

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

AUGUST 14, 2001

- 01-465 The meeting was called to order at 8:14 p.m. by Council Chair Pro tem Kenneth R. Baron.

Roll Call showed the following:

Present: Councilwoman Elizabeth J. Agius, Councilman Kenneth R. Baron,
Councilwoman Jumana Judeh, Councilman Daniel S. Paletko,
Councilman David D. Turfe, Councilwoman Margaret M. Van Houten.
Absent: Council Chairwoman Margaret M. Horvath.
Also Present: Executive Assistant Heise, Corporation Counsel Miotke, Deputy Clerk
Pawlukiewicz, Treasurer Riley, Deputy Comptroller Macari, 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 Deputy Clerk Pawlukiewicz.

- 01-466 Motion by Councilwoman Judeh, seconded by Councilwoman Agius, that the Agenda for the Regular Meeting of August 14, 2001, be approved as submitted.

Motion adopted.

- 01-467 Motion by Councilwoman Van Houten, seconded by Councilwoman Judeh, that the Minutes from the Regular Meeting of July 24, 2001, be approved as submitted.

Motion adopted.

- 01-468 Motion by Councilwoman Agius, seconded by Councilman Turfe, that Current Claims 6-1 through 6-28, be approved as submitted.

1. ABC PAVING COMPANY - Parkland Park Improvement Phase III - Cert. #2 dated 07/31/01 from A/C 103-960-924-099 (Park. Pk.) \$2,200.00; A/C 103-960-924-200 (Park. Pk.) \$17,855.33 and A/C 274-673-930-2000 (Park. Pk.) \$135,187.06.
Community Devel.
2. AMERICAN TRANSMISSIONS - Rebuilt Transmission Recreation Vehicle - Inv. 22201 dated 07/19/01 from A/C 101-691-932-000 (Repairs) \$1,600.00. ENC.
Recreation.
3. BEST ASPHALT - ATT/Beech Daly Bridge Repairs - Inv. 14297 dated 07/23/01 from A/C 101-440-880-000 (Road Repairs) \$3,900.00. DPW-Highway.
4. CENTRAL WAYNE COUNTY SANITATION AUTHORITY - Monthly Debt and Operations - Inv. dated 07/21/01 from A/C 101-XXX-202-200 (Accounts Payable) \$138,399.10 and A/C 101-200-810-000 (Sanitation) \$61,923.00. General Govt.
5. CITY OF DEARBORN - Water and Sewer Charges February-June 1997 - Inv. 49822 dated 07/31/97 from A/C 592-XXX-202-200 (Accounts Payable) \$4,486.62.
Water Dept.
6. CUMMINGS, MC CLOREY, DAVIS, ACHO - Legal Services June 2001 - Inv. 23983 dated 07/18/01 from A/C 101-XXX-202-200 (Accounts Payable) \$3,835.00.
General Govt.
7. E & N CEMENT - Pavement Repairs - Inv. dated 08/04/01 from A/C 101-440-880-000 (Road Repairs) \$115,332.92. DPW-Highway.
8. ELLEFSON BUILDING DEMOLITION CO. - Demo 5602 Daniels - Inv. dated 07/18/01 from A/C 101-371-818-010 (Demo) \$3,725.00. Building/Eng.
9. FANNING/HOWEY ASSOCIATES - Professional Services J. F. Kennedy Library - Inv. dated 07/31/01 from A/C 738-738-807-000 (Misc. Expenses) \$24,300.00.

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Library.

