

09-28-21

MINUTES SEPTEMBER 14, 2021

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

21-459 The meeting was called to order at 7:08 p.m. by Council Chairwoman Malinowski Maxwell.

Roll Call showed the following:

Present: Council Chairwoman Denise Malinowski Maxwell, Council Chair Pro Tem Dave Wassim Abdallah, Councilman Zouher Abdel-Hak, Councilman Mo Baydoun, Councilman Robert Constan.

Absent: Councilman Ray Muscat, Councilman Tom Wencel.

Also Present: City Clerk Senia, Mayor Bazzi, Treasurer Hicks-Clayton, Chief of Staff Hernandez, City Engineer Dib, Comptroller Jawad, Corporation Counsel Miotke, DPW Director Conrad, Emergency Management Coordinator Gavin, Fire Chief Brogan, Human Resource Director Sobota-Perry, Library Director McCaffery, Ordinance Enforcement & Animal Control Director Dishroon, Parks and Recreation Director Laurencelle, Police Chief Meyers.

The Pledge of Allegiance was led by Councilman Dave Abdallah.

Police Chief Meyers presented City Citations honoring Officers and Civilian Dispatchers for exceptional and distinguished service.

21-460 Motion by Councilman Constan, seconded by Councilman Baydoun to approve the Amended Agenda for the Regular Meeting of September 14, 2021 as submitted.

Ayes: Council Chairwoman Malinowski Maxwell, Council Chair Pro Tem Abdallah, Councilman Abdel-Hak, Councilman Baydoun, Councilman Constan.

Nays: None.

Absent: Councilman Muscat, Councilman Wencel.

Motion adopted

21-461 Motion by Councilman Abdallah, seconded by Councilman Baydoun to approve the Minutes for the Electronically Held Regular Meeting of August 24, 2021 with the amendment of Motion 21-439, to reflect a corrected term expiration date of January 2, 2023, as outlined in 4-A.

Ayes: Council Chairwoman Malinowski Maxwell, Council Chair Pro Tem Abdallah, Councilman Abdel-Hak, Councilman Baydoun, Councilman Constan.

Nays: None.

Absent: Councilman Muscat, Councilman Wencel.

Motion adopted

21-462 Motion by Councilman Baydoun, seconded by Councilman Abdel-Hak to approve Current Claims 6-1 through 6-31 as submitted.

1	AccuMed Group, The	Cont. Serv	\$7,105.24	Fire
2	Allied Building Services of Detroit, Inc.	Rep/Maint	\$3,355.00	Building & Maint
3	Artistic Landscaping and Lawn Service	City Grass Cut	\$8,280.00	Highway
4	Barnett Construction Service	Capital Outlay	\$20,624.18	Cable TV Dept.
5	Central Wayne County Sanitation Authority	Sanitation	\$88,801.15	General Govt
6	Downriver Utility Wastewater Authority	Dwnriv Srf Prin	\$42,400.00	Water
	Downriver Utility Wastewater Authority	Dwnriv Srf Int	\$25,011.46	Water
7	Granite Inliner	Cont. Serv Lng	\$35,633.15	Water
8	Great Lakes Water Authority	Water Purchase	\$19,305.87	Water
9	Howard E. Nyhart Company, Inc., The	Prof/Con	\$2,175.00	Human Resource

