

MINUTES – SEPTEMBER 11, 2012
REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

12-309 The meeting was called to order at 8:27 p.m. by Council Chairman Kenneth R. Baron.

Roll Call showed the following:

Present: Councilman Ned Apigian, Councilwoman Janet S. Badalow, Council Chairman Kenneth R. Baron, Councilman Tom Berry, Councilwoman Lisa Hicks-Clayton, Councilwoman Margaret M. Horvath, Councilman Joseph V. Kosinski.

Absent: None.

Also Present: City Clerk Prusiewicz, Mayor Paletko, Treasurer Riley, Assessor McDermott, Building & Engineering Director Sobh, Community & Economic Development Director Amen, Comptroller Macari, Emergency Management Director Ankrapp, Human Resource Director Sobota-Perry, Library Director McCaffery, Police Chief Gavin, Public Service Administrator Zimmer, Recreation Director Grybel.

The Pledge of Allegiance was led by Councilman Joseph Kosinski.

12-310 Motion by Councilman Apigian, seconded by Councilman Kosinski, that the Agenda for the Regular Meeting of September 11, 2012, with the addition of Items 9-I, and 9-J, and the correction to Current Claim 6-23, be approved.

Motion unanimously adopted.

12-311 Motion by Councilwoman Hicks-Clayton, seconded by Councilwoman Horvath, that the Minutes from the Regular Meeting of August 28, 2012, be approved as submitted.

Motion unanimously adopted.

12-312 Motion by Councilwoman Horvath, seconded by Councilman Apigian, that Current Claims 6-1 through 6-23, be approved as submitted.

1. Bridgeway	Contr Service	\$ 1,531.03	Fire
2. Broadspire	Workers Comp	\$ 11,300.00	Gen Govt
3. Broadspire	Workers Comp	\$ 53,082.00	Gen Govt
4. Comerica Insurance Services	Workers Comp	\$ 7,500.00	Gen Govt
5. Cummings, McClorey, Davis & Acho	Prof/Con	\$ 3,585.50	Gen Govt
6. Dearborn Tree Service	Tree Removal	\$ 1,575.00	Highway
7. E & N Cement	Contr/Serv	\$ 45,224.59	DPW
E & N Cement	Road Rep	\$ 43,517.33	DPW
8. Eager Beaver Landscaping	Weeds	\$ 2,299.36	Bldg Eng
9. Hydro Designs, Inc.	Accts Payable	\$ 2,623.00	Water
10. Hydro Designs, Inc.	Prof/Con	\$ 2,491.00	Water
11. Lemmon Oil Company	Gasoline	\$ 23,904.83	Water
12. Library Network, The	Telephones	\$ 4,851.56	Gen Library
13. Michigan, State of – Set Fund	Workers Comp	\$ 2,046.39	Gen Govt
14. Michigan, State of – 2nd Injury Fund	Workers Comp	\$ 2,170.08	Gen Govt
15. Miotke, Gary	Legal Service	\$ 9,424.00	Corp Counsel
16. Nagel Construction	Contr Serv Cleaning	\$ 16,527.02	Water
17. Secrest, Wardle	Legal Services	\$ 5,310.00	Corp Counsel
18. US Bank	Fire Bond	\$166,956.25	Gen Govt
19. Wade Trim & Assoc	Sewer System	\$ 11,027.50	Water
20. Wade Trim & Assoc	Street Repair	\$ 36,134.00	DPW/Hwy
21. Wayne County	Accts Payable	\$ 5,014.01	Gen Fund
22. Wayne County Dept of Environment	CSO Retention	\$107,062.50	Water
23. West Shore Services, Inc.	Contr Service	\$ 6,580.00	Police

Motion unanimously adopted.

12-313 Motion by Councilwoman Horvath, seconded by Councilman Kosinski, that the low bid from Hard Rock Concrete, for 2012 Street Repair Program, in the amount of \$1,142,081.25, be approved. Also to establish a Construction Engineering budget for Wade Trim in the amount of \$89,000.00, and authorize the Mayor and City Clerk to sign the contract on behalf of the City. Per Public Service Administrator Zimmer, communication dated September 4, 2012.

