

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

SEPTEMBER 24, 1996

96-440 The meeting was called to order at 8:04 p.m., by Council Chairman Joseph V. Kosinski.

Roll Call showed the following:

Present: Councilman Kenneth R. Baron, Councilman Robert L. Brown, Councilwoman Margaret M. Horvath, Council Chairman Joseph V. Kosinski, Councilman Daniel S. Paletko, Councilman Frank J. Slomzenski, Councilman Gregg Zulinski.

Absent: None.

Also Present: Mayor Canfield, Administrative Assistant Zadikian, Corporation Counsel Berry-Harris, Corporation Counsel Assistant Heise, City Clerk Sheridan, Deputy Clerk Robbins, Treasurer Riley, Comptroller Barrow, Assessor Welch, Building & Engineering Director Opalewski, Human Resources Director Sullivan, Police Chief Webber, Fire Chief Langlois, Recreation Director Grybel, Public Service Administrator Blackburn, Community Development Director Oliverio.

The Pledge of Allegiance was led by Councilman Slomzenski.

Mayor Canfield and City Beautiful Chairwoman Bettysue Pisula presented awards to commercial and residential owners for their efforts. The winners were:

Ralph Swain, 4000 block of Vassar; Andy & Brothers Shell, 24010 Van Born; Tony's Minute Man Car Wash, 6539 Telegraph; Elizabeth Smith, 4000 block of Dearborndale; Charles Sharp and Jehovanh Czohim, 26000 block of Joy Road; the Owen's Family, 8000 block of Appleton and Cathy and Jerry Jasdolski, 20000 block of Annapolis.

Mayor Canfield stated an additional 528 Honorary Awards were also given.

96-441 Motion by Councilman Baron, seconded by Councilman Brown, that the Agenda for the Regular Meeting of September 24, 1996, be approved as submitted.

Motion unanimously adopted.

96-442 Motion by Councilman Paletko, seconded by Councilman Zulinski, that the Minutes from the Regular Meeting of September 10, 1996, be approved as submitted.

Motion unanimously adopted.

The Public Hearing on the City's 1995-96 Community Development Grantee Performance Report (GPR) was called to order at 8:14 p.m. by Council Chairman Joseph V. Kosinski.

Council Chairman Kosinski asked the City Clerk to read the official Notice of Public Hearing.

The Notice of Public Hearing was published as follows:

A Public Hearing will be held on Tuesday, September 24, 1996, at the City Council Chambers, 6045 Fenton at 8:00 p.m. to present the 1995-96 Annual Grantee Performance Report for the Community Development Black Grant Program.

The Grantee Performance Report is available for the public to review at the Community Development Department offices at 26155 Richardson, Monday through Friday, between the hours of 9:00 a.m. and 4:00 p.m., from September 18 through September 26, 1996.

Comments may be presented in person at the Public Hearing or may be sent in writing before September 26, 1996 to the Community Development Department, 26155 Richardson, Dearborn Heights, MI 48127, or may be sent to the City Clerk, 6045 Fenton, Dearborn Heights, MI 48127. Published September 12, 1996 and September 19, 1996. No other communications Mr. Chairman.

Chairman Kosinski addressed Community Development Director Oliverio for his opening remarks.

Community Development Director Oliverio stated the object of the Grantee Performance Report is to see that the City is meeting the Community Development Program objectives that we said we would in our final statement. We have to show that the program was used exclusively to either benefit low-and-moderate income persons, aid in the prevention or elimination of slums or blight, or meet Community Development needs having a particular urgency. We have to guarantee that the grantee has complied with or will comply with, its certification to expend not more than 70% of its CDBG funds during a specified period on activities which benefit low/mod income persons. One hundred percent of our grant allocation has been spent. In a six month period, the rehab program has been able to process eleven completed homes, while approximately twenty two units are still in various stages of completion.

