

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

SEPTEMBER 12, 2000

00-370 The meeting was called to order at 8:12 p.m. by Council Chairwoman Margaret M. Horvath.

Roll Call showed the following:

Present: Councilwoman Elizabeth J. Agius, Councilman Kenneth R. Baron, Councilwoman Janet L. Blackburn, Council Chairwoman Margaret M. Horvath, Councilman Daniel S. Paletko, Councilwoman Margaret M. Van Houten.

Absent: None.

Also Present: Mayor Canfield, Executive Assistant Heise, Corporation Counsel Miotke, Deputy Clerk Pawlukiewicz, Treasurer Riley, Comptroller Barrow, Financial Analyst Macari, Assessor Pargo, Building & Engineering Director Opalewski, Police Chief Webber, Deputy Fire Chief Mc Elroy, Recreation Director Grybel, Public Service Administrator Blackburn, Community Development Director Oliverio.

The Pledge of Allegiance was led by Executive Assistant Kurt Heise.

00-371 Motion by Councilman Baron, seconded by Councilwoman Blackburn, that the Agenda for the Regular Meeting of September 12, 2000, be approved as submitted.

Motion adopted.

00-372 Motion by Councilwoman Van Houten, seconded by Councilman Baron, that the Minutes from the Regular Meeting of August 22, 2000, be approved with correction to CM 00-353 (reversal of ayes and no vote).

Motion adopted.

The Public Hearing for the abandonment of a street on Van Buren West of Fenton opened at 8:15 p.m., by Council Chairwoman Margaret M. Horvath.

Council Chairwoman Horvath asked Deputy Clerk Pawlukiewicz to read the official notice of a Public Hearing.

PLEASE TAKE NOTICE that the City Council will meet on Tuesday, September 12, 2000 at 8:00 p.m. E.S.T. in the Council Chambers located in the Administrative Building, 6045 Fenton Avenue, Dearborn Heights, Michigan, to hear objections, if any, to the proposed abandonment of a street on Van Buren west of Fenton and south of Fordson Highway, legally described as: That portion of vacated Van Buren Avenue within the Greater Detroit New City Park Subdivision, bounded on the north by Lot 353 and on the south by Lot 352, bounded on the east by Fenton Avenue, also bounded on the west by Lots 147 and 148 Sylvia Lanes Subdivision.

This Notice is published and posted by direction of the City Council under and by virtue of the City Clerk.

All objections in writing shall be presented to the City Clerk on or before 12:00 NOON, E.S.T., Friday, September 8, 2000. Joyce A. Robbins, Clerk, City of Dearborn Heights. Published August 31, 2000 and September 7, 2000.

Council Chairwoman Horvath asked if there were any questions or comments from the City Council.

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Assessor Pargo submitted a check list that includes approvals from the Police Department, Fire Department, Building Department and Assessor's Office.

On September 6, 2000 Corporation Counsel hand delivered Proof of Service. Michcon faxed a response on September 7, 2000 stating "Not Involved". September 9, 2000 Ordinance Officer Simakas posted the Notice on the parcel, on utility poles at 8524 Fenton, 8444 Fenton and at Fenton and Constance and on a City tree at 8536 Fenton.

On Monday, September 11, 2000 Detroit Edison faxed their response of "No Objection" except the west 5 feet be reserved for easement rights. No other communications Madam Chair.

Due to the length of this Public Hearing, the complete text of the minutes are on file in the Public Hearing book in the City Clerk's Office.

Maria Szegedy and Monica Quick both of Fenton Street are opposed to the requested abandonment.

00-373 Motion by Councilwoman Van Houten, seconded by Councilwoman Agius, that the public hearing be closed.

Motion adopted.

The Public Hearing for the abandonment of a street on Van Buren west of Fenton closed at 8:34 p.m.

00-374 Motion by Councilwoman Agius, seconded by Councilwoman Blackburn, that Current Claims 6-1 through 6-25, be approved as submitted.

