

REGULAR MEETING OF THE COUNCIL
OF THE
CITY OF DEARBORN

January 17, 2017

The Council convened at 7:33 P.M., President of the Council Susan Dabaja presiding. Present at roll call were Councilmembers Abraham, Bazzy, O'Donnell, Sareini, Shooshanian and President of the Council Dabaja; absent, Councilmember Tafelski. A quorum being present, the Council was declared in session.

The Pastor Dustin Weber of the Dearborn Free Methodist Church delivered the invocation.

By Abraham supported by Bazzy.

1-3-17. RESOLVED: That the minutes of the previous regular meeting of December 13, special meetings of December 20 and 21, and closed meetings of December 6 and 20, 2016, and the same are hereby approved as recorded and published.

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 Bazzy.

1-4-17. RESOLVED: That the proposed resolution by Councilmembers Tafelski and Sareini approving the request of Saeed Mohammad Mohammad to repurchase the vacant lots located at 2469 Holly and 2495 Holly conditioned upon the installation of off-street parking and subject to certain stipulations, be and is hereby taken from the table.

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

By Abraham supported by Sareini.

1-5-17. WHEREAS: While inventorying City-owned lots, the Property Maintenance and Development Services Department discovered that City-owned vacant lots located at 2469 Holly and 2495 Holly (30' x 133' each) were fenced in by the adjoining property owner at 2475 Holly, and

WHEREAS: The City purchased the vacant lot at 2469 Holly for \$183.36 and the vacant lot at 2495 Holly for \$595.31 from the Wayne County Treasurer in August 2015, and

WHEREAS: The owner of the house at 2475 Holly, Saeed Mohammad Mohammad, purchased the house at 2475 Holly in 1991. It appears that the lots and the house at 2475 Holly were never combined and the 2012 taxes were not paid on the two 30 ft. lots, and

WHEREAS: Mr. Mohammad claims that he inadvertently missed paying the 2012 taxes. Mr. Mohammad has been maintaining the vacant lots for the past 25 years, and

WHEREAS: Mr. Mohammad wishes to repurchase these lots from the City. He has agreed to purchase these lots for \$778.67, plus closing costs, payment of tax bills for 2015 and 2016, redemption fees, lot combination fees, and deed filing fees. He has agreed to combine the vacant lots with his adjacent property at closing for tax and assessment purposes, and

WHEREAS: The request has been reviewed by the City Assessor. He has no objection to the purchase of the properties as long as Mr. Mohammad agrees to put both properties on the tax rolls for 2015 and 2016, and

WHEREAS: Since Mr. Mohammad has been maintaining these vacant lots for the past 25 years, it is recommended that the Mayor be authorized to execute a quit claim deed to Mr. Mohammad, subject to the following conditions:

1. Purchaser may not assign his purchase option 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. The Purchaser accepts the property "**AS IS**" and assume all responsibility for soil testing and soil conditions.
4. 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.
5. Lots may not be resplit or combined with other land for a re-splitting as two buildable lots. Lot may only be sold or developed in combination with Purchaser's adjacent land.
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 his right to seek any variances.
7. Purchaser **must** install off-street parking before transferring the property to another purchaser. When the City property is sold to Purchaser for side yard, the deed will contain a restriction containing the requirements set forth herein. Installation of off-street parking is deemed completed when all permits have been finalized by the Property Maintenance & Development Services Department.

