

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

SEPTEMBER 10, 2003

03-320 The meeting was called to order at 8:06 p.m. by Council Chair Elizabeth J. Agius.

Roll Call showed the following:

Present: Council Chair Elizabeth J. Agius, Councilman Kenneth R. Baron, Councilwoman Janet S. Badalow, Councilwoman Janet L. Blackburn, Councilman Bob Constan.
Absent: Councilwoman Margaret M. Van Houten.
Also Present: Mayor Canfield, Executive Assistant Horvath, Corporation Counsel Miotke, City Clerk Robbins, Deputy Clerk Pawlukiewicz, Treasurer Riley, Comptroller Barrow, Assessor Riedel, Building & Engineering Director Kissinger, Police Chief Gust, Deputy Fire Chief McElroy, Recreation Director Grybel, Public Service Administrator Blackburn, Community Development Director Oliverio.

The Pledge of Allegiance was led by Council Chair Elizabeth J. Agius in commemoration of the second anniversary of 9-11.

03-321 Motion by Councilman Baron, seconded by Councilman Constan, that the Agenda for the Regular Meeting of September 10, 2003, be approved with the addition of 8-B Crestwood Homecoming Parade.

Motion adopted.

03-322 Motion by Councilwoman Badalow, seconded by Councilwoman Blackburn, that the Minutes from the Regular Meeting of August 26, 2003, be approved as submitted.

Motion adopted.

03-323 Motion by Councilman Baron, seconded by Councilwoman Blackburn, that Current Claims 6-1 through 6-21, be approved as submitted.

1. AMERICAN APPRAISAL ASSOC. - GASB 34 Updates - Inv. 46520 dated 08/19/03 from A/C 101-XXX-202-000 (Accounts Payable) \$1,800.00. General Govt.
2. ANGELO IAFRATE CONSTRUCTION COMPANY/C. R. STASAK, INC. - Warren Avenue Streetscape - Cert. #5 dated 08/26/03 from A/C 103-960-944-201 (Warren Avenue) \$29,888.52 and from A/C 103-960-944-202 (Warren Avenue) \$26,806.48. CDBG.
3. ANGELO IAFRATE CONSTRUCTION - Warren Avenue Streetscape - Cert. #6 dated 08/28/03 from A/C 103-960-944-202 (Warren Avenue) \$45,221.75. CDBG.
4. BIO-CARE, INC. - Respiratory Surveillance Program 0 Inv. 11588 dated 08/15/03 from A/C 101-335-818-000 (Contract Serv.) \$2,100.00. Fire Dept.
5. E & N CEMENT - Pavement Repairs - (2) Inv's dated 08/30/03 from A/C 101-440-880-000 (Road Repairs) \$50,588.98 and A/C 592-537-818-000 (Contract Serv.) \$30,179.48. DPW-Water.
6. HEIGHTS TREE SERVICE - Tree Trimming Removals - Inv. 22 from A/C 101-440-820-000 (Trees) \$7,020.00. DPW-Highway.
7. J. Q. INC. - Weed Cutting Charges - Various Inv's dated 08/25/03 from A/C 101-200-962-000 (Weeds) \$17,280.00. General Govt.
8. JOHNSON CONTROLS - Maintenance Program Heating/Cooling - Inv. 51893316 dated 08/05/03 from A/C 101-265-818-000 (Contract Serv.) \$16,739.25. Building Maint.
9. LACARIA CONCRETE CONSTRUCTION - 2001 Sidewalk Replacement Program & Bumper Blocks - Various Inv's. from A/C 101-XXX-202-000 (Accounts Payable) \$21,656.62. General Govt.
10. NAGEL CONSTRUCTION INC. - Sewer Cleaning Program - Inv. 1839 dated 08/28/03 from A/C 592-540-818-030 (Contract Serv.) \$11,540.43. Water Dept.
11. PLANTE & MORAN - Accounting Services 8/1-8/15/03 - Inv. 924502 dated 08/26/03 from A/C 101-200-817-000 (Prof/Consult) \$1,295.00 and A/C 592-536-817-000 (Prof/Consult) \$1,900.00. General Govt.
12. STATEWIDE SECURITY TRANSPORT - Prisoner Food & Lodging - Inv. dated 08/20/03 from A/C 101-200-868-000 (Prisoners) \$3,564.00. General Govt.
13. TODAYLINK, LLC - Connect Support Aug/Sept 2003 - Inv. 1047 dated 09/01/03 from A/C 101-200-819-999 (Internet) \$6,132.50. General Govt.
14. WADE-TRIM/ASSOCIATES - Site Engineering, Water Inspection, Grade Engineering - Inv. 79034, 79018, 79019, 79014, 79020, 79021, 79012 from A/C 101-371-809-000 (Eng. Fees) \$4,802.07. Building/Eng.
15. WADE-TRIM/ASSOCIATES - 2003 CDBG Water Main Replacement - Inv. 9999R dated 08/21/03 from A/C 103-960-925-203 (Water Main) \$50,498.07. CDBG.
16. WADE-TRIM/ASSOCIATES - 2003 Sidewalk Ramp Specs - Inv. 77852 dated 04/15/03 from A/C 103-960-972-203 (Curb Cut) \$505.50. CDBG.
17. WADE-TRIM/ASSOCIATES - Warren Avenue Sign Plan - Inv. 79257 dated 08/21/03 from