1. CENTRAL WAYNE COUNTY SANITATION AUTHORITY - Monthly Debt, Admin., Waste - Inv. dated 08/21/00 from A/C 101-200-810-000 (Sanitation) \$180,596.39. General Govt.
2. CITY OF DEARBORN - AFIS, Evidence Processing - Inv. 65905 dated 08/29/00 from A/C 101-300-818-000 (Contract Services) \$2,105.00. Police Dept.
3. CUMMINGS, MCCLOREY... - Labor Counsel - Inv. 14358 dated 08/11/00 from A/C 101-200-817-000 (Professional/Consult) \$2,314.85. General Govt.
4. GARY MIOTKE - Counsel Services August 2000 - Inv. dated 09/05/00 from A/C 101-210-826-000 (Counsel Services) \$6,743.00. Corp. Counsel.
5. SECREST, WARDLE, LYNCH... - Counsel Services July 2000 - Inv. dated 09/05/00 from A/C 101-210-826-000 (Counsel Services) \$5,221.00. Corp. Counsel.
6. DUKES SALES & SERVICE - 60 Gallons of Degreaser - Inv. 7983 dated 08/30/00 from A/C 592-XXX-111-002 (Inventory) \$1,500.00. ENC. Water Dept.
7. E & N CEMENT - Pavement Repairs - Two (2) Inv.'s. dated 09/02/00 from A/C 101-440-880-000 (Road Repairs) \$86,295.38 and A/C 592-537-818-000 (Contract Services) \$33,063.30. DPW-Water.
8. ELLEFSON BUILDING DEMOLITION - Demo 2096 Inkster and 5457 Telegraph - Two (2) Inv.'s dated 08/28/00 from A/C 101-371-818-010 (Demo) \$31,500.00 and A/C 101-265-818-000 (Contract Services) \$19,950.00. Building/Eng.
9. EXCEL SYSTEMS - Bi-lateral Mobile Filing System - Inv. 39640 dated 07/20/00 from A/C 101-XXX-202-000 (Accounts Payable) \$2,720.00. ENC. District Court.
10. J.Q. INC. - Weed Cutting Charges - Inv. dated 08/17/00-08/31/00 from A/C 101-200-963-000 (Sidewalks/Weeds) \$16,770.00. General Govt.
11. LACARIA CONCRETE CONSTRUCTION - Sidewalk Charges 2000 - Inv. dated 08/29/00-09/05/00 from A/C 101-200-963-000 (Sidewalks/Weeds) \$102,390.28. General Govt.
12. MICHIGAN BANK - Fire Station Bonds - Inv. dated 08/15/00 from A/C 101-200-

