

REGULAR MEETING OF THE COUNCIL  
OF THE  
CITY OF DEARBORN

September 8, 2015

The Council convened at 7:35 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 Koski of The Dearborn Assembly of God delivered the invocation.

By O'Donnell supported by Abraham.

9-400-15. RESOLVED: That the minutes of the previous regular meeting of August 11, special meetings of August 6, 7 and 25, and special closed meeting of August 25, 2015, and the same are hereby approved as recorded and published.

The resolution was unanimously adopted.

By Dabaja supported by Tafelski.

9-401-15. RESOLVED: That City Council hereby suspends their Council Rules of Order to bring forward Item # 44, the appointment of Cynthia Pepper to the position of Human Resources Administrator.

The resolution was unanimously adopted.

By Abraham supported by O'Donnell.

9-402-15. RESOLVED: That City Council hereby concurs in the Civil Service's appointment of Cynthia Pepper to the position of Human Resources Administrator, pursuant to Civil Service Resolution No. 7779-15.

The resolution was unanimously adopted.

By O'Donnell supported by Sareini.

9-403-15. WHEREAS: The City of Dearborn established "Obsolete Property Rehabilitation District No. 1" located at 760-780 Town Center Drive, Dearborn, Michigan, pursuant to Council Resolution No. 8-424-11, subsequent to a special public hearing held on Monday, August 1, 2011, and

WHEREAS: The City Clerk has received one (1) Application for Obsolete Property Rehabilitation Exemption Certificate from UrbCam Michigan LLC, 760 Town Center Drive, for property located within the "Obsolete Property Rehabilitation District No. 1" to rehabilitate the property from surplus commercial real estate into privately owned campus housing in conjunction with the University of Michigan-Dearborn in the amount of \$5,930,854, and

WHEREAS: UrbCam Michigan LLC has requested the Obsolete Property Rehabilitation Exemption for twelve (12) years, and

WHEREAS: Act No. 146, P.A. of 2000, as amended, Section 5 (MCLA 125-2785) provides:

Sec. 5 The legislative body of the qualified local governmental unit, not more than 60 days after receipt of the application by the clerk, shall by resolution either approve or disapprove the application for an obsolete property rehabilitation exemption certificate in accordance with section 8 and the other provisions of this act. The clerk shall retain the original of the application and resolution. If approved, the clerk shall forward a copy of the application and resolution to the commission. If disapproved, the reasons shall be set forth in writing in the resolution, and the clerk shall send, by certified mail, a copy of the resolution to the applicant and to the assessor. A resolution is not effective unless approved by the commission as provided in section 6,

and

WHEREAS: Act No. 146, P.A. of 2000, as amended, Section 8 (1) (MCLA 125.2788) provides:

Sec. 8 (1) If the taxable value of the property proposed to be exempt pursuant to an application under consideration, considered together with the aggregate taxable value of property exempt under certificates previously granted and currently in force under this act or under 1974 PA 198, MCL 207.551 to 207.572, exceeds 5% of the taxable value of the qualified local governmental unit, the legislative body of the qualified local governmental unit shall make a separate finding and shall include a statement in its resolution approving the application that exceeding that amount shall not have the effect of substantially impeding the operation of the qualified local governmental unit or impairing the financial soundness of an affected taxing unit,

and

WHEREAS: Act No. 146, P.A. of 2000, as amended, Section 4 (2) (MCLA 125.2784) provides:

Sec. 4 (2) Upon receipt of an application for an obsolete property rehabilitation exemption certificate, the clerk of the qualified local governmental unit shall notify in writing the assessor of the local tax collecting unit in which the obsolete facility is located, and the legislative body of each taxing unit that levies ad valorem property taxes in the qualified local governmental unit in which the obsolete facility is located. Before acting upon the application, the legislative body of the qualified local governmental unit shall hold a public hearing on the application and give public notice to the applicant, the assessor, a representative of the affected taxing units, and the general public. The hearing on each application shall be held separately from the hearing on the establishment of the obsolete property rehabilitation district,

and

WHEREAS: Act No. 146, P.A. of 2000, as amended, Section 4 (3) (MCLA 125.2784) provides:

Sec. 4 (3) Upon receipt of an application for an obsolete property rehabilitation exemption certificate for a facility located on property that was owned by a qualified local governmental unit on the effective date of this act, and subsequently conveyed to a private owner, the clerk of the qualified local governmental unit, in addition to the other requirements of this section, shall request the assessor of the local tax collecting unit in which the facility is located to determine the taxable value of the property. This determination shall be made prior to the hearing on the application for an obsolete property rehabilitation exemption certificate held pursuant to subsection (2);

therefore be it

RESOLVED: That the City Council hereby designates Thursday, October 1, 2015 at 7:25 p.m. as the date and time for a Special Council Meeting, for the purposes of holding a Public Hearing and taking action on the one (1) Application for Obsolete Property Rehabilitation Exemption Certificate from UrbCam Michigan LLC, 760 Town Center Drive, for property located within the "Obsolete Property Rehabilitation District No. 1" to rehabilitate the property from surplus commercial real estate into privately owned campus housing in conjunction with the University of Michigan-Dearborn in the amount of \$5,930,854; be it further

RESOLVED: That the City Clerk is hereby authorized and directed to provide copies of the Application(s), if requested, to the legislative bodies of governmental units deriving property taxes from the property which will be affected by granting the Obsolete Property Rehabilitation Exemption Certificate, as required by Act No. 146, P.A. of 2000, as amended; be it further

RESOLVED: That the City Clerk is hereby authorized and directed to notify in writing each of the taxing units of the pending Public Hearing of the City Council on UrbCam Michigan LLC's application; specifically, to provide notice in writing to the following taxing units:

Dearborn Board of Education  
Wayne County Board of Commissioners  
Wayne County Regional Educational Services Agency

## Henry Ford Community College

be it further

RESOLVED: That the City Clerk is hereby authorized and directed to publish a copy of the following "Notice of Hearing" in the official newspaper for the City of Dearborn:

NOTICE OF HEARING

To consider the one (1) Application for Obsolete Property Rehabilitation Exemption Certificate from UrbCam Michigan LLC, 760 Town Center Drive, for property located within the "Obsolete Property Rehabilitation District No. 1" to rehabilitate the property from surplus commercial real estate into privately owned campus housing in conjunction with the University of Michigan-Dearborn in the amount of \$5,930,854.