8. Since the Purchaser owns and occupies 2475 Holly, if the installation of the off-street parking is completed to meet the requirements of the Zoning Ordinance within five (5) years of the date of the closing on the purchase of the side yard from the City, Purchaser may request a \$1,000 refund of the purchase price, or request a refund of the actual purchase price of the lot, whichever is less. Purchaser is waiving his right to seek any variances.
9. Purchaser must pay \$778.67 for the lots, plus closing costs, payment of tax bills for 2015 and 2016, redemption fees, lot combination fees, and deed filing fees. Mr. Mohammad must agree to put both properties on the tax rolls for 2015 and 2016.
10. If Purchaser violates any of the restrictions imposed, he is obligated to sell the property back to the City for \$778.67, less 10% and less any costs associated with the transfer back to the City,

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; therefore be it

RESOLVED: That this Council does hereby determine to effect the sale at a price of \$778.67, plus closing costs and lot combination fees, of the parcel described as:

Lot 22, Frederick Schweizers Sub., City of Dearborn, Wayne County, Michigan, as recorded in Liber 50, Page 59 of Plats, Wayne County records.

Tax I.D.: 82-10-213-12-033
Commonly known as 2469 Holly

and

Lot 24, Frederick Schweizers Sub, City of Dearborn, Wayne County, Michigan, as recorded in Liber 50, Page 59 of Plats, Wayne County records.

Tax I.D.: 82-10-213-12-035
Commonly known as 2495 Holly

and that the Mayor be and is hereby authorized to execute a deed for said land to Mr. Mohammad 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 Mr. Mohammad 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 Offer to Purchase Real Estate; 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 the vacant lots on Holly as side yard for the expansion of lots serves a public purpose by promoting larger lot sizes to enhance the neighborhoods and by adding the property back to the tax roll.

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

By Bazzy supported by Shooshanian.

1-6-17. RESOLVED: That Ordinance No. 16-1557 be taken from the table and placed upon its final reading.

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

The Clerk then read Ordinance No. 16-1557 entitled, "An Ordinance to amend the Zoning Ordinance of The City of Dearborn by Amending Article 2.00, Section 2.19, Entitled 'General Provisions'."

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?"

1-6-17. Upon roll call the Ordinance was adopted as follows: Yes: Abraham, Bazzy, Dabaja, O'Donnell, Sareini, and Shooshanian (6). No: None. Absent: Tafelski (1).

By Bazzy supported by Shooshanian.

1-7-17. RESOLVED: That Ordinance No. 16-1558 be taken from the table and placed upon its final reading.

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

The Clerk then read Ordinance No. 16-1558 entitled, "An Ordinance to Amend Chapter 5, Article IV of the Code of the City of Dearborn, Entitled 'Fences'."

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?"

1-7-17. Upon roll call the Ordinance was adopted as follows: Yes: Abraham, Bazzy, Dabaja, O'Donnell, Sareini, and Shooshanian (6). No: None. Absent: Tafelski (1).

By Sareini supported by Bazzy.

1-8-17. RESOLVED: That Ordinance No. 16-1564 be taken from the table and placed upon its final reading.

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

The Clerk then read Ordinance No. 16-1564 entitled, "An Ordinance to Amend the Water and Sewers Chapter (Chapter 19) of the Code of the City of Dearborn by Amending Article I, Entitled 'In General'."

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?"

1-8-17. Upon roll call the Ordinance was adopted as follows: Yes: Abraham, Bazzy, Dabaja, O'Donnell, Sareini, and Shooshanian (6). No: None. Absent: Tafelski (1).

By Abraham supported by Sareini.

1-9-17. RESOLVED: That Ordinance No. 16-1565 be taken from the table and placed upon its final reading.

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

The Clerk then read Ordinance No. 16-1565 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 2A, Entitled 'Block Parties'."

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?"

1-9-17. Upon roll call the Ordinance was adopted as follows: Yes: Abraham, Bazzy, Dabaja, O'Donnell, Sareini, and Shooshanian (6). No: None. Absent: Tafelski (1).

Councilmember Bazy introduced Ordinance No. 17-1566, entitled, "An Ordinance to amend the Zoning Ordinance of The City of Dearborn by Amending Article 2.00, Section 2.12 Entitled 'Lighting'."

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 Shooshanian.

1-10-17. RESOLVED: That proposed Ordinance No. 17-1566 be laid on the table.