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- A/C 103-960-944-201 (Warren Avenue) \$4,231.00. CDBG.
18. WADE-TRIM/ASSOCIATES - Warren Avenue Business Improvements - Inv. 79472 dated 08/25/03 from A/C 103-960-944-202 (Warren Avenue) \$2,105.87. CDBG.
 19. WAYNE COUNTY DEPARTMENT OF ENVIRONMENT - Interest Due for Bonding - Inv. 217562 dated 08/25/03 from A/C 592-905-992-002 (SRF Interest) \$20,868.75. Water Dept.
 20. WAYNE COUNTY DEPARTMENT OF PUBLIC SERVICES - Traffic Signal Maintenance July 2003 - Inv. 1000467 dated 08/25/03 from A/C 101-440-925-000 (Traffic Signals) \$3,037.81. DPW-Highway.
 21. WAYNE COUNTY DEPARTMENT OF PUBLIC HEALTH - Cross Connection 04/03-06/03 - Inv. 217424 dated 08/14/03 from A/C 592-536-818-000 (Contract Serv.) \$6,665.00. Water Dept.

Motion adopted.

- 03-324** Motion by Councilman Constan, seconded by Councilman Baron, that the City Council concurs with and approves the request from Annapolis High School for their annual Homecoming Parade scheduled for Saturday, October 4, 2003 beginning at Bedford Elementary School at 11:00 a.m. and proceeding west on Annapolis to the athletic field at Pardee Elementary School, per Assistant Principal Dennis Brown, communication dated June 11, 2003 and Mayor Canfield, communication dated September 2, 2003. Further, that the Police and Fire Departments to provide escort and assistance as needed.

Motion adopted.

- 03-325** Motion by Councilman Constan, seconded by Councilman Baron, that the City Council concurs with and approves the request from Crestwood High School for their annual Homecoming Parade scheduled for Saturday, October 10, 2003 beginning at Highview Elementary at 5:30 p.m. west on Richardson to Gulley, south on Gulley to Wilson Drive, west on Wilson Drive to Beech Daly and north on Beech Daly to Crestwood High School parking lot, per Assistant Principal Neubecker, communication dated September 2, 2003 and Mayor Canfield, communication dated September 5, 2003. Further, that the Police and Fire Departments to provide escort and assistance as needed.

Motion adopted.

- Amended
2-28-06
CM 06-024*
- 03-326** Motion by Councilman Baron, seconded by Councilman Constan, that the City Council concurs with and approves the request to increase the fine schedule for the 20th District Court an additional four (4) dollars to be used to establish a fund, to be held in a special account, solely for the purpose of covering expenses for security at the Justice Center, per Chief Judge Foran, communication dated August 27, 2003. Measures of security proposed, but not limited to, the employment of two (2) part-time employees to work 84 man hours weekly, the possible purchase of security wands and/or other security devices as deemed necessary.

Motion adopted.

- 03-327** Motion by Councilman Baron, seconded by Councilwoman Badalow, that the City Council concurs with and approves Change Order No. 2 with Angelo Iafra Construction Company, 26400 Sherwood, Warren, MI 48091 for a decrease of \$17,533.00 relative to the Warren Avenue Streetscape Project, per Comptroller Barrow, communication dated September 3, 2003.

Motion adopted.