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- 996-004 (Fire Station Bonds) \$146,818.15. General Govt.
13. PAINTER & RUTHENBERG - Newsprint & Roll-Off 08/00 - Inv. 42235 and 42218 dated 09/01/00 from A/C 101-200-810-000 (Sanitation) \$15,788.00. General Govt.
 14. PLANTE & MORAN - Account Fees July 2000 - Inv. 688641 dated 08/21/00 from A/C 101-200-817-000 (Profess/Consult) \$3,115.00 and A/C 592-536-817-000 (Profess/Consult) \$1,650.00. General Govt.
 15. QUAD-TRAN OF MICHIGAN - Data Processing Fee September 2000 - Inv. 3417 and 3418 dated 08/31/00 from A/C 101-130-818-000 (Contract Serv.) \$3,200.00 and A/C 101-130-728-000 (Supplies) \$1,048.35. District Court.
 16. STATEWIDE SECURITY TRANSPORT - Prisoner Food & Lodging July 2000 - Inv. dated 08/21/00 from A/C 101-200-868-000 (Prisoners) \$7,839.95. General Govt.
 17. TODAYLINK, LLC - Connection Charges August 2000 - Inv. 1011 dated 09/05/00 from A/C 101-200-819-999 (Internet) \$5,909.20. General Govt.
 18. USA BANK - Young Center Bonds - Final Payment - One (1) Inv. from A/C 103-960-936-099 (Recreation Bond) \$6,187.50 and A/C 103-960-936-200 (Recreation Bond) \$222,187.50.
 19. USA BANK - Young Center Bonds - Final Payment - One (1) Inv. from A/C 103-960-936-200 (Recreation Bond) \$3,062.50 and A/C 103-960-997-099 (Contingency) \$312.50. Community Devel.
 20. WADE-TRIM/ASSOCIATES - CDBG ERR Assistance - Inv. 66687 dated 08/16/00 from A/C 103-960-918-098 (Admin) \$871.85. Community Devel.
 21. WADE-TRIM/ASSOCIATES - Consolidated Plan CDBG - Inv. 66686 dated 08/16/00 from A/C 103-960-918-098 (Admin.) \$94.59. Community Devel.
 22. WADE-TRIM/ASSOCIATES - Plans/Specs Berwyn Parking Lot - Inv. 66729 dated 08/16/00 from A/C 103-960-921-200 (Berwyn Parking Lot) \$7,076.50. Community Devel.
 23. WADE-TRIM/ASSOCIATES - Phase II CSO Planning - Inv. 66718 dated 08/16/00 from A/C 592-XXX-154-000 \$11,468.39. Water Dept.
 24. WATSON WYATT - ACT 345 Retirement Changes - Inv. dated 08/24/00 from A/C 101-200-817-000 (Professional/Consult) \$1,945.00. General Govt.
 25. XEROX - Copiers Cartridges - Inv. 173680552 dated 08/29/00 from A/C 101-253-728-000 (Supplies) \$624.00 ENC; A/C 101-692-728-000 (Supplies) \$312.00 ENC and A/C 101-691-728-000 (Supplies) \$624.00. ENC. Treasurer

Motion adopted.

- 00-375** Motion by Councilman Baron, seconded by Councilwoman Van Houten, that the City Comptroller be authorized to advertise for bids, per specifications, for one (1) Ricoh Priport JP 5000 Digital Duplicator or equal, per the request of Recreation Director Grybel, communication dated September 5, 2000. Monies have been budgeted in the 2000-2001 Recreation Capital Outlay Account #691-981.

Motion adopted.

- 00-376** Motion by Councilwoman Agius, seconded by Councilwoman Van Houten, that the City Comptroller be authorized to advertise for bids, per specifications, for new telephones for Dispatch and Front Desk, per the request of Police Chief Webber, communication dated August 24, 2000.

Motion adopted.

- 00-377** Motion by Councilman Paletko, seconded by Councilwoman Van Houten, that the proposed 2000-2001 Water Department Budget, in the amount of \$14,713,407.00; the proposed 2000-2001 Major Streets Budget, in the amount of \$3,575,622.00 and the

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proposed 2000-2001 Local Streets Budget, in the amount of \$1,581,360.00, be approved as presented September 5, 2000 by Plante & Moran.

Motion adopted.

- 00-378** Motion by Councilwoman Agius, seconded by Councilwoman Blackburn, that the City Council concurs with and approves the appointments of the following individuals to the Watershed Stewards Commission:

	<u>Term</u>
Mark Bainter, 20548 River Oaks	2000-01
Earl Berry, 27130 Clairview	2000-01
Robert Constan, 5527 Heather Lane	2000-02
Andrea Evans, 5341 Huron	2000-02
Monica Gafencu, 24113 Andover	2000-01
Barbara Goryca, 25547 Tireman	2000-03
Alex Henderson, 20268 Old Colony	2000-02
Susan Krupa, 2003 Nightingale, Drbn.	2000-03
Steve Moser, 22382 Hanover	2000-03
Lesley Otter, 23290 Ann Arbor Trail	2000-03
Steven J. Ray, 6665 Parkland	2000-03
Edmund Sperkowski, 7350 Inkster #105	2000-03
Bill Tennant, 23021 Donaldson, Drbn.	2000-01
Donald Titus, 24452 Hanover	2000-01
Tom Tracy, 4161 Polk	2000-01
Mary Wegrzyn, 4469 Pelham	2000-02
Robert Wells, 4160 Detroit	2000-02
Curtis Whitmore, 8128 Hazelton	2000-02

per Mayor Canfield, communication dated September 5, 2000.