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

Councilmember Abraham introduced Ordinance No. 17-1567, 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 Bazy supported by Shooshanian.

1-11-17. RESOLVED: That proposed Ordinance No. 17-1567 be laid on the table.

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

Councilmember Abraham introduced Ordinance No. 17-1568, entitled, "An Ordinance to amend the Zoning Ordinance of The City of Dearborn by Amending Article 4.00, Section 4.03 Entitled 'Off-Street Parking & Load Requirements'."

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 Shooshanian.

1-12-17. RESOLVED: That proposed Ordinance No. 17-1568 be laid on the table.

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

By Abraham supported by Shooshanian.

1-13-17. WHEREAS: GZA GeoEnvironmental, Inc. (GZA) is assisting Black & Veatch (Design Engineers) and ITC Holdings Company (ITC) with modification of the existing Warren Substation located at the southwest corner of Warren Avenue and Maple Street. GZA plans to perform a soil resistivity study in Hemlock Park to assist with the design. Results from the study are used to design the electrical grounding grid, buried beneath the substation. The study consists of driving four 18-inch long stakes into the ground along a linear path. A 12-volt battery is then used to establish a current between the two outer stakes and the voltage potential across the two inner stakes is measured. The spacing of the stakes is increased to measure the resistivity of deeper soils. The work would be done in less than one day in January or February, 2017, when use of the park by the public should be minimal, and

WHEREAS: Nothing will be left on site upon completion. The risk potential for this testing is very low, and essentially eliminated with advanced planning. The main potential risk would be creating a temporary voltage on nearby metallic structures as the electrical readings are obtained. This risk is eliminated as the testing sites are located far away from any above-ground or below-ground metallic installations. The park would not need to be closed for testing; the test operators would simply direct passersby to avoid the equipment and wires if necessary. During testing, the test operators would ensure that no passersby are nearby and likely perform the testing during a time of low park usage (e.g. early morning) to further avoid passersby, and

WHEREAS: The Engineering Department is recommending that City Council approve the request of GZA GeoEnvironmental, Inc. to perform a soil resistivity study in Hemlock Park one day in January or February, 2017, provided that GZA execute a Hold Harmless Agreement reviewed and approved by Corporation Counsel; therefore be it

RESOLVED: That the request of GZA GeoEnvironmental, Inc. to perform a soil resistivity study in Hemlock Park one day in January or February, 2017, provided that GZA execute a Hold Harmless Agreement reviewed and approved by Corporation Counsel be and is hereby approved; 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 Bazzy supported by Abraham.

1-14-17. RESOLVED: That all proposals received for Physical Assessments are hereby rejected except the proposal of Midwest Medical Center in an amount not to exceed \$50,000, that the aforementioned proposal 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 proposal have been fully complied with; be it further

RESOLVED: That the contract shall be for a term of one (1) year with four (4) one-year renewal options depending upon satisfactory performance by the vendor and approval of the respective Fiscal Year budgets; be it further

RESOLVED: That this contract shall be financed from the General Fund for the following accounts: Human Resources, Health Professional Fees; Public Works, Contractual Services; Police, Health Professional Fees; Police, Professional Services; and Fire, Health Services.

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

By Bazzy supported by Sareini.

1-15-17. RESOLVED: That all bids received for Water Main Replacement and Asphalt Street Resurfacing, Phase II-2017 Part A and Storm Sewer Separation on S.B. Telegraph Road, Job 2017-020 and 2017-026 are hereby rejected except the bid of Pamar Enterprises, Inc. in an amount not expected to exceed \$3,131,742.24, 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 a contingency in the amount of \$100,000 is hereby approved to provide for any unforeseen conditions encountered during the execution of the project; be it further

RESOLVED: That the City Engineer be and is hereby authorized to execute all change orders or modifications that utilize all approved contingency; be it further

RESOLVED: That this contract shall be financed from the Major Street & Trunkline Fund, Local Street Fund, Water Fund, Sewer Fund-CSO Capital Project Support budget, Projects Q74017 and N95300; 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 Abraham supported by Shooshanian.

