

REGULAR MEETING OF THE COUNCIL  
OF THE  
CITY OF DEARBORN

May 6, 2014

The Council convened at 7:34 P.M., President of the Council Susan Dabaja presiding. Present at roll call were Councilmembers Abraham, Sareini, Shooshanian, Tafelski and President of the Council Dabaja; absent, Bazy and O'Donnell. A quorum being present, the Council was declared in session.

Reverend Joel Basely of the Church of the Emmanuel Lutheran delivered the invocation.

By Shooshanian supported by Tafelski.

5-200-14. RESOLVED: That the minutes of the previous regular meeting of April 15, 2014 and the same are hereby approved as recorded and published.

The resolution was unanimously adopted.

By Tafelski supported by Shooshanian.

5-201-14 RESOLVED: That Ordinance No. 14-1423 be taken from the table and placed upon its final reading.

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

The Clerk then read Ordinance No. 14-1423 entitled, "An Ordinance to Amend Section 2-365 of the Administration Chapter (Chapter 2) of the Code of the City of Dearborn entitled 'Recreation and Parks Commission'."

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?"

5-201-14 Upon roll call the Ordinance was adopted as follows: Yeas: Abraham, Dabaja, Sareini, Shooshanian and Tafelski (5). Nays: None. Absent: Bazy and O'Donnell (2).

Councilmember Sareini introduced Ordinance No. 14-1424, entitled, "An Ordinance to Amend the Zoning Ordinance of the City of Dearborn by amending Article 33.00, Section 33.03, entitled 'Responsibilities and Authority of the Planning Commission'."

The Clerk read the Ordinance by title.

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

By Tafelski supported by Shooshanian.

5-202-14. RESOLVED: That proposed Ordinance No. 14-1424 be laid on the table.

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

Councilmember Tafelski introduced Ordinance No. 14-1425, entitled, "An Ordinance to Amend the City of Dearborn Employees Retirement System (Chapter 22)."

The Clerk read the Ordinance by title.

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

By Sareini supported by Tafelski.

5-203-14. RESOLVED: That proposed Ordinance No. 14-1425 be laid on the table.

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

Councilmember Tafelski introduced Ordinance No. 14-1426, entitled, "An Ordinance to Amend the Water and Sewers Chapter (Chapter 19) of the Code of the City of Dearborn by adding Section 19-42, entitled 'Protection of Landlord, Notice of Lease, and Security Deposit'."

The Clerk read the Ordinance by title.

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

By Shooshanian supported by Sareini.

5-204-14. RESOLVED: That proposed Ordinance No. 14-1426 be laid on the table.

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

Councilmember Tafelski introduced Ordinance No. 14-1427, entitled, "An Ordinance to Amend the Water and Sewers Chapter (Chapter 19) of the Code of the City of Dearborn by amending Article 1 entitled 'In General'."

The Clerk read the Ordinance by title.

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

By Sareini supported by Shooshanian.

5-205-14. RESOLVED: That proposed Ordinance No. 14-1427 be laid on the table.

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

By Sareini supported by Shooshanian.

5-206-14. RESOLVED: That the Finance Department is hereby authorized to establish an Expendable Trust Account for the construction inspection within the public easement/road rights of way at 24073 Michigan project in the amount of \$7,500 to fund engineering and administrative services performed by city personnel in connection with the proposed Water Main Construction at Dearborn Hotels - 24073 Michigan Avenue, Job No. 2014-074; be it further

RESOLVED: That the Engineering staff will monitor the Expendable trust account during the execution of the construction. If it is determined that the Expendable Trust amount of \$7,500 is about to be exhausted and the construction is not complete, the Engineering Division staff will request that the developer replenish the escrow funds; be it further

RESOLVED: That at project completion, exact engineering, construction, inspection and overhead costs will be determined and any difference between actual costs and the deposit will be refunded/charged at that time; be it further

RESOLVED: That this resolution be given immediate effect.

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

By Sareini supported by Shooshanian.

5-207-14. RESOLVED: That all bids received for Dearborn Intermodal Passenger Rail Station Restaurant Site Lease are hereby rejected except the bid of Tim Donut d/b/a Tim Hortons in a total amount of revenue value of \$862,000 for a twenty (20) year agreement term, that the aforementioned bid is hereby accepted, that the Mayor is hereby authorized to execute a formal contract upon the approval of the Department of Law; provided however, that all of the specifications and instructions in the bid have been fully complied with; be it further

RESOLVED: That this is a revenue contract, the value of which is \$862,000 for the twenty (20) year term of the agreement; be it further

RESOLVED: That this resolution be given immediate effect.

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

By Sareini supported by Tafelski.

5-208-14. RESOLVED: That all bids received for Publication of Official City Notices and Records are hereby rejected except the bid of Heritage Newspapers DBA Press & Guide in an amount not to exceed \$15,000, that the aforementioned bid is hereby accepted, that the Mayor is hereby authorized to execute a formal contract upon the approval of the Department of Law; provided however, that all of the specifications and instructions in the bid have been fully complied with; be it further

RESOLVED: That the contract shall be for a term of one (1) year with two (2) one-year renewal options; be it further

RESOLVED: That this contract shall be financed from the General Fund-Publishing budget in the amount of \$5,000 for FY14 and \$10,000 for FY15 with FY15 purchases contingent upon budget adoption; be it further

RESOLVED: That this resolution be given immediate effect.

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

By Tafelski supported by Shooshanian.

5-209-14. RESOLVED: That all bids received for Geotechnical Testing and Testing for Construction Projects are hereby rejected except the bid of Professional Services Industries, Inc. in an amount not to exceed \$214,125, that the aforementioned bid is hereby accepted, that the Mayor is hereby authorized to execute a formal contract upon the approval of the Department of Law; provided however, that all of the specifications and instructions in the bid have been fully complied with; be it further

RESOLVED: That the contract shall be for a term of one (1) year with two (2) one-year renewal options at the same terms, conditions and pricing for a possible term total of \$642,375. Renewal options are contingent upon satisfactory performance of the vendor; be it further

RESOLVED: That this contract shall be financed from the established City-wide project budgets contingent upon available budget; be it further

RESOLVED: That this resolution be given immediate effect.

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



By Sareini supported by Shooshanian.

5-210-14. RESOLVED: That all bids received for integrated Library System Upgrade are hereby rejected except the bid of SirsiDynix in an amount not to exceed \$527,765, that the aforementioned bid is hereby accepted, that the Mayor is hereby authorized to execute a formal contract upon the approval of the Department of Law; provided however, that all of the specifications and instructions in the bid have been fully complied with; be it further

RESOLVED: That this contract shall be financed from the Information Systems Fund, MIS, Capital Software budget, Project ZT5101, for the first year with the remaining six years budgeted in the Library Fund operating budget as a subscription service. Future funding will be contingent upon adoption of the respective budgets; be it further

RESOLVED: That this resolution be given immediate effect.