Motion adopted.

- 00-379** Motion by Councilwoman Van Houten, seconded by Councilman Baron, that the City Council concurs with and approves the requested hourly rate increase for Mr. Neil Lehto of O'Reilly, Rancilio, Nitz, Andrews, Turnbull & Scott, 12900 Hall Road, Suite 350, Sterling Heights, MI 48313-1151 from \$100.00 to \$125.00, per Executive Assistant Heise, communication dated August 28, 2000. Mr. Lehto provides services to the City's Cable Television Commission.

Motion adopted.

- 00-380** Motion by Councilwoman Blackburn, seconded by Councilman Baron, that the City Council concurs with and approves the "Electric Choice Agreement between the City of Dearborn Heights and the Michigan Municipal Risk Management Association (MMRMA)", expiration December 31, 2003 or upon termination by the City before October 1, 2002, per Executive Assistant Heise, communication dated August 28, 2000. Further, that Executive Assistant Heise be the Member Representative for the City and authorize the Mayor and City Clerk sign the Agreement on behalf of the City.

Motion adopted.

- 00-381** Motion by Councilman Baron, seconded by Councilwoman Van Houten, that the City Council concurs with and approves the Development Project Agreement with the Michigan Department of Natural Resources (MDNR) for Phase III of the Parkland Park Improvements Project and authorize the Mayor to sign on behalf of the City per, Recreation Director Grybel, communication dated September 6, 2000.

Motion adopted.

- 00-382** Motion by Councilman Baron, seconded by Councilwoman Agius, that the City Council adopt the "Resolution" attachment to Appendix C of the MDNR Clean Michigan Initiative Recreation Bond Project Agreement as follows:

"RESOLVED, that the City of Dearborn Heights, Michigan, does hereby accept the terms of the Agreement as received from the Michigan Department of Natural Resources, and that the City of Dearborn Heights does hereby specifically agree, but not by way of limitation, as follows:

1. To appropriate the sum of One Hundred Thirty Five Thousand (\$135,000.00) dollars to match the grant authorized by the DEPARTMENT and to appropriate such additional funds as shall be necessary to complete the project.
2. To maintain satisfactory financial accounts, documents, and records to make them available to the DEPARTMENT for auditing at reasonable times.
3. To construct the project and provide such funds, services, and materials as may be necessary to satisfy the terms of said Agreement.
4. To regulate the use of the facility constructed and reserved under this Agreement to assure the use thereof by the public on equal and reasonable terms.
5. To comply with any and all terms of said Agreement including all terms not specifically set forth in the foregoing portions of this Resolution."

Matching funds in the amount of \$135,000 have been allocated from CDBG (\$67,500) and the 2000-2001 General Fund (\$67,500) per, Recreation Director Grybel, communication dated September 6, 2000.

Motion adopted.

- 00-383** Motion by Councilwoman Van Houten, seconded by Councilman Baron, that the City Council concurs with and approves the request to purchase through the Oakland County CLEMIS bid award fifteen (15) Motorola 520 Laptop Computers, in the amounts of \$17,035.24 (allocated from the 2000-2001 Capital Outlay account) and \$110,729.06 (to be paid by the 1998 and 1999 Local Law Enforcement Block Grants), and payment thereof, per Deputy Chief Gust, communication dated August 28, 2000.

Motion adopted.

- 00-384** Motion by Councilman Paletko, seconded by Councilwoman Agius, that the Lot Split request in Gregory Meadows Subdivision, be denied.

AYES: Councilwoman Agius, Councilman Paletko.

NO: Councilman Baron, , Councilwoman Blackburn, Council Chairwoman Horvath, Councilwoman Van Houten.

ABSENT: None.

Motion defeated.

