

MINUTES SEPTEMBER 9, 2014
REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

14-300 The meeting was called to order at 8:12 p.m. by Council Chairman Kenneth R. Baron.

Roll Call showed the following:

Present: Councilman Ned Apigian, Council Chairman Kenneth R. Baron, Councilman Thomas A. Berry, Councilman Robert Constan, Councilwoman Lisa Hicks-Clayton, Councilwoman Margaret M. Horvath, Councilman Joseph V. Kosinski.

Absent: None.

Also Present: City Clerk Prusiewicz, Mayor Paletko, Administrative Assistant Laslo, Building & Engineering Director Sobh, Community & Economic Development Director Amen, Comptroller Macari, Corporation Counsel Miotke, Emergency Management Director Ankrapp, Fire Chief Brogan, 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 Sherri Winnie.

14-301 Motion by Councilman Berry, seconded by Councilman Kosinski, that the Agenda for the Regular Meeting of September 9, 2014, with the addition of Item 10-A: Petition from Citizens, be approved.

Ayes: Councilman Apigian, Council Chairman Baron, Councilman Berry, Councilman Constan, Councilwoman Hicks-Clayton, Councilman Kosinski

Nays: Councilwoman Horvath

Absent: None

Motion adopted.

14-302 Motion by Councilwoman Hicks-Clayton, seconded by Councilman Constan, that the Minutes from the Regular Meeting of August 26, 2014, be approved as submitted.

Motion unanimously adopted.

14-303 Motion by Councilman Kosinski, seconded by Councilman Berry, that Current Claims 6-1 through 6-31, be approved as submitted.

1. Bob Meyers Excavating Company	Water Main	\$ 80,286.00	Water
2. Cummings, McClorey, Davis & Acho	Prof/Con	1,812.50	Water
3. E & N Cement	Road Rep	45,654.03	DPW
4. E & N Cement	Road Repairs	37,921.10	DPW
5. Gary Miotke	Council Serv	9,640.48	CorpCoun
6. J & B Medical Supply	Medical Sup	2,125.30	Fire
7. McKenna Associates	Prof/Con	2,837.50	Building
8. Michigan Dept of Transportation	Street Constr	46,100.07	DPW
9. Nagel Construction Inc.	Cont. Services	29,457.85	Water
10. New Image Building Services, Inc	Con. Serv	2,280.42	Library
11. Phoenix Safety Outfitters	Payables	16,916.23	Fire
12. Plante & Moran, PLLC	Prof/Con	14,650.00	Gen Govt
13. RKA Petroleum	Motor Fuel	3,640.27	Fire
14. R & R Fire Truck Repair	Rep & Maint Equip	5,690.95	Fire
15. Seacrest, Wardle	Council Serv	9,029.76	CorpCoun
16. Statewide Security Transport	Pris. Exps	4,269.00	Dist Court
17. The Library Network	Dues	8,200.00	Library
18. US Bank	Fire St bonds	172,666.25	Gen Govt
19. US Bank	Bond	243,600.00	Gen Govt
20. Wade Trim & Assoc.	Street Const	27,101.39	Major Sts
21. Wade Trim & Assoc.	Water System	12,004.75	Water
22. Wade Trim & Assoc.	Cont. Serv	2,525.00	Water
23. Wade Trim & Assoc.	Cont. Serv	2,077.50	Water
24. Wade Trim & Assoc.	Watermain	3,316.00	Comm. Dev
25. Wade Trim & Assoc.	Water System	5,170.00	Water
26. Wayne County	Traffic Light Maint	1,700.90	DPW-HWY
27. Wayne County Dept of Environment	W.C Basin Srf Prin	35,111.65	Water
Wayne County Dept of Environment	W.C Basin Srf Int	3,543.65	Water
Wayne County Dept of Environment	W.C.Basin Cso Prin	990,000.00	Water
Wayne County Dept of Environment	W.C Basin Cso Int	77,382.10	Water
28. Wayne County Dept of Environment	Sewage	26,189.00	Water

29. Wayne County Dept of Environment	Sewage Disposal	327,224.90	Water
30. West Shore Services, Inc.	Contr Service	3,000.00	Fire
31. W.L. Bowles Trucking, Inc.	Inventory/Piping	1,820.00	Water

Motion unanimously adopted.

- 14-304** Motion by Councilwoman Hicks-Clayton, seconded by Councilman Constan, to support and adopt the resolution from State Senator Glenn Anderson, to restrict fireworks in the State of Michigan. Per the communication from Mayor Dan Paletko.

