOLVED: That the 19th District Court Collective Bargaining Unit Agreement is hereby extended thru June 30, 2015; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Hubbard supported by Shooshanian.

4-227-13. RESOLVED: That the Agreement between the City and the Municipal Workers of Dearborn (MWD) be and is hereby amended pursuant to Civil Service Resolution No. 7579-13 thru June 30, 2015; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Bazzy supported by Hubbard.

4-228-13. RESOLVED: That the Executive and Administrative Unit Salary Plan adopted Sept. 16, 1980 by C.R. 9-863-80 be and is hereby amended pursuant to Civil Service Resolution No. 7581-13, effective May 19, 2013; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Shooshanian supported by Hubbard.

4-229-13. WHEREAS: The Employer, the City of Dearborn established the City of Dearborn Cafeteria Plan (the "Plan") effective July 1, 1998 and restated effective July 1, 2003 and July 1, 2010, and

WHEREAS: Sec. 1.125-1(a)5) defines "premium only plan", and

WHEREAS: Sec. 1.125-1(o)4) defines rules associated with non-elective and elective paid time off and provides that, in general, a cafeteria plan is permitted to include elective paid time off (that is, vacation days, sick days or personal days) as a permitted taxable benefit through the plan by permitting employees to receive more paid time off than the employer otherwise provides to the employees on a non-elective basis, but only if the inclusion of elective paid time off through the plan does not operate to permit the deferral of compensation, and

WHEREAS: Sec. 1.125-1(o) (4) does permit non-elective paid time off exchange for accident and health insurance premiums where the cafeteria plan's terms and operations do not violate the prohibition against deferring compensation, and

WHEREAS: Effective July 1, 2013 the Employer desires to amend the Plan as set forth below:

1. In general, the City shall allow employees to sell Paid Time Off days (and vacation days) in exchange for healthcare premium contributions, required to be paid by employees under P.A. 152, as long as the right to sell Paid Time Off or vacation days is in accordance with the terms within their respective collective bargaining agreements; and
2. The terms under City's collective bargaining agreements comply with the rules set forth under Sec. 1.125-1(o) (4) governing paid-time off/vacation days.

therefore, be it

RESOLVED: That This Plan is amended by the signature of the officer/person authorized to take any and all action as may be necessary to effectuate this Amendment; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Bazzy supported by Shooshanian.

4-230-13. WHEREAS: The Employer (the City of Dearborn) established the City of Dearborn Cafeteria Plan (the "Plan") effective July 1, 1998 and restated effective July 1, 2003 and July 1, 2010, and

WHEREAS: In the interim regulations issued on December 28, 2012 providing guidance to the application of Sec. 4980H under the Patient Protection and Affordable Care Act ("PPACA") (Pub.L.No.111-148, enacted March 23, 2010), the IRS acknowledges that many employers offer health plans to employees through salary reduction under a Section 125 cafeteria plan. Generally, cafeteria-plan elections must be made before the start of the plan year (July 1st) and are irrevocable during the plan year, unless the employer has written its cafeteria-plan document to allow employees to make mid-year election changes in certain circumstances, such as for IRS-sanctioned change-in-status events, and

WHEREAS: In 2014 and beyond, employees covered under their employer's health plan and paying required premium contributions with pretax dollars under their employer's fiscal-year cafeteria plan (i.e., non-calendar-year cafeteria plan) may wish to enroll in coverage through a **public exchange** (Federal or State Exchange established under PPACA) and discontinue their employer's coverage, and

WHEREAS: Currently the availability of health plan coverage through a public exchange's individual marketplace beginning in 2014 does not constitute a change in status under IRS Reg. Section 1.125-4, which governs permitted election changes and, as a result, absent transition relief, employees would not be permitted to revoke their pretax elections for health plan coverage during the fiscal-year cafeteria plan and instead purchase coverage through an exchange or, conversely, to avoid the individual mandate penalty, employees not covered under their employer's health plan may wish to enroll in the employer's plan beginning after December 31, 2013, and

WHEREAS: IRS is providing transition relief from election change rules with respect to pretax elections under a cafeteria plan for an employer-provided accident and health plan with a fiscal year beginning in 2013. This transition relief applies only to an employee's ability to start, stop, increase or a decrease pretax contribution for accident and health coverage offered through a fiscal-year cafeteria plan beginning in 2013 and does not apply to mid-plan-year election changes with respect to any other qualified benefit offered through a cafeteria plan, and

