

AUGUST 13, 1991

91-422 The meeting was called to order at 8:13 p.m., by Council Chairman Paletko.

Roll call showed the following:

Present: Councilman Gary P. Blackburn, Councilman Robert L. Brown, Councilman Jerome P. Chismar, Councilman Joseph F. Kosinski, Councilman Joseph V. Kosinski, Council Chairman Daniel S. Paletko.

Absent: Councilwoman Ruth A. Canfield.

Also Present: Administrative Assistant Hitsky, Corporation Counsel Dadaou, Clerk McLachlan, Deputy Clerk Sheridan, Comptroller Barrow, Assessor Welch, Deputy Building & Engineering Director Deberardino, Personnel Director Sullivan, Police Chief DiPrima, Fire Chief Lewis, Recreation Director Grybel, Public Service Administrator Preston, Community Development Director Oliverio.

The Pledge of Allegiance was led by Deputy Clerk Sheridan.

91-423 Motion by Councilman Joseph F. Kosinski, supported by Councilman Robert L. Brown, that the agenda for the Regular Meeting of August 12, 1991, be approved as submitted.

Motion adopted.

91-424 Motion by Councilman Robert L. Brown, supported by Councilman Jerome P. Chismar, that the minutes from the Regular Meeting of July 23, 1991, be approved as submitted.

Motion adopted.

The Public Hearing for Issuance of Finding Floodplain and Wetlands Protection was called to order at 8:16 p.m., by Council Chairman Paletko.

Council Chairman Daniel S. Paletko asked City Clerk McLachlan to read the official Notice of the Public Hearing.

NOTICE OF PUBLIC HEARING AND ISSUANCE OF FINDING FLOODPLAIN AND WETLANDS PROTECTION CITY OF DEARBORN HEIGHTS WAYNE COUNTY, MICHIGAN. Pursuant to the procedure for floodplain management and the protection of wetlands specified in Executive Orders 11988 and 11990, the City of Dearborn Heights, Wayne County, Michigan is required to notify and involve the public of actions proposed to be undertaken within or which may appreciably affect a floodplain. The City of Dearborn Heights is considering using Community Development Block Grant (CDBG) funds to finance several projects which lie within the 100-year floodplain. These projects are:

1. Residential Rehabilitation - Provide low interest loans for rehabilitating housing units occupied by lower income families (City-wide).

2. Bridge Removal - The City is allocating \$247,000 (plus reprogramming \$73,000 from a previous allocation toward residential rehabilitation) for the removal of deteriorated bridges which cross the Ecorse Creek. Bridges under consideration at the present time include crossings at Croissant, Culver, Detroit, Jackson, Mayfair, Huron, Merrick, Harding, Gertrude, and Clippert Streets. Monies would also be used for associated bank stabilization, the "dead-ending" of streets with T-turnarounds, landscaping, and the installation of guardrails.

3. Recreation Center Construction (State Grant Match) - The City is proposing to provide \$275,000 as a local match to secure a state recreation grant for the construction of a 16,000 - 20,000 square foot Community Recreation Center at Powers (Swapka) Park located at Powers and McKinley Streets, estimated to cost between \$1.1 - \$2 million. The facility is planned to house a gymnasium, exercise and craft rooms, meeting rooms, locker rooms, offices, and storage areas. It is anticipated that future CDBG entitlement monies will also be applied against a bond repayment program to finance the center (in part) if the grant amount is insufficient to cover all the remaining cost, or to finance the center in its entirety should the grant not be awarded.

4. Van Born Tree Planting - The City proposes to reprogram \$10,000 (from a previous allocation toward residential rehabilitation) to be used to install street trees. The Michigan Department of Transportation is administering a Wayne County designed road improvement project for Van Born Road between Pelham and Telegraph Roads. The effort includes resurfacing the road with an asphalt cap, repair/install concrete curbing and driveways as necessary, and the elimination of off-street parking currently existing between the curb and sidewalk. The City intends to provide street trees in the area between the curb and sidewalk in CDBG eligible activity areas as part of the road restoration work and in other eligible areas along Van Born Road, between Southfield Road and Inkster Road.

5. Barrier-Free Library Entrances - The City has earmarked \$25,000 for the purpose of making the entrances at Caroline Kennedy Library (24950 George Street) and John F. Kennedy Library (24602 Van Born) accessible by the handicapped by removing the existing entryway and vestibule and installing new, 36 inch wide doors. Only the John F. Kennedy Library is located within the 100 year floodplain.

