

REGULAR MEETING OF THE COUNCIL  
OF THE  
CITY OF DEARBORN

October 22, 2019

The Council convened at 7:35 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 Matthew Hood from Church of the Divine Child delivered the invocation.

By Sareini supported by Byrnes.

10-478-19. RESOLVED: That the minutes of the previous regular meeting of October 8, 2019, and the same are hereby approved as recorded and published.

The resolution was unanimously adopted.

By Herrick supported by Sareini.

10-479-19. WHEREAS: There are two existing gas lines - one 12-inch diameter high pressured gas line and one 6-inch diameter low pressured gas line within the superstructure of the Brady Bridge over the Rouge River, and

WHEREAS: The superstructure of the Brady Bridge, which is comprised of pre-stressed concrete beam girders, a concrete deck, bridge railing, and a sidewalk, is slated for replacement between the mid-winter and early summer of year 2020. Prior to beginning the demolition work for the bridge, it is necessary for DTE to decommission its gas lines from the bridge superstructure, and

WHEREAS: DTE has informed the Engineering Division that they no longer place new gas lines through the superstructures of any bridges. Therefore, alternatively, they are requesting a 20-foot wide easement from the City's property of Ford Field Park (Parcel ID # 82-09-221-01-167) as shown in the attached color-coded map. The blue color in the map identifies two parallel existing gas lines; the yellow color identifies two parallel proposed gas lines via an open cut construction, and the red color identifies the location of two parallel proposed gas lines to be placed by a directional boring method. The depth of the gas lines with the open cut construction will be approximately five feet. The depth of the gas lines with directional bore will be between 35 to 40 feet, to clear of the bottom of the Rouge River and the bottom of Wayne County's 78-inch diameter sanitary sewer. The color-coded locations as shown on the map are approximate and subject to changes based on the underground utilities and an on-site field meeting with the City and DTE staff, and

WHEREAS: The Engineering Division hereby requests that the City Council take the following actions:

- Approve and grant a blanket 20-foot wide easement to DTE within the City-owned Ford Field Park property (Parcel 82-09-221-02-167) as shown on the attached color-coded map and authorize the City Engineer to execute the agreement with DTE, subject to review and approval by the Corporation Counsel. The agreement is currently under review.

- Require DTE to prepare and submit the legal description of the exact 20-foot wide easement, based on as-constructed information within 45 days of the completion of proposed gas main placement, and authorize the City Engineer to record the necessary documents with the Wayne County Register of Deeds;

therefore be it

RESOLVED: That the City Engineer be and is hereby authorized to execute two Gas Main Easement Agreements with DTE Energy within the City-Owned property at Ford Field Park, subject to the review and approval of Corporation Counsel; be it further

RESOLVED: That the Engineering Division be and is hereby authorized to record the necessary documents with the Wayne County Register of Deeds.

The resolution was unanimously adopted.

By Byrnes supported by Herrick.

10-480-19. RESOLVED: That all bids received to Lease Golf, Beverage, and Utility Carts for Mystic Creek Golf Club are hereby rejected except the bid of Midwest Golf & Turf in an amount not to exceed \$463,404.96 for a four (4) year lease, 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 General Fund, Recreation, Mystic Creek Golf Course, Rentals budget. Future funding will be contingent upon the adoption of subsequent years' budgets.

The resolution was unanimously adopted.

By Herrick supported by Byrnes.

10-481-19. RESOLVED: That all bids received for Lead Paint Abatement of the Police Department Cell Block are hereby rejected except the bid of Qualified Abatement Services, Inc. in the amount of \$38,400, 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, Police, Capital Project Support budget; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Sareini supported by Herrick.