TO ALL RESIDENTS AND TAXPAYERS OF THE CITY OF DEARBORN,  
MICHIGAN

TAKE NOTICE that the City Council of the City of Dearborn will be holding a Public Hearing on Thursday, October 1, 2015 at 7:25 p.m. to consider the request of UrbCam Michigan LLC, 760 Town Center Drive, for an Obsolete Property Rehabilitation Exemption to rehabilitate the property from surplus commercial real estate into privately owned campus housing in conjunction with the University of Michigan-Dearborn. At this Public Hearing, all residents and taxpayers will have the opportunity to speak on the request of UrbCam Michigan LLC to obtain an Obsolete Property Rehabilitation Exemption Certificate for the proposed rehabilitation project and the resulting potential tax relief, as identified on the submitted application.

Act No. 146, P.A. of 2000, as amended, provides that the City Council may issue an Obsolete Property Rehabilitation Exemption Certificate for the purpose of having a reasonable likelihood to increase commercial activity, to create employment, to retain employment and to revitalize an urban area within the community. Council Resolution No. 8-424-11 established "Obsolete Property Rehabilitation District No. 1" located at 760-780 Town Center Drive, Dearborn, Michigan which includes the subject property.

Representatives from UrbCam Michigan LLC, city administration, school districts and other taxing units levying ad valorem property taxes in the City and residents and taxpayers will be afforded a full opportunity to question and comment upon the proposed issuance of the Obsolete Property Rehabilitation Exemption Certificate at the Public Hearing on Thursday, October 1, 2015 at 7:25 p.m. in the City Council Chambers, City Hall, Dearborn, Michigan.

Individuals with disabilities who require special accommodations, auxiliary aids or services to attend or participate in this program should contact the Department of Assessment at 943-2140 or the TDD at 943-2074. Reasonable advance notice is required.

The notice is given by order of the City Council of the City of Dearborn, in accord with the requirements of City Council Rules of Order, Section 5.2.

KATHLEEN BUDA  
City Clerk

be it further

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

The resolution was unanimously adopted.

By Sareini supported by O'Donnell.

9-404-15. RESOLVED: That Ordinance No. 15-1476 be taken from the table and placed upon its final reading.

The resolution was unanimously adopted.

The Clerk then read Ordinance No. 15-1476 entitled, "An Ordinance to Amend the Administration Chapter (Chapter 2) of the Code of the City of Dearborn by Amending Article IV, Division 4, entitled 'Purchasing and Disposition of Goods and Services'."

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?"

9-404-15. Upon roll call the Ordinance was unanimously adopted.

Councilmember O'Donnell introduced Ordinance No. 15-1477, entitled, "An Ordinance to Amend the Zoning Ordinance of the City of Dearborn by Amending Article 2.00, Section 2.14 entitled 'Trash Removal and Collection.'"

The Clerk read the Ordinance by title.

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

By Abraham supported by Tafelski.

9-405-15. RESOLVED: That proposed Ordinance No. 15-1477 be laid on the table.

The resolution was unanimously adopted.

Councilmember O'Donnell introduced Ordinance No. 15-1478, entitled, "An Ordinance to amend the Zoning Ordinance of the City of Dearborn by Amending Article 1.00, Section 1.03 entitled 'Definitions.'"

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 Abraham.

9-406-15. RESOLVED: That proposed Ordinance No. 15-1478 be laid on the table.

The resolution was unanimously adopted.

Councilmember Sareini introduced Ordinance No. 15-1479, entitled, "An Ordinance to amend the Zoning Ordinance of The City of Dearborn by Amending Article 7.00, Section 7.02 entitled 'Site Development Standards for Nonresidential Uses.'"

The Clerk read the Ordinance by title.

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

By O'Donnell supported by Abraham.

9-407-15. RESOLVED: That proposed Ordinance No. 15-1479 be laid on the table.

The resolution was unanimously adopted.



Councilmember O'Donnell introduced Ordinance No. 15-1480, entitled, "An Ordinance to amend the Zoning Ordinance of The City of Dearborn by Amending Article 15.00, Section 15.02 entitled 'Permitted uses and Structures.'" "

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 Abraham.

9-408-15. RESOLVED: That proposed Ordinance No. 15-1480 be laid on the table.

The resolution was unanimously adopted.

Councilmember Sareini introduced Ordinance No. 15-1481, entitled, "An Ordinance to amend the Zoning Ordinance of The City of Dearborn by Amending Article 16.00, Section 16.02 entitled 'Permitted Uses and Structures.'" "

The Clerk read the Ordinance by title.

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

By O'Donnell supported by Abraham.

9-409-15. RESOLVED: That proposed Ordinance No. 15-1481 be laid on the table.

The resolution was unanimously adopted.

Councilmember Sareini introduced Ordinance No. 15-1482, entitled, "An Ordinance to amend the Zoning Ordinance of the City of Dearborn by Amending Article 1.00, Section 1.03 entitled 'Definitions.'"

The Clerk read the Ordinance by title.

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

By O'Donnell supported by Abraham.

9-410-15. RESOLVED: That proposed Ordinance No. 15-1482 be laid on the table.

The resolution was unanimously adopted.

Councilmember Sareini introduced Ordinance No. 15-1483, entitled, "An Ordinance to amend the Zoning Ordinance of the City of Dearborn by Amending Article 7.00, Section 7.02 entitled 'Site Development Standards for Nonresidential Uses.'".

The Clerk read the Ordinance by title.

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

By O'Donnell supported by Abraham.

9-411-15. RESOLVED: That proposed Ordinance No. 15-1483 be laid on the table.

The resolution was unanimously adopted.

Councilmember O'Donnell introduced Ordinance No. 15-1484, entitled, "An Ordinance to amend the Zoning Ordinance of the City of Dearborn by Amending Article 16.00, Section 16.02 entitled 'Permitted Uses and Structures.'".

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 Abraham.

9-412-15. RESOLVED: That proposed Ordinance No. 15-1484 be laid on the table.

The resolution was unanimously adopted.

