

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

AUGUST 13, 2002

02-330 The meeting was called to order at 8:05 p.m. by Council Chair Daniel S. Paletko.

Roll Call showed the following:

Present: Councilwoman Elizabeth J. Agius, Councilman Kenneth R. Baron, Councilwoman Janet S. Badalow, Councilman Bob Constan, Councilwoman Margaret M. Horvath, Council Chair Daniel S. Paletko, Councilwoman Margaret M. Van Houten.

Absent: None.

Also Present: Mayor Canfield, Corporation Counsel Miotke, City Clerk Robbins, Deputy Clerk Pawlukiewicz, Treasurer Riley, Comptroller Barrow, Deputy Comptroller Macari, Assessor Riedel, Interim Building & Engineering Director Lamontagne, Deputy Fire Chief McElroy, Deputy Recreation Director Constan, Public Service Administrator Blackburn, Community Development Director Oliverio.

The Pledge of Allegiance was led by Councilman Baron.

02-331 Motion by Councilman Baron, seconded by Councilman Constan, that the Agenda for the Regular Meeting of August 13, 2002, be approved as submitted.

Motion unanimously adopted.

02-332 Motion by Councilwoman Van Houten, seconded by Councilwoman Agius, that the Minutes from the Regular Meeting of July 23, 2002, be approved as submitted.

Motion unanimously adopted.

02-333 Motion by Councilman Baron, seconded by Councilwoman Van Houten, that Current Claims 6-1 through 6-30, be approved as submitted.

1. ANNAPOLIS HOSPITAL - Hernia Repair - Inv. 11305866 dated 07/09/02 from A/C 101-200-724-000 (Work Comp) \$2,450.76. Gen. Govt.
2. CENTRAL WAYNE COUNTY SANITATION AUTHORITY - Monthly Debt/Service - Inv. Dated 07/24/02 from A/C 101-202-200 (Accounts Payable) \$126,025.04 and A/C 101-200-810-000 (Sanitation) \$65,149.00. General Govt.
3. CITY OF DEARBORN - AFIS Evidence Processing - Inv. 78000 dated 07/22/02 from A/C 101-300-818-000 (Cont Services) \$1,710.00. Police Dept.
4. E & N CEMENT - Pavement Repairs - Inv. Dated 08/03/02 from A/C 101-440-880-000 (Road Repairs) \$59,180.34. DPW.
5. E & N CEMENT - Pavement Repairs - Inv. Dated 08/03/02 from A/C 592-537-818-000 (Contract Services) \$71,280.41. Water Dept.
6. ELLEFSON BUILDING DEMO COMPANY - Haul Away Debris Clean-up - Inv. 1152 and 1151 dated 08/03/02 and 08/02/02 from A/C 101-200-810-000 (Sanitation) \$9,920.00 and A/C 101-371-818-010 (Bldg. Demos) \$3,500.00. General Govt/Bldg Eng.
7. GARY MIOTKE - Legal Services July 2002 - Inv. Dated 08/06/02 from A/C 101-210-826-000 (Counsel Services) \$10,735.75. Corp. Counsel.
8. GRISSIM METZ - Parkland Park Phase III - Inv. 2036 dated 07/16/02 from A/C 274-673-930-200 (Parkland Park) \$6,779.61. Rec. Dept.
9. HENRY FORD HEALTH SYSTEM - Services 06/21/02 - Inv. 10829779 dated 07/24/02 from A/C 101-200-724-000 (Work Comp) \$1,999.75. General Govt.
10. J.Q. INC. - Grass/Weed Cutting Charges - Inv. Dated 07/31/02 and 08/01/02 from A/C 101-200-963-000 (Sidewalks/Weeds) \$22,530.00 and A/C 101-371-818-010