1-16-17. RESOLVED: That the bid from Cannon Equipment received for a Fassi Crane and Dump Body Upfitting is hereby accepted in an amount not to exceed \$132,769, 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 Fleet and Equipment Replacement Fund, Public Works, Sanitation Division, Capital Equipment budget.

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

By Abraham supported by Sareini.

1-17-17. RESOLVED: That all bids received for OEM Ford Parts and Repair Services are hereby rejected except the bid of Fairlane Ford in an amount not expected to exceed \$94,200, 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 year with three (3), one-year renewals pending satisfactory performance by the vendor; be it further

RESOLVED: That this contract shall be financed from the General Fund, Public Works, Fleet Repair and Maintenance 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 Abraham supported by Sareini.

1-18-17. WHEREAS: The City is eligible for contract pricing through the U.S. Communities cooperative contract (#4400003403) for Herman Miller Office Furniture, and

WHEREAS: MarxModa will supply the Herman Miller Office Furniture in an amount not to exceed \$50,000 through the end of Fiscal Year '17; therefore be it

RESOLVED: That a purchase order be awarded to MarxModa in an amount not to exceed \$50,000 for Herman Miller office Furniture; be it further

RESOLVED: That this purchase order shall be financed from various City Departments' operating supplies budgets.

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 Shooshanian.

1-19-17. WHEREAS: The City presently has contracts with Dave's Contracting, Inc., J.R. Matthews, Inc., Louie's Landscaping, Inc., R & M Contracting Corp., Inc. and The Greener Side (C.R. 12-653-12) for "As-Needed" Nuisance Abatement Services, and

WHEREAS: The original contract specifications allowed for two (2), one-year renewal options beyond the expiration of the present contract, and

WHEREAS: The contract was renewed for the first renewal period ending December 31, 2016 (C.R. 3-129-16), and

WHEREAS: Dave's Contracting, Inc., J.R. Matthews, Inc., Louie's Landscaping, Inc., R & M Contracting Corp., Inc. and The Greener Side have offered to renew the present contract for the second renewal period through December 31, 2017; therefore be it

RESOLVED: That the contract for "As-Needed" Nuisance Abatement Services is hereby renewed with Dave's Contracting, Inc., J.R. Matthews, Inc., Louie's Landscaping, Inc., R & M Contracting Corp., Inc. and The Greener Side through December 31, 2017 in an amount not to exceed \$62,500; be it further

RESOLVED: That this contract shall be financed from the General Fund, Property Maintenance and Development Services Department, Neighborhood Services Division, Contractual Services budget. Future funding is pending adoption of Fiscal Year 17 budget.

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

By Bazzy supported by Shooshanian.

1-20-17. WHEREAS: The City presently has a contract with Priority One Emergency, Inc. (C.R. 11-552-14) for Police and Fire Uniforms and Accessories, and

WHEREAS: The original contract specifications allow for two one-year renewal options beyond the expiration of the present contract, and

WHEREAS: The contract was renewed for the first renewal period ending December 25, 2016 (C.R. 1-8-16), and

WHEREAS: Priority One Emergency, Inc. has offered to renew the present contract prices through December 25, 2017; therefore be it

RESOLVED: That the contract for Police and Fire Uniforms and Accessories is hereby renewed with Priority One Emergency, Inc. through December 25, 2017 in an amount not expected to exceed \$100,000; be it further

RESOLVED: That this contract shall be financed from the General Fund, Police and Fire Departments, Uniforms and Clothing budgets; 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.

1-21-17. RESOLVED: That City Council hereby authorizes the Mayor to renew the City's membership with the Dearborn Chamber of Commerce in the amount of \$3,100 for the period of January - December 2017; be it further

RESOLVED: That this membership renewal shall be financed from the Citywide account 101-1299-421.65-00.