10-482-19. WHEREAS: Ordinance No. 05-1062, Section 2-568 (b) 6 (b), authorizes sole source procurement in certain circumstances, and

WHEREAS: The Purchasing Agent has received a request for a sole source procurement; be it

RESOLVED: That MTech Company be designated as a sole source for the purchase of a Global M4 Mechanical Street Sweeper in the amount of \$272,243 and that the Purchasing Agent be authorized to enter into a purchase order for the aforementioned items; be it further

RESOLVED: That this purchase order shall be financed from Fleet and Equipment Replacement Fund, Public Works, Capital Equipment budget.

The resolution was unanimously adopted.

By Byrnes supported by Herrick.

10-483-19. WHEREAS: The City presently has a contract with Klochko Equipment Company (C.R. 9-443-18) for Bulk Leaf Pick-up and Hauling, and

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

WHEREAS: Klochko Equipment Company has offered to renew the present contract prices through December 2019; be it

RESOLVED: That the contract for Bulk Leaf Pickup and Hauling is hereby renewed with Klochko Equipment Company through December 2019 in the amount of \$128,760; be it further

RESOLVED: That this contract shall be financed from the General Fund, Public Works, Rubbish Pickup & Disposal, Other Services budget; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Sareini supported by Herrick.

10-484-19. WHEREAS: The City presently has a contract with Klochko Equipment Company (C.R. 9-444-18) for Leaf Collection Support, and

WHEREAS: The original contract specifications allow for one (1), one-season renewal options beyond the expiration of the present contract, and

WHEREAS: Klochko Equipment Company has offered to renew the present contract prices through December 2019; be it

RESOLVED: That the contract for Leaf Collection Support is hereby renewed with Klochko Equipment Company through December 2019 in the amount of \$90,000; be it further

RESOLVED: That this contract shall be financed from the General Fund, Public Works, Rubbish Pickup & Disposal, Other Services budget; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Byrnes supported by Herrick.

10-485-19. WHEREAS: The City presently has a contract with Lower Huron Chemical and Supply (C.R. 8-424-16) for Janitorial Supplies, and

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

WHEREAS: Lower Huron Chemical and Supplies has offered to renew the present contract prices through October 12, 2020; be it

RESOLVED: That the contract for Janitorial Supplies is hereby renewed with Lower Huron Chemical and Supplies through October 12, 2020 in the amount of \$100,000; be it further

RESOLVED: That this contract shall be financed from the City-wide Accounts for Janitorial Supplies; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.



By Byrnes supported by Abraham.

10-486-19. WHEREAS: The Dearborn Police Department has applied for and received grant funding from the Michigan State Police, Grants and Community Services Division, FY 2020 Byrne Justice Assistance Grant to purchase the XIROS Imaging System for the Dearborn Police Department Bomb Squad, in the amount of \$89,138, and

WHEREAS: The Chief of Police has requested that the Finance Director be authorized to recognize the grant revenue in the amount of \$89,138 and appropriate a like amount; therefore be it

RESOLVED: That the Finance Director be and is hereby authorized to recognize the \$89,138 in 101-2410-330.01-90 General Fund Police Administration Intergovernmental Revenue Federal and appropriate the \$89,138 in Account #101-2410-511.74-20 General Fund Police Administration Capital Equipment; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Herrick supported by Sareini.

10-487-19. WHEREAS: The Dearborn Police Department has applied for and received grant funding from the Office of Justice Programs, Bureau of Justice Assistance FY 2019 Bulletproof Vest Partnership (BVP) Program, for the Body Armor Initiative, in the amount of \$44,440.86, with a 50% local match of \$22,220.43, and

WHEREAS: The Chief of Police has requested that the Finance Director be authorized to recognize the grant revenue in the amount of \$22,220.43 and appropriate \$44,440.86; therefore be it

RESOLVED: That the Finance Director be and is hereby authorized to recognize and appropriate \$22,220.43 in General Fund, Police Department budget and also appropriate \$22,220.43 in the Drug Law Enforcement Fund.

The resolution was unanimously adopted.

By Abraham supported by Herrick.

