

REGULAR MEETING OF THE COUNCIL
OF THE
CITY OF DEARBORN

April 23, 2019

The Council convened at 7:38 P.M., President of the Council Susan Dabaja presiding. Present at roll call were Councilmembers Abraham, Bazzy, Byrnes, Herrick, O'Donnell, Sareini and President of the Council Dabaja; absent, none. A quorum being present, the Council was declared in session.

Father Hrant Kevorkian of St. Sarkis Armenian Apostolic Church delivered the invocation.

By O'Donnell supported by Herrick.

4-159-19. RESOLVED: That the minutes of the previous special closed meeting of March 21, 2019, special meetings of April 4 and 8, 2019, and regular meeting of March 26, 2019, and the same are hereby approved as recorded and published.

The resolution was unanimously adopted.

By Byrnes supported by O'Donnell.

4-160-19. RESOLVED: That Ordinance No. 19-1634 be taken from the table and placed upon its final reading.

The resolution was unanimously adopted.

The Clerk then read Ordinance No. 19-1634 entitled, "An Ordinance to amend the Zoning Ordinance of The City of Dearborn by Adding Article 27.00, Entitled 'West Downtown District'."

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?"

4-160-19. Upon roll call the Ordinance was adopted as follows: Yes: Abraham, Bazzy, Byrnes, Dabaja, Herrick, O'Donnell, and Sareini (7). No: None. Absent: None.

By Herrick supported by Byrnes.

4-161-19. RESOLVED: That Ordinance No. 19-1635 be taken from the table and placed upon its final reading.

The resolution was unanimously adopted.

The Clerk then read Ordinance No. 19-1635 entitled, "An Ordinance to amend the Zoning Ordinance of The City of Dearborn by Amending Sections 17.04 and 17.10 of Article 17.00, Entitled 'B-D Downtown Business District'."

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?"

4-161-19. Upon roll call the Ordinance was adopted as follows: Yes: Abraham, Bazzy, Byrnes, Dabaja, Herrick, O'Donnell, and Sareini (7). No: None. Absent: None.

By Byrnes supported by O'Donnell.

4-162-19. RESOLVED: That Ordinance No. 19-1646 be taken from the table and placed upon its final reading.

The resolution was unanimously adopted.

The Clerk then read Ordinance No. 19-1646 entitled, "An Ordinance to amend the Zoning Ordinance of The City of Dearborn by Amending Article 2.00, Section 2.03, Entitled 'Accessory Buildings and Structures'."

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?"

4-162-19. Upon roll call the Ordinance was adopted as follows: Yes: Abraham, Bazzy, Byrnes, Dabaja, Herrick, O'Donnell, and Sareini (7). No: None. Absent: None.

Councilmember Byrnes introduced Ordinance No. 19-1647, entitled, "An Ordinance to amend the Zoning Ordinance of The City of Dearborn by Amending Article 22.00, Section 22.02 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 Bazzy supported by Abraham.

4-163-19. RESOLVED: That proposed Ordinance No. 19-1647 be laid on the table.

The resolution was unanimously adopted.

By Bazzy supported by Byrnes.

4-164-19. RESOLVED: That all bids received for Furnishing and Installation of a Fire Station Alert System are hereby rejected except the bid of Bryx, Inc. in the amount of \$145,000, 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 this contract shall be financed from the Facilities Fund, Fire, Capital Equipment budget.

The resolution was unanimously adopted.

By Byrnes supported by Herrick.

4-165-19. RESOLVED: That all bids received for Henry Ford Centennial Library Asbestos Abatement are hereby rejected except the bid of Global Green Service Group in the amount of \$415,800, 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 \$29,200 is hereby approved to provide for any unforeseen conditions encountered during the execution of the project; be it further

RESOLVED: That the DPW Director 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 Facilities Fund, Public Works, Capital Project Support budget; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Bazy supported by Herrick.

4-166-19. RESOLVED: That all bids received for the Replacement of Emergency Generators at Hubbard Manors East and West are hereby rejected except the bid of Decima, LLC in the amount of \$365,700.52, 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 this contract shall be financed from the Senior Apartment Operating Fund, Housing, Capital Equipment budget; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Herrick supported by Abraham.

4-167-19. RESOLVED: That all bids received for Replacement of Lumecon LED Fixtures at the municipal campus are hereby rejected except the bid of Graybar Electric in the amount of \$112,496.43, 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 this contract shall be financed from the Facility Fund, Public Works, Capital Project Support budget; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Byrnes supported by Herrick.

4-168-19. WHEREAS: The City is eligible for contract pricing through the E & I Cooperative Contract C-6008, for Moving Services for the Henry Ford Centennial Library, and

WHEREAS: University Moving and storage Company, the authorized distributor for the E & I Cooperative Services Contract C-6008, for Moving Services for the Henry Ford Centennial Library in the amount of \$220,260, and

WHEREAS: The Library Department has requested that the Finance Director be authorized to appropriate \$44,260 from the Library Fund balance to the Library Fund, Contractual Services account; therefore be it

RESOLVED: That a contract be awarded to University Moving and Storage Company, an authorized distributor for the E & I Cooperative Services Contract C-6008 in the amount of \$220,260 for Moving Services for the Henry Ford Centennial Library; be it further

RESOLVED: That the Finance Director be and is hereby authorized to appropriate \$44,260 from the Library Fund balance to the Library Fund, Contractual Services account; be it further

RESOLVED: That this contract shall be financed from the Library Fund, Contractual Services budget; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Herrick supported by Byrnes.