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- (Building Demos) \$4,000.00 General Govt/Bldg/Eng.
11. MMRMA - Contribution to Loss Fund - Inv. R511 dated 07/16/02 from A/C 101-200-911-000 (Insurance) \$23,000.00. General Govt.
 12. MICHIGAN DEPARTMENT OF TRANSPORTATION - Resurfacing Evergreen (Ford to Ann Arbor Trail) - Inv. 245154 dated 07/11/02 from A/C 202-202-880-300 (Street Construction) \$9,148.44. Major Streets.
 13. PAINTER & RUTHENBERG - Waste Disposal May & June 2002 - Inv. 10051548 dated 07/08/02 from A/C 101-202-200 (Accounts Payable) \$8,799.00. General Govt.
 14. PAINTER & RUTHENBERG - Roll-off Service July 2002 - Inv. 51882 dated 08/02/02 from A/C 101-200-810-000 (Sanitation) \$7,555.00. General Govt.
 15. QUAD-TRAN OF MICHIGAN - Data Processing August 2002 - Inv. 3911 dated 07/31/02 from A/C 101-130-818-000 (Contract Services) \$3,600.00 and A/C 101-130-728-000 (Supplies) \$729.35. District Court.
 16. STATEWIDE SECURITY TRANSPORT - Prisoner Food & Lodging - Inv. Dated 07/12/02 from A/C 101-202-200 (Accounts Payable) \$5,872.89. Gen. Govt.
 17. TODAYLINK, LLC - July Internet - Inv. 1034 dated 07/05/02 from A/C 101-200-819-999 (Internet) \$7,614.45. Gen. Govt.
 18. WADE-TRIM/ASSOCIATES - Engineering Design - Inv. 74279 and 74280 dated 06/26/02 from A/C 274-673-931-091 (Clean MI Initiative) \$1,155.50. DPW.
 19. WADE-TRIM/ASSOCIATES - Southfield Service Drive Resurfacing Design - Inv. 74441 dated 07/18/02 from A/C 202-202-880-300 (Street Const) \$7,901.86. Major Streets.
 20. WADE-TRIM/ASSOCIATES - Professional Services Evergreen Resurfacing - Inv. 74272 dated 06/26/02 from A/C 202-202-880-300 (Street Const) \$7,707.99. Major Streets.
 21. WADE-TRIM/ASSOCIATES - Engineering Review (Berean Missionary Baptist Church) - Inv. 74281 dated 07/02/02 from A/C 101-371-809-000 (Eng. Services) \$348.00. Bldg/Eng.
 22. WADE-TRIM/ASSOCIATES - House Grade Verification - Inv. 70862 dated 09/28/01 from A/C 101-371-809-000 (Eng. Services) \$755.75. Bldg/Eng.
 23. WADE-TRIM/ASSOCIATES - Engineering Review (Vista Maria) - Inv. 74550 dated 07/23/02 from A/C 101-371-809-000 (Eng. Services) \$1,061.00. Bldg/Eng.
 24. WADE-TRIM/ASSOCIATES - Lead Base Paint Program Manual - Inv. 74628 dated 07/24/02 from A/C 103-960-900-201 (Housing Rehab) \$311.50. Comm. Devel.
 25. WADE-TRIM/ASSOCIATES - Professional Services (Heather Lane) - Inv. 74548 dated 07/23/02 from A/C 103-960-967-201 (Heather Lane) \$2,880.57. Comm. Devel.
 26. WADE-TRIM/ASSOCIATES - Storm Water/Street Sweeping Program - Inv. Dated 07/19/02 from A/C 592-154-000 (Sewers) \$7,362.80. Water Dept.
 27. WADE-TRIM/ASSOCIATES - Survey & Inspection Services (Star International) - Inv. Dated 07/23/02 from A/C 592-255-001 (Escrow Contr.) \$1,168.50. Bldg/Eng.
 28. WAYNE COUNTY DEPARTMENT OF ENVIRONMENT - Excess Flow July 2002 - Inv. 210009 dated 07/29/02 from A/C 592-537-929-000 (Disposal) \$21,910.00. Water Dept.
 29. WAYNE COUNTY ACCOUNTS RECEIVABLES - Library Fees June 2002 - Inv. 210003 and 210002 dated 07/26/02 from A/C 738-202-000 (Accounts Payable) \$20,176.68. Library.
 30. WAYNE COUNTY D.P.S. - Traffic Signal Maintenance June 2002 - Inv. 210067 dated 07/29/02 from A/C 101-202-200 (Accounts Payable) \$2,927.87. DPW.

Motion unanimously adopted.