10-488-19. WHEREAS: Initiated Law 1 of 2018, otherwise known as the Michigan Regulation and Taxation of Marihuana Act (hereinafter "Act"), became law on December 6, 2018, and

WHEREAS: The Act legalized the recreational use and possession of marijuana by adults 21 years of age or older, subject to specific requirements and restrictions as further stated in the Act, and

WHEREAS: Andrew Brisbo is the director of the Marijuana Regulatory Agency (hereinafter "MRA"), which is located within the State of Michigan Department of Licensing and Regulatory Affairs, and is responsible for overseeing marijuana in Michigan. This includes regulating the state's marijuana facilities and licensees, including growers, processors, transporters, provisioning centers, and safety compliance facilities. The MRA also oversees the state's medical marijuana patient registry program and administers the Michigan Medical Marihuana Act, and

WHEREAS: The Bureau of Marijuana Regulation, which is also located within the State of Michigan Department of Licensing and Regulatory Affairs, enforces the Administrative Rules under the authority of the Medical Marihuana Licensing Act, and has already established maximum THC levels for medical marijuana products through Administrative Rule 62 (R 333.262) and MRA Advisory Bulletin dated February 4, 2019, and

WHEREAS: The MRA is currently in the process of the establishing maximum THC levels for recreational marijuana products, and plans to release those standards later this year, and

WHEREAS: That along with the legalization of recreational marijuana comes a broader acceptance of marijuana use in society, which is further bolstered by the sanctioning of such use by the State of Michigan through its oversight and regulation of marijuana in the state, and

WHEREAS: That this broader acceptance comes with risks and responsibilities, including minimizing the risks of marijuana use. This is especially true for people in their early to mid-20's whose brains are still developing, and for the youth in our community under the age of 21 who will have more access to recreational marijuana and who generally only face punishment in the form of non-criminal civil infractions for possession or use under MRTMA; therefore be it

RESOLVED: That special consideration be given to the THC levels for recreational marijuana products given THC exposure during development can cause long-term or possibly permanent adverse changes in the brain; be it further

RESOLVED: That since medical marijuana is being used for medical purposes, and requires certification of a medical professional and review of such certification by the state, there is a legitimate basis for the current maximum THC levels. However, because recreational marijuana is not being used for any medical purpose, and requires no oversight for use by the medical community or the state, and because of the unknown risks such use poses to developing brains and the youth in our community, setting the lowest possible THC levels is recommended; be it further

RESOLVED: That the Dearborn City Clerk will forward a copy of this Resolution to MRA Director Andrew Brisbo, Michigan Governor Gretchen Whitmer, State Senator Sylvia Santana, Representative Abdullah Hammoud, and Representative Karen Whitsett; be it further

RESOLVED: That this resolution be given immediate effect.

The resolution was unanimously adopted.

By Byrnes supported by Herrick.

10-489-19. RESOLVED: That City Council hereby authorizes the Mayor to renew the City's membership with the Michigan Municipal League (MML) in the amount of \$16,490 for the period of December 1, 2019 through November 30, 2020; be it further

RESOLVED: That this membership renewal shall be financed from the membership dues for FY20 in Citywide Account #101-1299-421.65-00.

The resolution was unanimously adopted.

By Byrnes supported by Herrick.

10-490-19. RESOLVED: That City Council hereby authorizes changing the date of the Committee of the Whole meeting of Thursday, November 5, 2020 to Thursday, November 12, 2020 and respectively changing the date of the Regular Meeting of November 10, 2020 to November 17, 2020 due to the high volume of residents that vote in the Presidential Election.

The resolution was unanimously adopted.

By Byrnes supported by Sareini.

10-491-19. RESOLVED: That receipt of a donation from The Museum Guild of Dearborn to the Dearborn Historical Museum in the amount of \$2,500 as part of their commitment for the 2019/2020 Budget 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 recognize the donation toward expenditures for the Museum Memberships-Groups Fund, Account 101-5000-347.65-10.

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:

---

President of the Council

ATTESTED:

---

City Clerk