4-169-19. WHEREAS: The City is eligible for contract pricing through the State of Michigan's MiDeal Cooperative Program, Contract No. 071B2200101, for the purchase of Radio Equipment for the Consolidated Dispatch Center, and

WHEREAS: Motorola Solutions, the authorized distributor for the State of Michigan, will supply Radio Equipment for the Consolidated Dispatch Center in the amount of \$504,827; therefore be it

RESOLVED: That a contract be awarded to Motorola Solutions, an authorized distributor for the State of Michigan in the amount of \$504,827 for Radio Equipment for the Consolidated Dispatch Center; be it further

RESOLVED: That this contract shall be financed from the Management Information Systems Fund, Capital Equipment budget; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Bazzy supported by Herrick.

4-170-19. WHEREAS: The City presently has a contract with Constellation Energy (C.R. 8-387-14 & 3-103-17) for the Purchase of Natural Gas, and

WHEREAS: The original contract specifications allow for an annual renewal beyond the expiration of the present contract, and

WHEREAS: Constellation Energy has offered to renew the present contract; therefore be it

RESOLVED: That the contract for the Purchase of Natural Gas is hereby renewed with Constellation Energy for 3 years in the approximate amount of \$1,000,000 annually; be it further

RESOLVED: That this contract shall be financed from the various City Department Funds, Public Utilities budgets. Future funding is dependent upon adoption of the respective fiscal year budget; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Herrick supported by Byrnes.

4-171-19. RESOLVED: That City Council hereby authorizes an increase to the contract with The Khuja Law Firm (C.R. 3-137-19) in the amount of \$78,000, bringing total contract amount to \$158,000 for Indigent Counsel Services; be it further

RESOLVED: That this contract increase shall be financed from Indigent Defense Fund, 19th District Court, Professional Services budget; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Bazy supported by Byrnes.

4-172-19. WHEREAS: The City of Dearborn anticipates an estimated entitlement allocation of \$1,800,000 for the 45th Year (FY 2019-20) Community Development Block Grant (CDBG) program from the US Department of Housing and Urban Development (HUD), and

WHEREAS: The City will also be programming \$313,309 of NSP1 program income, \$25,000 of unprogrammed funds, and \$70,000.00 of anticipated program income; therefore be it

RESOLVED: That the Mayor is hereby authorized to execute an application and grant agreement in the estimated amount of \$1,825,000 and estimated \$383,309 in program income for the 45th Year Community Development Block Grant Program to support eligible projects, programs, and activities; be it further

RESOLVED: That the Mayor be and is hereby authorized to execute subrecipient agreements between the City of Dearborn and the Arab Community Center for Economic and Social Services (ACCESS), the Leaders Advancing and Helping Communities (LAHC), and the Alzheimer's Association Greater Michigan Chapter. Also, a contract agreement between the City and the Fair Housing Center of Metropolitan Detroit; be it further

RESOLVED: That prior period funding for the Home Rehabilitation Program (project 251200) that is unexpended at June 30, 2019 shall roll forward to the 45th Year Home Rehabilitation budget; be it further

RESOLVED: That the Economic and Community Development Department is hereby authorized to administer the program in accordance with program regulations; be it further

RESOLVED: That the Finance Director is hereby authorized to recognize and appropriate the grant award and the estimated program income and to receive, direct and disperse those award funds within the Community Development Fund (283) or other funds as supported through the annual schedule of supported resources which could include the General Fund (101), Local Street Fund (203), Library Fund (271), Water Fund (591), Facilities Fund (634), or Fleet Replacement Fund (668).

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

By Abraham supported by Herrick.

4-173-19. WHEREAS: The State of Michigan is compiling usage figures to include in their 2019/2020 winter salt solicitation and has inquired if it is the City's intention to continue procuring road salt through the MiDeal Program. All quantities submitted represent a commitment to participate in the State of Michigan road salt solicitation. Pricing for the 2019/2020 salt will be available September 2019, and

WHEREAS: Most counties and municipalities in Michigan rely on the state contract. The City has realized benefits from this program over the past several seasons when salt availability was limited and prices sky-rocketed. The state contracted vendors have always held firm to their commitment to supplying participating communities before releasing salt for sale on the open market. Dearborn has participated in salt purchases under the MiDeal Program since 2000, and

WHEREAS: The Director of Public Works has requested City Council authorize the Purchasing Agent to make a commitment to the State of Michigan under the MiDeal Program to purchase 5,000 tons of salt for "early delivery" and 3,000 tons as "seasonal back-up" for the 2019/2020 winter period. Current season MiDeal salt prices are \$61 per ton for "early delivery" and \$61.24 per ton for "seasonal backup"; 2017/2016 season pricing was \$30.68 per ton and \$30.97 per ton respectively; therefore be it

RESOLVED: That City Council hereby authorizes the Purchasing Agent to make a commitment to the State of Michigan under the MiDeal Program to purchase 5,000 tons of salt for "early delivery" and 3,000 tons as "seasonal back-up" for the 2019/2020 winter period; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Bazzy supported by O'Donnell.