WHEREAS: Effective July 1, 2013 the Employer desires to amend the Plan as set forth below:

1. An applicable large employer is permitted, at its election, to amend its written fiscal-year cafeteria plan to permit either or both of the following mid-plan-year changes in an employee's pretax elections.
2. An employee who elected to salary-reduced through the cafeteria plan for accident and health plan coverage with a fiscal plan year beginning in 2013 is allowed to prospectively revoke or change his or her election with respect to the accident and health plan **once** during that plan year, without regard to whether the employee experienced a recognized change-in-status event, as described in IRS Reg. Section 1.125-4.

therefore be it

RESOLVED: That this Plan is amended by the signature of the officer/person authorized to take any and all action as may be necessary to effectuate this Amendment.

be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Hubbard supported by Shooshanian.

4-231-13. WHEREAS: Home Rehabilitation Program Guidelines dated June 20, 2011 were authorized by Council Resolution 6-346-11, and

WHEREAS: The Economic and Community Development Department has analyzed and evaluated the current program and recommends modifications to the program guidelines; therefore be it

RESOLVED: That revised Home Rehabilitation Program Guidelines are adopted as presented; be it further

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

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Shooshanian supported by Bazzy.

4-232-13. RESOLVED: That Saint Sebastian Parish be and they are hereby granted permission to conduct their Annual Spring Festival and Parade over the weekend of May 17-19, 2013, subject to all applicable ordinances and the rules and regulations of the Police Department; be it further

RESOLVED: That the parade held on Saturday May 18, 2013 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 Carlisle; east on Carlisle 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 & Parks 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 costs, resulting from the provision of the materials and services listed above for the 2013 Spring Festival and Parade; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Bazzy supported by Hubbard.

4-233-13. RESOLVED: That Green Brain Comics be and they are hereby granted permission to conduct the "Green Brain Free Comic Book Day" Event in the City-owned parking lot located north-west of Michigan Avenue and Jonathon on Saturday, May 4, 2013 from 10:00 A.M. to 8:00 P.M., subject to all applicable ordinances, and the rules and regulations of the Police Department; be it further

RESOLVED: That City Council hereby authorizes the closure of the City-owned parking lot, located north-west of the Michigan Avenue and Jonathon intersection from 8:00 P.M. on Friday, May 3, 2013 to approximately 12:00 P.M. on Sunday, May 5, 2013; be it further

RESOLVED: That City Council hereby grants permission to Green Brain Comics to erect a non-staked tent in the City-owned parking lot and authorizes assistance from the Police Department with beat patrol spot checks for the duration of the event; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Bazzy supported by Shooshanian.

4-234-13. RESOLVED: That the Mayor be and is hereby authorized to enter into a contract with Gail & Rice, Inc. (Talent Agency) in the amount of \$40,000 on behalf of the City of Dearborn and Dearborn Community Fund to furnish the entertainment/artist(s) services of Blues Traveler for the 2013 Dearborn Homecoming Festival; therefore be it

RESOLVED: That the Dearborn Community Fund is financially responsible for all festival costs and will be paying the artists(s) performance fee of \$40,000; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Bazzy supported by Shooshanian.

4-235-13. WHEREAS: The West Dearborn Downtown Development Authority wishes to provide entertainment in the West Dearborn Downtown District from June 14, 2013 to August 23, 2013, and

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

RESOLVED: That the West Dearborn Downtown Development Authority is hereby granted permission to conduct these concerts on the Bryant Library grounds, which is a public site; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Sareini supported by Abraham.

4-236-13. RESOLVED: That all quotes received for Urgent Sewer Repair for 7746 Freda are hereby rejected except the bid of FTL Construction in the estimated total amount of \$30,000, that the aforementioned bid is hereby accepted, that the Mayor is hereby authorized to execute a formal contract upon the approval of the Cooperation Council; 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, Public Works, Repair and Maintenance budget; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

There being no further business, upon a motion duly made, seconded, and adopted, the Council then adjourned at 8:31 P.M.

APPROVED:

President of the Council

ATTESTED:

City Clerk