- 03-328** Motion by Councilman Baron, seconded by Councilman Constan, that the City Council concurs with and approves the purchase of three (3) 1 1/2" and one (1) 2 1/2" Task Force Tips firefighting nozzles, national standard thread from Time Emergency Equipment, 2341 Avon Industrial Drive, Rochester Hills, MI 48309, in the amount of \$2,537.50, and payment thereof, per Deputy Fire Chief McElroy, communication dated August 28, 2003. Funds for this purchase to be allocated from the 2003-2004 Capital Outlay Account # 335-981.

Motion adopted.

- 03-329** Motion by Councilwoman Badalow, seconded by Councilman Constan, that the City Council concurs with and approves the quote from Apollo Fire Equipment Company, 12584 Lakeshore Drive, Romeo, MI 48065, to purchase twenty nine (29) sets of Janesville Model #CMDM/PSUM Commando Fire Fighting Suits, in the amount of \$28,797.00 (\$993.00 per set) and payment thereof, be approved, per Deputy Fire Chief McElroy, communication dated September 2, 2003. Funds for this purchase to be allocated from the 2002-2003 Fire Chief salary.

Motion adopted.

- 03-330** Motion by Councilman Baron, seconded by Councilman Constan, that the City Council concurs

with and approves the Agreement between the City of Dearborn Heights and Antonio's of Dearborn Heights, Inc., as the primary sponsor for the 2004 Spirit Festival, per Recreation Director Grybel, communication dated August 26, 2003. Further, that the Mayor be authorized to sign the Agreement on behalf of the City.

Motion adopted.

- 03-331** Motion by Councilwoman Badalow, seconded by Councilman Baron, that the City Council concurs with and approves the expenses and revenue budgets for the Spirit 2004 Festival as follows:

ACCOUNT #	DESCRIPTION	AMOUNT
101-691-891	Spirit Festival	\$44,530.00
101-691-709	Recreation Overtime	700.00
101-691-726	Recreation FICA	64.00
101-691-707	Recreation Part Time	135.00
101-300-709	Police Overtime	2,100.00
101-300-726	Police FICA	161.00
101-265-709	B & M Overtime	14,000.00
101-265-726	B & M FICA	1,071.00
	Total	\$62,761.00

101-000-675	Spirit Festival Revenue increase of \$889.00	\$63,650.00
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per, Recreation Director Grybel, communication dated September 2, 2003.

Motion adopted.

- 03-332** Motion by Councilman Baron, seconded by Councilman Constan, that the City Council concurs with and approves the Agreement between Mid-America Shows, Inc., and the City of Dearborn Heights to provide Amusement Ride/Midway Services for the 2004 Spirit Festival, scheduled for June 9 through June 13, 2004, per Recreation Director Grybel, communication dated September 2, 2003. Further, that the Mayor be authorized to sign the Agreement on behalf of the City.

Motion adopted.

- 03-333** Motion by Councilwoman Baron, seconded by Councilwoman Badalow, that the City Council concurs with and approves the contract renewals with the Michigan Department of Community Health (MDCH) Michigan Elder Prescription Insurance Coverage (EPIC) program for the Eton and Berwyn Senior Centers, effective October 1, 2003 through September 30, 2004, per Recreation Director Grybel, communication dated August 18, 2003. Further that the Mayor and Clerk be authorized to sign both agreements on behalf of the City.

Motion adopted.

- 03-334** Motion by Councilwoman Badalow, seconded by Councilman Constan, that the City Council accept the Bureau of Justice Assistance Fiscal Year 2003 Local Law Enforcement Block Grant (LLEBG), in the amount of \$27,492.00, per Police Chief Gust, communication dated August 21, 2003 and Police Lt. David Knezek, communication dated August 6, 2003. Further, that the Comptroller be authorized to transfer the required City match of \$3,055.00 from the Special Operations Abatement Fund.

Motion adopted.

- 03-335** Motion by Councilman Constan, seconded by Councilman Baron, that the City Council concurs with and approves Wade-Trim/Associates, Inc., 25251 Northline Road, P O Box 10, Taylor, MI 48180 to provide services for the 2003 Bridge Inspection Program, at a cost not-to-exceed \$25,000.00, per Public Service Administrator Blackburn, communication dated August 27, 2003. This program provides inspections, photographing of bridge structures, completion of required MDOT inspection forms, report preparation and submittal to the City.

Motion adopted.