4-174-19. WHEREAS: The Dearborn City Council supports the establishment of a park at Graham Street, between Wyoming Avenue and Lonyo Avenue, and

WHEREAS: The Dearborn City Council accepts the awarded \$63,000 in funds from the KaBOOM! Play Everywhere Challenge Grant through the Beaumont Health Foundation; therefore be it

RESOLVED: That the Finance Director is authorized to recognize both the \$63,000 KaBOOM! Play Everywhere Challenge Grant and appropriate \$63,000 in B15000 Lonyo Neighborhood Redevelopment.

The resolution was unanimously adopted.

By Herrick supported by O'Donnell.

4-175-19. WHEREAS: Abdulla Ali, owner and occupant of the property located at 6318 Calhoun, a single-family home with a driveway and detached garage, and Hussein Johair, owner and occupant of the property located at 6306 Calhoun, a single-family home with a driveway and detached garage, have requested that the City split and sell them the vacant lot located between their lots for use as side yard, and

WHEREAS: They are each requesting to purchase 18 ft. of the vacant lot at 6312 Calhoun to combine with their existing lots, and

WHEREAS: The Assessor's Department valued the unbuildable lot at \$5,400, and

WHEREAS: Sale of the lot is recommended and conditioned on the following:

1. Purchasers must close simultaneously.
2. Purchasers may not assign their purchase option without approval of the Dearborn City Council.
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 assume all responsibility for soil testing and soil conditions.
5. Lots 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. 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 Purchasers' adjacent land.

7. 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. Purchasers are waiving their right to seek any variances.
8. If Purchasers violate any of the restrictions imposed, they are obligated to sell the property back to the City for \$2,700, less 10% and less costs associated with the transfer of property 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 \$2,700 to Abdulla Ali of the parcel described as:

North 18 ft. of Lot 151, Robert Oakmans Oakman Blvd. & Schaefer Ave. Sub., City of Dearborn, Wayne County, Michigan, as recorded in Liber 54, Page 3 of Plats, Wayne County records.

Tax I.D.: Part of 82-10-083-02-007

and to effect the sale at a price of \$2,700 to Hussein Johair of the parcel described as:

South 18 ft. of Lot 151, Robert Oakmans Oakman Blvd. & Schaefer Ave. Sub., City of Dearborn, Wayne County, Michigan, as recorded in Liber 54, Page 3 of Plats, Wayne County records.

Tax I.D.: Part of 82-10-083-02-007

and that the Mayor be and is hereby authorized to execute a deed for said land to Abdulla Ali and Hussein Johair, 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 Abdulla Ali and Hussein Johair closing simultaneously 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 lot at 6312 Calhoun as side yard for the expansion of lots is consistent with the public purpose identified when the City originally purchased the property through the Neighborhood Stabilization Program, serves a public purpose by promoting lot expansion to enhance the neighborhoods, and serves a public purpose by adding the property back to the tax roll.

The resolution was unanimously adopted.

By Bazy supported by O'Donnell.

4-176-19. WHEREAS: Council Resolution No. 5-199-18 authorized the City of Dearborn to enter into an inter-local agreement defining its membership and participation in the Wayne County HOME Consortia, and

WHEREAS: The City of Dearborn's share of the consortium's 2018 funding allocation from the US Department of Housing and Urban Development HOME Investment Partnerships Program is \$541,635 plus any program income that may be generated by program activities, and

WHEREAS: HUD HOME Program regulations require a twenty-five percent local match (\$135,409), and

WHEREAS: Council Resolution 11-739-08 stipulates that proceeds from the resale of property acquired through locally funded Neighborhood Stabilization Program Project C05500 will be automatically budgeted and appropriated to project C05500. If any such property is donated to the HOME Program, the proceeds from that donation/resale transaction shall be zero; therefore be it

RESOLVED: That the Director and Deputy Director of the Economic and Community Development Department are designated as authorized signatories for plans, applications, agreements, amendments, reports and documents related to this program; be it further

RESOLVED: That the Economic and Community Development Department is authorized to administer HOME program activities and subrecipient agreements; be it further

RESOLVED: That the Director of Finance is hereby authorized to recognize program revenue and appropriate a like amount in the Community Development Fund Wayne County HOME Consortia Project C08000 as received; be it further

RESOLVED: That city-owned residential property that is suitable for renovation and resale may be donated to the HOME Program to satisfy local match requirements; be it further

RESOLVED: When a city-owned property is donated to the HOME Program, the proceeds from the future resale of that property shall become program income to the HOME Program; be it further

RESOLVED: That the Director of Finance may automatically establish a revenue budget and corresponding appropriations in the Community Development Fund Project C08000 based upon program income that is generated by HOME Program activities; be it further

RESOLVED: That the Finance Department is hereby authorized to recognize, appropriate, receive and disburse funds as authorized under this resolution.

The resolution was unanimously adopted.

By Byrnes supported by Herrick.

4-177-19. RESOLVED: That the Property Maintenance & Development Services Department, the City Beautiful Commission and the Dearborn Public Schools be and they are hereby granted permission to conduct the 2019 Dearborn Public Schools/City Beautiful Clean-up Parades during the period of May 9 - 23, 2019 subject to all applicable ordinances and the rules and regulations of the Police Department; be it further

RESOLVED: That the six individual clean-up parades and one (1) alternative program shall not exceed one hour in duration and cause minimal disruption to the associated neighborhoods and begin and end in front of the designated school with a brief program/ceremony held at the conclusion of each parade route (see attached maps); be it further

RESOLVED: That City Council hereby authorizes the use of various services and materials from the Police, Public Works, Residential Services, Recreation and Fire Departments for each of the clean-up parades; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.



