

REGULAR MEETING OF THE COUNCIL  
OF THE  
CITY OF DEARBORN

March 3, 2015

The Council convened at 7:37 P.M., President of the Council Susan Dabaja presiding. Present at roll call were Councilmembers Abraham, Bazy, O'Donnell, Sareini, Shooshanian, Tafelski and President of the Council Dabaja; absent, None. A quorum being present, the Council was declared in session.

Reverend John Aho of the Dearborn Evangelical Covenant Church delivered the invocation.

By Bazy supported by Tafelski.

3-74-15. RESOLVED: That the minutes of the previous regular meeting of February 10, and special meeting of February 3, 2015, and the same are hereby approved as recorded and published.

The resolution was unanimously adopted.

Councilmember Tafelski introduced Ordinance No. 15-1456, entitled, "An Ordinance to Amend Article I of Chapter 13 of the Code of the City of Dearborn, entitled 'Nuisances'."

The Clerk read the Ordinance by title.

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

By Bazy supported by Abraham.

3-75-15. RESOLVED: That proposed Ordinance No. 15-1456 be laid on the table.

The resolution was unanimously adopted.

Councilmember Sareini introduced Ordinance No. 15-1457, entitled, "An Ordinance to Amend the Streets, Sidewalks and Other Public Places Chapter (Chapter 17) of the Code of the City of Dearborn by amending Article II, entitled 'Special Events'."

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.

3-76-15. RESOLVED: That proposed Ordinance No. 15-1457 be laid on the table.

The resolution was unanimously adopted.

By Abraham supported by Sareini.

3-77-15. WHEREAS: The City presently has a contract with W.W. Grainger, Inc. (C.R. 9-476-11) for Miscellaneous Hardware Supplies, and

WHEREAS: The original contract specifications allow for three (3) one-year renewals beyond the expiration of the present contract, this is the second renewal, and

WHEREAS: W.W. Grainger, Inc. has offered to renew the present contract prices through February 28, 2016; therefore be it

RESOLVED: That the contract for Miscellaneous Hardware Supplies is hereby renewed with W.W. Grainger, Inc. through February 28, 2016 in an amount not to exceed \$60,000 (\$20,000 for FY15, \$40,000 for FY16); be it further

RESOLVED: That this contract shall be financed from the various departmental budgets as needed. Funding for FY16 is contingent upon adoption of the budget; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Bazzy supported by Shooshanian.

3-78-15. WHEREAS: The City presently has a contract with Zuniga Cement Construction, Inc. (C.R. 3-122-14) for Street Paving, Curb, Catch Basin, and Sidewalk Replacement - 2015; Job #2015-029, and

WHEREAS: The original contract specifications allow for two renewals of one year beyond the expiration of the present contract, this is the final renewal; therefore be it

RESOLVED: That the contract for Paving, Curb, Catch Basin, and Sidewalk Replacement - 2015; Job #2015-029 is hereby renewed with Zuniga Cement Construction, Inc. in the amount of \$2,050,000; be it further

RESOLVED: That this contract shall be financed from the Major Street & Trunkline Fund, General Capital Improvement Fund, Local Street Fund, Sewer Fund, and Water Fund all under Project Q74004; be it further

RESOLVED: That City Council hereby authorizes the Finance Director to recognize and appropriate \$15,000 for work requested by residents in the General Capital Improvement Fund, Public Works Billable Division; be it further

RESOLVED: That City Council also authorizes up to an additional \$10,000 for concrete work pursuant to demolitions of both City-owned and non-City-owned properties; be it further

RESOLVED: That the concrete work on City-owned properties shall be financed from the appropriate land acquisition project in the General Capital Improvement Fund, Demolition Expense account and non-City-owned properties shall be financed by the Economic and Community Development, Building Demolition Services account in the General Capital Improvement Fund and will be billed to the property owner; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Tafelski supported by Abraham.

3-79-15. RESOLVED: That City Council hereby authorizes a contract increase with Asplundh Tree Expert Company in the amount of \$23,478, bringing the total contract to a new total of \$53,478 for the first year of the contract, for Tree Removal Services and Emergency Tree Removal Services; be it further

RESOLVED: That this contract increase shall be financed from the General Fund, Public Works, Parks, Contractual Services budget; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Sareini supported by Abraham.

3-80-15. WHEREAS: Miller, Canfield, Paddock, and Stone, P.L.C., has represented the City of Dearborn in U.S. District Court and the 19th District Court in Wayne County Circuit Court and the Michigan Court of Appeals concerning the defense of the garnishment actions filed against them in Pucci v Somers, and

WHEREAS: It is estimated that legal actions and continued representation in this litigation will require an extension of the professional services agreement in the amount of \$30,000; now therefore be it

RESOLVED: That the professional services agreement with Miller, Canfield, Paddock, and Stone, P.L.C., is extended in the amount of \$30,000; be it further

RESOLVED: That in order to fund this contract extension, a transfer of \$30,000 from the General Fund to Fleet & General Fund, Legal Services account is approved; be it further

RESOLVED: That this resolution shall be given immediate effect.