- 00-385** Motion by Councilman Baron, seconded by Councilwoman Van Houten, that the City Council concurs with and approves the proposed Lot Split Request from Mohamad Khansa, 5682 DaCosta, Dearborn Heights, MI 48127 for Lot 24, Gregory Meadows Subdivision contingent upon the removal of a garage and creating the following parcels

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in Gregory Meadows Subdivision:

1. Lot 24 except the east 100 feet.
2. The east 100 feet of Lot 24 per, Assessor Pargo, communication dated August 30, 2000.

AYES: Councilman Baron, Councilwoman Blackburn, Council Chairwoman Horvath, Councilwoman Van Houten, Councilman Zulinski.

NO: Councilwoman Agius, Councilman Paletko.

ABSENT: None.

Motion adopted.

- 00-386** Motion by Councilman Baron, seconded by Councilwoman Blackburn, that the City Council concurs with and approves the proposed Lot Split Request from Majid Hammoud, 20200 River Oaks, Dearborn Heights, MI 48127 for Lot 191 through 195 Dearborn Manor Subdivision and creating the following parcels in Dearborn Manor Subdivision:

1. Lot 191 and the north 25 feet of Lot 192;
2. Lot 192 except the north 25 feet, all of Lot 193, and the north 10 feet of Lot 194;
3. Lot 194 except the north 10 feet of all of Lot 195 per, Assessor Pargo, communication dated August 30, 2000.

AYES: Councilman Baron, Councilwoman Blackburn, Council Chairwoman Horvath, Councilwoman Van Houten, Councilman Zulinski.

NO: Councilwoman Agius, Councilman Paletko.

ABSENT: None.

Motion adopted.

- 00-387** Motion by Councilman Paletko, seconded by Councilman Baron, that the City Council concurs with and approves the request to purchase through State Bid #071B9000671 two (2) Ultralyte 100-LR Laser Units for traffic enforcement, in the amount of \$6,390.00, and payment thereof, per Police Chief Webber, communication dated August 24, 2000. Funds for this purchase are to be drawn from OUIL Traffic Forfeiture account.

Motion adopted.

- 00-388** Motion by Councilwoman Van Houten, seconded by Councilwoman Blackburn, that the City Council concurs with and approves the expenditure of \$6,907.00, available from the Prostitution Abatement Program, as the City's match required by the US Department of Justice Local Law Enforcement Block Grant Program awarded to the Dearborn Heights Police Department in the amount of \$62,161.00 per, Police Chief Webber, communication dated August 29, 2000. Funds to be used to purchase computer equipment.

Motion adopted.

- 00-389** Motion by Councilwoman Van Houten, seconded by Councilwoman Agius, that the quote from Mike Byrne, 121 N Rembrandt, Royal Oak, MI 48067 for the printing of Dearborn Heights Today Newsletter, in the amount of \$9,651.00, be approved. This is a one-time only grant due to the fact our current printer is no longer in business.

Motion adopted.

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- 00-390** Motion by Councilman Paletko, seconded by Councilman Baron, that proposed Ordinance H-00-08, an Ordinance of the City of Dearborn Heights, providing that the Code of Ordinances, City of Dearborn Heights, be amended by adding Appendix A as an electric supply franchise granted by the City and be it ordained by the City Council of the City of Dearborn Heights, MI, that the ordinance is adopted to grant DTE Energy Marketing, Inc., an Electric Supply Franchise as provided in Chapter 38 of the Code of Ordinances, City of Dearborn Heights, be considered read for the second time to become effective upon publication in the City's official newspaper.

Motion adopted.

- 00-391** Motion by Councilman Baron, seconded by Councilwoman Van Houten, that the City communication dated August 28, 2000 from Plante & Moran, LLP, re: Proposed Water and Sewer Rates, be referred back to Administration.

Motion adopted.

There being no further business to come before the Council, Council Chairwoman Horvath adjourned the meeting at 9:22 p.m.

JOYCE A. ROBBINS
CITY CLERK

MARGARET M. HORVATH, CHAIRWOMAN
CITY COUNCIL

MARIA E. LAWRENCE
COUNCIL/CLERK SECRETARY