Floodplains serve water resource values (i.e., groundwater recharge), provide a natural habitat for vegetation and animal life, offer space for recreation, as well as can be used for agricultural purposes. Actions which occur in the floodplain may affect these values by disrupting future water flow characteristics or in disturbing the amount of floodplain area available.

The City of Dearborn Heights sought public input at a public hearing held on July 9, 1991, to identify any adverse impacts that may result to the floodplain from the implementation of these projects. The City has also re-evaluated the proposed actions in light of the natural, social, legal, and economic direct or indirect impacts expected to result from the proposed actions.

In recognition of the Floodplain Management Guidelines, prepared by the Water Resources Council, the City has concluded that allowing the proposed projects to be carried out within the floodplain is the only practicable alternative. This finding has been made on the following basis:

1. The projects have few negative impacts;
2. There are no practicable nonfloodplain sites;
3. There are no practicable alternatives to the activities which would accomplish the same purpose as the proposed actions; and,
4. The "no action" alternative would leave essential community development needs going unmet.

All actions undertaken will conform to all applicable local, state, and federal floodplain protection standards.

A written statement of findings and public explanation will be retained at the City of Dearborn Heights Community and Economic Development Department for public review. A public hearing is also scheduled on Tuesday, August 13, 1991, at 8:00 p.m., at the City of Dearborn City Hall, 6045 Fenton Avenue, to provide an explanation to the public of its decision and to receive public comment. Please attend or send written comments to Mr. Carmine C. Oliverio, Community and Economic Development Director, City of Dearborn Heights, 26155 Richardson, Dearborn Heights, Michigan 48127. Comments will be received through August 13, 1991. Signed Robert G. McLachlan, CMC, City Clerk. Published in the City's official newspaper July 18, 1991. There are no communications Mr. Chairman.

Council Chairman Daniel S. Paletko asked Community Development Director Oliverio if he had any statements.

Mr. Oliverio: The analysis has examined alternative sites, alternative locations and alternative actions. The City has also evaluated the consequences of undertaking the activities with respect to impacts on the natural environment (topography, wildlife habitat,

etc.), social concerns (aesthetics, public services), economic 73
aspect (employment, land use pattern), and legal constraints
(conformance with local zoning/land use plans).

The City recognizes that other governmental agencies must review and, in some instances, issue permits, prior to the City undertaking work within the floodplain. For example, a floodplain occupation permit is required when anything is built above ground in the floodplain from the Michigan Department of Natural Resources.

The City also has provided notice of its intent to utilize CDBG dollars for projects which may affect the floodplain, to the appropriate agencies having responsibility for floodplain management and wetlands protection.

The City is similarly aware of a report issued by the U.S. Army Corps of Engineers entitled "Draft Feasibility Report for Flood Protection in the Ecorse Creek Drainage Basin." This report identified the potential for constructing retention basins along the Ecorse Creek to handle flows up to the 100-year storm event level. If implemented, the proposed CDBG activities could, at some future date, be outside of the floodplain.

Council Chairman Daniel S. Paletko asked if anyone else in the audience had any questions or comments. Hearing none, he asked the Public Hearing be closed.

91-425 Motion by Councilman Robert L. Brown, Councilman Joseph V. Kosinski, that the Public Hearing be closed.

Motion adopted.

Public Hearing for the Issuance of Finding Floodplain and Wetlands Protection closed at 8:25 p.m.

91-426 Motion by Councilman Gary P. Blackburn, supported by Councilman Robert L. Brown, that Current Claims 6-1 through 6-28 be approved as submitted.