- 03-336** Motion by Councilwoman Badalow, seconded by Councilman Constan, that proposed Ordinance H-03-11, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY AMENDING SECTION 32-309 OF SAID CODE REGARDING OPERATING, AUTHORIZING, OR KNOWINGLY PERMITTING ANOTHER PERSON TO OPERATE, A MOTOR VEHICLE WHILE INTOXICATED PROHIBITED; OPERATING MOTOR VEHICLE WHEN VISIBLY IMPAIRED PROHIBITED; AND OTHER RELATED VIOLATIONS, be considered read for the second time, to become effective on September 30, 2003 after publication in the City's official newspaper as

provided by law.

Motion adopted.

- 03-337** Motion by Councilwoman Badalow, seconded by Councilman Constan, that proposed Ordinance H-03-12, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY AMENDING SECTION 32-310 OF SAID CODE REGARDING TESTING PRESENCE OF ALCOHOL OR CONTROLLED SUBSTANCE; EVIDENCE, be considered read for the second time, to become effective on September 30, 2003 after publication in the City's official newspaper as provided by law.

Motion adopted.

- 03-338** Motion by Councilwoman Badalow, seconded by Councilman Constan, that proposed Ordinance H-03-13, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY AMENDING SECTION 32-316 OF SAID CODE REGARDING UNIFORM STANDARDS FOR ADMINISTRATION OF BLOOD TESTS, be considered read for the second time, to become effective on September 30, 2003 after publication in the City's official newspaper as provided by law.

Motion adopted.

- 03-339** Motion by Councilman Baron, seconded by Councilman Constan, that the City Council concurs with and approves the request from Kiwanis Club of Dearborn Heights, c/o Mr. Al Schulz, Secretary, 4222 Huron, Dearborn Heights, MI 48125, Annual Peanut Sale scheduled for September 12, 13 and 14, 2003 in the City on northbound Telegraph, southbound Telegraph, northbound Telegraph cutoff to westbound Ford Road, southbound Telegraph cutoff to eastbound Ford Road, eastbound Ford Road and westbound Ford Road, per Carol S. Slater, President Elect, communication dated September 2, 2003.

Motion adopted.

- 03-340** Motion by Councilman Baron, seconded by Councilwoman Badalow, that the City Council concurs with and approves the Intergovernmental Agreement for Sharing Costs between the cities of Dearborn Heights and Detroit for street repair work on Heyden Avenue between Warren Avenue and Ann Arbor Trail as part of the 2003 Street Repair Program, per Daniel R. Brooks, Wade-Trim/Associates, Inc., communication dated September 4, 2003. This Agreement outlines each community's responsibility for construction costs, construction engineering and testing costs within their jurisdictional boundaries. Further, that the Mayor be authorized to sign the Agreement on behalf of the City.

Motion adopted.

- 03-341** Motion by Councilwoman Badalow, seconded by Councilman Baron, that tabled CM 03-290, Soliciting, be brought back on the table.

Motion adopted.

- 03-342** Motion by Councilwoman Badalow, seconded by Councilman Constan, that the Deeper Life Christian Church, 6611 Maxwell Street, Detroit, MI 48213 be furnished with the newly adopted Soliciting of Charitable Contributions Ordinance (H-03-10) so they will be in compliance with the law.

Motion adopted.

- 03-343** Motion by Councilwoman Blackburn, seconded by Councilman Baron, to amend the request from the Kiwanis Club of Dearborn Heights to include the newly adopted H-03-10, Solicitation of Charitable Contributions on or about Public Streets which outlines the new regulations for soliciting. This approval is contingent upon receipt of sufficient information provided to satisfy compliance with ordinance.

Motion adopted.

- 03-344** Motion by Councilman Baron, seconded by Councilwoman Blackburn, that the Community Development Block Grant Grantee Performance Public Hearing Minutes, be approved as submitted.

Motion adopted.

03-345 Motion by Councilwoman Blackburn, seconded by Councilman Baron, that the Michigan Inter-governmental Trade Network (MITN) By-Laws, be tabled and referred to a Committee of the Whole Study Session.

Motion adopted.

03-346 Motion by Councilwoman Blackburn, seconded by Councilman Baron, that the BidNet Agreement for Services, be tabled and referred to a Committee of the Whole Study Session.

Motion adopted.

03-347 Motion by Councilman Baron, seconded by Councilman Constan, that the meeting be adjourned.

Motion adopted.

The meeting adjourned at 8:32 p.m.

JOYCE A. ROBBINS
CITY CLERK

ELIZABETH J. AGIUS, CHAIR
CITY COUNCIL

MARIA E. LAWRENCE
COUNCIL/CLERK SECRETARY