Motion unanimously adopted.

- 12-314** Motion by Councilman Berry, seconded by Councilman Kosinski, that the low bid from Mark 1 Restoration, for 2012 Bridge Maintenance Program for the Ecorse Creek Bridges, in the amount of \$133,851.00, be approved. Also to establish a Construction Engineering budget for Wade Trim in the amount of \$19,500.00, and authorize the Mayor and City Clerk to sign the contract on behalf of the City. Per Public Service Administrator Zimmer, communication dated September 4, 2012.

Motion unanimously adopted.

- 12-315** Motion by Councilwoman Horvath, seconded by Councilman Kosinski, that the City Council approve the Memorandum of Understanding between the City of Detroit and Redford Township and Dearborn Heights in regards to Design, Land Acquisition, Construction, Financing, Operation and Maintenance of Future CSO Control Projects and Reimbursement of Upper Rouge Tunnel Expenses. Further, to authorize the Mayor to sign

Motion unanimously adopted.

- 12-316** Motion by Councilwoman Horvath, seconded by Councilwoman Hicks-Clayton, to appoint Mr. Joseph Persiconi, to the vacated seat on the Zoning Board of Appeals, term to expire May 2014. Further, to reappoint Mr. Robert W. Connick to the Zoning Board of Appeals, term to expire May 2015.

Motion unanimously adopted.

- 12-317** Motion by Councilman Kosinski, seconded by Councilwoman Badalow, to approve the following budget transfer:

From	101-253-707.100	Part-time	\$500.00
To	101-253-709.000	Overtime	\$500.00

Per Treasurer Riley, communication dated September 4, 2012.

Motion unanimously adopted.

- 12-318** Motion by Councilman Kosinski, seconded by Councilman Berry, to concur with and approve Change Notice No. 3 to the 2012/13 MiDEAL Road Salt Contract between the State of Michigan and the Detroit Salt Company, LLC at a price of \$41.00 per ton delivered. Per Public Service Administrator Zimmer, communication dated August 30, 2012.

Motion unanimously adopted.

- 12-319** Motion by Councilman Berry, seconded by Councilwoman Hicks-Clayton, to continue our contractual relationship with Plante & Moran Group Benefit Advisors, at the same consulting fee of \$7,500.00 per month. Further, to authorize the Mayor to sign, per Human Resource Director Sobota-Perry, communication dated September 4, 2012.

Motion unanimously adopted.

- 12-320** Motion by Councilwoman Badalow, seconded by Councilman Berry, that the City Council approves the contractual relationship between the City of Dearborn Heights and Gabriel, Roeder, Smith & Company to provide actuarial attestation for our Retiree Drug Subsidy reconciliation process. Fee not to exceed \$2,000.00 to provide the services, and to authorize the Mayor to sign Acceptance of Letter of Engagement. Per Human Resource Director Sobota-Perry, communication dated September 4, 2012.

Motion unanimously adopted.

- 12-321** Motion by Councilwoman Horvath, seconded by Councilman Kosinski, to enter into the Business Personal Property Audit Services Contract, with Tax Management Associates, Inc., to conduct 45 audits verifying the accuracy of the 2012 assessments. Also, to authorize the Mayor to sign the contract. Per Assessor McDermott, communication dated August 29, 2012.

Motion unanimously adopted.

- 12-322** Motion by Councilman Kosinski, seconded by Councilman Berry, to concur with and approve Change Order Request #1 for Central and Heather Lane Parks Playscape Project, for \$1,000.00 and to authorize the Mayor to sign the change order. Per Recreation Director Grybel, communication dated August 30, 2012.

Motion unanimously adopted.

- 12-323** Motion by Councilwoman Badalow, seconded by Councilwoman Hicks-Clayton, to refer the Proposal to Update the City Master Plan to the Planning Commission for their recommendation.

Motion unanimously adopted.