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- 02-334** Motion by Councilwoman Agius, seconded by Councilwoman Horvath, that the City Council concurs with and approves the Resolution directing Act 345 Police and Fire Pension Board to provide a Retiree Supplemental Benefit Program for current eligible police patrol officers, police supervisors and firefighter retirees, per Mayor Canfield, communication dated August 7, 2002. Further, that the Mayor and City Clerk be authorized to sign the resolution on behalf of the City.

Motion unanimously adopted.

- 02-335** Motion by Councilman Baron, seconded by Councilman Constan, that the City Council concurs with and approves the Ecorse Creek Subwatershed Grant Agreement between Wayne County and Dearborn Heights for the Ecorse Creek Subwatershed Commercial Illicit Connection Inspection Program (IDEP), per Mayor Canfield, communication dated August 7, 2002. Further, that the Mayor and City Clerk be authorized to sign the Agreement on behalf of the City.

Motion unanimously adopted.

- 02-336** Motion by Councilman Constan, seconded by Councilwoman Badalow, that the City Council concurs with and approves Quest Energy, LLC to purchase and install telephone splitters, at a cost of \$150.00 per location, (approximately \$1,650.00), needed for the Electric Choice Agreement between the City and Kimball Power Company, LLC, per Mayor Canfield, communication dated August 7, 2002. Further, that the Mayor be authorized to sign the Execution of Authorization Letter.

Motion unanimously adopted.

- 02-337** Motion by Councilman Constan, seconded by Councilwoman Badalow, that Comptroller Donald Barrow be appointed the new Member Representative for the Electric Choice Program replacing Kurt Heise.

Motion unanimously adopted.

- 02-338** Motion by Councilwoman Van Houten, seconded by Councilwoman Agius, that the City Council concurs with and approves the route for the St. Linus Festival Bike and Blade Parade, scheduled for Friday, September 6, 2002 commencing at St. Linus parking lot onto Hass proceeding west toward Evangeline, proceeding north to Richardson then east on Richardson to Gulley proceeding south on Gulley back to St. Linus parking lot, per Mayor Canfield, communication dated August 7, 2002. Further, that the Police and Fire Departments to provide escort and assistance as requested.

Motion unanimously adopted.

- 02-339** Motion by Councilwoman Horvath, seconded by Councilwoman Van Houten, that the communication from Mayor Canfield, dated August 7, 2002 re: Reappointments of Richard Buckholz, William Eby and Martin O'Sullivan to the Recreation Commission, terms to expire September 2005, be received, contents noted and filed.

Motion unanimously adopted.

- 02-340** Motion by Councilwoman Horvath, seconded by Councilwoman Van Houten, that the communication from Mayor Canfield, dated August 7, 2002 re: Reappointment of Peter Zachary to the Cable TV Regulatory Commission, term to expire August 2005, be received, contents noted and filed.

Motion unanimously adopted.

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- 02-341** Motion by Councilwoman Horvath, seconded by Councilwoman Van Houten, that the communication from Mayor Canfield, dated August 7, 2002 re: Reappointment of Fran Robinson to the Housing Commission, term to expire July, 2007, be received, contents noted and filed.

Motion unanimously adopted.

- 02-342** Motion by Councilwoman Horvath, seconded by Councilwoman Agius, that the City Council concurs with and approves the reappointment of Richard Coogan, Marie Derry and Jumana Judeh, to the Planning Commission, terms to expire May 2005, per Mayor Canfield, communication dated August 7, 2002.

Motion unanimously adopted.

- 02-343** Motion by Councilwoman Horvath, seconded by Councilwoman Agius, that the City Council concurs with and approves the reappointment of Joseph Connor to the Local Officers Compensation Commission, term to expire July, 2009, per Mayor Canfield, communication dated July 31, 2002.

Motion unanimously adopted.

- 02-344** Motion by Councilwoman Horvath, seconded by Councilwoman Agius, that the City Council concurs with and approves the reappointment of Michael Sarb to the Demolition Board of Appeals, term to expire July, 2005, per Mayor Canfield, communication dated August 7, 2002.

Motion unanimously adopted.