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

By Abraham supported by Bazzy.

1-22-17. WHEREAS: Council Resolution 11-613-16 authorized a contract with Michigan Meter Technology Group, Inc., as the sole source vendor to provide Neptune Water Meters and Associated Parts for the Water & Sewerage Division. Ferguson Enterprises, Inc. purchased Michigan Meter Technology Group and as a result, Michigan Meter Technology Group, Inc., is now a subsidiary of Ferguson Enterprises, Inc. It has been requested by Ferguson Enterprises, Inc. that the contract and all future payments now be made in their name, and

WHEREAS: The Purchasing Department is requesting a Change in Contract Name for Neptune Water Meters and Associated Parts for the Water & Sewerage Division (C.R. 11-613-16) from Michigan Meter Technology Group, Inc. to Ferguson Enterprises, Inc.; therefore be it

RESOLVED: That a Change in Contract Name for Neptune Water Meters and Associated Parts for the Water & Sewerage Division (C.R. 11-613-16) from Michigan Meter Technology Group, Inc. to Ferguson Enterprises, Inc. be and is hereby authorized; 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 Bazzy supported by Shooshanian.

1-23-17. WHEREAS: Zausmer, August & Caldwell, P.C. has represented the City of Dearborn concerning CSO litigation since January 2008, 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 \$200,000; therefore be it

RESOLVED: That the professional services agreement with Zausmer, August & Caldwell, P.C. is extended in the amount of \$200,000 utilizing Sewer Fund - CSO, Department of Public Works, Sewerage Division, Professional Services Account, Project N85000 is approved.

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

By Bazy supported by Sareini.

1-24-17. WHEREAS: The Dearborn Fire Department is requesting authorization to participate in a regional FEMA grant, along with seventeen other local jurisdictions seeking out federal funding of replacement fire hose. As part of this application the Dearborn request includes: forty lengths of 1.5 inch fire hose and forty lengths of 5 inch supply fire hose, and

WHEREAS: The total cost for this purchase is \$27,400. If awarded, Dearborn would be responsible for a ten percent match of \$2,740, and

WHEREAS: The Dearborn Fire Department is requesting authorization to enter into a Memorandum of Understanding with the City of Trenton (lead agency) to participate in this FEMA grant application. Further, the Dearborn Fire Department respectfully requests immediate effect due in part to the time requirements set forth in the grant. If awarded, the grant will be brought to Council at that time for recognition and appropriation; therefore be it

RESOLVED: That the Fire Department be and is hereby authorized to enter into a Memorandum of Understanding with the City of Trenton (lead agency) to participate in a FEMA Assistance to Firefighter Regional Grant for Replacement Fire Hose; 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 Bazzy supported by Sareini.

1-25-17. WHEREAS: The Dearborn Fire Department is requesting authorization to participate in a regional FEMA grant, along with thirteen other local jurisdictions seeking out federal funding of ballistic protective equipment. The issuance of ballistic protective equipment has been recommended by FEMA as part of the Fire Department's role in emergencies such as active shooter situations. New standards now require the Fire Department to enter into hot zones to immediately treat victims. This is a significant change in best practice procedures and will require Fire Department employees have appropriate protective equipment. As part of this collaborative grant, the Dearborn Fire Department is seeking out federal funds for 128 sets of ballistic protection (helmets, vests, plates), and

WHEREAS: The total cost for this purchase is \$384,000. If awarded, Dearborn would be responsible for a ten percent match of \$38,400, and

WHEREAS: The Dearborn Fire Department is requesting authorization to enter into a Memorandum of Understanding with the City of Dearborn Heights (lead agency) to participate in this FEMA grant application. Further, the Dearborn Fire Department respectfully requests immediate effect due in part to the time requirements set forth in the grant. If awarded, the grant will be brought to Council at that time for recognition and appropriation; therefore be it

RESOLVED: That the Fire Department be and is hereby authorized to enter into a Memorandum of Understanding with the City of Dearborn Heights (lead agency) to participate in a FEMA AFG Regional Grant for Ballistic Equipment; 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 Bazzy supported by Sareini.