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

By Tafelski supported by Sareini.

5-211-14. RESOLVED: That all bids received for Camp Dearborn Police services are hereby rejected except the bid of Oakland County Sheriff's Department in an amount not to exceed \$514,592.48 (first season: \$168,849.60; second season: \$171,162.80; and third season: \$174,580.08), that the aforementioned bid is hereby accepted, that the Mayor is hereby authorized to execute a formal contract upon the approval of the Department of Law; provided however, that all of the specifications and instructions in the bid have been fully complied with; be it further

RESOLVED: That the contract shall be for a three (3) season period starting May 16, 2014 and ending in October of 2016 for a possible term total of \$514,592.48; be it further

RESOLVED: That this contract shall be financed from the Camp Dearborn Operating, Recreation, Contractual Services budget, with future funding pending adoption of the respective budgets; be it further

RESOLVED: That this resolution be given immediate effect.

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

By Tafelski supported by Shooshanian.

5-212-14. WHEREAS: Ordinance No. 05-1062, Section 2-568 (b) (6) (b), authorizes sole source procurement in certain circumstances, and

WHEREAS: The Purchasing Agent has received a request for a sole source procurement; be it

RESOLVED: That Bell Equipment be designated as a sole source for purchase of Elgin and Epoke Parts and Repairs in the amount of \$40,000 and that the Purchasing Agent be authorized to enter into a purchase order for the aforementioned items; be it further

RESOLVED: That this purchase order shall be financed from General Fund, Public Works, Vehicle Repair & Maintenance budget, FY15 purchases are contingent upon budget adoption; be it further

RESOLVED: That this resolution be given immediate effect.

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

By Shooshanian supported by Sareini.

5-213-14. WHEREAS: Ordinance No. 05-1062, Section 2-568 (b) (6) (1), authorizes best source procurement in certain circumstances, and

WHEREAS: The Purchasing Agent has received a request for a best source procurement; be it therefore

RESOLVED: That Tri-County International Truck be designated as a best source for purchase of International Truck Repairs, Parts, and Supplies for the period of July 1, 2014 through June 30, 2015, in the amount of \$100,000 and that the Purchasing Agent be authorized to issue purchase orders for the aforementioned items; be it further

RESOLVED: That these purchase orders shall be charged to the General Fund, Public Works, Vehicle Repair & Maintenance budget, FY15 purchases are contingent upon budget adoption; be it further

RESOLVED: That this resolution be given immediate effect.

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

By Tafelski supported by Sareini.

5-214-14. WHEREAS: The City presently has a contract with Kristel Cleaning, Inc. for Janitorial Services for the 19<sup>th</sup> District Court, DPW and City Hall (C.R. 2-93-12 and 4-160-13), and

WHEREAS: The original contract specifications allow for four, one year renewal options beyond the expiration of the present contract, this is the second renewal and

WHEREAS: Kristel Cleaning, Inc. has offered to renew the present contract prices through March 31, 2015; be it

RESOLVED: That the contract for Janitorial Services is hereby renewed with Kristel Cleaning, Inc. through March 31, 2015 on a month to month basis in an amount not to exceed \$81,984 (FY14 \$20,496 and FY14 \$61,488); be it further

RESOLVED: That the 19<sup>th</sup> District Court will charge expenses to its Operating Fund, Cleaning Service budget in the amount of \$22,740 - including \$5,685 for FY14 and \$17,055 for Fy15; the Building Services & Maintenance Division will charge its expenses to its Cleaning Services budget in the amount of \$59,244 - including \$14,811 for FY14 and \$44,433 for FY15. FY15 expenditures are contingent upon adoption of the FY15 budget; be it further

RESOLVED: That this resolution be given immediate effect.

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

By Sareini supported by Shooshanian.

5-215-14. RESOLVED: That City Council hereby authorizes a contract increase with Secrest Wardle in the amount of \$15,000 bringing the new contract total to \$40,800, for additional funding for litigation in the matter of Shaw, et al v City of Dearborn; be it further

RESOLVED: That this contract increase shall be financed from the Sewer Fund, Public Works Sewerage Division account 590-2006-472.30-12; be it further

RESOLVED: That City Council hereby authorizes a budget appropriation in the amount of \$40,800 from retained earnings in the Sewer Fund, Public Works Sewerage Division, Professional Services Legal Fees account to fund this increase; be it further

RESOLVED: That this resolution be given immediate effect.

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

By Tafelski supported by Shooshanian.

5-216-14. RESOLVED: That City Council hereby authorizes a contract increase with Wayne County (C.R. 5-276-13) in the amount of \$95,000 bringing the new contract total to \$340,000, for Prisoner Housing at Wayne County Jail; be it further

RESOLVED: That this contract increase shall be financed from the General Fund, Police, Contractual Services account; be it further

RESOLVED: That this resolution be given immediate effect.

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

By Sareini supported by Shooshanian.

5-217-14. WHEREAS: The Michigan Department of Transportation (MDOT) is improving the rail corridor between Dearborn and Wayne, Michigan with a Double Track Project to add a second rail to the Michigan Line Corridor for high speed service between Detroit and Chicago, and

WHEREAS: The new rail station in Dearborn requires two 500' platforms for passenger access to the trains, and

WHEREAS: The double track project will add a second main rail line in front of the Dearborn Station for approximately 2,500' to serve the two platform configuration and improve the existing main line standards required to service the station passenger platform, and

WHEREAS: MDOT has determined that the best course of action is to perform the grading and ballast preparation for the new Main Line #1 (north side), then install the new north side ties and rails, then the north platform - followed by the same sequence on the existing Main Line #2 (south side) to complete the rail and station improvements by the fall of 2014, and

WHEREAS: MDOT has selected Tooles Clark, the City's General Contractor for the Intermodal Station to perform the grading and ballast preparation for rail and platform improvements in the vicinity of the new Dearborn Station; therefore be it

RESOLVED: That the Tooles-Clark Contract Amendment # 6 for the Dearborn Intermodal Passenger Rail Station not-to-exceed \$300,000 is hereby approved by the Dearborn City Council to grade and prepare the ballast for rail and platform improvements for the north and south main lines in the vicinity of the new Dearborn Intermodal Passenger Rail Station; be it further

RESOLVED: That the funding for this project, which is part of the CIP Project J08011, comes from the Federal Railroad Administration (FRA) grant for the Dearborn Intermodal Station under the rail improvements budget controlled by MDOT and assigned to the City for this purpose; be it further

RESOLVED: That this amendment brings the Tooles-Clark contract to a total revised amount of \$19,403,737.43; be it further

RESOLVED: That this resolution is given immediate effect.

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



By Sareini supported by Tafelski.