The resolution was adopted as follows: Yes: Abraham, Bazzy, Dabaja, O'Donnell, Sareini and Tafelski (6). No: Shooshanian (1). Absent: None.

By Tafelski supported by Bazzy.

3-81-15. RESOLVED: That the proposed resolution by Councilmembers Sareini and Abraham authorizing the Finance Director to establish Golf Course projects, debt, and fixed assets budget in the Facilities Fund in the amount of \$1,396,353 for estimated revenues and appropriate \$246,169; also authorizing the Finance Director to establish budget in the Fleet Replacement Fund in the amount of \$34,464 for estimated revenues and requesting immediate effect is hereby tabled.

The resolution was unanimously adopted.

By Bazzy supported by Tafelski.

3-82-15. WHEREAS: Betty Lips has offered to sell the substandard dwelling located at 6115 Horger, Dearborn, Michigan, to the City of Dearborn for the sum of \$15,000 cash, and

WHEREAS: The Assessor's land value range for the property is \$10,000 to \$17,000, and

WHEREAS: The house (garage home) was identified as an Operation Eyesore house and will be demolished, and

WHEREAS: The vacant lot will then either be offered to the adjoining owners for lot expansion or held for future development, and

WHEREAS: The price at which this property is offered to the City is deemed fair and reasonable, and the acquisition is within the intent and spirit of the Neighborhood Stabilization Program and Operation Eyesore Program; therefore be it

RESOLVED: That this Council does hereby determine to acquire the premises described as:

Lot 530, Ford Chase Sub. No. 1, City of Dearborn, Wayne County, Michigan, as recorded in Liber 48, Page 94 of Plats, Wayne County records.

Parcel I.D. 82-10-074-14-028  
Commonly known as 6115 Horger, Dearborn, MI

from the owner thereof and pay therefore the sum of \$15,000 upon furnishing to the City by said owner of a title insurance policy showing marketable title thereon and when a deed to the premises has been properly executed, approved by the office of the Corporation Counsel and delivered to the City; be it further

RESOLVED: That the acquisition of 6115 Horger is in accordance with the spirit and intent and public purpose of the Neighborhood Stabilization Program and the Operation Eyesore Program; be it further

RESOLVED: That there is a public purpose served by the City of Dearborn in that the neighborhood will be improved by removing and demolishing a substandard house (garage home) in the area; be it further

RESOLVED: That this acquisition is contingent upon the terms and conditions set forth in the purchase agreement as approved by the Office of the Corporation Counsel; 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 the Finance Director be and is hereby authorized and directed to issue his proper warrant in the amount of \$15,000, subject to adjustments, if any, as shown on the closing statement prepared, reviewed, and approved by the office of the Corporation Counsel, drawn upon the General Capital Improvement Fund Project No. C05500, Acct. #401-1299-435.71-10, payable to the grantor, or its nominee, in payment of said property; be it further

RESOLVED: That the Finance Director be and is hereby authorized and directed to issue his proper warrant in the amount up to \$16,000 for demolition and appurtenant costs, drawn upon the General Capital Improvement Fund Project No. C05500, payable to the necessary entities in payment of said demolition and appurtenant costs; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Bazzy supported by Tafelski.

3-83-15. WHEREAS: Section 12-1210 of Article XXV of Chapter 12 of the Code, entitled "Smoking Lounges," requires the fee for a smoking lounge license to be established by resolution, and

WHEREAS: Smoking lounge licenses must be renewed annually so this fee will be charged annually, and

WHEREAS: At least eight City departments and divisions will be involved in reviewing an application for a smoking license and there will be costs associated with expected enforcement efforts, and

WHEREAS: The results of a surrounding community survey indicate that the average fee charged for a smoking lounge license is \$250; therefore be it

RESOLVED: That the fee for a smoking lounge license shall be \$250; be it further

RESOLVED: That to insure timely implementation, this resolution is given immediate effect.

The resolution was unanimously adopted.



By Tafelski supported by Bazzy.

3-84-15. RESOLVED: That City Council hereby accepts the Local Official Compensation Commission's (L.O.C.C.) salary determination for the City Council for Years 2015 and 2016 in accordance with the City Charter.

The resolution was unanimously adopted.

By Bazzy supported by Sareini.

3-85-15. RESOLVED: That the Knights of Columbus be and they are hereby granted permission to solicit donations on the streets, sidewalks, and other public areas within the City of Dearborn for their annual Tootsie Roll Drive to benefit the People with Intellectual Disabilities on March 27, 28 and 29, 2015, subject to all applicable ordinances and the rules and regulations of the Police Department.

The resolution was unanimously adopted.

By Abraham supported by Sareini.

3-86-15. RESOLVED: That receipt of a donation in the amount of \$500 from the New York Council for the 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 into 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).

The resolution was unanimously adopted.

By Sareini supported unanimously.

3-87-15. WHEREAS: The Mayor and the Council have learned with sorrow of the passing of Deah Barakat, Razan and Yusor Abu-Salha, 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 unanimously adopted.

There being no further business, upon a motion duly made, seconded and adopted, the Council then adjourned at 8:23 P.M.

APPROVED:

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President of the Council

ATTESTED:

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City Clerk