1-26-17. WHEREAS: Council Resolution 9-479-15 recognized and appropriated the Federal 2014 Assistance to Firefighter grant to purchase approximately \$1.1 million of equipment for the new Fire Training Center. The authorization included a local match component of \$99,557 of which \$95,673 remains unexpended. Because of an unbudgeted audit entry to FY16 by Finance to accrue estimated back pay for the unsettled Fire labor contract, there is insufficient budget remaining in the department in FY16 to carry forward the residual local match needed to complete the grant purchases. It is requested that Council re-establish the local match by authorizing a \$95,973 appropriation of fund balance in the General Fund into the Fire Department budget for this purpose; therefore be it

RESOLVED: That the Finance Director be and is hereby authorized to appropriate the sum of \$95,973 of fund balance in the General Fund into the Fire Department Budget to re-establish the Local Match for the 2014 Federal Emergency Management Agency - Assistance to Firefighters Grant (C.R. 9-479-15).

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

By Abraham supported by Bazzy.

1-27-17. WHEREAS: The owner of the vacant lot located at 3612 Gertrude, Dana Field, has offered to gift the lot to the City of Dearborn for \$1.00, and

WHEREAS: The lot size is 40' x 116' and all taxes are paid to date. The Assessor's land value range is \$10,000 to \$13,000, and

WHEREAS: If the City acquires the property, the vacant lot may be offered for sale on the lot list for new construction or held for future development, and

WHEREAS: It is recommended that the City accepts the vacant lot at 3612 Gertrude for \$1.00, and

WHEREAS: The acquisition of the vacant lot at 3612 Gertrude is in accordance with the spirit and intent and public purpose of the Neighborhood Stabilization Program; therefore be it

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

Lot 420, Fordson Heights Sub. 1, City of Dearborn, Wayne County, Michigan, as recorded in Liber 40, Page 66 of Plats, Wayne County Records.

Tax I.D. #82-09-273-30-021
Commonly known as vacant lot at 3612 Gertrude, Dearborn, MI.

from the owner thereof and pay therefore the sum of \$1 upon furnishing to the City by said owner, a title insurance policy showing marketable title thereon, and when a warranty deed to the premises has been properly executed, approved by the Corporation Counsel and delivered to the City; be it further

RESOLVED: That the Finance Director be and is hereby authorized and directed to issue his proper warrant in the amount of \$1, payable to the grantor, or his nominee, plus payment of any costs associated with the acquisition, maintenance, and holding of the lot, in the approximate amount of \$5,000, subject to adjustments, if any, as shown on the closing statement, 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; 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 acquisition of the vacant lot at 3612 Gertrude is in accordance with the spirit and intent of the Neighborhood Stabilization Program; be it further

RESOLVED: That the acquisition of the vacant lot at 3612 Gertrude serves a public purpose since the lot is valued at a price much higher than the acquisition cost and may be offered for sale for new construction or held for future development; 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.

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

By Abraham supported by Bazzy.

1-28-17. WHEREAS: Joseph P. Wolfewicz, Successor Trustee of the George H. Wolfewicz Trust, DTD November 4, 1996, has offered to sell the substandard dwelling and garage located at 5274 Hartwell to the City for \$9,000, and

WHEREAS: The Assessor's land value range for the property is \$10,000 to \$13,800, and

WHEREAS: The City will demolish the home and either offer the property to the adjoining owners for lot expansion or hold the vacant lot 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; therefore be it

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

Lot 27, Woodbridge Park Sub., City of Dearborn, Wayne County, Michigan, as recorded in Liber 30, Page 59 of Plats, Wayne County records.