Councilmember Sareini introduced Ordinance No. 15-1485, entitled, "An Ordinance to amend the Zoning Ordinance of the City of Dearborn by Amending Article 18.00, Section 18.02 entitled 'Permitted Uses and Structures.'"

The Clerk read the Ordinance by title.

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

By O'Donnell supported by Abraham.

9-413-15. RESOLVED: That proposed Ordinance No. 15-1485 be laid on the table.

The resolution was unanimously adopted.

Councilmember Sareini introduced Ordinance No. 15-1486, entitled, "An Ordinance to amend the Zoning Ordinance of the City of Dearborn by Amending Article 19.00, Section 19.02 entitled 'Permitted Uses and Structures.'"

The Clerk read the Ordinance by title.

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

By O'Donnell supported by Abraham.

9-414-15. RESOLVED: That proposed Ordinance No. 15-1486 be laid on the table.

The resolution was unanimously adopted.

Councilmember O'Donnell introduced Ordinance No. 15-1487, entitled, "An Ordinance to amend the Zoning Ordinance of the City of Dearborn by Amending Article 20.00, Section 20.02 entitled 'Permitted Uses and Structures.'"

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 Abraham.

9-415-15. RESOLVED: That proposed Ordinance No. 15-1487 be laid on the table.

The resolution was unanimously adopted.

Councilmember Sareini introduced Ordinance No. 15-1488, entitled, "An Ordinance to Amend Section 9.02 of Ordinance No. 06-1111 of the City of Dearborn by rezoning the property located at 14201 Prospect (parcel 82-10-184-20-008) from an Industrial B (Medium 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 O'Donnell supported by Abraham.

9-416-15 RESOLVED: That proposed Ordinance No. 15-1488 be laid on the table.

The resolution was unanimously adopted.

Councilmember Sareini introduced Ordinance No. 15-1489, 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 IV, Division 2, entitled 'Obstructions,' by Amending Section 17-99, entitled 'Permitted Obstructions' and by Adding Section 17-99.1, entitled 'Temporary Obstructions.'"

The Clerk read the Ordinance by title.

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

By O'Donnell supported by Abraham.

9-417-15. RESOLVED: That proposed Ordinance No. 15-1489 be laid on the table.

The resolution was unanimously adopted.

By Sareini supported by O'Donnell.

9-418-15. WHEREAS: The City is eligible for contract pricing through the State of Michigan's MiDeal Cooperative Program, Contract No. 071B13000092 for the purchase of a Caterpillar Mini Hydraulic Excavator, and

WHEREAS: Michigan Cat, the authorized distributor for the State of Michigan, will supply a Caterpillar Mini Hydraulic Excavator in an amount not to exceed \$76,019.87; therefore be it

RESOLVED: That a contract be awarded to Michigan Cat in an amount not to exceed \$76,019.87 for a Caterpillar Mini Hydraulic Excavator for the Water Division; be it further

RESOLVED: That this contract shall be financed from Water Fund, Public Works, Capital Equipment, Operating Equipment Vehicle budget; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Sareini supported by O'Donnell.

9-419-15. WHEREAS: The City is eligible for contract pricing through the Houston-Galveston Area Council Cooperative Contract #BBA03 with Sutphen Corporation through the local distributor, Apollo Fire for the purchase of an Aerial Truck, and

WHEREAS: Apollo Fire, the authorized distributor for the Houston-Galveston Area Council Cooperative Contract #BBA03, will supply this vehicle in an amount not to exceed \$995,960; be it

RESOLVED: That a purchase order be awarded to Sutphen Corporation in an amount not to exceed \$995,960 for an Aerial Truck for the Fire Department; be it further

RESOLVED: That this purchase order shall be financed from the Fleet Fund Fire Department Capital Equipment budget; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Sareini supported by O'Donnell.

9-420-15. WHEREAS: The City is eligible for contract pricing through the NJPA Contract 032315 with Southeastern Equipment Company, the CAT dealer for S.E. Michigan for a Case Loader, and

WHEREAS: Southeastern Equipment Company, the authorized distributor for the S.E. Michigan, will supply the Case brand loader, model 721FXT, plus a spare tire and rim for the total amount of \$197,342.65; therefore be it

RESOLVED: That a purchase order be awarded to Southeastern Equipment Company in the amount of \$197,342.65 for a Case Loader Model 721FXT, plus a spare tire and rim; be it further

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

RESOLVED: That the Finance Director is hereby authorized to appropriate \$10,000 from the Fleet Replacement Fund retained earnings to complete the funding; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.



By Sareini supported by Abraham.

9-421-15. WHEREAS: The City of Dearborn currently has an extended contract as authorized by Council Resolution 5-277-13 with Stauder, Barch & Associates, Inc. (SB&A) for Financial Advisor Services valid through June 30, 2016. SB&A has been acquired by Public Financial Management, Inc., who has agreed to provide the City's current services at the same rates as the existing contract under SB&A through June 30, 2016. Under this contract, payment for services will only be paid when debt is issued and will be paid from the proceeds of the debt, and

WHEREAS: The Purchasing Department recommends that the City Council approve the request to re-assign the existing contract under SB&A to Public Financial Management, Inc., per Section 2-568(b)(6)h, Change Orders, of the Code of the City of Dearborn; therefore be it

RESOLVED: That the existing contract under Stauder, Barch & Associates to brand is hereby re-assigned to Public Financial Management, Inc. for Financial Advisor Services; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Abraham supported by O'Donnell.

9-422-15. RESOLVED: That the 2015-2016 budget is hereby amended as shown on the schedule below to carry forward appropriations related to initiatives at year end pursuant to department requests:

General Fund

Department:

Mayor's Office	\$114,000	
Assessor	4,740	
Legal	136,050	
Finance	16,000	
DPW-Building Services	55,625	
DPW-Sanitation	20,900	
DPW-Highways	10,375	
DPW-Parks	217,020	
Fire Department	75,673	
Recreation & Parks	31,900	
Economic & Community Development	112,325	
Total, General Fund		\$ 794,608
Total, Drug Law Fund		161,320
Total, Library Fund		9,000
Total, Designated Purposes		5,255
Total, Sewer Fund		518,250
Total, Water Fund		56,180
Total, Technology Fund		29,350
Total, Facility Fund		5,890
Total, Fleet & Equip. Replacement Fund		1,375,435
Total, Fleet & Gen. Liability Fund		109,125
<b>Total, All Funds</b>		<b>\$3,064,413</b>

be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Sareini supported by Abraham.

