

SPECIAL MEETING OF THE COUNCIL
OF THE
CITY OF DEARBORN

June 19, 2018

The Council convened at 6:41 P.M., President of the Council Susan Dabaja presiding. Present at roll call were Councilmembers Abraham, Bazy, Byrnes, Herrick, Sareini and President of the Council Dabaja. Absent: Councilmember O'Donnell. A quorum being present, the Council was declared in session.

DATE : June 5, 2018
TO : City Clerk
FROM : City Council
SUBJECT : Special Council Meeting

You are hereby requested to call a Special Meeting of the City Council to be held on Tuesday, June 19, 2018 at 6:30 P.M. in the Council Chambers of the Dearborn Administrative Center for the following purposes:

1. To conduct a Public Hearing to consider and take action concerning the suspension or revocation of the hotel and related licenses for the following establishment:

AMERICAS BEST VALUE INN
13181 MICHIGAN AVENUE
DEARBORN, MICHIGAN 48126

Pursuant to Section 12-774 of the Code of the City of Dearborn, the City Council may revoke or suspend a hotel license for violation(s) of Section 12-746, et. seq., governing "Hotels, Rooming houses and Lodging houses." Pursuant to the requirements of Section 12-744, Proof of Charges have been filed with City Council, which specify violations of:

- a) Sec. 12-748, Hotel License Required
- b) Sec. 12-749, Manager's License Required
- c) Sec. 12-762, Cleanliness

- d) Sec. 12-767, Illegal Activities
- e) Sec. 12-772, Vermin Control
- f) Sec. 12-773, Furnishings to be Kept Clean and in Repair
- g) Sec. 12-774(3), The Licensee has Permitted Illegal Activities
- h) Any other violations of the Code for which proof is presented at the hearing

THE LICENSEE MAY SUBMIT ANY WRITTEN MATERIAL FOR CONSIDERATION BY THE CITY COUNCIL PRIOR TO THE DATE OF THE PUBLIC HEARING OR AT THE PUBLIC HEARING. THE LICENSEE MAY APPEAR IN PERSON AT THE HEARING OR BE REPRESENTED BY COUNSEL. THE LICENSEE WILL BE GIVEN THE OPPORTUNITY TO PRESENT EVIDENCE AND TESTIMONY AND CONFRONT ADVERSE WITNESSES AT THE HEARING.

- 2. To consider such other items of business that may properly come before the Council in relation to the above subject matters.

S/Leslie Herrick
Councilmember

S/Robert A. Abraham
Councilmember

By Bazzy supported by Abraham.

6-326-18. RESOLVED: That the Public Hearing to consider and take action concerning the suspension or revocation of the hotel and related licenses for the following establishment:

AMERICAS BEST VALUE INN
13181 MICHIGAN AVENUE
DEARBORN, MICHIGAN 48126

be and is hereby terminated.

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

By Bazzy supported by Abraham.

6-327-18. WHEREAS: Public notice has been provided that the City Council, pursuant to Dearborn Code of Ordinances Sec. 12-774, conduct a Public Hearing to provide the licensee below an opportunity to Show Cause why the licensee's Hotel License should not be suspended or revoked, and to consider, deliberate and determine whether to adopt a resolution to revoke, suspend or reinstate the licensee's Hotel License pursuant to the above referenced Ordinance for the following establishment:

Name: Americas Best Value Inn
Address: 13181 Michigan Avenue

and

WHEREAS: A Public Hearing was conducted pursuant to notice on June 19, 2018, and

WHEREAS: During the Public Hearing, evidence was submitted and testimony taken of the following infractions of Dearborn Code of Ordinances Sec. 12-746, et. seq., entitled "Hotels, Rooming houses and Lodging houses," to wit:

- Sec. 12-748, Hotel License Required
- Sec. 12-749, Manager's License Required
- Sec. 12-762, Cleanliness

- Sec. 12-767, Illegal Activities
- Sec. 12-773, Furnishings to be Kept Clean and in Repair
- Sec. 12-774(3), The Licensee has Permitted Illegal Activities on Premises

and

WHEREAS: During the public hearing, evidence was presented that Americas Best Value Inn has not held the required hotel license since 2007, or the required hotel manager's license since 2009, and

WHEREAS: During the public hearing, the licensee was given the opportunity to confront witnesses and/or statements made by accusers, and the opportunity to present witnesses, evidence and arguments in its own behalf, in front of the City Council; therefore be it

RESOLVED: That after due notice, appropriate public hearing and deliberations, and having made findings of fact as indicated on the record based upon the evidence, it is hereby determined that, due to the above referenced violations of Sec. 12-746, et. seq., Americas Best Value Inn shall not be permitted to renew the expired hotel license and hotel manager's license; be it further

RESOLVED: That pursuant to Sec. 12-774, any such licenses are deemed to be revoked effective immediately so that the former licensee shall be ineligible to receive a hotel or hotel manager's license for a period of two years after the date of this resolution, and that no license shall be issued during such period for the conducting of any business required to be licensed under Sec. 12-746, et. seq.; be it further

RESOLVED: That this resolution is given immediate effect.

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

There being no further business, upon a motion duly made, seconded and adopted, the Council then adjourned at 8:38 P.M.

APPROVED:

President of the Council

ATTESTED:

City Clerk