10. J. Q. INC. - Grass/Weed Cutting Charges - Various Inv's from A/C 101-200-963-000 (Weeds) \$13,950.00. General Govt.
11. JOHNSON CONTROLS - Maintenance Contract City Buildings - Inv. 50919734 dated 08/02/01 from A/C 101-265-818-000 (Contract Services) \$15,476.25. Building/Maint.
12. LACARIA CONCRETE CONSTRUCTION - 2001 Summer Sidewalk Program - Inv. dated 08/06/01 Payment #5 from A/C 101-200-963-000 (Sidewalks) \$150,962.67. General Govt.
13. MCGUIRE AND CO., INC. - Consulting Fees Communication Equipment - Inv. dated 06/22/01 from A/C 101-XXX-202-200 (Accounts Payable) \$4,000.00. General Govt.
14. MUNICIPAL CODE CORPORATION - Downloading Ordinances for Internet - Inv. 39987 dated 07/13/01 from A/C 101-200-819-999 (Internet) \$1,415.00 and A/C 101-215-818-000 (Contract Serv.) \$1,415.00. General Govt.
15. NEW WORLD SYSTEMS - Computer System/Maintenance Charges - Inv. I10000 and I10005 from A/C 101-258-932-000 (Repair/Maint.) \$19,215.00 ENC and A/C 592-536-932-000 (Repair/Maint.) \$19,215.00. General Govt.
16. PAINTER & RUTHENBERG - Roll-Off Services June 2001 - Inv. 47506 dated 07/31/01 from A/C 101-200-810-000 (Sanitation) \$20,479.00. General Govt.
17. PLANTE & MORAN - Account Services June 2001 - Inv. 761919 dated 07/18/01 from A/C 101-XXX-202-200 (Accounts Payable) \$3,480.00 and 592-XXX-202-200 (Accounts Payable) \$4,060.00. General Govt.
18. QUAD-TRAN OF MICHIGAN - Data Processing July/August 2001 - Inv. 3654 dated 07/31/01 from A/C 101-130-818-000 (Contract Serv.) \$3,200.00 and A/C 101-130-728-000 (Supplies) \$673.60. Court
19. RSKCo - Re-Insurance for Workers Comp. - Inv. 20521 dated 07/05/01 from A/C 101-200-724-000 (Work Comp) \$14,011.00. General Govt.
20. STATEWIDE SECURITY TRANSPORT - Prisoner Food & Lodging June 2001 - Inv. dated 07/31/01 from A/C 101-XXX-202-200 (Accounts Payable) \$2,303.50. General Govt.
21. TAYLOR RECYCLING - Recycling July 2001 - Inv. Dated 07/31/01 from A/C 101-200-810-000 (Sanitation) \$1,520.00. General Govt.
22. TODAYLINK, LLC - Internet Service July/Aug 2001 - Inv. 1022 dated 08/06/01 from A/C 101-200-819-999 (Internet) \$7,310.00. General Govt.
23. VAN OVERBEKE, MICHAUD, TIMMONY - Legal Services - Inv. dated 07/18/01 from A/C 101-200-817-000 (Prof/Consult) \$1,887.37. General Govt.
24. WADE-TRIM/ASSOCIATES - CDBG Program Assistance - Inv. 70045 dated 07/23/01 from A/C 103-960-918-099 (Administration) \$431.53. CDBG.
25. WADE-TRIM/ASSOCIATES - Consolidated Plan Assistance - Inv. 70156 dated 07/27/01 from A/C 103-960-918-099 (Administration) \$104.88. CDBG.
26. WAYNE COUNTY DEPARTMENT OF ROADS - Traffic Signal Maintenance June 2001 - Inv. 96967 dated 07/13/01 from A/C 101-XXX-200-200 (Accounts Payable) \$2,926.69. DPW-Highway.
27. WAYNE COUNTY DEPARTMENT PUBLIC HEALTH - Cross Connections 01/01/01-03/31/01 - Inv. 200235 dated 05/25/01 from A/C 592-XXX-202-200 (Accounts Payable) \$9,677.00. Water Dept.
28. WESTLAND TREE SERVICE - Tree Trimming/Removals - Inv. 29482/29483 from A/C 101-440-820-000 (Tree Trimming) \$5,811.80. DPW-Highway.

Motion adopted.

- 01-469** Motion by Councilman Turfe, seconded by Councilman Paletko, that the highest bidder, Felicia Bud, 4682 West Point, be awarded the sale of City owned parcel, Lot 1023 Dearborn Telegraph Sub. No. 3, for \$7,200.00, per Assessor Pargo, communication dated July 27, 2001. Further, that the Treasurer be authorized to return

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bid deposits to the unsuccessful bidders. Sale to be consummated by October 30, 2001 and purchaser to pay all costs of sale.