5-218-14. WHEREAS: Special Agent in Charge for the Detroit Division of the Federal Bureau of Investigations (FBI), Paul Abbate, has requested permission to perform training exercises in two City-owned houses that are earmarked for demolition, and

WHEREAS: Agent Abbate has expressed his intent to conduct tactical training for the agents and task force officers on room-clearing techniques and similar scenario-based training, and

WHEREAS: Agent Abbate has represented that the agents do not intend to cause damage to the houses that would leave them unsecured, and

WHEREAS: The FBI intends to use Airsoft (plastic BBs) and Simunition (paintball-like ammunition) equipment, and

WHEREAS: The training would take place on specified days between May 28, 2014 - June 30, 2014, at two houses that are mutually acceptable to the FBI and the City, and

WHEREAS: As has been the past practice when the Dearborn Police Dept. and Fire Dept. conduct training, the neighbors will be notified that permission to access the houses has been granted so that there is no alarm if the neighbors observe individuals entering a City-owned house, and

WHEREAS: Since the training will be contained within the houses, it is not anticipated that there will be any disruption to the surrounding residents caused by the training exercises, and

WHEREAS: It is recommended by Corporation Counsel that the Dearborn City Council authorizes the FBI to utilize City-owned houses for training purposes between May 28, 2014 - June 30, 2014, subject to the terms and conditions stated above and subject to the execution of a hold harmless agreement; be it therefore

RESOLVED: That the Federal Bureau of Investigations (FBI), Detroit Division, led by Agent Paul Abbate is granted permission to perform training exercises in two City-owned houses that are earmarked for demolition (exact locations to be determined) between May 28, 2014 - June 30, 2014; be it further

RESOLVED: That the FBI is required to abide by the terms and conditions outlined above; be it further

RESOLVED: That the FBI is required to execute a hold harmless agreement, subject to the review and approval of the Corporation Counsel; be it further

RESOLVED: That this resolution be given immediate effect.

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

By Tafelski supported by Sareini.

5-219-14. WHEREAS: The City of Dearborn, County of Wayne, State of Michigan (the "City") has previously issued its General Obligation Sewer Bonds, Series 2004B (Unlimited Tax General Obligation) dated October 1, 2004, in the original principal amount of \$24,500,000, of which \$19,850,000, presently remains outstanding (the "Prior Bonds") which were originally issued for the purpose of paying a portion of the cost of acquiring, constructing and installing improvements to the City's sewer system necessary for complying with federal and state water pollution control regulations, and reducing untreated sewage overflows in the Rouge River in the City, and

WHEREAS: The Revised Municipal Finance Act, Act 34, Public Acts of Michigan, 2001, as amended ("Act 34"), permits the City to refund and advance refund all or part of the outstanding securities of the City, and

WHEREAS: The City has been advised that it may achieve interest costs savings through the refunding of the Prior Bonds, and

WHEREAS: It is the determination of the City Council that the City should issue its 2014 Unlimited Tax General Obligation Sewer Refunding Bonds in the principal amount of not to exceed Twenty-One Million Dollars (\$21,000,000) (the "Bonds") to refund all or a portion of the Prior Bonds to achieve interest cost savings for the benefit of the taxpayers of the City; therefore be it

RESOLVED: That the Bonds of the City designated 2014 Unlimited Tax General Obligation Sewer Refunding Bonds (the "Bonds") are authorized to be issued in the aggregate principal sum of not to exceed Twenty-One Million Dollars (\$21,000,000) for the purpose of paying the costs of refunding the Prior Bonds, including the costs incidental to the issuance, sale and delivery of the Bonds. The issue shall consist of bonds in fully-registered form of the denomination of \$5,000, or multiples thereof not exceeding for each maturity the maximum principal amount of that maturity, numbered consecutively in order of registration. The Bonds will be dated as of the date of delivery (or such other date as determined at the time of sale thereof), be payable on April 1 (or such other date as determined at the time of sale thereof) in the years and in the annual amounts determined at the time of sale by the Mayor or Finance Director (each an "Authorized Officer", and together the "Authorized Officers"). The Bonds shall be subject to

redemption prior to maturity as provided herein. The Bonds may be issued as serial bonds, or term bonds, or any combination thereof. The Bonds shall be sold at a public sale at the price determined at the time of sale, but in any event not less than 99% or more than 104% of their par value.

The Bonds shall bear interest at a rate or rates to be determined at the time of sale thereof, but in any event not to exceed five percent (5.00%) per annum, payable on October 1, 2014 (or such other date as determined at the time of sale thereof), and semiannually thereafter, by check or draft mailed by the Transfer Agent (as hereinafter defined) to the registered owner of record as of the 15th day of the month prior to the payment date for each interest payment. The record date of determination of registered owner for purposes of payment of interest as provided in this paragraph may be changed by the Issuer to conform to market practice in the future.

The principal of the Bonds shall be payable at the designated office of a bank or trust company to be selected by the City prior to the publication of the notice of sale for the Bonds as the transfer agent for the Bonds (the "Transfer Agent"). The City reserves the right to replace the Transfer Agent at any time provided written notice of such replacement is given to the registered owners of record of the Bonds not less than sixty (60) days prior to an interest payment date; be it further

RESOLVED: That the Bonds of this issue shall be executed in the name of the City with the manual or facsimile signatures of the Mayor and Clerk of the City and shall have the seal of the City, or a facsimile thereof, printed or impressed on the Bonds. No Bond shall be valid until authenticated by an authorized officer or representative of the Transfer Agent. The principal of the Bonds shall be payable at the designated corporate trust office of a bank or trust company to be selected by the Mayor or Finance Director as registrar and transfer agent for the Bonds (the "Transfer Agent").

The Bonds may be issued in book-entry-only form through the Depository Trust Company in New York, New York ("DTC") and any officer of the City is authorized to execute such custodial or other agreement with DTC as may be necessary to accomplish the issuance of the Bonds in book-entry-only form and to make such changes in the Bond form within the parameters of this resolution as may be required to accomplish the foregoing; be it further

RESOLVED: That the Transfer Agent shall keep the books of registration for this issue on behalf of the City. Any Bond may be transferred upon such registration books by the registered owner of record, in person or by the registered owner's duly authorized attorney, upon surrender of the Bond for cancellation, accompanied by delivery of a duly executed written instrument of transfer in a form approved by the Transfer Agent. Whenever any Bond or Bonds shall be surrendered for transfer, the City shall execute and the Transfer Agent shall authenticate and deliver a new Bond or Bonds, for like aggregate principal amount. The Transfer Agent shall require the payment by the bondholder requesting the transfer of any tax or other governmental charge required to be paid with respect to the transfer; be it further

RESOLVED: That the City Treasurer is hereby authorized to open a separate depository account with a bank or trust company designated 2014 UNLIMITED TAX GENERAL OBLIGATION SEWER REFUNDING BONDS DEBT RETIREMENT FUND (the "Debt Retirement Fund"), the moneys to be deposited into the Debt Retirement Fund to be specifically earmarked and used solely for the purpose of paying principal of and interest on the Bonds as they mature. The City hereby pledges its unlimited tax full faith and credit for the prompt payment of the Bonds. All proceeds from taxes levied for the Debt Retirement Fund shall be deposited into the Debt Retirement Fund as collected. Commencing with the year 2014, there shall be levied upon the tax rolls of the City for the purpose of the Debt Retirement Fund each year, in the manner required by the provisions of Act 34 an amount sufficient so that the estimated collection therefrom will be sufficient to promptly pay, when due, the principal of and interest on the Bonds becoming due prior to the next annual tax levy; provided, however, that if at the time of making any such annual tax levy there shall be surplus moneys on hand in the Debt Retirement Fund for the payment of principal of and interest on the Bonds, then credit therefor may be taken against such annual levy for the Debt Retirement Fund.