Sacred Heart
 22513 Garrison
 Dearborn MI 48124
 (313) 561-9192
 Principal: Gary Yee

Sound Truck & PA/Podium For Outdoor Program Will Be Furnished For All Parades

Sacred Heart
Parade Route
Thursday, May 9th @ 9:30am





Haigh Elementary School
Parade Route
Monday, May 13th @ 1:30pm

Sound Truck & PA/Podium For Outdoor Program Will Be Furnished For All Parades

Haigh Elementary
601 N Silvery Ln
Dearborn MI 48128
(313)827-6200
Principal: Zachary Short





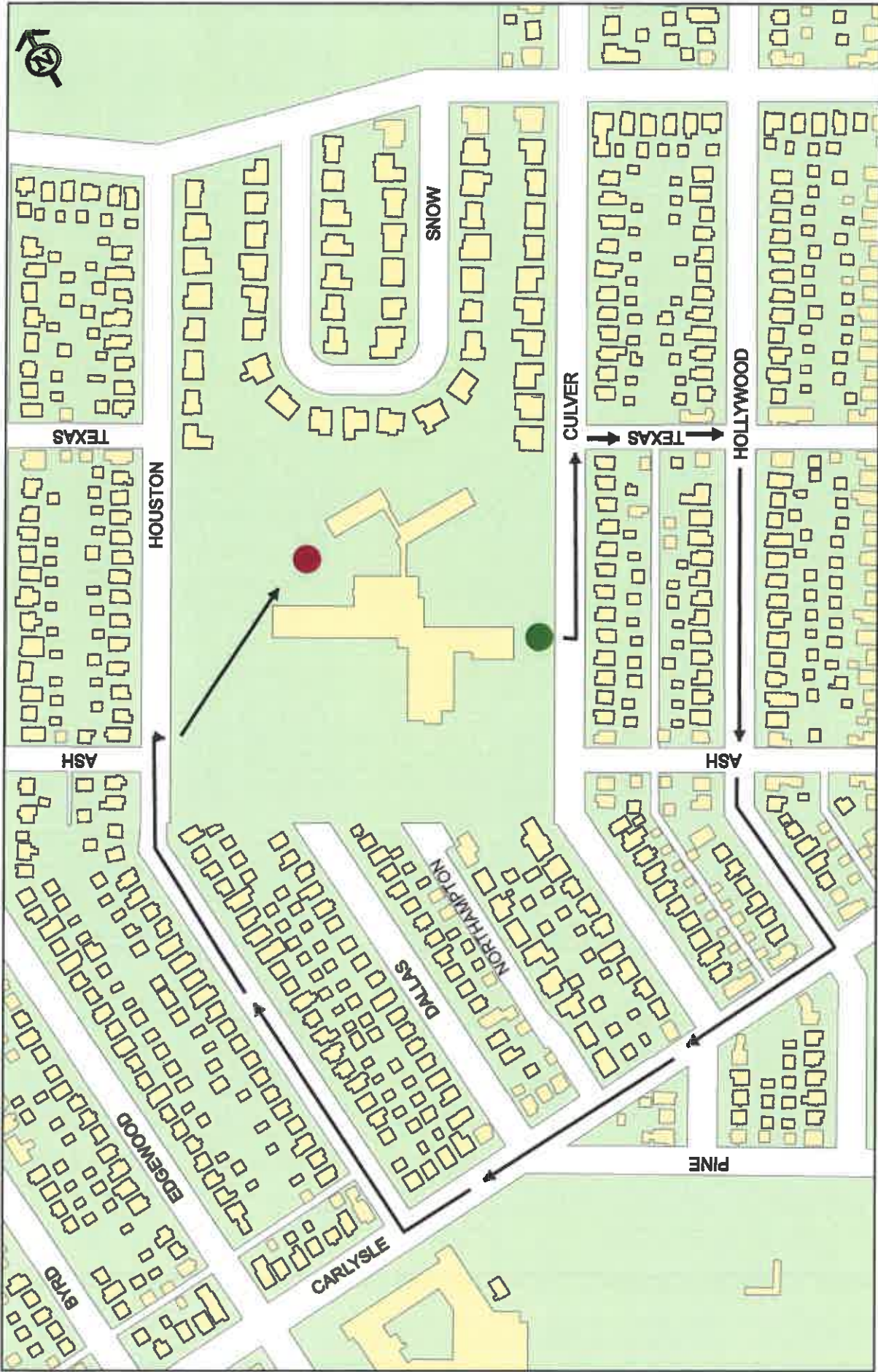
Geer Park School

Parade Route

Wednesday, May 15th @ 1:30pm

Sound Truck & PA/Podium For Outdoor Program Will Be Furnished For All Parades

Geer Park School
 14767 Prospect
 Dearborn MI 48126
 (313) 827-2300
 Principal: Larnis Strour