Community Development Director Oliverio continued highlighting various section of the financial summary. The entire Grantee Performance Report is on file in the office of the City Clerk as well as at the Community Development offices.

Chairman Kosinski asked if there was anyone in the audience who would like to make any comments, hearing none he asked that the Public Hearing be closed.

96-443 Motion by Councilman Brown, seconded by Councilman Baron, that the 1996 Grantee Performance Report be closed.

The Public Hearing closed at 8:20 p.m.

96-444 Motion by Councilman Baron, seconded by Councilwoman Horvath, that Current Claims 6-1 through 6-22 be approved as submitted.

1. E & N CEMENT COMPANY - Pavement Repairs. Two Inv's. dated 09/14/96. From A/C 101-440-880-000 (Road Repairs) \$38,293.23 and from A/C 592-540-818-000 (Contractual Services) \$14,889.67. DPW-Water.
2. EMPLOYERS UNDERWRITERS, INC. - Excess Reinsurance Workers Comp. Inv. 20052, dated 09/10/96. From A/C 101-200-724-000 (Workers Compensation) \$2,094.44. General Govt.
3. JOHNSON CONTROLS - Progressive Billing Energy Plan. Inv. 77008954. From A/C 101-XXX-030-265 (Energy Plan) \$92,500.00. General Govt.
4. MATIOLI CEMENT COMPANY - 1996 Sidewalk Replacement Program. Ck. Req. dated 09/04/96. From A/C 101-200-963-000 (Sidewalks) \$42,903.11. Building/Engineering.
5. MICHIGAN HUMANE SOCIETY - Animal Processing July, 1996. Inv. 5492, dated 07/31/96. From A/C 101-200-806-000 (Animal Processing) \$3,059.00. General Govt.
6. M.M.R.M.A. - 2nd Installment Insurance Premium. Inv. 59747-2, dated 07/05/96. From A/C 101-200-911-000 (Insurance) \$178,286.00. General Govt.
7. PAINTER & RUTHENBERG - Roll-Off Service and Newsprint Pick-up 08/96. Inv. 3105, dated 08/30/96 and 3106, dated 08/30/96. From A/C 101-200-810-000 (Sanitation) \$7,694.00. General Govt.
8. QUAD TRAN OF MICHIGAN - Data Processing September, 1996. Inv. 2395, dated 08/30/96. From A/C 101-130-818-000 (Contractual Services) \$3,135.00 and A/C 101-130-728-000 (Office Supplies) \$706.80. District Court.