10	J&B Medical	Medical Sup	\$2,367.40	Fire
11	Jamestown Advanced Products	RecProgram	\$3,578.00	Recreation
12	Library Network, The	LibNetwork	\$15,371.67	Library
	Library Network, The	Capital Outlay	\$6,643.16	Library
13	Michigan Humane Society	Animal Pro	\$7,155.00	Ordinance
14	M.M.R.M.A.	Insurance	\$411,403.51	General Govt
	M.M.R.M.A.	Insurance	\$107,136.43	Highway
	M.M.R.M.A.	Insurance	\$11,571.01	Library
	M.M.R.M.A.	Insurance	\$202,556.05	Water
15	Ogletree, Deakins, Nash, Smoke & Stewart P.C.	Prof/Con	\$6,270.00	Human Resource
16	Pipetek Infrastructure Services, LLC	Cont. Serv Clg	\$16,100.27	Water
17	Plante & Moran, PLLC	Prof/Con	\$12,460.00	General Govt
18	PM Group Benefit Advisors II, LLC	Prof/Con	\$25,400.00	Human Resource
19	PowerDMS	Cont. Serv	\$8,707.43	Police
20	Printing Systems, Inc.	Mat/Supply	\$3,793.36	Clerk
21	Quill.com	Supplies	\$1,598.32	Building & Eng
22	Raynor Overhead Door Corporation	Rep/Maint	\$2,607.00	Building & Maint
23	RKA Petroleum, Inc.	Motor Fuel	\$1,811.66	Fire
24	Staples	Supplies	\$529.16	Various
	Staples	Supplies	\$612.86	Various
	Staples	Supplies	\$5,033.16	Various
	Staples	Supplies	\$294.80	Various
	Staples	Supplies	\$53.09	Various
	Staples	Supplies	\$302.61	Various
25	Teachout Security Solutions, Inc.	Cont. Serv	\$3,528.00	Library
26	Total Tree Service	Cont. Serv	\$14,000.00	Water
27	Vance Outdoors	Ammun	\$9,490.70	Police
28	VanDerMass, Heidi	RecProgram	\$1,750.00	Recreation
29	Wayne County Dept. of Environment	Sewer Disposal	\$432,991.48	Water
30	Whitlock Business Systems, Inc.	Cont. Serv	\$2,617.34	Treasurer
31	Zuniga Cement Construction, Inc.	Rep/Maint	\$3,200.00	Recreation

Ayes: Council Chairwoman Malinowski Maxwell, Council Chair Pro Tem Abdallah, Councilman Abdel-Hak, Councilman Baydoun, Councilman Constan.

Nays: None.

Absent: Councilman Muscat, Councilman Wencel.

Motion adopted

21-463 Motion by Councilman Abdallah, seconded by Councilman Constan to award the bid for Lawn Maintenance at the Justice Center to United Lawn Care and authorize the Comptroller's Office to return all bid bonds to the companies that completed the bidding process. In addition, Corporation Counsel will prepare the contract and present it for approval at the next council meeting, as outlined in 7-A. Per Police Chief Meyers communication dated July 28, 2021.

Ayes: Council Chairwoman Malinowski Maxwell, Council Chair Pro Tem Abdallah, Councilman Abdel-Hak, Councilman Baydoun, Councilman Constan.

Nays: None.

Absent: Councilman Muscat, Councilman Wencel.

Motion adopted

21-464 Motion by Councilman Baydoun, seconded by Councilman Constan to approve and receive, note and file and authorize the Comptroller's Office to advertise for the Request for Proposals package for residential solid waste autoside collection and disposal as provided by Gary Miotke, Corporation Counsel for the City of Dearborn Heights, as outlined in 8-A. Per Mayor Bazzi communication dated September 7, 2021.

Ayes: Council Chairwoman Malinowski Maxwell, Councilman Abdel-Hak, Councilman Baydoun, Councilman Constan.

Nays: Council Chair Pro Tem Abdallah.

Absent: Councilman Muscat, Councilman Wencel.

Motion adopted

- 21-465** Motion by Councilman Abdallah, seconded by Councilman Constan to concur with the Mayoral appointment of Jill Myslinski to the Commission on Business, term to expire January 2, 2023. This appointment is to replace Ali Beydoun, as outlined in 8-B. Per Mayor Bazzi communication dated September 1, 2021.

Ayes: Council Chairwoman Malinowski Maxwell, Council Chair Pro Tem Abdallah, Councilman Abdel-Hak, Councilman Baydoun, Councilman Constan.

Nays: None.

Absent: Councilman Muscat, Councilman Wencel.

Motion adopted

- 21-466** Motion by Councilman Constan, seconded by Councilman Baydoun to concur with the Mayoral appointment of Mr. Ali Dib as the primary delegate for the Central Wayne County Sanitation Authority (CWCSA) and Mr. Robert Conrad as the alternative delegate, as outlined in 8-C. Per Mayor Bazzi communication dated September 7, 2021.