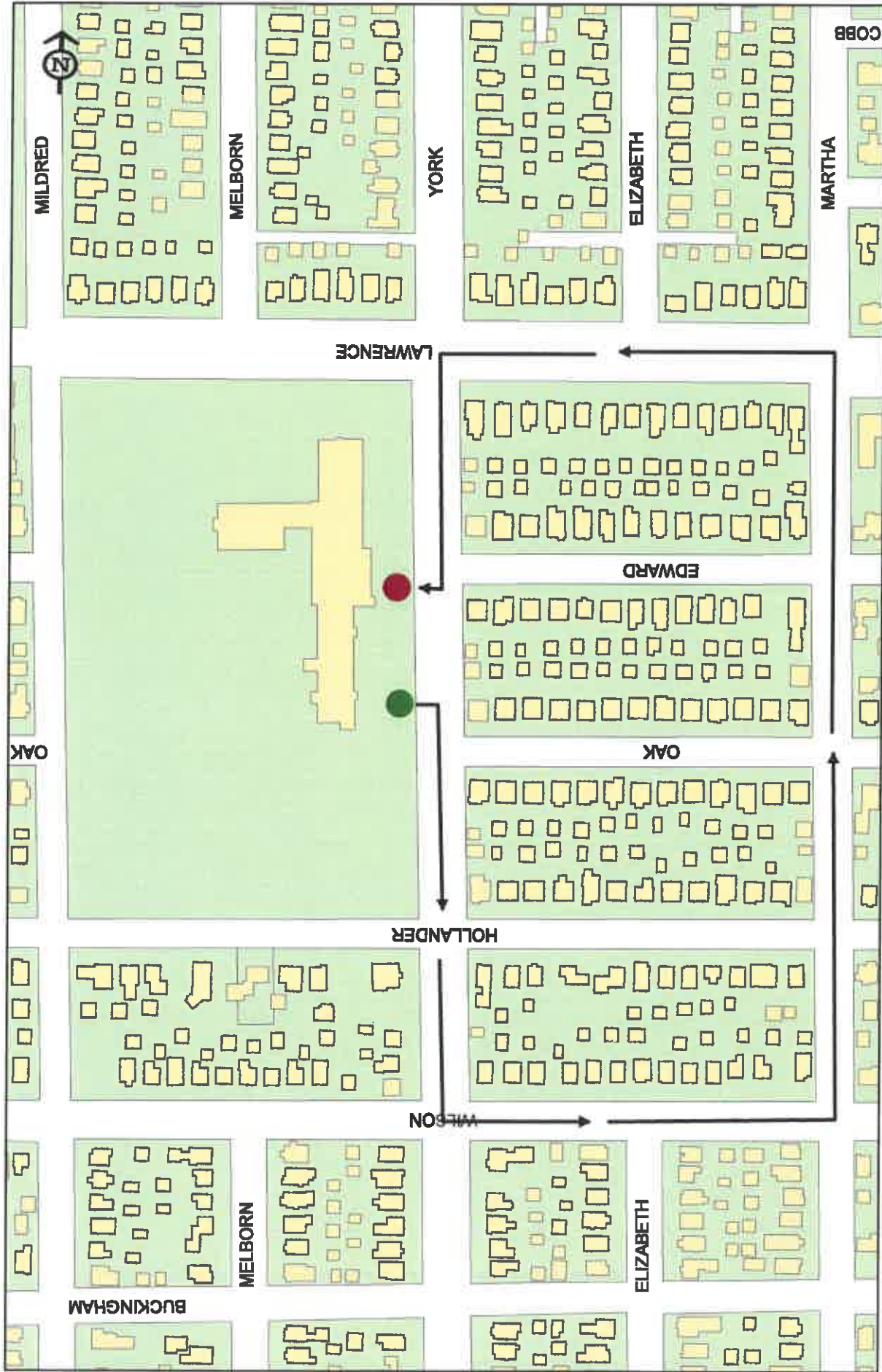


**Snow School
Parade Route
Thursday, May 16th @ 1:30pm**

**Snow School
2000 Culver
Dearborn MI 48124
(313) 827-6250
Principal: Amal Alcodray**

Sound Truck & PA/Podium For Outdoor Program Will Be Furnished For All Parades





Howard School
 1611 N. York
 Dearborn MI 48128
 (313) 827-6350
 Principal: Linda Lazar

Sound Truck & PA/Podium For Outdoor Program Will Be Furnished For All Parades

Howard School
 Parade Route
 Monday, May 20th @ 9:45am





William Ford School
Parade Route
Wednesday, May 22nd @ 1:30pm

Sound Truck & PA/Podium For Outdoor Program Will Be Furnished For All Parades

William Ford School
 14749 Alber
 Dearborn MI 48126
 (313) 827-6400
 Principal: David Higgins



By Herrick supported by Byrnes.

4-178-19. RESOLVED: That the salary for the Chief Labor Negotiator shall be set at a 10% differential above the salary the individual providing these services is earning at the time of the appointment and, thereafter, shall be adjusted in accordance with whatever salary step increases or decreases the individual receives so that the individual's salary for the Chief Labor Negotiator is always at a 10% differential above the individual's current base salary for the individual's underlying or additional position; be it further

RESOLVED: That the Chief Labor Negotiator shall continue to receive all other benefits he or she would have received in their respective position or any other position thereafter held within the City, including step increases, service credits, etc., apart from the appointed position except that the base salary for the individual shall not be adjusted pursuant to Section 6.8 of the Charter while the individual holds the appointed position of Chief Labor Negotiator; be it further

RESOLVED: That an appointment to the position of Chief labor Negotiator continues pursuant to the City Charter; be it further

RESOLVED: That in all other respects and as clarified; C.R. 5-203-15 and C.R. 1-1-18 are ratified; be it further

RESOLVED: That this resolution shall be given immediate effect, including any resultant retroactive adjustments; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Bazzy supported by Byrnes.