9. SHERIDAN CONSTRUCTION - 1995 Pedestrian Bridges (Final). Cert. #2, dated 08/26/96. From A/C 103-960-945-094 (Pedestrian Bridges) \$12,264.19. Community Devel.
10. WADE-TRIM/ASSOCIATES - 1995 Flow Monitoring Downriver Sewer. Inv. 51218, dated 09/11/96. From A/C 592-537-973-000 (Sewers Capital Outlay) \$926.50. Water Dept.
11. WADE-TRIM/ASSOCIATES - 1995 Pedestrian Bridges (Final). Inv. 51163, dated 09/06/96. From A/C 103-960-946-094 (Pedestrian Bridges) \$1,776.10. Community Devel.
12. WADE-TRIM/ASSOCIATES - Assist City with CSO Permits. Inv. 51220, dated 09/11/96. From A/C 592-537-973-000 (Sewers Capital Outlay) \$588.00. Water Dept.
13. WADE-TRIM/ASSOCIATES - DHT/Downriver Technical Services. Inv. 51217, dated 09/11/96. From A/C 592-537-973-000 (Sewers Capital Outlay) \$448.00. Water Dept.
14. WADE-TRIM/ASSOCIATES - Develop CHAS Performance Report. Inv. 51228, dated 09/11/96. From A/C 103-960-918-095 (Administration) \$239.60. Community Devel.
15. WADE-TRIM/ASSOCIATES - Dudley Street Bridge Removal & Bank Stabilization (Final). Inv. 51301, dated 09/11/96. From A/C 103-960-946-094 (Bridges) \$130.82. Community Devel.
16. WADE-TRIM/ASSOCIATES - Red Run Sewer Project Construction Engineering. Inv. 51221, dated 09/11/96. From A/C 592-537-973-000 (Sewers Capital Outlay) \$1,305.00. Water Dept.
17. WADE-TRIM/ASSOCIATES - Sanitary Sewer Cleaning Program. Inv. 45898, dated 12/15/94. From A/C 592-540-818-000 (Contractual Services) \$3,055.00. Water Dept.
18. WADE-TRIM/ASSOCIATES - Sewer Cleaning Change Order. Inv. 50001, dated 05/07/96. From A/C 592-540-818-000 (Contractual Services) \$1,280.00. Water Dept.
19. WAYNE COUNTY DEPARTMENT OF ENVIRONMENT - Bond Payments Downriver & Rouge Valley Bonds. Inv. 598-86261, dated 08/29/96 and Inv. 590-86521, dated 08/29/96. From A/C 101-200-988-000 (Sewage Disposal Debt) \$7,479.11 and A/C 592-905-995-000 (Interest) \$132,765.44. General Govt.
20. WAYNE COUNTY DEPARTMENT OF ENVIRONMENT - Principal & Interest Ecorse Creek Basin. Inv 823-57591, dated 08/29/96. From A/C 101-200-994-000 (E.C.P.C.) \$110,494.32. General Govt.
21. WAYNE COUNTY DEPARTMENT OF ROADS - Traffic Signal Maint. July, 1996. Inv. 85829, dated 08/27/96. From A/C 101-440-925-000 (Traffic Signal Maint.) \$3,291.41. DPW-Highway.
22. WESTLAND TREE SERVICE - Tree Trimming & Removal. Inv. dated 09/16/96. From A/C 101-440-820-000 (Tree Trimming & Removal) \$8,035.49. DPW-Highway.

Motion unanimously adopted.

- 96-445 Motion by Councilman Baron, seconded by Councilwoman Horvath, that the City Comptroller be authorized to advertise for bids, per specifications, for the demolition of all buildings at 5338 Williams, legally described as Lot 340 Dearborn Homes Sub. #2, per the request of Building & Engineering Inspector Lamontagne, communication dated September 13, 1996.

Motion unanimously adopted.

- 96-446 Motion by Councilman Slomzenski, seconded by Councilman Baron, that the City Comptroller be authorized to advertise for bids, per specifications, for the demolition of all buildings at 20455 Powers, legally described as Lot 879 also 1/2 vacated adjacent alley Dearborn Homes Sub. #4, per the request of Building & Engineering Inspector Lamontagne, communication dated September 13, 1996.

Motion unanimously adopted.

- 96-447 Motion by Councilman Slomzenski, seconded by Councilman Zulinski, that the City Comptroller be authorized to advertise for bids, per specifications, for the demolition of all buildings at 5414 S Gulley, legally described as Lot 647 also East 1/2 adjacent vacated alley Rougelvania Sub #2, per the request of Building & Engineering Inspector Lamontagne, communication dated September 13, 1996.

Motion unanimously adopted.

- 96-448 Motion by Councilman Baron, seconded by Councilman Brown, that the City Comptroller be authorized to advertise for bids, per specifications, for modification to the Richard A. Young Recreation Center sound system, per the request of Parks & Recreation Director Grybel, communication dated September 10, 1996. Funding for these improvements have been budgeted in the Young Center's Capital Outlay Account #692-981, in the amount of \$2,166.00.

- 96-449 Motion by Councilman Brown, seconded by Councilwoman Horvath, that the sole bidder, United Carpet, 35801 Mound Road, Sterling Heights, MI 48310, for the installation of wood flooring into Canfield Community Center meeting room be rejected. Further, that the Treasurer be authorized to return the bid deposit.