Ayes: Council Chairwoman Malinowski Maxwell, Council Chair Pro Tem Abdallah, Councilman Abdel-Hak, Councilman Baydoun, Councilman Constan.

Nays: None.

Absent: Councilman Muscat, Councilman Wencel.

Motion adopted

- 21-467** Motion by Councilman Baydoun, seconded by Councilman Constan to approve the Memo of Understanding (MOU) between the City of Dearborn Heights and the Dearborn Heights Public Employees Association (TPOAM), which was bargained outside of regular contract negotiations, and authorize the Mayor and City Clerk to sign on behalf of the City, as outlined in 8-D. Per Mayor Bazzi communication dated August 23, 2021.

Ayes: Council Chairwoman Malinowski Maxwell, Council Chair Pro Tem Abdallah, Councilman Abdel-Hak, Councilman Baydoun, Councilman Constan.

Nays: None.

Absent: Councilman Muscat, Councilman Wencel.

Motion adopted

- 21-468** Motion by Councilman Abdallah, seconded by Councilman Baydoun to authorize the City of Dearborn Heights Treasurer's Office to open a new bank account for the restricted SMART funds, as outlined in 9-A. Per Treasurer Hicks-Clayton communication dated September 2, 2021.

Ayes: Council Chairwoman Malinowski Maxwell, Council Chair Pro Tem Abdallah, Councilman Abdel-Hak, Councilman Baydoun, Councilman Constan.

Nays: None.

Absent: Councilman Muscat, Councilman Wencel.

Motion adopted

- 21-469** Motion by Councilman Baydoun, seconded by Councilman Constan to approve the Brownfield 2021-2022 Proposed Budget adopted by the Brownfield Redevelopment Authority on August 11, 2021, as outlined in 9-B. Per Brownfield Chairman Emery communication dated August 18, 2021.

Ayes: Council Chairwoman Malinowski Maxwell, Council Chair Pro Tem Abdallah, Councilman Abdel-Hak, Councilman Baydoun, Councilman Constan.

Nays: None.

Absent: Councilman Muscat, Councilman Wencel.

Motion adopted

21-470 Motion by Councilman Abdallah, seconded by Councilman Baydoun to approve the payment of Fire Department Coat PPE Equipment from Phoenix Safety Outfitters in the amount of \$18,144.00 as approved in Council Motion 20-396, and authorize the Mayor and Comptroller to sign the warrant and the Treasurer to issue payment from FY 2019 CDBG CV Public Safety PPE Account 103-960-906.219, as outlined in 9-C. Per CEDD Director Hachem communication dated August 30, 2021.

Ayes: Council Chairwoman Malinowski Maxwell, Council Chair Pro Tem Abdallah, Councilman Abdel-Hak, Councilman Baydoun, Councilman Constan.

Nays: None.

Absent: Councilman Muscat, Councilman Wencel.

Motion adopted

21-471 Motion by Councilman Baydoun, seconded by Councilman Abdel-Hak to approve the disposal of obsolete, unusable, and/or damaged equipment which includes a high back leather chair and three (3) printers, as outlined in 9-D. Per CEDD Director Hachem communication dated August 19, 2021.

Ayes: Council Chairwoman Malinowski Maxwell, Council Chair Pro Tem Abdallah, Councilman Abdel-Hak, Councilman Baydoun, Councilman Constan.

Nays: None.

Absent: Councilman Muscat, Councilman Wencel.

Motion adopted

21-472 Motion by Councilman Abdallah, seconded by Councilman Constan to approve the WOW! Business Service Order and the WOW! Business Customer Agreement with the following changes to page 5 of 5. The names and title of Mayor and City Clerk are to be inserted in place of those of Mr. Ismail. Further, authorize the Mayor and City Clerk to sign and initial the documents on behalf of the City, as outlined in 9-E. Per Chief of Staff Hernandez communication dated August 16, 2021.

Ayes: Council Chairwoman Malinowski Maxwell, Council Chair Pro Tem Abdallah, Councilman Abdel-Hak, Councilman Baydoun, Councilman Constan.

Nays: None.

Absent: Councilman Muscat, Councilman Wencel.