In the event cash or direct obligations of the United States or obligations the principal of and interest on which are guaranteed by the United States, or a combination thereof, the principal of and interest on which, without reinvestment, come due at times and in amounts sufficient to pay the principal of and interest on the Bonds when due, shall be deposited in trust and irrevocably held for the payment and discharge of the Bonds, this Resolution shall be defeased and the owners of the Bonds shall have no further rights under this

Resolution except to receive payment of the principal of and interest on the Bonds from the cash or securities deposited in trust and the interest and gains thereon and to transfer and exchange Bonds as provided herein; be it further

RESOLVED: That the proceeds of the Bonds shall be used to pay the costs of issuance of the Bonds and to secure payment of the Prior Bonds as provided in this paragraph. Upon receipt of the proceeds of sale of the Bonds, the accrued interest, if any, shall be deposited in the Debt Retirement Fund for the Bonds. From the proceeds of the Bonds there shall next be set aside a sum sufficient to pay the costs of issuance of the Bonds in a fund designated 2014 UNLIMITED TAX GENERAL OBLIGATION SEWER REFUNDING BOND ISSUANCE FUND (the "Issuance Fund"). Moneys in the Issuance Fund shall be used solely to pay expenses of issuance of the Bonds. Any amounts remaining in the Issuance Fund after payment of issuance expenses shall be transferred to the Debt Retirement Fund for the Bonds.

The balance of the proceeds of the Bonds, together with other available funds of the City, if any, shall be deposited with the paying agent for the Prior Bonds or deposited in an escrow fund (the "Escrow Fund") consisting of cash and investments in direct obligations of or obligations the principal of and interest on which are unconditionally guaranteed by the United States of America or other obligations the principal of and interest on which are fully secured by the foregoing (the "Escrow Securities") and used to pay the principal of and interest on all or a portion of the Refunded Bonds as determined by either Authorized Officer at the time of sale. The Escrow Fund shall be held in trust by a Michigan bank or trust company eligible to act as escrow agent (the "Escrow Agent"), pursuant to an escrow agreement (the "Escrow Agreement") which shall irrevocably direct the transfer agent for the Refunded Bonds to take all necessary steps to pay the principal of, interest and redemption premium, if any, on the Refunded Bonds when due, and to call the Refunded Bonds for redemption on the first date such Refunded Bonds may be called for redemption. The Authorized Officers are each individually authorized and directed to appoint an Escrow Agent and execute the Escrow Agreement on behalf of the City. The amounts held in the Escrow Fund shall be such that the cash and investments and income received thereon will be sufficient without reinvestment to pay the principal of and interest on the Refunded Bonds when due at maturity or call for redemption as required by this section. The Authorized Officers are each individually authorized and directed to purchase or cause to be purchased,

Escrow Securities, including United States Treasury Obligations - State and Local Government Series (SLGS), in an amount sufficient to fund the Escrow Fund; be it further

RESOLVED: That the Bonds shall be in substantially the following form:

UNITED STATES OF AMERICA  
STATE OF MICHIGAN  
COUNTY OF WAYNE

**CITY OF DEARBORN**

**2014 UNLIMITED TAX GENERAL OBLIGATION  
SEWER REFUNDING BOND**

<u>Interest Rate</u>	<u>Maturity Date</u>	<u>Date of</u>
<u>CUSIP</u>		<u>Original Issue</u>
	April 1, 20__	_____, 2014

Registered Owner:

Principal Amount: Dollars

The City of Dearborn, County of Wayne, State of Michigan (the "City"), acknowledges itself to owe and for value received hereby promises to pay to the Registered Owner specified above, or registered assigns, the Principal Amount specified above, in lawful money of the United States of America, unless prepaid prior to maturity, on the Maturity Date specified above with interest thereon (computed on the basis of a 360-day year consisting of twelve 30-day months) until paid from the Date of Original Issue specified above or such later date to which interest has been paid, at the Interest Rate per annum specified above, first payable on October 1, 2014 and semiannually thereafter. Principal of this bond is payable at the designated corporate trust office of \_\_\_\_\_, \_\_\_\_\_, Michigan, or such other transfer agent as the City may hereafter designate by notice mailed to the registered owner not less than sixty (60) days prior to any interest payment date (the "Transfer Agent"). Interest on this bond is payable to the registered owner of record as of the 15th day of the month preceding the interest payment date as shown on the registration books of the City kept by the Transfer Agent by check or draft mailed by the Transfer Agent to the registered owner of record at the registered address. For prompt payment of this bond, both principal and interest, the full faith, credit and resources of the City are hereby irrevocably pledged.

This bond is one of a series of bonds aggregating the principal sum of \$ \_\_\_\_\_, issued pursuant to Act 34, Public Acts of Michigan, 2001, as amended, and a resolution duly adopted by the City Council of the City for the purpose of refunding all or part of the City's outstanding General Sewer Bonds, Series 2004B (Unlimited Tax General Obligation).

Bonds of this issue maturing in the years 2015 to 2024, inclusive, shall not be subject to redemption prior to maturity. Bonds or portions of bonds of this issue in multiples of \$5,000 maturing in the year 2025 and thereafter shall be subject to redemption prior to maturity, at the option of the City, in any order of maturity and by lot within any maturity, on any date on or after April 1, 2024, at par and accrued interest to the date fixed for redemption.

[Reserved for mandatory redemption provisions, if applicable.]

In case less than the full amount of an outstanding bond is called for redemption, the Transfer Agent, upon presentation of the bond called in part for redemption, shall register, authenticate and deliver to the registered owner of record a new bond in the principal amount of the portion of the original bond not called for redemption.

Notice of redemption shall be given to the registered owner of any bond or portion thereof called for redemption by mailing of such notice not less than thirty (30) days prior to the date fixed for redemption to the registered address of the registered owner of record. A bond or portion thereof so called for redemption shall not bear interest after the date fixed for redemption provided funds are on hand with the Transfer Agent to redeem said bond or portion thereof.