4-179-19. WHEREAS: The West Dearborn Downtown Development Authority (WDDDA) has planned the following events throughout 2019:

- Wagner Park Opening Day: June 7 from 2-9 p.m.
- Farmers & Artisans Market: Every Friday from June 7 through September 27 from 2-7 p.m.
- Friday Nites Music & Foodie Rallies: June 28, July 26 and August 23 from 5-10 p.m.
- Kids Days on the Commons: June 7, July 12 & August 9
- Movies on the Commons: June 14, August 16
- Farm to Table dinner event: June 15
- Ice Cream Social: August 23

and

WHEREAS: The use of the West Village Drive between Mason Street and Oakwood Boulevard, and Monroe Street from Michigan Avenue to West Village Drive in the WDDDA district is required for the WDDDA events and placemaking activities for the 2019 season, and

WHEREAS: As other opportunities become available the WDDDA may also require the use and to close off vehicular access to West Village Drive between Mason Street and Oakwood Boulevard, and Monroe Street from Michigan Avenue to West Village Drive in the WDDDA district for pop-up special events and placemaking activities, such as yoga, art exhibits, and other opportunities for the public to congregate which are not yet scheduled, and

WHEREAS: As other opportunities become available, subject to the approval of West Village Commons Holdings, LLC, the WDDDA may also require the use and to close off vehicular access to the West Village Commons plaza, West Village Drive between the east and west parking decks, and a portion of the land between the parking decks in the WDDDA district for pop-up special events and placemaking activities, such as yoga, art exhibits, and other opportunities for the public to congregate which are not yet scheduled, and

WHEREAS: It is recommended that the City Council authorizes the WDDDA to use and close off vehicular access to West Village Drive between Mason Street and Oakwood Boulevard, and Monroe Street from Michigan Avenue to West Village Drive in the WDDDA district, for the 2019 WDDDA events and place making activities listed above, and

WHEREAS: It is also recommended that the City Council authorizes the Mayor to approve the additional use, street closures, and/or plaza closures for pop-up events from June 1, 2019 - October 31 , 2019 at two different areas, including:

- West Village Drive between Mason and Monroe; and
- West Village Commons Plaza (subject to the approval of West Village Commons Holdings, LLC), West Village Drive between the east and west parking decks, and the public land between the two parking decks;

therefore be it

RESOLVED: That the City Council hereby authorizes the use and closure of West Village Drive between Mason Street and Oakwood Boulevard, and Monroe Street from Michigan Avenue to West Village Drive in the WDDDA district for the 2019 WDDDA events and placemaking activities listed above; be it further

RESOLVED: That the Mayor is authorized to approve the additional use, street closures, and/or plaza closures (subject to the approval of West Village Commons Holdings, LLC) for pop-up events held between June 1, 2019 - October 31, 2019; be it further

RESOLVED: That this resolution shall be effective June 1, 2019.

The resolution was unanimously adopted.

By Byrnes supported by Herrick.

4-180-19. WHEREAS: Marcela Orozco submitted a request to utilize the vacant City-owned lot at 5256 Hartwell to accommodate her sister's birthday party on May 4, 2019 from 5:00 p.m. - 10:00 p.m., and

WHEREAS: Ms. Orozco lives in the house at 5262 Hartwell (registered rental with a valid C of O) and wishes to use the adjacent City lot to install a 20' x 20' tarp tent and 5 tables to accommodate 40-50 guests at the birthday party, and

WHEREAS: It is recommended that Mr. Orozco's request be approved, subject to the execution of a right of entry agreement which holds the City of Dearborn harmless and which requires Ms. Orozco to clean-up and restore the property once the party is over, and

WHEREAS: It is also recommended that the Mayor be authorized to execute the right of entry agreement on behalf of the City, subject to the review and approval of Corporation Counsel; therefore be it

RESOLVED: That the request of Marcela Orozco to utilize the vacant City-owned lot at 5256 Hartwell on May 4, 2019 from 5:00 p.m. - 10:00 p.m. be and is hereby approved; be it further

RESOLVED: That the approval is conditioned upon Ms. Orozco executing a right of entry agreement which holds the City of Dearborn harmless, which requires Ms. Orozco to clean-up and restore the property once the party is over, and to comply with all applicable laws, including but not limited to the Dearborn Code provision related to noise; be it further

RESOLVED: That the Mayor is authorized to execute the right of entry agreement on behalf of the City, subject to the review and approval of Corporation Counsel; be it further

RESOLVED: That this resolution is given immediate effect.

The resolution was unanimously adopted.

By Herrick supported by Byrnes.