Motion adopted

21-473 Motion by Councilman Constan, seconded by Councilman Abdallah to authorize the Comptroller to amend the FY 2021-2022 budget by funding account 101-809-981.001 by \$600,000.00 and changing the name to PEG Capital Improvement. In addition, create a new revenue GL titled Appropriation from the PEG Fund Balance and budgeting it for \$6000,000.00, as outlined in 9-F. Per Chief of Staff Hernandez dated September 3, 2021.

Ayes: Council Chairwoman Malinowski Maxwell, Council Chair Pro Tem Abdallah, Councilman Abdel-Hak, Councilman Constan.

Nays: None.

Absent: Councilman Baydoun, Councilman Muscat, Councilman Wencel.

Motion adopted

21-474 Motion by Councilman Constan, seconded by Councilman Abdel-Hak to approve the purchase of one (1) 2022 Elgin Broom Bear Street Sweeper in the amount of \$297,525.60. This price is from Bell Equipment Company and NJPA/Sourcewell National Contract agreement. In addition, authorize the Mayor and Comptroller to sign the warrant upon receipt and the Treasurer to issue payment from the Highway Capital Outlay Account 101-400-981.000, as outlined in 9-G. Per DPW Director Conrad dated August 30, 2021.

Ayes: Council Chairwoman Malinowski Maxwell, Council Chair Pro Tem Abdallah, Councilman Abdel-Hak, Councilman Baydoun, Councilman Constan.

Nays: None.

Absent: Councilman Muscat, Councilman Wencel.

Motion adopted

21-475 Motion by Councilman Constan, seconded by Councilman Abdallah to approve the purchase of one (1) 2022 Freightliner Chassis Model: 108SD, Tandem Axle 64,000 GVW in the amount of \$101,721.00. This price is from Wolverine Truck Group and a Rochester Hills Co-op, RFP-RH-20-023 contract agreement. In addition, authorize the Mayor and Comptroller to sign the warrant upon receipt and the Treasurer to issue payment from the Highway Capital Outlay Account 101-400-981.000, as outlined in 9-H. Per DPW Director Conrad communication dated August 30, 2021.

Ayes: Council Chairwoman Malinowski Maxwell, Council Chair Pro Tem Abdallah, Councilman Abdel-Hak, Councilman Baydoun, Councilman Constan.

Nays: None.

Absent: Councilman Muscat, Councilman Wencel.

Motion adopted

21-476 Motion by Councilman Abdallah, seconded by Councilman Abdel-Hak to approve the purchase of one (1) 2022 Freightliner Chassis outfitted with Cryteel 14' Dump Body, hydraulic system, Monroe Underbody Scraper, Rexroth Control system, and Monroe spreader, etc. as specified in the specifications in the amount of \$97,655.00. This price is from Truck & Trailer Specialties, Inc. and a Rochester Hills Co-op, RFP-RH-20-023 contract agreement. In addition, authorize the Mayor and Comptroller to sign the warrant upon receipt and the Treasurer to issue payment from the Highway Capital Outlay Account 101-400-981.000, as outlined in 9-I. Per DPW Director Conrad communication dated August 30, 2021.

Ayes: Council Chairwoman Malinowski Maxwell, Council Chair Pro Tem Abdallah, Councilman Abdel-Hak, Councilman Baydoun, Councilman Constan.

Nays: None.

Absent: Councilman Muscat, Councilman Wencel.

Motion adopted

21-477 Motion by Councilman Constan, seconded by Councilman Abdel-Hak to concur and accept the AAA Traffic Safety Grant and approve the purchase of the items in the grant, as listed in the award email and attachment. In addition, approve the budget amendment and increase revenue in Misc. Fire Account 101-000-635.000 by \$3,490.20, as outlined in 9-J. Per Fire Chief Brogan communication dated August 16, 2021.

Ayes: Council Chairwoman Malinowski Maxwell, Council Chair Pro Tem Abdallah, Councilman Abdel-Hak, Councilman Baydoun, Councilman Constan.

Nays: None.

Absent: Councilman Muscat, Councilman Wencel.