This bond is transferable only upon the registration books of the City kept by the Transfer Agent by the registered owner of record in person, or by the registered owner's attorney duly authorized in writing, upon the surrender of this bond together with a written instrument of transfer satisfactory to the Transfer Agent duly executed by the registered owner or the registered owner's attorney duly authorized in writing, and thereupon a new registered bond or bonds in the same aggregate principal amount and of the same maturity shall be issued to the transferee in exchange therefor as provided in the resolution authorizing this bond and upon the payment of the charges, if any, therein prescribed.

This bond is payable out of the City's Debt Retirement Fund for this issue and in order to make such payment, the City is required each year to levy taxes on all taxable property within the boundaries of the City for such payment without limitation as to rate or amount.

It is hereby certified and recited that all acts, conditions and things required by law to be done, precedent to and in the issuance of this bond and the series of bonds of which this is one, exist and have been done and performed in regular and due form and time as required by law, and that the total indebtedness of the City, including this bond and the series of bonds of which this is one, does not exceed any constitutional, statutory or charter debt limitation.

This bond is not valid or obligatory for any purpose until the Transfer Agent's Certificate of Authentication on this bond has been executed by the Transfer Agent.

IN WITNESS WHEREOF, the City, by its City Council, has caused this bond to be signed in the name of the City by the facsimile signatures of its Mayor and City Clerk and a facsimile of its corporate seal to be printed hereon, all as of the Date of Original Issue.



**CITY OF DEARBORN**  
County of Wayne  
State of Michigan

By: \_\_\_\_\_

Its: Mayor

(SEAL)

By: \_\_\_\_\_

Its: City Clerk

be it further

RESOLVED: That the Authorized Officers are each individually authorized to fix a date of sale for the Bonds and to publish a notice of sale of the Bonds in **The Bond Buyer**, New York, New York, which notice of sale shall be in substantially the following form, with such revisions as may be recommended by the financial consultant and bond counsel:

OFFICIAL NOTICE OF SALE

\$ \_\_\_\_\_ \*

(Principal subject to adjustment as described herein)

CITY OF DEARBORN  
COUNTY OF WAYNE, STATE OF MICHIGAN  
2014 UNLIMITED TAX GENERAL OBLIGATION SEWER REFUNDING BONDS

SEALED BIDS for the purchase of the above bonds will be received by the Finance Director at the Finance Department offices, Dearborn City Hall, 4500 Maple Street, Dearborn, Michigan 48126 on \_\_\_\_\_, the \_\_\_\_ of \_\_\_\_, 2014 until \_\_\_\_\_ .m., prevailing Eastern Time, at which time and place said bids will be publicly open and read.

SEALED BIDS will also be received on the same date and until the same time at the offices of the Municipal Advisory Council of Michigan, Buhl Building, 535 Griswold, Suite 1850, Detroit, Michigan 48226, when, simultaneously, the bids will be opened and read.

FAXED BIDS: Signed bids may be submitted by fax to City at fax number (313) 943-2148, Attention: Finance Director or to the Municipal Advisory Council of Michigan at fax number (313) 963-0943; provided that faxed bids must arrive before the time of sale, the bidder bears all risks of transmission failure.

ELECTRONIC BIDS: Electronic bids will also be received on the same date and until the same time by Bidcomp/Parity as agent of the undersigned. Further information about Bidcomp/Parity, including any fee charged, may be obtained from Bidcomp/Parity, Anthony Leyden or CLIENT SERVICES, 1359 Broadway, Second Floor, New York, New York 10010, (212) 849-5021. IF ANY PROVISION OF THIS NOTICE OF SALE SHALL CONFLICT WITH INFORMATION PROVIDED BY BIDCOMP/PARITY, AS THE APPROVED PROVIDER OF ELECTRONIC BIDDING SERVICES, THIS NOTICE SHALL CONTROL.

Bidders may choose any means or location to present bids but a bidder may not present a bid in more than one location or by more than one means.

BOND DETAILS: The bonds will be registered bonds of the denomination of \$5,000 or multiples thereof not exceeding for each maturity the maximum principal amount of that maturity, dated as the date of delivery, numbered in order of registration, and will bear interest from their date payable on October 1, 2014 and semiannually thereafter.

The bonds will mature on the 1st day of April in each of the years, as follows:

<u>Year</u>	<u>Amount</u>	<u>Year</u>	<u>Amount</u>
2015	\$605,000	2025	\$ 960,000
2016	630,000	2026	1,005,000
2017	655,000	2027	1,050,000
2018	705,000	2028	1,095,000
2019	730,000	2029	1,165,000
2020	780,000	2030	1,210,000
2021	800,000	2031	1,280,000
2022	850,000	2032	1,320,000
2023	895,000	2033	1,390,000
2024	915,000	2034	1,435,000

\*ADJUSTMENT TO MATURITY: The City reserves the right to decrease the aggregate principal amount of the bonds by no more than \$850,000 after receipt of the bids and prior to final award, if necessary, so that the purchase price of the bonds will provide an amount determined by the City to be sufficient to refund the prior bonds being refunded and to pay costs of issuance of the bonds. Such adjustments, if necessary, will be made in increments of \$5,000, not to exceed \$75,000 per maturity, and may be made in any one or more maturities as the City shall determine in its sole discretion. In the event of such adjustment, no rebidding or recalculation of the bids submitted will be required or permitted and the principal amount of each maturity, as adjusted, will bear interest at the same rate and must have the same initial reoffering price and per-bond underwriter's discount as specified in the bid of the successful bidder. The successful bidder may not withdraw its bid or change the interest rates bid, the per-bond underwriter's discount or any initial reoffering prices as a

result of any adjustments made to the stated principal amounts.

ADJUSTMENT TO PURCHASE PRICE: Should any adjustment to the aggregate principal amount of the bonds be made by the City, the purchase price of the bonds will be adjusted by the City proportionally to the adjustment in principal amount of the bonds. The adjusted purchase price will reflect changes in the dollar amount of the underwriter's discount and original issue discount/premium, if any, but will not change the per-bond underwriter's discount as calculated from the bid and initial reoffering prices.

INTEREST RATE AND BIDDING DETAILS: The bonds shall bear interest at rate or rates not exceeding 5.00% per annum, to be fixed by the bids therefor, expressed in multiples of 1/8 or 1/20 of 1%, or both. The interest on any one bond shall be at one rate only and all bonds maturing in any one year must carry the same interest rate. The difference between the highest and lowest interest rates bid shall not exceed two percent (2.00%) per annum. THE INTEREST RATE FOR EACH SERIAL OR TERM BOND MATURITY SHALL BE EQUAL TO OR GREATER THAN THE PRECEDING SERIAL OR TERM BOND MATURITY. No proposal for the purchase of less than all of the bonds or at a price less than 99% or more than 104% of their par value will be considered.

