

SPECIAL MEETING OF THE COUNCIL
OF THE
CITY OF DEARBORN

February 23, 2015

The Council convened at 6:03 P.M., President of the Council Susan Dabaja presiding. Present at roll call were Councilmembers Abraham (via phone), O'Donnell, Sareini, Shooshanian, and President of the Council Dabaja. Absent: Councilmembers Bazzy and Tafelski. A quorum being present, the Council was declared in session.

DATE : February 20, 2015
TO : City Clerk
FROM : Mayor John B. O'Reilly, Jr.
SUBJECT : Special Council Meeting

You are hereby requested to call a Special Meeting of the City Council to be held on Monday, February 23, 2015 at 5:55 p.m. in the Council Conference Room (Room 1b) for the following purposes:

1. To review and take action on the renewed request of the University of Michigan-Dearborn to authorize a deer cull, and
2. To consider such other items of business that may properly come before the Council in relation to this matter.

S/John B. O'Reilly, Jr.
Mayor

Councilmember Tafelski entered the Council Conference Room at 6:10 p.m.

By Tafelski supported by Shooshanian.

2-71-15. WHEREAS: The University of Michigan ("University"), in accordance with the Michigan Department of Natural Resources ("DNR") regulations, has studied the deer population in the Environmental Study Area (ESA) managed by the University of Michigan-Dearborn ("UM-D"), and has submitted a report detailing the urgent need to take action to manage the deer population, and

WHEREAS: The Wildlife and Law Enforcement Divisions of the DNR have concluded that an out-of-season kill permit for a mid-winter cull of white-tailed deer at UM-D is justified and, accordingly, have issued a permit for the deer management plan, and

WHEREAS: UM-D has a land management agreement with Wayne County that requires UM-D to preserve the ESA; the Wayne County Commission has reviewed and approved the deer management plan as described in the DNR permit for the purpose of preserving the ESA; and

WHEREAS: Wayne County and the University desire to accomplish the deer cull in accordance with applicable DNR regulations and are requesting a waiver of City Code regulations regarding hunting and the discharge of firearms within the City; therefore be it

RESOLVED: That, in consideration of the promises and mutual undertakings of the parties hereto, it is agreed as follows:

1. The University is authorized to proceed with the deer cull in accordance with the permit issued by the DNR which contains guidelines and protocol for methods of culling, data collection, and reporting. The DNR permit expires on March 1, 2015.

2. The cull will begin on Tuesday, February 24, 2015 at 4:00 p.m. and is expected to end by 11:00 p.m. on February 24, 2015. Depending on the results and weather conditions a second and third day may be needed.
3. During the period of the cull, and while the DNR permit is valid, the City Code regulations regarding hunting and the discharge of firearms within the City will be waived as they pertain to this cull.
4. The Wayne County Sheriff's Department will partner with the UM-D Police Department in implementing a safety plan.
5. To the extent permitted by law, the University agrees to defend, indemnify and hold harmless the City, its officers, agents, departments, elected and appointed officials, volunteers and employees, from and against any and all liabilities, obligations, damages, penalties, claims, costs, charges and expenses (including fees and expenses of attorneys, expert witnesses and other consultants) which may be imposed upon, incurred by or asserted against the City, including its officers, agents, departments, elected and appointed officials, volunteers and employees, to the extent of any act or omission of the University, including its Regents, officers, employees, agents, invitees, contractors or other persons doing business with the University, in connection with this deer cull;

be it further

RESOLVED: That this resolution is given immediate effect.

The resolution was adopted as follows: Yeas: Dabaja, O'Donnell, Sareini, Shooshanian and Tafelski (5). Nays: Abraham (1). Absent: Bazy (1).

There being no further business, upon a motion duly made, seconded and adopted, the Council then adjourned at 6:20 P.M.

APPROVED:

President of the Council

ATTESTED:

City Clerk