Motion adopted

21-478 Motion by Councilman Baydoun, seconded by Councilman Constan to concur and accept the AFG Grant. In addition, authorize the Mayor to sign the required documentation as detailed in the attached award letter and authorize the Comptroller to fund the new AFG Grant Reimbursement Account 101-000-635.001 by \$170,000.00 which is the anticipated award amount. Furthermore, approve the 10% match, as outlined in 9-K. Per Fire Chief Brogan communication dated August 16, 2021.

Ayes: Council Chairwoman Malinowski Maxwell, Council Chair Pro Tem Abdallah, Councilman Abdel-Hak, Councilman Baydoun, Councilman Constan.

Nays: None.

Absent: Councilman Muscat, Councilman Wencel.

Motion adopted

21-479 Motion by Councilman Abdallah, seconded by Councilman Baydoun to approve the purchase of ten (10) "PowerFlare" devices and 20 reflective vests in the amount of \$4,257.00. These items are approved by the AAA Traffic Safety Grant. In addition, authorize the Mayor and Comptroller to sign the warrant and the Treasurer to issue payment from the Capital Outlay Account 101-335-981.000, as outlined in 9-L. Per Fire Chief Brogan communication dated August 16, 2021.

Ayes: Council Chairwoman Malinowski Maxwell, Council Chair Pro Tem Abdallah, Councilman Abdel-Hak, Councilman Baydoun, Councilman Constan.

Nays: None.

Absent: Councilman Muscat, Councilman Wencel.

Motion adopted

21-480 Motion by Councilman Abdallah, seconded by Councilman Constan to approve the disposal of outdated computer equipment which includes eight (8) desktop units with monitors and associated peripheral equipment, as outlined in 9-M. Per Fire Chief Brogan communication dated August 25, 2021.

Ayes: Council Chairwoman Malinowski Maxwell, Council Chair Pro Tem Abdallah, Councilman Abdel-Hak, Councilman Baydoun, Councilman Constan.

Nays: None.

Absent: Councilman Muscat, Councilman Wencel.

Motion adopted

21-481 Motion by Councilman Baydoun, seconded by Councilman Abdel-Hak to rescind Council Motion 21-418 and authorize the City Clerk to publish the Dearborn Heights FEMA/MSP Grant Program Public Notice for the Acquisition and Demolition Program as attached, for 30 days according to the City publishing policy. In addition, authorize the Mayor and Comptroller to sign the warrant of the publishing cost and the Treasurer to issue payment from the Water and Sewer Fund Bank Account, as outlined in 9-N. Per Grants and Compliance Director Jamal communication dated September 3, 2021.

Ayes: Council Chairwoman Malinowski Maxwell, Council Chair Pro Tem Abdallah, Councilman Abdel-Hak, Councilman Baydoun, Councilman Constan.

Nays: None.

Absent: Councilman Muscat, Councilman Wencel.

Motion adopted

21-482 Motion by Councilman Constan, seconded by Councilman Abdel-Hak to approve the agreement with Ulliance to provide EAP Services and authorize the Mayor and City Clerk to sign the agreement on behalf of the City. In addition, authorize the Comptroller to issue a purchase order accordingly and authorize the Mayor and Comptroller to sign the warrants to be issued for the quarterly payments with the total amount of payments not to exceed \$10,000.00 annually. Furthermore, authorize the Treasurer to issue payment from the General Fund Bank Account as billed quarterly, not to exceed \$10,000.00 annually, as outlined in 9-O. Per Police Human Resource Director Sobota-Perry communication dated September 2, 2021.

Ayes: Council Chairwoman Malinowski Maxwell, Council Chair Pro Tem Abdallah, Councilman Abdel-Hak, Councilman Baydoun, Councilman Constan.

Nays: None.

Absent: Councilman Muscat, Councilman Wencel.

Motion adopted

21-483 Motion by Councilman Abdallah, seconded by Councilman Baydoun to approve the purchase of de-escalation equipment from Vance's Law Enforcement in the amount of \$24,975.70. MMRMA will reimburse the department \$10,000.00 from the RAP Grant. In addition, authorize the Mayor and Comptroller to sign the warrant and the Treasurer to issue payment from the Federal Forfeiture Account 265-330-830.060, as outlined in 9-P. Per Police Chief Meyers communication dated August 30, 2021.