PRIOR REDEMPTION OF BONDS: Bonds maturing in the years 2015 to 2024 inclusive, shall not be subject to redemption prior to maturity. Bonds or portions of bonds in multiples of \$5,000 maturing in the year 2025 and thereafter shall be subject to redemption prior to maturity, at the option of the City, in any order of maturity and by lot within any maturity, on any date on or after April 1, 2024, at par and accrued interest to the date fixed for redemption.

In case less than the full amount of an outstanding bond is called for redemption, the transfer agent, upon presentation of the bond called for redemption, shall register, authenticate and deliver to the registered owner of record a new bond in the principal amount of the portion of the original bond not called for redemption.

Notice of redemption shall be given to the registered owner of any bond or portion thereof called for redemption by mailing of such notice not less than thirty (30) days prior to the date fixed for redemption to the registered address of the registered owner of record. A bond or portion thereof so called for redemption shall not bear interest after the date fixed for redemption provided funds are on hand with the transfer agent to redeem said bond or portion thereof.

TERM BOND OPTION: Bidders shall have the option of designating any one or more maturities from April 1, 2015 through the final maturity as serial bonds, or term bonds, or both. The amounts of the maturities which are aggregated in a designated term bond shall be subject to mandatory redemption on April 1 of the years and in the amounts set forth in the above maturity schedule at a redemption price

of par, plus accrued interest to the date of mandatory redemption. Term bonds or portions thereof mandatorily redeemed shall be selected by lot. Any such designation must be made at the time bids are submitted and must be listed on the bid.

BOND INSURANCE AT PURCHASER'S OPTION: If the bonds qualify for issuance of any policy of municipal bond insurance or commitment therefor at the option of the bidder/purchaser, the purchase of any such insurance policy or the issuance of any such commitment shall be at the sole option and expense of the purchaser of the bonds. Any increased costs of issuance of the bonds resulting from such purchase of insurance shall be paid by the purchaser, except that, if the City has requested and received a rating on the bonds from the rating agency, the City will pay the fee for the requested rating. Any other rating agency fees shall be the responsibility of the purchaser. FAILURE OF THE MUNICIPAL BOND INSURER TO ISSUE THE POLICY AFTER THE BONDS HAVE BEEN AWARDED TO THE PURCHASER SHALL NOT CONSTITUTE CAUSE FOR FAILURE OR REFUSAL BY THE PURCHASER TO ACCEPT DELIVERY OF THE BONDS FROM THE CITY.

BOOK-ENTRY ONLY: The bonds will be issued in book-entry only form as one fully registered bond per maturity and will be registered in the name of Cede & Co., as bondholder and nominee for The Depository Trust Company ("DTC"), New York, New York. DTC will act as securities depository for the bonds. Purchase of the bonds will be made in book-entry-only form, in the denomination of \$5,000 or any multiple thereof. Purchasers will not receive certificates representing their interest in bonds purchased. It will be the responsibility of the purchaser to obtain DTC eligibility. Failure of the purchaser to obtain DTC eligibility shall not constitute cause for a failure or refusal by the purchaser to accept delivery of and pay for the bonds.

TRANSFER AGENT AND REGISTRATION: Principal shall be payable at the designated corporate trust office of \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, or such other transfer agent as the City may hereafter designate by notice mailed to the registered owner of record not less than 60 days prior to an interest payment date. Interest shall be paid by check mailed to the registered owner of record as shown on the registration books of the City as of the 15th day preceding an interest payment date. The bonds will be transferred only upon the registration books of the City kept by the transfer agent.

PURPOSE AND SECURITY: The bonds are authorized for the purpose of paying the cost of refunding a certain prior bond issue of the City. The bonds will pledge the full faith and credit of the City for payment of the principal and interest thereon and will be payable from ad valorem taxes which may be levied without limitation as to rate or amount. The rights or remedies of bondholders may be affected by bankruptcy insolvency, fraudulent conveyance or other laws affecting creditors' rights generally now existing or hereafter enacted, and by

the application of general principles of equity, including those relating to equitable subordination.

GOOD FAITH: A good faith deposit in the form of a certified or cashier's check drawn upon an incorporated bank or trust company, or wire transfer, in the amount of \$\_\_\_\_\_ payable to the order of the Treasurer of the City will be required of the successful bidder. The successful bidder is required to submit its good faith deposit to the City as instructed by the City not later than Noon, prevailing Eastern Time, on the next business day following the sale. The good faith deposit will be applied to the purchase price of the bonds. In the event the purchaser fails to honor its accepted bid, the good faith deposit will be retained by the City. No interest shall be allowed on the good faith check. The good faith check of the successful bidder will be cashed and payment for the balance of the purchase price of the bonds shall be made at the closing.

AWARD OF BONDS: The bonds will be awarded to the bidder whose bid produces the lowest true interest cost determined in the following manner: the lowest true interest cost will be the single interest rate (compounded on October 1, 2014 and semi-annually thereafter) necessary to discount the debt service payments from their respective payment date to \_\_\_\_\_, 2014, in an amount equal to the price bid, excluding accrued interest.

LEGAL OPINION: Bids shall be conditioned upon the approving opinion of Miller, Canfield, Paddock and Stone, P.L.C., attorneys of Detroit, Michigan, a copy of which opinion will be furnished without expense to the purchaser of the bonds at the delivery thereof. The fees of Miller, Canfield, Paddock and Stone, P.L.C. for services rendered in connection with such approving opinion are expected to be paid from bond proceeds. Except to the extent necessary to issue its approving opinion as to validity of the above bonds, Miller, Canfield, Paddock and Stone, P.L.C. has not been requested to examine or review and has not examined or reviewed any financial documents, statements or materials that have been or may be furnished in connection with the authorization, issuance or marketing of the bonds, and accordingly will not express any opinion with respect to the accuracy or completeness of any such financial documents, statements or materials. In submitting a bid for the bonds, the bidder agrees to the representation of the City by Miller, Canfield, Paddock and Stone, P.L.C., as bond counsel.

TAX MATTERS: In the opinion of Miller, Canfield, Paddock and Stone, P.L.C., bond counsel, under existing law, assuming compliance with certain covenants, interest on the bonds is excludable from gross income for federal income tax purposes as described in the opinion, and the bonds and interest thereon are exempt from all taxation by the State of Michigan or by any taxing authority within the State of Michigan except inheritance and estate taxes and taxes on gains realized from the sale, payment or other disposition thereof. The successful bidder will be required to furnish, at delivery of the

bonds, a certificate in a form acceptable to bond counsel as to the "issue price" of the bonds within the meaning of Section 1273 of the Internal Revenue Code of 1986, as amended (the "Code"). Such certificate will include (i) for those maturities where 10% of each such maturity of the bonds has been sold to members of the general public (excluding underwriters, brokers and dealers) prior to delivery of the bonds, the price at which the first 10% of each such maturity was sold to members of the general public, and (ii) for those maturities where 10% of such maturity has not been sold to members of the general public (excluding underwriters, brokers and dealers) prior to delivery of the bonds, an agreement by the successful bidder to provide bond counsel with the prices at which the first 10% of each such maturity is ultimately sold to members of the general public.