Motion unanimously adopted.

- 96-450 Motion by Councilman Brown, seconded by Councilman Zulinski, that the City Comptroller be authorized to re-advertise for bids, per specifications, for the installation of wood flooring into Canfield Community Center Meeting Room, per the request of Parks & Recreation Director Grybel, communication dated September 16, 1996.

Motion unanimously adopted.

- 96-451 Motion by Councilman Baron, seconded by Councilwoman Horvath, that the City Council concurs with and approves the reappointment of Mr. George Zulinski to the Board of Review, term to expire July, 1999.

Motion unanimously adopted.

- 96-452 Motion by Councilman Slomzenski, seconded by Councilman Baron, that the City Council concurs with and approves Wade-Trim/Associates for the construction engineering services for the Madison Street Bridge Project, at a cost not to exceed \$104,000.00 per, Community Development Director Oliverio, communication dated September 9, 1996. This project is partially funded through MDOT with the City match being allocated from the CDBG Program.

Motion unanimously adopted.

- 96-453 Motion by Councilman Brown, seconded by Councilman Baron, that the City Council concurs with and approves the following Budget Amendment:

INCREASE REVENUES
101-000-485-000

SIDEWALKS, WEEDS, APPROACHES
\$100,000.00

INCREASE EXPENDITURES
101-200-963-000

SIDEWALKS, WEEDS, APPROACHES
\$100,000.00

per, Comptroller Barrow, communication dated September 17, 1996.

This Budget Amendment is needed to cover increased costs not anticipated in the 1996 Sidewalk Program.

Motion unanimously adopted.

96-454 Motion by Councilwoman Horvath, seconded by Councilman Zulinski, that the City Council concurs with and approves the purchase of two Minolta 35mm cameras, with lenses and carrying cases per, Police Chief Webber, communication dated September 17, 1996. Funds to be allocated from the Abatement Program.

Motion unanimously adopted.

96-455 Motion by Councilman Paletko, seconded by Councilman Zulinski, to award this season's snow and ice control bid to Morton Salt for the 1996-97, in the amount of \$29.52 per ton, and payment thereof, be approved, per Public Service Administrator Blackburn, communication dated September 11, 1996. This contract is a MDOT state bid.

Motion unanimously adopted.

96-456 Motion by Councilman Baron, seconded by Councilman Zulinski, that the City Council concurs with and approves Nagel Construction Inc., PO Box 10, Moline, MI 49335-0010 Change Orders as follows:

Change Order #30 in the amount of \$88,922.33; #31 in the amount of \$12,918.67 and #32 in the amount of \$57,345.45 for the 1996-97 Sanitary Sewer Cleaning Program per, Public Service Administrator Blackburn, communication dated September 12, 1996. Funds has been budgeted in the 1996-97 Water Department Budget.

Motion unanimously adopted.

96-457 Motion by Councilman Slomzenski, seconded by Councilman Brown, that the City Council concurs with and approves the Divine Child High School Homecoming Parade route, scheduled for October 5, 1996 with assistance from the Police Department per, Police Chief Webber, communication dated September 16, 1996.

Motion unanimously adopted.

96-458 Motion by Councilman Brown, seconded by Councilman Zulinski, that the City Council concurs with and approves the Annapolis High School Homecoming Parade route, scheduled for October 19, 1996 with assistance from the Police Department per, Police Chief Webber, communication dated September 11, 1996.

Motion unanimously adopted.

96-459 Motion by Councilman Paletko, seconded by Councilman Baron, that the City Council concurs with and approves the maintenance agreement between Our Lady of Perpetual Help, 26667 Joy Road and the City of Dearborn Heights regarding storm water discharge pipes located within the right-of-way on Joy Road. Further that the Mayor and City Clerk sign the agreement per, Building & Engineering Inspector Lamontagne, communication dated September 19, 1996.

Motion unanimously adopted.