9-423-15. WHEREAS: The City Council of the City of Dearborn and the Brownfield Redevelopment Authority (BRA) Board of Directors adopted Brownfield Plan #11 UrbCam Michigan LLC (UrbCam). The BRA and UrbCam established the terms and conditions upon which the Authority shall utilize certain tax increment revenues captured from the property pursuant to the Brownfield Plan #11 to reimburse UrbCam for a portion of the costs of Eligible Activities undertaken by UrbCam. The BRA approves the Brownfield Reimbursement Agreement with UrbCam upon receipt of all legal and financial documents required to satisfy Act 381 and proof of paid taxes (no delinquent taxes on project parcels-City charter prohibition on contracting with parties in breach), and

WHEREAS: The BRA also approved the Brownfield Reimbursement Agreement with AK Steel Corporation Brownfield Plan #9 (previously Severstal) upon receipt of all legal and financial documents required to satisfy Act 381 and proof of paid taxes (no delinquent taxes on project parcels-City charter prohibition on contracting with parties in breach). The Brownfield Plan #9 resulted in adjustments to both the capture value and expenditures in FY2015/TY2014, and

WHEREAS: It is requested that the City Council of the City of Dearborn recognize the revised Brownfield Project Plan #11 - UrbCam Michigan LLC 2014 Capture Taxable Value of \$11,325,150 and the adjusted AK Steel Corporation Capture Taxable Value of \$140,736,200, and

WHEREAS: It is also requested that the Finance Director be authorized to create FY2015 budget of \$861,300 in the BRA Fund for the captured taxes and to appropriate budget in the BRA Fund, Economic & Community Development Department, Other Operating Expenses for the reimbursement to these plans of \$861,300; therefore be it

RESOLVED: That the Finance Director be and is hereby authorized to recognize the revised Brownfield Project Plan #11 - UrbCam Michigan LLC 2014 Captured Taxable Value of \$11,325,150 and the adjusted AK Steel Corporation Capture Taxable Value of \$140,736,200; be it further

RESOLVED: That the Finance Director be and is hereby authorized to create FY2015 budget of \$861,300 in the BRA Fund for the captured taxes and to appropriate budget for the reimbursement to these plans; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

Councilmember Tafelski left the Council Chambers at 8:09 P.M.

By O'Donnell supported by Abraham.

9-424-15. WHEREAS: C.R. 1-32-15 authorized the Finance Director to recognize revenue and appropriate expenditures for the 2014 COPS grant awarded to the Police Department to hire four officers to supplement the number of School Resource Officers in the schools within the City of Dearborn, and

WHEREAS: The resolution authorized revenue be recognized in the amount of \$500,000 but that is the total amount of the award. The reimbursement will actually be only the federal share of \$100,397. The remaining \$399,603 was the local match component which will not be reimbursed so that amount is being cancelled in the revenue budget in the Police Department, and

WHEREAS: The resolution also authorized that \$399,603 be appropriated for the expenditures of hiring the four officers, but that amount should have been the full cost of \$500,000, and

WHEREAS: It is requested that the Finance Director be authorized to appropriate fund balance for the additional \$100,397 in expenditures in the General Fund, Police Department budget; therefore be it

RESOLVED: That the Finance Director be and is hereby authorized to appropriate fund balance for the additional \$100,397 in expenditures in the General Fund, Police Department budget; be it further

RESOLVED: That this resolution be given immediate effect.

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

By Sareini supported by Abraham.

9-425-15. WHEREAS: Authorization for the Mayor to sign agreements with the National Endowment for the Arts to accept an award of \$10,000 from the National Endowment for the Arts and for the recognition and appropriation by the Finance Director is requested. The award will facilitate the design and development of an Artist in Residence unit in the "Connector Building" located in the City Hall Artspace Lofts project, and

WHEREAS: The 1-bedroom artist-in-residence unit will afford opportunities for collaboration with local and regional arts organizations, galleries, museums, and educational institutions to develop an innovative artist-in-residency program. The artist-in-residence unit will provide space to visiting artists, curators, and all manner of creative people who will engage with the local artists and the community through programming such as workshops, presentations, and collaborations, and

WHEREAS: It is requested that the Finance Director be authorized to establish Grant Revenue budget & appropriate same in the East Dearborn Downtown Development Fund, Artspace Project Z77620; therefore be it

RESOLVED: That the Mayor be and is hereby authorized to sign agreements with the National Endowment for the Arts to accept an award of \$10,000; be it further

RESOLVED: That the Finance Director be and is hereby authorized to establish Grant Revenue budget & appropriate same in the East Dearborn Downtown Development Fund, Artspace Project Z77620; be it further

RESOLVED: That this resolution be given immediate effect.

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

By O'Donnell supported by Abraham.

9-426-15. WHEREAS: In October 2014 Consumers Gas was required to do maintenance on a gas transmission line on Mystic Creek Golf Course. In order to access the course, they used the main beach parking lot as their staging area. The repairs required the use of heavy equipment and damage resulted to the asphalt. Consumer Gas offered to repair the damage but since the area is to be returned to greenspace as part of the Camp Dearborn Non-Motorized Trail Phase 2 Project I20709, an estimate was obtained in the amount of \$10,957.43 and a check has been received, and

WHEREAS: It has been requested that the Finance Director be authorized to recognize and appropriate the damage reimbursement of \$10,957.43 in the General Capital Improvement Fund Project I20709 Camp Dearborn Non-Motorized Trail Phase 2; therefore be it

RESOLVED: That the Finance Director be and is hereby authorized to recognize and appropriate the damage reimbursement of \$10,957.43 in the General Capital Improvement Fund Project I20709 Camp Dearborn Non-Motorized Trail Phase 2; be it further

RESOLVED: That this resolution be given immediate effect.

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

By Sareini supported by O'Donnell.