4-181-19. RESOLVED: That Sky Lounge, Mango's Cafe, Signature Cafe, Midnight Hookah Lounge, Canyon Lounge, and Posh Hookah, lawfully operating smoking lounges, are granted permission to extend their hours until 4:00 a.m. from May 5, 2019 through June 5, 2019 in observance of Ramadan; be it further

RESOLVED: That the outside hours for Sky Lounge, Mango's Cafe, Signature Cafe and Posh Hookah are hereby extended until 2:00 a.m. from May 5, 2019 through June 5, 2019 in observance of Ramadan, at which time all outdoor activities must cease in order to preserve the peace and tranquility of the surrounding residential neighborhoods (the noise ordinance will be strictly enforced); be it further

RESOLVED: That this waiver is granted by Council and is based on proof that these smoking lounges are good business neighbors; be it further

RESOLVED: That during this period, the Chief of Police, or his designee, has the discretion to close a smoking lounge in the interest of public safety. This includes, but is not limited to, violation of other provisions of the Smoking Lounge Ordinance (e.g., minors on the premises) or violation of other codes or ordinances (e.g., violation of the noise ordinance); be it further

RESOLVED: That during this period there will be zero tolerance for minors on the premises and the Chief of Police, or his designee, will immediately revoke the authorization for extended hours for any establishment where minors are on the premises; be it further

RESOLVED: That all other provisions contained in the Smoking Lounge Ordinance remain in full force and effect; be it further

RESOLVED: That all other provisions of the Code of the City of Dearborn and the Dearborn Zoning Ordinance remain in full force and effect; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Byrnes supported by Herrick.

4-182-19. RESOLVED: That Green Brain Comics be and they are hereby granted permission to conduct the "Green Brain Free Comic Book Day" Event in the City-owned parking lot located north of Michigan Avenue between Middlesex and Horger Streets on Saturday, May 4, 2019 from 10:00 A.M. to 6:00 P.M., subject to all applicable ordinances, and the rules and regulations of the Police Department; be it further

RESOLVED: That City Council hereby authorizes the closure of the City-owned alley, located north of Michigan Avenue and between Middlesex and Horger Streets from 6:00 P.M. on Friday, May 3, 2019 to approximately 12:00 P.M. on Sunday, May 5, 2019; be it further

RESOLVED: That City Council hereby grants permission to Green Brain Comics to have an on-site food truck and assistance from Police with beat patrol spot checks for the duration of the event; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Bazzy supported by Herrick.

4-183-19. RESOLVED: That Saint Sebastian Parish be and they are hereby granted permission to conduct their Annual Spring Festival over the weekend of May 17-19, 2019, subject to all applicable ordinances and the rules and regulations of the Police Department; be it further

RESOLVED: That City Council hereby authorizes assistance from the Police, Recreation & Parks and Public Works Departments with traffic safety/control and the provision of various materials/services (sound truck, barricades, trash containers and picnic tables); be it further

RESOLVED: That this event is contingent upon Saint Sebastian Parish reimbursing the City of Dearborn for incurred cost, resulting from the provision of the materials and services listed above for the 2019 Spring Festival and Parade.

The resolution was unanimously adopted.

By Herrick supported by Byrnes.

4-184-19. WHEREAS: Mr. Ali Hachem, owner of Cheat Treats Cafe is seeking City Council approval to conduct the Ramadan Nightly Gathering & Food Fest event over the period Sunday, May 5, 2019 through Tuesday, June 4, 2019 from 9:00 P.M. to 3:00 A.M. on a nightly basis, subject to all applicable ordinances, rules and regulations of the Dearborn Police Department, and

WHEREAS: The Ramadan Nightly Gathering & Food Fest is a new first-time event with the purpose of providing the Dearborn community a centralized location to celebrate the month of Ramadan in a fun and safe manner. Mr. Ali Hachem is requesting permission to close off a section of the plaza parking lot (Parcel ID #821008315020, 5808 Schaefer Rd.), located immediately to the south of the Cheat Treats Cafe (5838 Schaefer Rd.) in order to facilitate the entire event period (see attached Appendix A) and accommodate additional outside seating for patrons of Cheat Treats Cafe and the other plaza businesses. For the period Thursday, May 16, 2019 through Sunday, May 19, 2019, Mr. Ali Hachem is also requesting permission for the Ramadan Nightly Gathering & Food Fest event to include the addition of food trucks and food stands, and

WHEREAS: In order to successfully facilitate the Ramadan Nightly Gathering & Food Fest event, Mr. Ali Hachem is requesting City Council approval for the following:

- Closure of a section of the plaza parking lot (Parcel ID #821008315020, 5808 Schaefer Rd.), located immediately to the south of the Cheat Treats Cafe (5838 Schaefer Rd.) for the period Sunday, May 5, 2019 through Tuesday, June 4, 2019.
- Provision, delivery and pick-up of barricades by the Public Works Department for the closure of the parking located immediately south of the Cheat Treats Cafe.
- Permission for the addition of food trucks and food stands at the event for the period Thursday, May 16, 2019 through Sunday, May 19, 2019.
- Police assistance with on-site traffic safety and crowd control for the period Thursday, May 16, 2019 through Sunday, May 19, 2019. Police beat patrol spot checks will be provided Sunday, May 5, 2019 through Wednesday, May 15, 2019 and Monday, May 20, 2019 through Tuesday, June 4, 2019,

and

WHEREAS: At the request of the City of Dearborn, Mr. Ali Hachem has submitted the required certificate(s) of liability insurance, as well as, secured approval from the Fordson High School Administration for use of their parking lot for the duration of the event period. In response to City Council Referral C.W. 3-11-19, the Police, Legal, Public Works and Recreation & Parks Department Administrations acknowledge that they are familiar with all of the details in conjunction with this special event request; and have no immediate objection or concerns with Mr. Ali Hachem, owner of Cheat Treats Cafe, conducting the Ramadan Nightly Gathering & Food Fest event over the period Sunday, May 5, 2019 through Tuesday, June 4, 2019. This event is subject to full reimbursement to the City of Dearborn for all incurred costs. Immediate effect is requested due to the timing of this special event request; therefore be it