1. ADAM DADAOU - Legal services for July 1991. Inv. 8/1/91. From A/C 210-926 (Counsel Services) \$8,039.88 and A/C 210-938 (Library) \$412.90. Corp. Counsel.
2. CENTRAL WAYNE COUNTY SANITATION AUTHORITY - Materials delivered July 1991. Inv. 8/1/91. From A/C 200-810 (Sanitation) \$147,408.78. Gen. Govt.
3. E & N CEMENT - Pavement repairs. Inv. 8/3/91. From A/C 440-880 (Road Repairs) \$19,529.98. DPW.
4. MICHIGAN BELL COMMUNICATIONS - Maintenance billing for 1991-1992. Inv. MI 003263, 7/12/91. From A/C 200-831 (E-911) \$4,343.00. Gen. Govt.
5. MICHIGAN HUMANE SOCIETY - Fees for June 1991. Inv. 4734, 6/31/91. From A/C 202-091 (Animal Processing) \$1,944.00. Gen. Govt.
6. NAGLE PAVING COMPANY - Berwyn Center Parking Lot. Certificate No. 2 (Final). Job No. DHT 2301-04. From A/C 103-960-921-190 (Berwyn Parking Lot) \$2,536.51. Comm. Dev.
7. PAINTER & RUTHENBERG - Roll off services for July 1991. Inv. 7686, 8/1/91. From A/C 200-810 (Sanitation) \$8,750.00. Gen. Govt.
8. PLANTE & MORAN - Accounting and consulting services for June 1991. Inv. 17784-127608, 7/16/91. From A/C 202-091 (Accounts Payable) \$140.00. Gen. Govt.
9. PLANTE & MORAN - Professional services for 6/30/91 audit. Inv. 17784-128533, 7/31/91. From A/C 200-817 (Professional & Consult) \$12,400.00. Gen. Govt.
10. PLANTE & MORAN - Professional services for June 1991. Inv. 17784-127626, 7/16/91. From A/C 202-091 (Accounts Payable) \$395.00. Water.
11. QUAD-TRAN OF MICHIGAN - Data processing services for July 1991. In. 7/1/91. From A/C 130-818 (Contractual Services) \$2,500.00. Dist. Court.
12. ROSENAU, WESTWOOD MOTORS - 1 Generator Model GE4500. Inv. 3685, 7/11/91. From A/C 265-931 (Repair & Maint Equipment) \$1,740.00 (Enc.). Bldg. Maint.
13. STATE OF MICHIGAN, DEPT. OF TRANS. - Pardee Road Bridge over Ecorse Creek. Inv. AF135754, 7/11/91. (Final). From A/C 440-880 (Road Repairs) \$2,623.15. DPW.

14. WADE-TRIM/ASSOCIATES - 1991 Sanitary Sewer Cleaning. Inv. 37151, 7/12/91. Job No. DHT 2224-21. From A/C 202-091 (Accounts Payable) \$969.50. Water.
15. WADE-TRIM/ASSOCIATES - Berwyn Center Parking Lot. Inv. 37204, 7/11/91. Job No. DHT 2301-03. From A/C 103-960-921-190 (Berwyn Parking Lot) \$146.35. Comm. Dev.
16. WADE-TRIM/ASSOCIATES - Bridge removal & channel beautification. Inv. 37205, 7/11/91. Job No. DHT 2313-02. From A/C 103-960-946-089 (Bridge Removal) \$365.04. Comm. Dev.
17. WADE-TRIM/ASSOCIATES - Contract administration Gulley Road Bridge. Inv. 37161, 7/12/91. Job No. DHT 2330-03. From A/C 202-091 (Accounts Payable) \$1,049.20. DPW.
18. WADE-TRIM/ASSOCIATES - Contract administration, Powers Park Walkway. Inv. 37158, 7/12/91. Job No. DHT 2314-04. From A/C 274-673-938-389 (Swapka Park) \$335.25. Recreation.
19. WADE-TRIM/ASSOCIATES - Dearborn Heights bridge inspection. Inv. 37200, 7/12/81. Job No. DHT 2162-14. From A/C 202-091 (Accounts Payable) \$10,800.00. DPW.
20. WADE-TRIM/ASSOCIATES - Local Improvements for Segment III NH/RV Project. Inv. 37045, 7/10/91. Job No. DHT 2214-17/22. From A/C 202-091 (Accounts Payable) \$5,707.89. Water.
21. WADE-TRIM/ASSOCIATES - Prepare updated facility planning study. Inv. 37155, 7/12/91. Job No. DHT 2311-03. From A/C 202-091 (Accounts Payable) \$2,483.75. Water.
22. WADE-TRIM/IMPACT - CDBG assistance. FY 1991-1992. Inv. 37224, 7/16/91. Job No. DHT 6165-01. From A/C 103-960-918-089 (Administration) \$1,587.25. Comm. Dev.
23. WADE-TRIM/IMPACT - Dearborn Heights Housing Impediments Analysis. Inv. 37166, 7/12/91. Job No. DHT 6165-03. From A/C 103-960-918-190 (Administration) \$1,400.00. Comm. Dev.
24. WAYNE COUNTY DEPT. OF ROADS - Inkster Road repaving from Ford to Joy Road. Inv. 72768, 7/18/91. From A/C 440-880 (Road Repairs) \$26,756.26. DPW.
25. WAYNE OAKLAND LIBRARY FEDERATION - Bibliographic Automation Development Fund. Inv. BF1572R, 7/8/91. From A/C 738-827 (W.O.L.F. Charges) \$3,399.00. Recreation.
26. WESTLAND TREE SERVICE - Tree trimming and maintenance. Inv. 8/5/91. From A/C 440-820 (Tree Trimming & Removal) \$12,856.82. DPW.
27. VARIOUS YOUTH BASEBALL LEAGUES - Youth baseball allotments for FY 1991-1992. Check req. 8/6/91. From A/C 691-887 (Recreation Programs) \$15,600.00. Recreation.
28. YATES CONSTRUCTION COMPANY - Bridge removal & channel beautification. Cert. No. 2 (Final). Job No. DHT 2313-03. From A/C 103-960-946-089 (Bridge Removal) \$15,460.38. Comm. Dev.