- 12-324** Motion by Councilwoman Horvath, seconded by Councilman Kosinski, to approve the following resolution regarding Support for Reimbursement of September 5, 2012 – Special Election Costs, and to forward to appropriate representatives:

WHEREAS Governor Snyder declared a special election for the uncompleted term in the 11th Congressional District for the purpose of filling a vacancy that exists in the U.S. House of Representatives as a result of the resignation of Congressman Thaddeus McCotter; and

WHEREAS the city and county clerks within the current 11th Congressional District were faced with running a special primary election on September 5th, which shortly follows the regularly scheduled August 7th Primary Election; and

WHEREAS clerks will also be faced with running another special election for the current seat alongside the regular November 6th General Election for the redrawn 11th district; and

WHEREAS the two (2) special elections were unanticipated and places the undue burden of an estimated \$650,000 in costs on the local and county clerks; and

WHEREAS City Clerk Walter J. Prusiewicz phoned the office of Governor Snyder noting that "the complications of this election will be immense on local election officials" and that "this unplanned election will have an adverse effect on the already strained Dearborn Heights financial situation; and

WHEREAS Oakland County has already requested that the local governments be reimbursed for these costs from the State of Michigan and if current Michigan Law does not provide a mechanism to authorize reimbursing costs associated with a special election, that such legislation be considered.

NOW THEREFORE BE IT RESOLVED that the City of Dearborn Heights, hereby joins in supporting the request by Oakland County in seeking reimbursement of costs to the local communities in the 11th Congressional District which are being required to hold special elections to fill the vacated seat.

BE IT FURTHER RESOLVED that the City of Dearborn Heights hereby urges Governor Snyder, Michigan Secretary of State Ruth Johnson and the Michigan Legislature to support and move forward expeditiously in enacting legislation, if needed, in order to authorize the reimbursement of special election costs to local communities.

BE IT FURTHER RESOLVED that this approved resolution be forwarded to Governor Rick Snyder, Oakland County Clerk Bill Bullard, Jr., Michigan Secretary of State Ruth Johnson, the Wayne County delegation to the Michigan Legislature, Wayne County Clerk Cathy M. Garrett, and our state representatives.

Motion unanimously adopted.

- 12-325** Motion by Councilwoman Horvath, seconded by Councilwoman Hicks-Clayton, to approve the Dearborn Heights Redskins Youth Football and Cheerleading Organization to hold their Annual Homecoming Parade on Saturday, September 22, 2012 at 9:00 am. Police and Fire will provide requested services. Per Mayor Paletko, communication dated September 10, 2012.

Motion unanimously adopted.

- 12-326** Motion by Councilman Kosinski, seconded by Councilman Berry, that Proposed Ordinance H-12-09, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS BE AMENDED BY AMENDING SECTION 20-121 CONCERNING UNAUTHORIZED USE OF, TAKING OF, OR ENTRY INTO A MOTOR VEHICLE, be consider read for the second time to become effective upon publication in the City's official newspaper as provided by law.

Motion unanimously adopted.

12-327 Motion by Councilwoman Hicks-Clayton, seconded by Councilwoman Badalow, that Proposed Ordinance H-12-10, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY ADDING SECTION 6-98 REGULATING THE TETHERING OF DOGS AND BY AMENDING SECTIONS 6-163 AND 6-165 CONCERNING DANGEROUS OR VICIOUS ANIMALS, 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.

12-328 Motion by Councilman Kosinski, seconded by Councilwoman Hicks-Clayton, that the business license renewal for Dawg House, 21350 Van Born, be approved.

Motion unanimously adopted.

12-329 Motion by Councilwoman Horvath, seconded by Councilman Kosinski, that the application for Solicitation License from Michael McCaffery for the Kiwanis Club of Dearborn Heights for the Annual Peanut Sale on September 14-15, 2012, at Ford & Telegraph and Ford & Beech Daly, be approved.

Motion unanimously adopted.

12-330 Motion by Councilwoman Horvath, seconded by Councilwoman Hicks-Clayton, that the meeting be adjourned.

Motion unanimously adopted.

The meeting adjourned at 10:01 p.m.

WALTER J. PRUSIEWICZ
CITY CLERK

KENNETH R. BARON
COUNCIL CHAIRMAN

EVE SCHAFFER
COUNCIL SECRETARY