- 02-345** Motion by Councilman Baron, seconded by Councilwoman Badalow, that a Public Hearing be scheduled on Tuesday, September 24, 2002, at 8:00 p.m. for the purpose of discussing the Agency Plan, per Housing Commission Director Oliverio, communication dated August 1, 2002.

Motion unanimously adopted.

- 02-346** Motion by Councilwoman Badalow, seconded by Councilwoman Van Houten, that the City Council concurs with and approves an Indemnification Agreement Transferring Ownership of Swapka/Powers Park Bleachers to D7 School District, two (2) sections and the remaining three (3) sections to Crestwood Little League, per Recreation Director Grybel, communication dated August 6, 2002.

Motion unanimously adopted.

- 02-347** Motion by Councilman Baron, seconded by Councilwoman Badalow, that the quotation from Barrett Paving Materials, Inc., 5800 Cherry Hill Road, Ypsilanti, MI 48198 for Cold Patch material for the 2002-2003 season, specifically, CP-5 Pave 192, in the amount of \$41.00 per ton, be approved per, Public Service Administrator Blackburn, communication dated July 30, 2002.

Motion unanimously adopted.

- 02-348** Motion by Councilwoman Van Houten, seconded by Councilman Constan, that the request from Deputy Fire Chief McElroy, dated August 6, 2002 to dispose of one (1) Gestetner Copier Model 5230, tag #05221 and one (1) IBM monitor, tag 07447, be approved.

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Motion unanimously adopted.

- 02-349** Motion by Councilwoman Van Houten, seconded by Councilman Baron, that the communication from Recreation Director Grybel, dated July 16, 2002 Re: Swapka/Powers Park Pavilion Project Contractor Contract Approval Request, be referred back to Administration.

Motion unanimously adopted.

- 02-350** Motion by Councilwoman Van Houten, seconded by Councilman Baron, that proposed Ordinance H-02-22, AN ORDINANCE OF THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY AMENDING SECTION 20-56 OF SAID CODE, REGARDING DOMESTIC ASSAULT AND BATTERY, be considered read for the second time to become effective upon publication in the City's official newspaper.

Motion unanimously adopted.

- 02-351** Motion by Councilwoman Agius, seconded by Councilwoman Badalow, that proposed Ordinance H-02-23, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY ADDING SECTION 14-49 OF SAID CODE REGARDING COST RECOVERY FOR UTILITY LINE FAILURES, ARSON TYPE FIRES, AND FIRE SUPPRESSION INCIDENTS, be considered read for the first time.

Motion unanimously adopted.

- 02-352** Motion by Councilwoman Agius, seconded by Councilwoman Badalow, that proposed Ordinance H-02-24, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY ADDING ARTICLE VIII, SECTIONS 6-161, 6-162, 6-163, 6-164, 6-165 AND 6-166 TO CHAPTER 6 OF SAID CODE REGARDING SPECIAL REGULATIONS PERTAINING TO DANGEROUS OR VICIOUS DOGS, be considered read for the first time.

Motion unanimously adopted.

- 02-353** Motion by Councilwoman Agius, seconded by Councilwoman Badalow, that proposed Ordinance H-02-25, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY ADDING SECTION 20-38 OF SAID CODE REGARDING NUISANCES CREATED BY ALARMS AND REGISTRATION OF ALARMS, be considered read for the first time.

Motion unanimously adopted.

- 02-354** Motion by Councilwoman Badalow, seconded by Councilman Baron, that Permanent Traffic Control Device Request T-136, "Stop" signs for the northwest and southeast corners of McKinley and Lehigh, be approved.

Motion unanimously adopted.

- 02-355** Motion by Councilman Baron, seconded by Councilwoman Horvath, that the communication from the Cable TV Regulatory Commission, dated July 19, 2002 re: The Comcast Cablevision 2001 Annual Report, be received, contents noted and filed.

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Motion unanimously adopted.

02-356 Motion by Councilman Baron, seconded by Councilwoman Agius, that the meeting be adjourned.

Motion unanimously adopted.

The meeting adjourned at 8:42 p.m.

**JOYCE A. ROBBINS
CITY CLERK**

**DANIEL S. PALETKO, CHAIR
CITY COUNCIL**

**MARIA E. LAWRENCE
COUNCIL/CLERK SECRETARY**