Motion adopted.

- 91-427 Motion by Councilman Jerome P. Chismar, supported by Councilman Joseph V. Kosinski, that the City Comptroller be authorized to advertise for bids, per specifications, for carpet replacement at Fire Station #1, per the request of Fire Chief Lewis, communication dated July 30, 1991.

Motion adopted.

- 91-428 Motion by Councilman Joseph V. Kosinski, supported by Councilman Robert L. Brown, that the City Comptroller be authorized to advertise for bids, per specifications, for two (2) Adrian Steel No. 82 Long Wheel Base or equal. Monies to come from A/C 265-981, per the request of Public Service Administrator Preston, communication dated July 30, 1991.

Motion adopted.

- 91-429 Motion by Councilman Jerome P. Chismar, supported by Councilman Joseph F. Kosinski, that the low bid from Ellefson & Sons Building Co., for demolition of all buildings located at 24727 Hopkins in the amount of \$3,150.00, and payment thereof, be approved, per Building & Engineering Director Hamel, communication dated July 19, 1991. Further, that the Treasurer be authorized to return bid deposits to the unsuccessful bidders.

Motion adopted.

- 91-430 Motion by Councilman Joseph V. Kosinski, supported by Councilman Gary P. Blackburn, that the City Council concurs with and approves Wade-Trim/Associates recommendation that the low base bid 1 and 2 for paving of Swapka and Municipal Park Parking Lots be awarded to Detroit Concrete Products Corporation in the amount of \$141,272.00. Monies to fund this project were received in the form of a \$150,000 State Grant appropriation through the efforts of State Representative Richard Young, per Recreation Director Grybel, communication dated August 6, 1991. Further, that the Treasurer be authorized to return bid deposits to the unsuccessful bidders.

Motion adopted.

- 91-431 Motion by Councilman Joseph F. Kosinski, supported by Councilman Gary P. Blackburn, that the City Council concurs with and approves Harold Thomas Nursery, Inc., completing the Telegraph Road Tree Planting Project at the original bid prices, as outlined in their communication dated July 29, 1991, in the amount of \$18,370.00, per Mayor Van Houten, communication dated August 7, 1991.

Motion adopted.

- 91-432 Motion by Councilman Robert L. Brown, supported by Councilman Gary P. Blackburn, that the City Council concurs with and approves the 1991-1992 Water Department budget, in the total amount of \$8,253,488.00, per Mayor Van Houten, communication dated August 7, 1991.

Motion adopted.

- 91-433 Motion by Councilman Jerome P. Chismar, supported by Councilman Robert L. Brown, that the City Council concurs with and approves the reappointment of John Fellrath to the Board of Review through July 1994, per Mayor Van Houten, communication dated August 7, 1991.

Motion adopted.

- 91-434 Motion by Councilman Joseph V. Kosinski, supported by Councilman Gary P. Blackburn, that the City Council concurs with and approves rescinding Council Motion 91-179 approving the purchase of steel racks from Midwest due to their inability to deliver, per Administrative Assistant Hitsky, communication dated August 1, 1991.

Motion adopted.

- 91-435 Motion by Councilman Joseph V. Kosinski, supported by Councilman Gary P. Blackburn, that the City Council concurs with and approves a budget amendment in the Cable Production account for the purchase of a steel rack system, as follows:

Increase Revenues:

A/C 101-000-675-001	Cable Productions	\$5,200.00
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Increase Expenditures:

A/C 101-809-981-000	Cable Capital Outlay	\$5,200.00
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Per Administrative Assistant Hitsky, communication dated August 1, 1991.

Motion adopted.

- 91-436 Motion by Councilman Joseph V. Kosinski, supported by Councilman Gary P. Blackburn, that the City Council concurs with and approves the purchase of Winstead racks for cable equipment from Roscor Corporation in the amount of \$4,816.00, plus freight, per Administrative Assistant Hitsky, communication dated August 1, 1991.

Motion adopted.