Motion adopted.

- 01-470** Motion by Councilwoman Van Houten, seconded by Councilman Paletko, that the City Council concurs with and approves a Contract with the Michigan Department of Community Health (MDCH) for the City's provision of the new Michigan Elder Prescription Insurance Coverage (EPIC) for the Berwyn and Eton Senior Centers, per Mayor Canfield, communication dated July 27, 2001. Further, that the Mayor and City Clerk be authorized to sign the agreement on behalf of the City.

Motion adopted.

- 01-471** Motion by Councilman Paletko, seconded by Councilwoman Van Houten, that the City Council concurs with and approves the 1999-2002 Collective Bargaining Agreement between the City of Dearborn Heights and the DPW Supervisor's Union, per Mayor Canfield, communication dated August 8, 2001. Further, that the Mayor and City Clerk be authorized to sign the agreement on behalf of the City.

Motion adopted.

- 01-472** Motion by Councilwoman Agius, seconded by Councilwoman Judeh, that the City Council concurs with and approves the creation of the Ecorse Creek Flood Mitigation Strategy Team, consisting of the following members:

Mayor Canfield; Executive Assistant Heise; Emergency Management Director McElroy; Steve Moser, resident; TIFA Board Member, Exie Markowsky; Realtor Diane Fenich; City Engineer/Consultant, Dan Brooks (Wade-Trim); Residential Insurance Representative, Tom Miles; Municipal Insurance Representative, Terry Van Doren, MMRMA; Army Corps of Engineers Representative, Joe Wanelista and Councilwoman Jumana Judeh, per Mayor Canfield, communication dated August 7, 2001.

Motion adopted.

- 01-473** Motion by Councilwoman Van Houten, seconded by Councilwoman Judeh, that proposed Ordinance H-01-19, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY AMENDING CHAPTER 7, ARTICLE IX, DIVISION 12, SECTION 7-651 ET. SEQ. OF SAID CODE, REGARDING UNSAFE AND UNFIT DWELLINGS AND CONDEMNATION PROCEDURES, be considered read for the first time.

Motion adopted.

- 01-474** Motion by Councilwoman Judeh, seconded by Councilman Paletko, that the proposed Resolution Opposing the Dissolution of the Wayne County Department of Environment's Division of Air Quality be adopted as follows:

WHEREAS, on December 1, 1994, the Air Quality Management Division was created within the Wayne County Department of Environment for the purpose of providing timely information and effective assistance to Wayne County residents regarding the quality and safety of our air; and,

WHEREAS, it has come to the attention of the City of Dearborn Heights that the

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Wayne County Commissions's Committees of Environment, Drains & Sewers and Ways & Means, will be reviewing the operation and financial aspects of the Wayne County Department of Environment and its Division of Air quality; and

WHEREAS, these various Wayne County committees will bring their final recommendations to the full Board of Commissioners for final determination which may include the dissolution and transfer of the Air Quality Management division to a State Agency; and,

WHEREAS, transferring the responsibilities of the Wayne County Department of Environment's Division of Air Quality to a State Agency will likely result in less attention paid to the important air-related health and safety concerns of Dearborn Heights and Wayne County residents, while placing more responsibilities on an already overburdened and under-funded State Agency;

NOW, THEREFORE, BE IT RESOLVED, THAT: The Mayor and City Council oppose any attempt to dissolve the Wayne County Department of Environment's Division of Air Quality; further, that copies of this Resolution be sent to Wayne County Executive Edward Mc Namara, Wayne County Department of Environment Director James Murray, County Commissioner Phillip Cavanaugh, the Conference of Western Wayne and the Clerks of Dearborn Heights' neighboring communities, per Mayor Canfield, communication dated July 27, 2001.

Motion adopted.

- 01-475** Motion by Councilman Turfe, seconded by Councilwoman Agius, that the City Council concurs with and approves the parade route for the Dearborn Heights Redskins Junior Football League parade scheduled for Saturday, September 15, 2001 at 10:30 a.m. per, Mayor Canfield, communication dated August 3, 2001. Further, that the Police and Fire Departments provide assistance as requested.