96-460 Motion by Councilman Baron, seconded by Councilwoman Horvath, that the communication from Public Service Administrator Blackburn, dated September 18, 1996 re: The Ecorse Creek Drainage District maintenance resolution be referred to a Committee of the Whole meeting, scheduled for October 1, 1996.

Motion unanimously adopted.

96-461 Motion by Councilman Paletko, seconded by Councilman Zulinski, that proposed Ordinance H-96-08, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCE, CITY OF DEARBORN HEIGHTS, BE AMENDED BY AMENDING SECTION 20-303 AND BY ADDING SECTION 20-304, 20-305, 20-306, 20-307 AND 20-308, OF CHAPTER 20 OF THE CITY CODE, PROVIDING FOR THE REGULATION, USE AND STORAGE OF FIREWORKS be considered read for the second time, to become effective upon publication in the City's official newspaper as provided by law.

Motion unanimously adopted.

96-462 Motion by Councilman Baron, seconded by Councilman Slomzenski, that proposed Ordinance H-96-09, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY ADDING SECTION 36-27 OF CHAPTER 36, ARTICLE II, change in zoning from M-1, Light Industrial District to RMA, Multiple Family Residential District (rezoning of Lots 273 and 274, Greater Detroit New City Park Subdivision, on Fenton Road south of Ann Arbor Trail) be considered read for the second time, to become effective upon publication in the City's official newspaper.

Motion unanimously adopted.

96-463 Motion by Councilman Brown, seconded by Councilman Baron, that proposed Ordinance H-96-10, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY ADDING SECTION 36-27 OF CHAPTER 36, ARTICLE II, change in zoning from R-1B, Residential Single Family District to C-2A, Special Business District (rezoning of Lots 1 through 8, Fellrath's Subdivision on Beech Daly between Carlyle and Ross) be considered read for the second time, to become effective upon publication in the City's official newspaper as provided by law.

Motion unanimously adopted.

*Seconded
4-9-97
CM 97-155
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96-464 Motion by Councilman Zulinski, seconded by Councilman Baron, that proposed Ordinance H-96-11, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY ADDING SECTION 36-27 OF CHAPTER 36, ARTICLE II, change in zoning from RO1, Restricted Office District to C-3, Commercial (rezoning of Lots 83 through 86 and 105 through 108 Maxwell's Warren-Telegraph Subdivision on Waverly and Richardson) be considered read for the second time, to become effective upon publication in the City's official newspaper as provided by law.

Motion unanimously adopted.

96-465 Motion by Councilman Paletko, seconded by Councilman Zulinski, that the City Council concurs with and approves the request for an Act 345 retirement with age waiver of 26 months to Fire Department pump operator George Vincent.

Motion unanimously adopted.

96-466 Motion by Councilman Brown, seconded by Councilman Baron, that the request to transfer ownership of 1996 SDM licensed business, 25827 W Warren, be referred back to the Police Department. Ref 960002274 NLL.

Motion unanimously adopted.

96-467 Motion by Councilman Paletko, seconded by Councilman Zulinski, that the City Council concurs with and approves the request from the Michigan Humane Society for a MHS Canister Fund Raiser, scheduled on Halloween.

AYES: Councilman Baron, Councilman Brown, Councilwoman Horvath, Council Chairman Kosinski, Councilman Paletko, Councilman Zulinski.
NAYS: Councilman Slomzenski.
ABSENT: None.

Motion adopted.

96-468 Motion by Councilman Baron, seconded by Councilman Slomzenski, that the request for renewal of 1996-97 business license for Murphy's Off the Beech, 25950 Ford Road be approved.

Motion unanimously adopted.

96-469 Motion by Councilman Baron, seconded by Councilman Zulinski, that the meeting be adjourned.

Motion unanimously adopted.

The meeting adjourned at 9:22 p.m.

HELENE S. SHERIDAN
CITY CLERK

JOSEPH V. KOSINSKI, CHAIRMAN
CITY COUNCIL