DELIVERY OF BONDS: The City will furnish bonds ready for execution at its expense. Bonds will be delivered without expense to the purchaser through DTC in New York, New York, or such other place to be agreed upon. The usual closing documents, including a certificate that no litigation is pending affecting the issuance of the bonds, will be delivered at the time of delivery of the bonds. If the bonds are not tendered for delivery by twelve o'clock noon, prevailing Eastern Time, on the 45th day following the date of sale, or the first business day thereafter if said 45th day is not a business day, the successful bidder may on that day, or any time thereafter until delivery of the bonds, withdraw its proposal by serving notice of cancellation, in writing, on the undersigned in which event the City shall promptly return the good faith deposit. Payment for the bonds shall be made in immediately available funds.

CONTINUING DISCLOSURE: As described in greater detail in the Official Statement, the City will agree to provide or cause to be provided, in accordance with the requirements of Rule 15c2-12 (the "Rule") promulgated by the Securities and Exchange Commission, (i) on or prior to the last day of the sixth month following the end of the fiscal year of the City, commencing with the fiscal year ending June 30, 2014, certain annual financial information and operating data, including audited financial statements for the preceding fiscal year, (or if audited financial statements are not available, unaudited financial statements) generally consistent with the information contained or cross-referenced in the Official Statement relating to the bonds, (ii) timely notice of the occurrence of certain material events with respect to the bonds and (iii) timely notice of a failure by the City to provide the required annual financial information on or before the date specified in (i) above.

CUSIP NUMBERS: It is anticipated that CUSIP identification numbers will be printed on the bonds, but neither the failure to print such numbers on any bonds nor any error with respect thereto shall constitute cause for a failure or refusal by the purchaser thereof to accept delivery of and pay for the bonds in accordance with terms of the purchase contract. All expenses in relation to the printing of CUSIP numbers on the bonds shall be paid for by the City; provided,

however, that the CUSIP Service Bureau charge for the assignment of such numbers shall be the responsibility of and shall be paid for by the purchaser.

OFFICIAL STATEMENT: The City will provide the winning bidder with a reasonable number of final Official Statements within 7 business days from the date of sale so as to permit the underwriter to comply with the Securities and Exchange Commission Rule 15c2-12. Additional copies of the Official Statement will be supplied by Stauder, Barch & Associates, Inc. upon request and agreement by the underwriter to pay the cost of additional copies. Requests for additional copies should be made to Stauder, Barch & Associates, Inc. within 24 hours of the date of sale.

ADDITIONAL INFORMATION: Further information with respect to the bonds may be obtained from the City's Financial Consultant, Stauder, Barch & Associates, Inc., 3989 Research Park Drive, Ann Arbor, Michigan 48108; telephone (734) 668-6688.

THE RIGHT IS RESERVED TO REJECT ANY OR ALL BIDS.

ENVELOPES containing the bids should be plainly marked "Proposal for 2014 UNLIMITED TAX GENERAL OBLIGATION SEWER REFUNDING BONDS."

James J. O'Connor  
Finance Director  
City of Dearborn

be it further

RESOLVED: That the City shall, to the extent permitted by law, take all actions within its control necessary to maintain the exemption of the interest on the Bonds from general federal income taxation (as opposed to any alternative minimum or other indirect taxation) under the Internal Revenue Code of 1986, as amended (the "Code"), including, but not limited to, actions relating to any required rebate of arbitrage earnings and the expenditure and investment of Bond proceeds and moneys deemed to be Bond proceeds; be it further

RESOLVED: That the Authorized Officers are each individually authorized and directed to cause the preparation and circulation of an Official Statement with respect to the Bonds; to procure qualification of the Bonds for a policy of municipal bond insurance; and to obtain ratings on the Bonds; be it further

RESOLVED: That the City agrees to enter into a continuing disclosure undertaking for the benefit of the holders and beneficial owners of the Bonds in accordance with the requirements of Rule 15c2-12 promulgated by the Securities and Exchange Commission, and the Authorized Officers are each individually hereby authorized to execute such undertaking prior to delivery of the Bonds; be it further

RESOLVED: That the Authorized Officers are each individually authorized to adjust the final bond details set forth herein to the extent necessary or convenient to complete the transaction authorized herein, and in pursuance of the foregoing are authorized to exercise the authority and make the determinations authorized pursuant to Section 315(1)(d) of Act 34, Public Acts of Michigan, 2001, as amended, including but not limited to, determinations regarding interest rates, prices, discounts, maturities, principal amounts, denominations, dates of issuance, interest payment dates, redemption rights, the place of delivery and payment, and other matters, *provided that* the principal amount of Bonds issued shall not exceed the principal amount authorized in this resolution, the interest rate per annum on the Bonds shall not exceed five percent (5.00%), the net present value savings to be realized by the City shall not be less than three percent (3.00%) of the principal amount of the Prior Bonds to be refunded, and the true interest cost of the Bonds shall not exceed four and one-quarter percent (4.25%). The Authorized Officers are each individually authorized and directed to take all other actions necessary or advisable, and to make such other filings with any parties, including the Michigan Department of Treasury, to enable the sale and delivery of the Bonds as contemplated herein; be it further

RESOLVED: That the Authorized Officers are each individually authorized on behalf of the City to award the sale of the Bonds to the bidder whose bid meets the requirements of law and which produces the lowest true interest cost to the City computed in accordance with the terms of the Official Notice of Sale as published; be it further

RESOLVED: That this resolution be given immediate effect.

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



By Sareini supported by Tafelski.

5-220-14. RESOLVED: That City Council hereby authorizes the Director of Finance to effect the transfer of \$578,250 from the Camp Dearborn Fund balance to the Camp Dearborn Construction Services accounts; be it further

RESOLVED: That this money will be used for Capital Improvements as follows: Zip Lines Project I22314 (\$225,000), eight (8) Historic Resort Cabins Project I22414 (\$328,000), and Beach Features (Giant Pillow, etc.) (\$25,250); be it further

RESOLVED: That this resolution be given immediate effect.

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

By Tafelski supported by Sareini.

5-221-14. RESOLVED: That City Council hereby approves the attached Inter-Governmental Agreement (IGA) with Wayne County for their financial participation in the Operation, Maintenance and Replacement (OMR) costs associated with CSO caissons.

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

By Shooshanian supported by Tafelski.