Ayes: Council Chairwoman Malinowski Maxwell, Council Chair Pro Tem Abdallah, Councilman Abdel-Hak, Councilman Baydoun, Councilman Constan.

Nays: None.

Absent: Councilman Muscat, Councilman Wencel.

Motion adopted

21-484 Motion by Councilman Abdallah, seconded by Councilman Constan approve and accept the Agreement for Studio “B” Renovation Design-Build with Barnett Construction Services of Michigan LLC. Plus, to authorize the Mayor and the Clerk to physically or electronically sign, as may be appropriate, this Agreement on behalf of the City. Additionally, the City approves the payment of Three Hundred Sixty-Four Thousand Three Hundred Sixty-Five and 24/100 (\$364,365.24) Dollars to Barnett Construction Services of Michigan LLC. Moreover, provided the Mayor also authorizes any such payment as a necessary expense, the City Council authorizes warrants to be issued for the payment of amounts toward the Studio “B” Renovation Design-Build with the total amount of these payments not to exceed \$364,365.24. By doing so, the City Council is authorizing any such warrant and payment without prior authorization by the City Council of the specific warrant and payment as permitted by and consistent with City Charter Section 8.9, as outlined in 9-Q. Per Chief of Staff Hernandez, communication dated August 3, 2021.

Ayes: Council Chairwoman Malinowski Maxwell, Council Chair Pro Tem Abdallah, Councilman Abdel-Hak, Councilman Baydoun, Councilman Constan.

Nays: None.

Absent: Councilman Muscat, Councilman Wencel.

Motion adopted

21-485 Motion by Councilman Baydoun, seconded by Councilman Constan to adopt the Resolution Regarding City Council Charter Review Committee, as outlined in 11-A. Per communication dated September 7, 2021.

Ayes: Council Chairwoman Malinowski Maxwell, Council Chair Pro Tem Abdallah, Councilman Abdel-Hak, Councilman Baydoun, Councilman Constan.

Nays: None.

Absent: Councilman Muscat, Councilman Wencel.

Motion adopted

21-486 Motion by Councilman Abdel-Hak, seconded by Councilman Baydoun to adopt the Resolution to designate the Wayne County Department of Health as the official agency of the City to carry out and administer the duties and function of the Public Health Commission as required by the City Charter, section 5.8 (a), (b), (c), and (d), with copy attached as back-up, effective on the date of adoption of this motion. And authorize the Mayor to sign all required documentations with prior written approval of the City Corporation Counsel Gary Miotke, as outlined in 11-B. Per communication dated August 31, 2021.

Ayes: Council Chairwoman Malinowski Maxwell, Council Chair Pro Tem Abdallah, Councilman Abdel-Hak, Councilman Baydoun, Councilman Constan.

Nays: None.

Absent: Councilman Muscat, Councilman Wencel.

Motion adopted

21-487 Motion by Councilman Abdallah, seconded by Councilman Baydoun to renew the Business Licenses for Wes Financial at 5952 Telegraph Road and X Drive Auto Sales at 6528 N. Telegraph, as outlined in 13-A.

Ayes: Council Chairwoman Malinowski Maxwell, Council Chair Pro Tem Abdallah, Councilman Abdel-Hak, Councilman Baydoun, Councilman Constan.

Nays: None.

Absent: Councilman Muscat, Councilman Wencel.

Motion adopted

21-488 Motion by Councilman Baydoun, seconded by Councilman Constan to adjourn the Dearborn Heights City Council Regular Meeting.

Ayes: Council Chairwoman Malinowski Maxwell, Council Chair Pro Tem Abdallah, Councilman Abdel-Hak, Councilman Baydoun, Councilman Constan.

Nays: None.

Absent: Councilman Muscat, Councilman Wencel.

Motion adopted

The meeting adjourned at 9:45 p.m.

**LYNNE M. SENIA
CITY CLERK**

**GEORGANNE SEMENIUK
COUNCIL SECRETARY**

**DENISE MALINOWSKI MAXWELL
COUNCIL CHAIRWOMAN**