9-427-15. WHEREAS: The vacant lot located at 5430 Kenilworth was placed on the City's 2015 lot list for the new construction of a single-family house. The minimum bid price was \$23,900. No one bid on the property at the time, and

WHEREAS: Nabhan Modalla has offered to purchase this property for \$24,000 from the leftover lot list and is proposing to build a single-family dwelling on this property within one year of the date of the closing, and

WHEREAS: Mr. Modalla 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 ninety (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.
3. If Purchaser elects to sell the vacant property during the 12-month period, the Purchaser must first offer to resell the property to the City for the purchase price, less 10%, all deposits, and less costs associated with the transfer back to the City of Dearborn.
4. The Purchaser accepts the property "AS IS" and assumes all responsibility for soil testing and soil conditions, and
5. Construction of a single-family dwelling on this property 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 Residential Services Department.
  - b. Building permits have been issued.
  - c. Excavation of the basement/foundation is started.
6. Purchaser must complete construction before building permits expire.
  7. Purchaser agrees that, in constructing a single-family dwelling, he shall comply with all zoning requirements, including, but not limited to, setback, lot coverage, and compatibility requirements of the Dearborn Zoning Ordinance. Purchaser further acknowledges that this is a waiver of his right to seek a variance of these requirements.
  8. Purchaser must comply with Land Sale Guidelines,

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 of the parcel described as:

South 20 ft. of Lot 706 and all of Lot 707, Ardross Sub., City of Dearborn, Wayne County, MI, as recorded in Liber 39, Page 2 of Plats, Wayne County records.

Commonly known as vacant lot at 5430 Kenilworth  
Tax I.D. No. 82-10-182-03-044

to Nabhan Modalla for \$24,000; be it further

RESOLVED: That the Mayor is hereby authorized to execute a deed for said land to Nabhan Modalla 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 Nabhan Modalla closing 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 the sale of the property for the construction of a new house 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 if Purchaser wishes to sell the vacant property during this 12-month period, the City shall have the sole right to repurchase the vacant property for the sum of \$24,000, less 10%, all deposits, and less costs associated with the transfer back to the City of Dearborn; 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 adopted as follows: Yes: Abraham, Bazy, Dabaja, O'Donnell, Sareini, and Shooshanian (6). No: None. Absent: Tafelski (1).

Councilmember Tafelski returned to the Council Chambers at 8:13 P.M.

By Sareini supported by O'Donnell.

9-428-15. WHEREAS: The vacant lot located at 6031 Ternes was placed on the City's 2015 lot list for the new construction of a single-family house. The minimum bid price was \$22,800. No one bid on the property at the time, and

WHEREAS: Gamal Waza has offered to purchase this property for \$22,900 from the leftover lot list and is proposing to build a single-family dwelling on this property within one year of the date of the closing, and

WHEREAS: Mr. Waza 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 ninety (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.
3. If Purchaser elects to sell the vacant property during the 12-month period, the Purchaser must first offer to resell the property to the City for the purchase price, less 10%, all deposits, and less costs associated with the transfer back to the City of Dearborn.
4. The Purchaser accepts the property "AS IS" and assumes all responsibility for soil testing and soil conditions.
5. Construction of a single-family dwelling on this property 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 Residential Services Department.
  - b. Building permits have been issued.
  - c. Excavation of the basement/foundation is started.
6. Purchaser must complete construction before building permits expire.
  7. Purchaser agrees that, in constructing a single-family dwelling, he shall comply with all zoning requirements, including, but not limited to, setback, lot coverage, and compatibility requirements of the Dearborn Zoning Ordinance. Purchaser further acknowledges that this is a waiver of his right to seek a variance of these requirements.
  8. Purchaser must comply with Land Sale Guidelines,

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 of the parcel described as:

Lot 668 and South 25 ft. of Lot 669, Albert P. Ternes Sub., City of Dearborn, Wayne County, MI, as recorded in Liber 40, Page 12 of Plats, Wayne County records.

Commonly known as vacant lot at 6031 Ternes  
Tax I.D. No. 82-10-073-16-036

to Gamal Waza for \$22,900; be it further

RESOLVED: That the Mayor is hereby authorized to execute a deed for said land to Gamal Waza 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 Gamal Waza closing 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 the sale of the property for the construction of a new house 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 if Purchaser wishes to sell the vacant property during this 12-month period, the City shall have the sole right to repurchase the vacant property for the sum of \$22,900, less 10%, all deposits, and less costs associated with the transfer back to the City of Dearborn; 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 Abraham supported by Sareini.

9-429-15. WHEREAS: The vacant lot located at 3345 Walnut was placed on the City's 2015 lot list for the new construction of a single-family house. The minimum bid price was \$27,900. No one bid on the property at the time, and

WHEREAS: Rozalin Fakhoury has offered to purchase this property for \$27,900 from the leftover lot list and is proposing to build a single-family dwelling on this property within one year of the date of the closing, and

WHEREAS: Ms. Fakhoury has been informed and agrees to the following conditions applicable to the proposed sale:

1. Purchaser may not assign her purchase option or sell the vacant land without approval of the Dearborn City Council.
2. Closing of this transaction must take place within ninety (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.
3. If Purchaser elects to sell the vacant property during the 12-month period, the Purchaser must first offer to resell the property to the City for the purchase price, less 10%, all deposits, and less costs associated with the transfer back to the City of Dearborn.
4. The Purchaser accepts the property "AS IS" and assumes all responsibility for soil testing and soil conditions.

5. Construction of a single-family dwelling on this property 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 Residential Services Department.
  - b. Building permits have been issued.
  - c. Excavation of the basement/foundation is started.
6. Purchaser must complete construction before building permits expire.
7. Purchaser agrees that, in constructing a single-family dwelling, she shall comply with all zoning requirements, including, but not limited to, setback, lot coverage, and compatibility requirements of the Dearborn Zoning Ordinance. Purchaser further acknowledges that this is a waiver of her right to seek a variance of these requirements.
8. Purchaser must comply with Land Sale Guidelines,

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 of the parcel described as:

Lot 234 and the North 25 ft. of Lot 235, Steven's Sub., City of Dearborn, Wayne County, MI, as recorded in Liber 42, Page 37 of Plats, Wayne County records.