Motion adopted.

- 01-476** Motion by Councilwoman Van Houten, seconded by Councilman Paletko, that the communication from Mayor Canfield, dated August 3, 2001 Re: The reappointment of Wilma Gabrys to the Commission on Aging, term to expire April, 2004, be received, contents noted and filed.

Motion adopted.

- 01-477** Motion by Councilwoman Agius, seconded by Councilman Turfe, that the City Council concurs with and approves the appointment of Exie Markowsky, 5336 Westpoint, to the unexpired term of Beverly Devyak on the Local Officers Compensation Commission, term to expire May, 2003 per Mayor Canfield, communication dated August 3, 2001.

Motion adopted.

- 01-478** Motion by Councilwoman Judeh, seconded by Councilman Turfe, that the Resolution in Opposition to Redistricting of Michigan House of Representative Districts be adopted as follows:

WHEREAS, the Michigan House of Representatives and Michigan State Senate have recently approved the redistricting of political boundaries for the offices of U S House of Representatives, State Senate and Michigan House of Representatives; and,

WHEREAS, the City of Dearborn Heights, a community of 58,264, has been divided in

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half along Cherry Hill Road, placing its residents in two separate State Representative Districts; and,

WHEREAS, the southern half of Dearborn Heights has been joined with the cities of Garden City, Inkster and a small portion of Allen Park and the northern half of Dearborn Heights joined with all of Redford Township and a small portion of Livonia, ensuring a numerical minority status for Dearborn Heights residents; and,

WHEREAS, the interests of Dearborn Heights residents will be subordinated to these other communities, some of which have substantially different forms of government organization, which may be in opposition to the best interests of Dearborn Heights residents;

NOW, THEREFORE, BE IT RESOLVED, THAT: The Mayor and City Council oppose the redistricting of Dearborn Heights' State Representative boundaries and demand that all of Dearborn Heights remain in one State Representative District; further, that this Resolution be transmitted to Governor Engler, State Senators George Hart and Thaddeus Mc Cotter and State Representatives Bob Brown and Bruce Patterson per, Mayor Canfield, communication dated July 26, 2001.

Motion adopted.

- 01-479** Motion by Councilman Paletko, seconded by Councilwoman Judeh, that the City Council concurs with and approves the 2000-2004 Collective Bargaining Agreement between the City of Dearborn Heights and Local #1355 of the International Association of Fire Fighters, a.k.a. Dearborn Heights Professional Fire Fighters Union Local 1355, AFL-CIO, per Mayor Canfield, communication dated August 8, 2001. Further, that the Mayor and City Clerk be authorized to sign the agreement on behalf of the City.

Motion adopted.

- 01-480** Motion by Councilman Paletko, seconded by Councilwoman Van Houten, that the City Council concurs with and approves the Rouge River Middle 3 Subwatershed Management Plan as mandated by the General Storm Water Permit, per Mayor Canfield, communication dated August 7, 2001.

Motion adopted.

- 01-481** Motion by Councilwoman Van Houten, seconded by Councilman Paletko, that the City Council concurs with and approves the Rouge River National Wet Weather Project Grant Agreement between Wayne County and Dearborn Heights re: The restoration of the Old Orchard Pond and the Construction of a Wetland in Hines Park, per Mayor Canfield, communication dated August 6, 2001. Further, that the Mayor and Clerk be authorized to sign the agreement on behalf on the City.

Motion adopted.

- 01-482** Motion by Councilwoman Judeh, seconded by Councilwoman Van Houten, that the City Council concurs with the letter dated July 31, 2001 from the City Treasurer and approves the extension of the 2001 City and Summer School tax collection period through Friday, August 31, 2001.

Motion adopted.

- 01-483** Motion by Councilwoman Van Houten, seconded by Councilwoman Judeh, that the communication from Council Chairwoman Horvath, dated August 8, 2001 re: Charter

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Change Language be received, contents noted and filed.

Motion adopted.