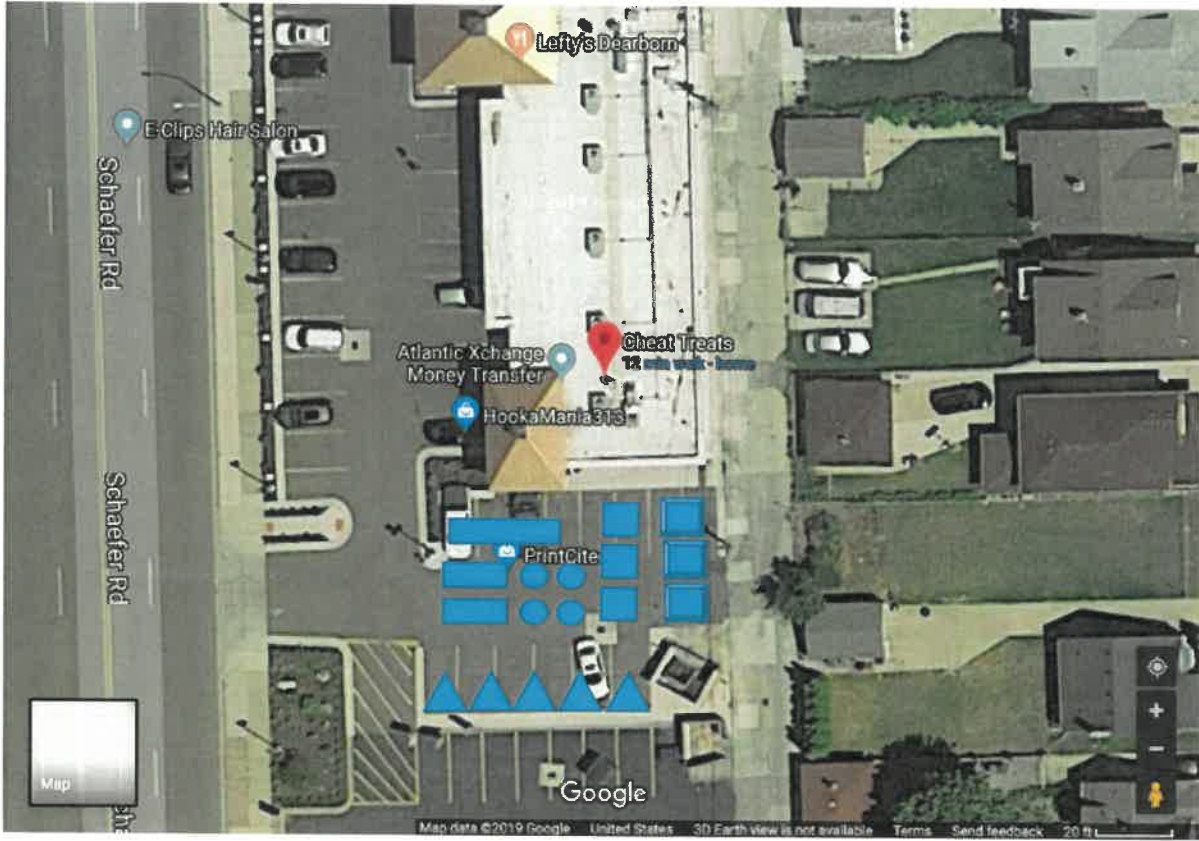
RESOLVED: That Ali Hachem, owner of Cheat Treats Café, 5838 Schaefer be and is hereby granted permission to conduct the Ramadan Nightly Gathering & Food Fest event in the City-owned plaza parking lot located immediately south of Cheat Treats Café over the period of Sunday, May 5, 2019 through Tuesday, June 4, 2019 from 9:00 P.M. to 3:00 A.M. on a nightly basis with assistance from DPW for the provision, delivery and pick-up of barricades and from the Police for beat patrol spot checks for the duration of the event; be it further

RESOLVED: That Ali Hachem, owner of Cheat Treats Café, 5838 Schaefer be and is hereby granted permission to have on-site food trucks and food stands as well as assistance from Police with on-site traffic safety and crowd control for the period of Thursday, May 16, 2019 through Sunday, May 19, 2019; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

Appendix A



Key



Gazebos



Tents



Tables

By Dabaja supported unanimously.

4-185-19. WHEREAS: The Mayor and the Council have learned with sorrow of the passing of Mohammed Yousef Turfe, and

WHEREAS: This departure at the dictation of Divine Providence, constitutes an irreparable loss to the beloved family and numerous friends and neighbors; be it

RESOLVED: That the Mayor and members of the Council of the City of Dearborn here assembled, hereby sincerely extend and offer in this sad hour of bereavement, heartfelt sympathy and condolence to the family of the deceased.

The resolution was unanimously adopted.

There being no further business, upon a motion duly made, seconded and adopted, the Council then adjourned at 9:12 P.M.

APPROVED:

President of the Council

ATTESTED:

City Clerk