A RESOLUTION URGING THE SWIFT PASSAGE OF SENATE BILLS 1023 AND 1024 TO REPEAL PUBLIC ACT 256 OF 2011

WHEREAS, the State of Michigan adopted into law Public Act 256 of 2011 (Michigan Fireworks Safety Act) that took effect on January 1, 2012; and

WHEREAS, Public Act 256 of 2011 now provides for the sale of consumer fireworks, including aerial and explosive, in various retail locations and severely restricts the authority of a local unit of government to regulate sales, possession and use; and

WHEREAS, Public Act 256 of 2011, which liberalized the law on selling fireworks to unlicensed citizens and prohibited local governments from totally banning their use, has resulted in far more fireworks-related noise, litter and potential safety issues; and

WHEREAS, the additional business and revenue generated by Public Act 256 of 2011 has not been sufficient to compensate residents for the threat to their health, safety and quality of life; and

WHEREAS, the aforementioned consequences of the widespread availability and use of aerial and explosive fireworks have prompted citizens to express their discontent with Michigan Fireworks Safety Act, demonstrating that current state law poses a threat to the welfare of our citizens; and

WHEREAS, previous efforts to amend Public Act 256 of 2011 have failed to resolve these problems; and

WHEREAS, aerial and explosive fireworks continue to be offered for sale in Michigan, local law enforcement does not have the resources to enforce regulatory local ordinances;

NOW, THEREFORE BE IT RESOLVED, that the City Council of Dearborn Heights urges the Michigan Legislature to promptly pass Senate Bills 1023 and 1024 to repeal Public Act 256 of 2011 and reinstate the ban on aerial and explosive fireworks to restore the quality of life and safety that our citizens expect; and

BE IT FINALLY RESOLVED, that the City Council of Dearborn Heights hereby directs the Dearborn Heights City Clerk to forward this resolution to Governor Rick Snyder, Senate Majority Leader Randy Richardville, Speaker of the House Jase Bolger, Bill Sponsor Senator Glenn Anderson our State Senator and Representative.

Motion unanimously adopted.

- 14-305** Motion by Councilman Apigian, seconded by Councilman Berry, to approve the purchase of three foreclosed properties from Wayne County in the amount of \$20,140.76, as follows:

33-043-01-0466-000 25659 Annapolis
33-039-01-0250-000 4630 S. John Daly
33-052-02-0662-301 20336 Van Born Road

subject to the State of Michigan's right of first refusal. Per Mayor Dan Paletko, communication dated September 2, 2014.

Motion unanimously adopted.

- 14-306** Motion by Councilman Constan, seconded by Councilman Kosinski, to approve the eleven vehicles for auction, detailed in Police Chief Gavin's communication dated August 19, 2014.

Motion unanimously adopted.

14-307 Motion by Councilman Apigian, seconded by Councilman Constan, to approve the contract between Mid-America Shows Delaware and the City, for the Annual Spirit Festival from 2015 thru 2019, with the addition of Mid-America Delaware agreeing to secure and pay for 6 additional portable toilets. The following years: 2020 and 2021 are option years, also a provision allowing the City to secure an Arabic food provider, has been added. Further to authorize the Mayor and City Clerk to sign the contract. Per Recreation Director Ken Grybel communicated dated August 26, 2014.

Motion unanimously adopted.

14-308 Motion by Councilwoman Horvath, seconded by Councilman Kosinski, to approve the invoice for payment in the amount of \$6,879.00, for the demolition of the NSP property located at 24526 Fordson Hwy., to Universal Consolidated Enterprises. Per CEDD Director Amen, communication dated August 25, 2014.

Motion unanimously adopted.

14-309 Motion by Councilman Berry, seconded by Councilman Constan, that the citizen petition to utilize electronic communication, be received, contents noted, and filed.

Ayes: Councilman Apigian, Council Chairman Baron, Councilman Berry, Councilman Constan, Councilwoman Hicks-Clayton, Councilman Kosinski
Nays: Councilwoman Horvath
Absent: None

Motion adopted.

14-310 Motion by Councilman Berry, seconded by Councilwoman Hicks-Clayton, that the meeting be adjourned.

Motion unanimously adopted.

The meeting adjourned at 9:32 p.m.

WALTER J. PRUSIEWICZ
CITY CLERK

KENNETH R. BARON
COUNCIL CHAIRMAN

EVE SCHAFER
DEPUTY CITY CLERK