5-222-14. WHEREAS: In October of 2011, the City of Dearborn submitted an application to the Michigan Department of Transportation to secure Transportation Enhancement Grant Funding to assist in constructing the Rouge River Gateway Trail Extension Project, and

WHEREAS: On September 28, 2012 the City of Dearborn was notified and received a Michigan Department of Transportation - Transportation Enhancement Activity Conditional Commitment for funding the proposed project, and

WHEREAS: At this time, the Director of Recreation & Parks is requesting that the City Council authorize the City of Dearborn to enter into and accept the terms of the Transportation Enhancement (TE) Project Agreement (MDOT Contract No. 14-5499) as received from the Michigan Department of Transportation (MDOT), and that the City of Dearborn hereby specifically agrees, but not by way of limitation, to the following:

1. The City of Dearborn certifies that all necessary funding is secured, available, and committed for use in constructing the Rouge River Gateway Trail Extension Project (MDOT Contract No. 14-5499). This includes matching funds, non-participating funds, and cash flow availability for a locally let project to match the committed MDOT-TE Funds.
2. The City of Dearborn commits to owning, operating, and funding/implementation of a maintenance plan/program over the design life of the facility constructed with MDOT-TE Funds.
3. Authorize Mayor John B. O'Reilly, Jr. to act as the City of Dearborn's agent during project development, as well as, sign the MDOT-TE Project Agreement (MDOT Contract No. 14-5499),

and

WHEREAS: On March 27, 2012 at a regular meeting of the Dearborn City Council, a resolution (C.R. 3-162-12) was adopted committing the City of Dearborn to undertake the Rouge River Gateway Trail Extension Project, and approve local match funding of 32% in the amount of \$277,201.09, and

WHEREAS: In addition, the City of Dearborn applied for and secured a MDNR Trust Fund Development Grant award in the amount of \$280,000 for this project. The MDOT Transportation Enhancement Grant award is in the amount of \$302,000.41 for a total project cost of \$859,201.50 (68% total grant funded), and

WHEREAS: The River Rouge Gateway Trail Extension Project will consist of the construction of a ¼ mile extension to the existing trailhead, located just east of Andiamo restaurant, connecting it to the sidewalks and bike lanes on Brady street and ultimately to Cherry Hill Road and Ford Field Park. The proposed ¼ mile trail extension will head northwesterly from the trailhead along the north perimeter of the east parking lot, then proceed behind the Andiamo restaurant on an elevated boardwalk, return to the north perimeter of the west parking lot, then continue along the wooded tree line through the Historical Museum Property exiting and connecting to the existing sidewalks and bike lane on Brady street, and

WHEREAS: The proposed Rouge River Gateway Trail Extension Project will increase and promote non-motorized transportation as a compliment and/or alternative to other transportation modes by providing a trail where none previously existed. It will provide a new connection to residences, businesses, other destination points in West Dearborn and a near-connection to the Dearborn Intermodal Passenger Rail and Bus Station; therefore be it

RESOLVED: That the City be and is hereby authorized to enter into and accept the terms of the Transportation Enhancement (TE) Project Agreement (MDOT Contract No. 14-5499) for the Rouge River Gateway Trail Extension as received from the Michigan Department of Transportation (MDOT) subject to certain stipulations; be it further

RESOLVED: That the 32% local match funding will be funded out of CIP #Q52909 (Rouge River Gateway Trail Extension); be it further

RESOLVED: That this resolution be given immediate effect.

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

By Shooshanian supported by Tafelski.

5-223-14. 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 16-18, 2014, 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 17, 2014 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 2014 Spring Festival and Parade; be it further

RESOLVED: That this resolution be given immediate effect.

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

By Shooshanian supported by Tafelski.

5-224-14. RESOLVED: That City Council hereby grants permission to the Dearborn Allied War Veterans Council to conduct their annual Flag Day Ceremony, preparation and cleanup from 5:30 p.m. to approximately 8 p.m., with the Ceremony scheduled for 7 p.m. on June 14, 2014 in the parking lot on top of the hill at Ford Field Park and the horseshoe drive, subject to all applicable ordinances and the rules and regulations of the Police Department; be it further

RESOLVED: That this resolution be given immediate effect.

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

By Shooshanian supported by Sareini.

5-225-14. RESOLVED: That receipt of a donation in the amount of \$100 from Dearborn Village Community Credit Union to the City of Dearborn in support of the Employee Benefits Open Enrollment Fair 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 Finance Director to deposit this money in the Designated Purposes Fund, project Z76900 Employee Benefits Open Enrollment Fair, and to process expenditures from this account in support of the purpose for which it was donated.

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

By Shooshanian supported by Sareini.

5-226-14. RESOLVED: That receipt of a donation in the amount of \$500 from the New York Council for Humanities to the City of Dearborn for program costs for the young adult Muslim Voices program 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 Finance Director to deposit this money in the Friends of the Library Z71200 project account 276-5100-365.90-00 (Contributions/Donations) and then to appropriate the money to Friends of the Library Z71200 project account 276-5100-721.98-00 (Undistributed Appropriations) in support of the purpose for which it was donated.

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

By Tafelski supported by Shooshanian.

5-227-14. RESOLVED: That receipt of a sponsorship donation in the amount of \$1,000 from the West Dearborn Downtown Development Authority to the City of Dearborn for the Big Read Dearborn 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 Finance Director to deposit this money in the Library account 276-5100-365.90-00 (Donations) Project Z77622 and then to appropriate the money to Library expenditure account 276-5100-721.98-00 Project Z77622; the Library will expend this donation in support of The Big read-Dearborn program.

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

By Tafelski supported by Sareini.

5-228-14. RESOLVED: That City Council hereby re-appoints Joyce Knoop, to the Election Commission for a term ending June 30, 2018.

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

By Dabaja supported unanimously.

5-229-14. WHEREAS: The Mayor and the Council have learned with sorrow of the passing of Harry E. Szymanski, 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, Dabaja, Sareini, Shooshanian and Tafelski (5). Nays: None. Absent: Bazzy and O'Donnell (2).

By Tafelski supported unanimously.

5-230-14. WHEREAS: The Mayor and the Council have learned with sorrow of the passing of Beverly Glotzhober, 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, Dabaja, Sareini, Shooshanian and Tafelski (5). Nays: None. Absent: Bazzy and O'Donnell (2).

By Sareini supported unanimously.

5-231-14. WHEREAS: The Mayor and the Council have learned with sorrow of the passing of Joseph Furdak, 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, Dabaja, Sareini, Shooshanian and Tafelski (5). Nays: None. Absent: Bazzy and O'Donnell (2).

There being no further business, upon a motion duly made, seconded and adopted, the Council then adjourned at 8:42 P.M.

APPROVED:

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President of the Council

ATTESTED:

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City Clerk