Commonly known as vacant lot at 3345 Walnut  
Tax I.D. No. 82-09-352-13-013

to Rozalin Fakhoury for \$27,900; be it further

RESOLVED: That the Mayor is hereby authorized to execute a deed for said land to Rozalin Fakhoury 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 Rozalin Fakhoury closing 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 the sale of the property for the construction of a new house 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 if Purchaser wishes to sell the vacant property during this 12-month period, the City shall have the sole right to repurchase the vacant property for the sum of \$27,900, less 10%, all deposits, and less costs associated with the transfer back to the City of Dearborn; 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 Sareini supported by O'Donnell.

9-430-15. WHEREAS: Reda Fradi and Zainab Albodeiri, owners and occupants of the property at 6620 Yinger (single-family home with a valid C of O, with a driveway and a detached garage), have requested that the City sell them the vacant lot located next to their property so that they may combine it with the adjacent lot they own. The Assessor's Department valued the unbuildable lot at \$4,100, and

WHEREAS: The neighbor who owns the adjoining property on the other side, Neven Alam, was also contacted via regular and certified mail, but did not express interest in purchasing any portion of the City lot located at 6614 Yinger, and

WHEREAS: Reda Fradi and Zainab Albodeiri have requested to purchase the entire 35 ft. lot for \$4,100. They wish to increase their lot size and intend to combine the lot with their existing property for tax and assessment purposes. Their lot size will be approximately 70 ft. wide if this sale is approved, and

WHEREAS: They understand that, if the sale is approved, they cannot seek any variances from the Dearborn Zoning Ordinance, 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: The sale is conditioned on the following conditions:

1. The lot must be combined with the Purchasers' property and may not be resplit or combined with other land for a resplitting as two buildable lots.
2. The lot may only be sold or developed in combination with the Purchasers' adjacent property.

3. Closing of this transaction must take place within ninety (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 assumes all responsibility for soil testing and soil conditions.
5. Lot 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. Use of this property for construction or expansion of any dwelling shall require the owners to comply with lot coverage and side yard setbacks of the Dearborn Zoning Ordinance. Purchasers are waiving their right to seek any variances.
7. If Purchasers violate any of the restrictions imposed, they are obligated to sell the property back to the City for \$4,100, less 10% and less costs associated with the transfer of property back to the City;

therefore be it

RESOLVED: That this Council does hereby determine to effect the sale at a price of \$4,100 to Reda Fradi and Zainab Albodeiri of the parcel described as:

Lot 109, Albert P. Ternes Sub., City of Dearborn, Wayne County, Michigan, as recorded in Liber 40, Page 12 of Plats, Wayne County records.

Tax I.D. 82-10-071-21-006  
Commonly known as vacant lot at 6614 Yinger  
Lot size: 35' x 114'

and that the Mayor be and is hereby authorized to execute a Deed for said land to Reda Fradi and Zainab Albodeiri 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 Reda Fradi and Zainab Albodeiri closing within ninety (90) days of the effective date of this Resolution; be it further

RESOLVED: That the sale is contingent upon the above-referenced conditions being satisfied, and upon the satisfaction of the terms contained in the Purchase Agreement; 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 sale of 6614 Yinger as side yard serves a public purpose by promoting lot expansion to enhance the neighborhoods and complies with the public purpose identified when the City originally purchased the property; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Abraham supported by O'Donnell.

9-431-15. WHEREAS: T & A Brothers, LLC, by Ahmad Jassem, owner of the property at 6955 Yinger (registered rental with a valid C of O, with a driveway and a detached garage), has requested that the City sell the vacant lot located next to its property so that it may be combined with the adjacent lot it owns, and

WHEREAS: T & A Brothers, LLC has requested to purchase the entire 35 ft. lot for \$3,700. It wishes to increase its lot size and intends to combine the lot with its existing property for tax and assessment purposes. Its lot size will be approximately 70 ft. wide if this sale is approved, and

WHEREAS: The owner of the other neighboring property at 6943 Yinger did not express interest in purchasing any portion of the City lot located at 6949 Yinger, 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: The sale is conditioned on the following conditions:

1. The lot must be combined with the Purchaser's property and may not be resplit or combined with other land for a resplitting as two buildable lots. Purchaser may seek permission to split and sell a portion of the side yard to the neighboring property owner.
2. The lot may only be sold or developed in combination with the Purchaser's adjacent property.

3. Closing of this transaction must take place within ninety (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 Purchaser accepts the property "AS IS" and assumes all responsibility for soil testing and soil conditions.
5. Lots must be combined with the Purchaser's 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. 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. Purchaser is waiving its right to seek any variances.
7. If Purchaser violates any of the restrictions imposed, it is obligated to sell the property back to the City for \$3,700, less 10% and less costs associated with the transfer of property back to the City;

therefore be it

RESOLVED: That this Council does hereby determine to effect the sale at a price of \$3,700 to T & A Brothers, LLC of the parcel described as:

Lot 78, Melrose Garden Sub., City of Dearborn, Wayne County, Michigan, as recorded in Liber 42, Page 95 of Plats, Wayne County records.

Tax I.D. 82-10-071-11-019  
Commonly known as vacant lot at 6949 Yinger  
Lot size: 35' x 105'

and that the Mayor be and is hereby authorized to execute a Deed for said land to T & A Brothers, LLC 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 T & A Brothers, LLC closing within ninety (90) days of the effective date of this Resolution; be it further

RESOLVED: That the sale is contingent upon the above-referenced conditions being satisfied, and upon the satisfaction of the terms contained in the Purchase Agreement; 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 sale of 6949 Yinger as side yard serves a public purpose by promoting lot expansion to enhance the neighborhoods and complies with the public purpose identified when the City originally purchased the property through the HUD \$1 Program; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Sareini supported by Abraham.