- 01-484** Motion by Councilman Paletko, seconded by Councilwoman Agius, that the request from Jack Hyatt, 4960 Hazel to purchase Lot 90, Burnett Boulevard Subdivision, for the advertised price of \$7,300.00, be approved per, Assessor Pargo, communication dated August 8, 2001. Sale to be consummated by November 30, 2001 and purchaser to assume all costs of sale.

Motion adopted.

- 01-485** Motion by Councilwoman Van Houten, seconded by Councilwoman Judeh, that the communication from Assessor Pargo, dated July 17, 2001 re: Millage for the Downriver Sewage Disposal System Bonds, be received, contents noted and filed.

Motion adopted.

- 01-486** Motion by Councilwoman Judeh, seconded by Councilman Paletko, that the City Council concurs with and approves a two year agreement with Best Asphalt, 6334 N Beverly Plaza, Romulus, MI 48174, to do spot repairs due to main breaks in streets and approaches, at the proposed rate of \$6.50 sf. for 4" asphalt repairs and \$6.75 for 5", per Public Service Administrator Blackburn, communication dated July 31, 2001.

Motion adopted.

- 01-487** Motion by Councilwoman Agius, seconded by Councilman Paletko, that Wade-Trim/Associates, 25251 Northline Road, PO Box 10, Taylor, MI 48180 be authorized to prepare the specifications for the Parker Street/Heather Lane Bridge Replacement project, per Recreation Director Grybel, communication dated August 2, 2001. Further, that Wade-Trim be authorized to advertise for bids.

Motion adopted.

- 01-488** Motion by Councilwoman Van Houten, seconded by Councilwoman Judeh, that the City Council concurs with and approves the request to auction three (3) vehicles at J & D Auto Auction, Detroit, per Police Chief Gust, communication dated August 2, 2001. Further, that the funds be placed in the Narcotics Forfeiture account to be used to purchase two newer undercover vehicles for the Special Operations Bureau.

Motion adopted.

- 01-489** Motion by Councilman Paletko, seconded by Councilwoman Van Houten, that the City Council concurs with and approves the request to purchase the following equipment from the Michigan Department of State Police:

One (1) Microcomputer Pentium with two (2) Parallel Ports, one (1) Communications Port which includes Windows NT and Monitor \$1,538.00; Epson LQ570 Printer \$353.00; Okidata Parallel Printer (LEIN) \$299.00; Roll Paper Feed/EO4 \$44.50; ASYNC/TDI Converter \$99.00; Protocol Converter \$895.00; INFO Connect Software \$33.00; Cores Terminal Emulation/Transport \$121.00; Okidata Print Cables \$7.00; Surge Protection with Phone Protector \$75.00 and Datamaxx Modem Splitter \$95.00, for a grand total of \$3,559.50, and payment thereof, per Police Chief Gust, communication dated August 7, 2001. Funds for this purchase to be allocated from the 2001-2002 Capital Outlay budget.

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Motion adopted.

- 01-490** Motion by Councilwoman Van Houten, seconded by Councilwoman Judeh, that a Public Hearing be scheduled on September 18, 2001 to hear objections, if there be any, to the proposed request from Sprint PCS to erect a Sprint Stealth Tower at 27355 Ann Arbor Trail.

Motion adopted.

- 01-491** Motion by Councilwoman Van Houten, seconded by Councilwoman Agius, that the request from Wheat & Rye-Van Born, LLC to transfer ownership of 2000 Class C licensed business with Entertainment Permit, located in escrow at 22120 Van Born, Dearborn Heights, MI 48127, Wayne County, from Kildare's, LLC, be approved and the Liquor Control Commission be so notified. Req. 95696.

Motion adopted.

- 01-492** Motion by Councilwoman Van Houten, seconded by Councilwoman Agius, that business license renewals for Buck's Pub, 23845 Warren, Glass Mug, 5157 S Telegraph and Mickey T's, 8471 N Telegraph, be approved.

Motion adopted.

There being no further business to come before the Council, Council Chair Pro tem Baron adjourned the meeting at 9:28 p.m.

JOYCE A. ROBBINS
CITY CLERK

MARGARET M. HORVATH, CHAIRWOMAN
CITY COUNCIL

MARIA E. LAWRENCE
COUNCIL/CLERK SECRETARY