Parcel I.D. 82-10-171-15-008
Commonly known as 5274 Hartwell, Dearborn, MI

from the owner thereof and pay therefore the sum of \$9,000 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 5274 Hartwell is in accordance with the spirit and intent and public purpose of the Neighborhood Stabilization 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 and garage 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 \$9,000, 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 drawn upon the General Capital Improvement Fund Project No.C05500, payable to the necessary entities in payment of said demolition and appurtenant costs.

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

By Abraham supported by Sareini.

1-29-17. WHEREAS: City Council previously authorized Sadeq Jabbar and Sabrina Al-Ajeeb to purchase the vacant lot on Lithgow (C.R. 10-511-15) for \$3,600 so that they may combine it with the adjacent lot they own and build a single-family home on the combined lots within 12 months from the date of closing, and

WHEREAS: The closing took place on November 9, 2015; therefore, Mr. Jabbar and Ms. Al-Ajeeb were required to commence construction of a single-family dwelling on the property by November 8, 2016, and

WHEREAS: According to Ms. Al-Ajeeb, they have encountered delays since the blueprints submitted to the City were rejected and require revisions. She is requesting an additional six (6) months in which to commence construction on this property, and

WHEREAS: Ms. Al-Ajeeb has submitted \$316 to cover the required processing fee and extension fees, 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; therefore be it

RESOLVED: That Ms. Al-Ajeeb's request for a six (6) month extension of time in which to commence construction is extended to May 8, 2017; be it further

RESOLVED: That if Ms. Al-Ajeeb does not require the full 6 months to commence construction (as defined by the Land Sales Guidelines), she may request a refund of \$36 per month from Corporation Counsel if construction commences before May 8, 2017; be it further

RESOLVED: That all other terms and conditions contained in the original purchase agreement and C.R. 10-511-15 shall remain in 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 Bazzy.

1-30-17. WHEREAS: The Economic and Community Development submitted a memo that summarizes the proposed use of the final element of the \$8.5 million contribution agreement between AK Steel (formerly Severstal) and the City of Dearborn. Dearborn's South End District was identified for \$500,000 to improve environmental and health conditions as part of the agreement. This has been broken into three projects including: 1) Air conditioning improvements to the Salina Middle School (\$145,000); 2) A health and wellness program (LIFT - Leading In Fitness Together) in conjunction with the Oakwood Foundation for Beaumont Community Health Care and Outreach (\$330,000); and 3) A challenge grant to YABA (Yemen American Benevolent Association) for their community center project (\$25,000). In all three cases, the funds from the AK/City agreement have leveraged additional funds to do more for the community, delivering \$1,000,000 in value for the \$500,000 contribution, and

WHEREAS: The first project provided improved air conditioning systems for the Salina Middle school to improve air quality for neighborhood children. AK Steel provided design and engineering assistance and \$145,000 of the contribution agreement was matched by the same amount from the Dearborn Public Schools to complete these improvements. In a related note and under a separate agreement, AK Steel also funded air filtration system improvements at the school to further improve air quality, and

WHEREAS: The second project is the creation of a clinic and associated healthy living programs to be run out of the Salina Schools. This would place a nurse in the Salina Schools 4 days a week (currently they only have a nurse on duty one day a week) along with healthy eating and exercise programming run out of the school. Under the budget, \$330,000 would come from the AK/City agreement and Beaumont would match it to fund the program for 3 years, with the hope that between Medicaid and other grant funding, the nursing element would continue into the future, and

WHEREAS: The third project is a proposed challenge grant of \$25,000 to YABA (if they can raise a match amount of \$25,000) to help advance the expansion and improvement of the community and education center for programs they run in the South End. YABA will be given one year from the Council Resolution date to raise the match funds. If not accomplished, the City will re-examine the use of the \$25,000. In addition, the City has agreed to sell YABA several lots for this project at fair market value. YABA is planning to expand the center and related parking, and potentially add some outdoor recreation area to their site at 2121 Salina Street. Their expanded facility will provide additional capacity to pursue their community improvement mission as described below:

"To provide social and educational services. YABA is dedicated to promoting empowerment of people, environmental protection, and respect for cultural diversity. Our purpose is to strengthen families, grow a sustainable regional economy, cultivate leadership and philanthropy, and foster respect for all."

and

WHEREAS: The Economic & Community Development Department is requesting that the Dearborn City Council approve utilizing the remaining agreement monies to fund the three projects described above. Funds will be passed from AK Steel through the City's Trust and Agency fund, and then distributed to the recipients per the Finance Department's review of the appropriate process with the City auditors. This will complete the use of funds from the AK Steel/City of Dearborn contribution agreement; therefore be it

RESOLVED: That the Economic & Community Development department be and is hereby authorized to utilize the remaining monies from the Contribution Agreement with AK Steel for South End Health and Wellness to fund the final two projects, which are the creation of a clinic and associated healthy living programs to be run out of the Salina Schools (\$330,000) and a proposed challenge grant of \$25,000 to YABA; be it further

RESOLVED: That the funds be distributed to the recipients per the Finance Department's review of the appropriate process with the City auditors, which will then complete the use of funds from the AK Steel/City of Dearborn contribution agreement.

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

Councilmember Abraham left the council Chambers at 8:29 P.M.

By Sareini supported by Shooshanian.

1-31-17. RESOLVED: That Ghafari Associates be and are hereby granted permission to use 20 parking spaces in the southwest corner of the parking lot behind the Dearborn Administrative Center (DAC) for employee parking starting on January 30, 2017 and ending July 31, 2017.

The resolution was adopted as follows: Yes: Bazy, Dabaja, O'Donnell, Sareini, and Shooshanian (5). No: none. Absent: Abraham and Tafelski (2).

Councilmember Abraham entered the Council Chambers at 8:30 P.M.

By Abraham supported by Bazy.

1-32-17. RESOLVED: That the request of Fadi Nassar, Amson Development Services, LLC, to revisit the Deed Restriction on Buildings #7 and #8 in the West Village Square Condominium, with an exception to allow Mr. Nassar to obtain a temporary Certificate of Occupancy for the sold units as they complete the building be and is hereby denied.

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

By Sareini supported by Abraham.

1-33-17. RESOLVED: That City Council hereby concurs in the Mayor's re-appointment of Chaker A. Aoun, to the Local Officials Compensation Commission for a term ending January 19, 2023; 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 Abraham supported by Shooshanian.

1-34-17. RESOLVED: That City Council hereby re-appoints Antoinette Amici to the Board of Review with a term ending January 1, 2019.

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.

1-35-17. RESOLVED: That receipt of a donation in the amount of \$10,000 from the Museum Guild of Dearborn to the Dearborn Historical Museum 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 the Finance Director be and is hereby authorized to acknowledge the donation towards expenditures for the Museum in the General Fund Historical Department.

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 Shooshanian.

1-36-17. RESOLVED: That receipt of a donation in the amount of \$5,000 from Starwood Retail Partners (Fairlane Town Center) for the Dispatch/EOC Project 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 the Finance Director be and is hereby authorized to recognize and appropriate the donation into Project K22515, Consolidated Dispatch and EOC; 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 Bazzy supported by Abraham.

1-37-17. RESOLVED: That receipt of a donation in the amount of \$2,092.26 from a former Dearborn resident for Park and Playground Initiatives 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 the amount of \$2,092.26 has been credited to the General Capital Improvement Fund, Recreation & Parks Department, City Parks Division, CIP #I26603 - Playground Equipment, Neighborhood Parks, Donations from Private Sources Distribution Account 401-3014-365.90-00.

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

There being no further business, upon a motion duly made, seconded and adopted, the Council then adjourned at 8:49 P.M.

APPROVED:

President of the Council

ATTESTED:

Acting City Clerk