9-432-15. WHEREAS: Council Resolution 7-375-13 previously authorized Ahmed Al-Zayadi to purchase the vacant lot at 7427 Kendal for \$16,600 so that he may construct a single-family dwelling on this property within 12 months from the date of closing, and

WHEREAS: The closing took place on September 25, 2013; therefore, Mr. Al-Zayadi was required to commence construction of a single-family dwelling on the property by September 25, 2014, and

WHEREAS: In October 2014, Mr. Al-Zayadi requested an additional four (4) months in which to commence construction on this property and did not submit the required processing and extension fees, according to the City's Land Sales Guidelines, and

WHEREAS: Numerous phone calls were made to Mr. Al-Zayadi requesting the additional fees, but he failed to return any phone calls, and

WHEREAS: Council Resolution 6-304-15 authorized the City to exercise its right of reverter to buy back the property due to Mr. Al-Zayadi's failure to respond to requests for the correct extension fee amount, and

WHEREAS: When Mr. Al-Zayadi was notified of City Council's action to exercise its right of reverter, he requested that Council Resolution 6-304-15 be rescinded and that he be given a 12-month extension in which to commence construction on the vacant lot at 7427 Kendal, and

WHEREAS: According to Mr. Al-Zayadi, he has encountered issues when trying to hire a contractor to construct the house, and

WHEREAS: He is now requesting an extension in which to commence construction to October 25, 2015 and submitted the required \$2,092.00 to cover the required processing and extension fees, and

WHEREAS: Due to difficulties that Mr. Al-Zayadi has encountered in hiring a contractor (evidence of which has been presented), and the payment of processing and extension fees, it is recommended that Mr. Al-Zayadi's request for a twelve (12) month extension be granted, allowing him to extend his construction deadline to October 25, 2015, and

WHEREAS: It is also recommended that all other terms and conditions contained in the original Purchase Agreement and Council Resolution 7-375-13 shall remain in effect and Council Resolution 6-304-15 be rescinded; therefore be it

RESOLVED: That Ahmed Al-Zayadi's request for an extension of time in which to commence construction of a single-family dwelling on the property located at 7427 Kendal be granted, extending the deadline in which to build to October 25, 2015; be it further

RESOLVED: That all other terms contained in the Land Sales Guidelines and all other terms and conditions contained in the original Purchase Agreement, dated June 12, 2013 shall remain in full force and effect; be it further

RESOLVED: That Council Resolution 7-375-13 shall remain in effect; be it further

RESOLVED: That Council Resolution 6-304-15 is hereby rescinded; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.



By Sareini supported by O'Donnell.

9-433-15. WHEREAS: City Council previously authorized Fahmi Mawari to purchase the vacant lot at 7115 Payne (C.R. 4-149-14, attached) for \$17,300 so that he may construct a single-family dwelling on the property within 12 months from the date of closing, and

WHEREAS: The closing took place on June 30, 2014; therefore, according to the terms of the Land Sales Guidelines, Mr. Mawari was required to commence construction of a single-family dwelling on the property by June 30, 2015, and

WHEREAS: Mr. Mawari has indicated that he encountered issues when trying to hire a contractor to construct the house, and

WHEREAS: He appeared at the August 6, 2015 Committee of the Whole meeting requesting an extension of time in which to commence construction on the property and requesting a waiver of the fees associated with the extension request and submitted a letter, and

WHEREAS: It has been the City's past practice to grant a request for an extension for time in which to commence construction for a good reason, such as this, and

WHEREAS: It is recommended that Mr. Mawari's request for an extension of time in which to commence construction be extended to June 30, 2016 be granted, conditioned upon payment of the required \$2,176 extension fee, in accordance with the City's Land Sales Guidelines (\$100 processing fee + \$173 per month), and

WHEREAS: It is also recommended that Mr. Mawari's request for a waiver of the fees associated with the extension be denied, and

WHEREAS: If Mr. Mawari does not require the full 12 months to commence construction, he may request that Corporation Counsel refund \$173 per month of his extension fee if construction commences before June 30, 2016 (as defined by the Land Sales Guidelines), and

WHEREAS: All other terms and conditions contained in the original purchase agreement and Council Resolution 4-149-14 shall remain in effect; therefore be it

RESOLVED: That Fahmi Mawari's request for an extension of time in which to commence construction of a single-family dwelling on the property located at 7115 Payne is granted, extending the deadline in which to build to June 30, 2016; be it further

RESOLVED: That Mr. Mawari's request for an extension of time in which to commence construction is approved, conditioned upon payment of \$2,176 for the extension fee, in accordance with the Land Sales Guidelines, submitted to the Department of Law by September 22, 2015, or this resolution is hereby rescinded; be it further

RESOLVED: That Mr. Mawari's request for a waiver of the fees associated with the extension is denied; be it further

RESOLVED: That if Mr. Mawari does not require the full 12 months to commence construction, he may request that Corporation Counsel refund \$173 per month of his extension fee if construction commences before June 30, 2016 (as defined by the Land Sales Guidelines); be it further

RESOLVED: That all other terms contained in the Land Sales Guidelines and all other terms and conditions contained in the original Purchase Agreement, dated March 3, 2014, shall remain in full force and effect; be it further

RESOLVED: That Council Resolution 4-149-14 shall remain in effect; be it further

RESOLVED: That this resolution shall be given immediate effect.

The resolution was unanimously adopted.

By Sareini supported by Abraham.

9-434-15. WHEREAS: Council Resolution 8-365-15 authorized the City to grant an approximately 30-foot wide non-exclusive easement to the Friends for the Dearborn Animal Shelter for unrestricted access to the garage facility, if a garage is constructed on the site of the new animal shelter, and

WHEREAS: The Friends for the Dearborn Animal Shelter have agreed to a 15-year, revocable easement agreement, wherein, if a garage is not constructed within 15 years of the execution of the easement, the easement is revocable by the City, and

WHEREAS: It is recommended that Council Resolution 8-365-15 be amended to reflect that the non-exclusive easement agreement between the City and the Friends be a 15-year revocable easement agreement, and

WHEREAS: It is also recommended that Council Resolution 8-365-15 be amended to reflect the terms of the MOU in that, if the Animal Shelter project and/or garage is abandoned or transferred to another owner or occupant, the transfer of the easement agreement to another owner or occupant shall also require City Council approval, and

WHEREAS: The Friends have also requested that the City provide them with assurances that they will have access to the public parking that is available at the Civic Center campus, and

WHEREAS: It is recommended that the City Council recognizes the Friends' reliance on the non-exclusive use of up to 40 parking spaces within the Civic Center campus to help meet parking needs; therefore be it

RESOLVED: That this Council does hereby amend Council Resolution 8-365-15 to reflect that the non-exclusive easement agreement between the City and the Friends for the Dearborn Animal Shelter is a 15-year revocable easement agreement, wherein, if a garage is not constructed within 15 years of execution of the easement agreement, the easement is revocable by the City; be it further

RESOLVED: That this Council does hereby amend Council Resolution 8-365-15 to reflect the terms of the MOU in that, if the Animal Shelter project and/or garage is abandoned or the Animal Shelter is transferred to another owner or occupant, the transfer of the easement agreement to another owner or occupant shall also require City Council approval; be it further

RESOLVED: That this Council does hereby acknowledge and recognize the Friends' reliance on the non-exclusive access to, and use of, up to 40 parking spaces within the Civic Center campus to help meet parking needs for the animal shelter project at 16121 Michigan Avenue; be it further

RESOLVED: That this resolution is given immediate effect.

The resolution was unanimously adopted.

By Sareini supported by O'Donnell.

9-435-15. RESOLVED: That the proposal from Group 10 Management, Inc. to purchase city owned-properties, formerly LaShish/Talal's, located at 22039-22041 Michigan Avenue is hereby denied; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By O'Donnell supported by Abraham.

9-436-15. RESOLVED: That Divine Child High School be and they are hereby granted permission to conduct their Annual Homecoming Parade on Friday, September 25, 2015 beginning at 6:00 P.M. subject to reimbursement of all City Services, applicable ordinances and the rules and regulations of the Police Department; be it further

RESOLVED: That the parade route is as follows: Beginning on the circular drive in front of Divine Child High School, parade participants will proceed out onto N. Silvery Lane and head north up to Lawrence Street; then turn left and continue west on Lawrence Street (crossing both Gulley and Beech-Daly Streets) finishing on the Crestwood High School football field; be it further

RESOLVED: That City Council hereby authorizes assistance from the Police Department for traffic control and escort for the Dearborn portion of the parade route; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Sareini supported by O'Donnell.

9-437-15. RESOLVED: That the Dearborn High School Student Council be and are hereby granted permission to conduct their Annual Homecoming Parade on Friday, October 2, 2015 from 3:45 P.M. to 4:30 P.M., subject to reimbursement of all City Services, applicable ordinances and the rules and regulations of the Police Department; be it further

RESOLVED: That the parade route shall be as follows: Beginning in the student and staff parking lots, parade participants will proceed out onto Outer Drive and head north up to the intersection of S. York and Fordson; south and then west on Fordson to S. Highland; north on S. Highland to Marshall; east on Marshall to S. York; south on S. York back to Outer Drive; south on Outer Drive finishing back in the student and staff parking lots; be it further

RESOLVED: That City Council hereby authorizes assistance from the Police Department with traffic control and escort for the entire duration of the parade route; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Sareini supported by O'Donnell.

9-438-15. WHEREAS: The Dearborn Historical Museum is seeking a permit from Wayne County to install signs on Wayne County roads to promote their Beer Tasting Fundraiser, and

WHEREAS: As part of its permitting process, Wayne County requests a resolution from Dearborn City Council approving sign placement; be it therefore

RESOLVED: That City Council hereby approves the placement of signs at the following two (2) county road locations to promote the Dearborn Historical Museum Beer Tasting Fundraiser:

- Outer Drive and Cherry Hill median. Sign text will face both north and south bound traffic on Outer Drive.
- Outer Drive and Southfield median. Sign will face east on existing poles that are used to promote other events;

be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Abraham supported by Sareini.

9-439-15. RESOLVED: That City Council hereby waives the tent permit fees for the Dearborn Historical Museum's 3rd Annual Beer Tasting Party Fundraiser event to be held on September 25, 2015 from 5:00 p.m. to 11:00 p.m. subject to all applicable ordinances; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Sareini in need of support.

9-440-15. RESOLVED: Fawaz Hazime, Mango's Café on the Hill, 14927 W. Warren Ave. requests to have an outdoor smoking area.

The resolution died for lack of support.

The original request was referred to the Legal and Planning Departments.

By Sareini in need of support.

9-441-15. RESOLVED: Ali Khalaf, La Posta Café, 1006 S. Military St., requests to have an outdoor smoking area.

The resolution dies for lack of support.

The original request was referred to the Legal and Planning Departments.



By Sareini supported by O'Donnell.

9-442-15. RESOLVED: That receipt of a donation in the amount of \$6,364 from Running Fit, Inc. to the City of Dearborn for the Recreation & Parks Department's Youth Sports Partnership Organizations 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 credit this money to the Designated Purposes Fund, Project #Z71000 (Special Events), Dearborn Recreation & Parks Department, Donations from Private Source Distribution Account #276-3030-365.90-00 and authorizes the Director of Finance to process expenditures from this account in support of the purpose for which it was donated.

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Tafelski supported unanimously.

9-443-15. WHEREAS: The Mayor and the Council have learned with sorrow of the passing of Philip M. Mruzik, 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.

By Sareini supported by Tafelski.

9-444-15. WHEREAS: Les Stanford Chevrolet Cadillac, 21711 Michigan Avenue, has requested permission to temporarily use the north area of the Ford Field parking lot for vehicle inventory storage from Friday, September 11, 2015 at 10:00 a.m. through Monday, September 14, 2015 at 10:00 a.m. to facilitate a Corvette show at the dealership; therefore be it

RESOLVED: That Les Stanford Chevrolet Cadillac is granted temporary use of the north area of the Ford Field parking lot from Friday, September 11, 2015 at 10:00 a.m. through Monday, September 14, 2015 at 10:00 a.m. subject to the rules and regulations of the Police Department; be it further

RESOLVED: That from Friday, September 11, 2015 at 10:00 a.m. through Monday, September 14, 2015 at 10:00 a.m., the three southernmost parking lanes of the Ford Field parking lot shall remain open for use by picnic shelter patrons; be it further

RESOLVED: That Les Stanford Chevrolet Cadillac will provide private security for its vehicles parked in the Ford Field parking lot; be it further

RESOLVED: That Les Stanford Chevrolet Cadillac, through its representative, Paul Stanford, will execute a hold harmless agreement and agree to defend, indemnify and hold harmless the City of Dearborn, its officers, agents, employees, elected and appointed officials, and volunteers from and against any and all claims and causes of action of any kind arising out of or in connection with the temporary use of the parking lot at Ford Field; 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 8:39 P.M.

APPROVED:

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President of the Council

ATTESTED:

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City Clerk