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91-437 Motion by Councilman Joseph V. Kosinski, supported by Councilman Gary P. Blackburn, that the City Council concurs with and approves authorizing Mayor Van Houten signing a Letter of Understanding with the Dearborn Heights Firefighters Association extending the probation period of a Firefighter Larry Kalczynski, per Administrative Assistant Hitsky, communication dated August 1, 1991.

Motion adopted.

91-438 Motion by Councilman Robert L. Brown, supported by Councilman Jerome P. Chismar, that the City Council concurs with and approves the appointment of Administrative Assistant Hitsky as Delegate to the Central Wayne County Sanitation Authority, per City Clerk McLachlan, communication dated July 31, 1991. Term to expire June 30, 1993.

Motion adopted.

91-439 Motion by Councilman Joseph F. Kosinski, supported by Councilman Jerome P. Chismar, that the City Council concurs with and approves the split of property to create the following legal description in Dearborn Homes Subdivision #2:

Lot 276 and the east 3.55 feet of Lot 277, also the north 1/2 adjacent vacated alley.

Lot 277 except the east 3.55 feet, also the east 14.59 feet of Lot 278, also the north 1/2/ adjacent vacated alley.

Per Assessor Welch, communication dated August 6, 1991.

Motion adopted.

91-440 Motion by Councilman Joseph V. Kosinski, supported by Councilman Joseph F. Kosinski, that the City Council concurs with and approves the split of property to create the following legal description in the Dearborndale Gardens Subdivision:

1. The north 25 feet of Lot 82. (To be combined with homestead on Lot 81 to create one site 75 x 131.98).
2. The south 25 feet of Lot 82, all of Lot 83 and the north 6 feet of Lot 84. (This site (81 x 131.98) has a proposed renovated house. Site plan shows both sideyards to be ample. Southern side yard cannot be decreased without the expense of relocating driveway).
3. The south 44 feet of Lot 84. (Sale in progress on this site. Purchaser has filed appeal with the ZBA for variance to build. Contingent upon Zoning Board of Appeals variance).

Per Assessor Welch, communication dated July 31, 1991.

Motion adopted.

91-441 Motion by Councilman Jerome P. Chismar, supported by Councilman Joseph V. Kosinski, that the City Council concurs with and approves Comptroller Barrow advertising for bids for the sale of City owned property, Lot 1000 and Lot 1001, Dearborn Homes Subdivision #4, on Jackson Street, per Assessor Welch, communication dated August 1, 1991.

Motion adopted.

91-442 Motion by Councilman Joseph V. Kosinski, supported by Councilman Gary P. Blackburn, that the City Council concurs with and approves the transfer of \$96,162.00 from the General Fund Insurance Account to the City's Loss Fund at M.M.R.M.A., per Comptroller Barrow, communication dated August 7, 1991.

Motion adopted.

91-443 Motion by Councilman Robert L. Brown, supported by Councilman Gary P. Blackburn, that the City Council concurs with and approves the purchase of two (2) Motorola KDT840 portable Data Terminals for a total cost of \$8,400.00, and payment thereof. This is a single source item. Monies to come from the Drug Forfeiture Account, per Police Chief DiPrima, communication dated July 29, 1991.

Motion adopted.

91-444 Motion by Councilman Joseph V. Kosinski, supported by Councilman Robert L. Brown, that the City Council concurs with and approves the disposal of obsolete and non-repairable equipment as outlined in Deputy Police Chief Jednacz's communication dated August 5, 1991.

Motion adopted.

91-445 Motion by Councilman Joseph V. Kosinski, supported by Councilman Jerome P. Chismar, that the City Council concurs with and approves the purchase of a N.E.C. Model NEFAX 63 facsimile machine. Total cost including freight, delivery and installation, \$1,740.00, and payment thereof. This is a single source item, per Deputy Police Chief Jednacz, communication dated August 6, 1991.

Motion adopted.

91-446 Motion by Councilman Robert L. Brown, supported by Councilman Joseph F. Kosinski, that the Resolution from the City of Benton Harbor re: Presidential Preference Primary, be received, contents noted and filed.

Motion adopted.

91-447 Motion by Councilman Joseph V. Kosinski, supported by Councilman Jerome P. Chismar, that tabled C.M. 91-368 re: Demolition of 24501 Ann Arbor Trail, be brought back to the table.

Motion adopted.

91-448 Motion by Councilman Joseph V. Kosinski, supported by Councilman Robert L. Brown, that the City Comptroller be authorized to advertise for bids, per specifications, for the demolition of any/all buildings at 24501 Ann Arbor Trail, Lots 111, 112, 113, Greater Detroit New City Park, per Building & Engineering Director Hamel, communication dated June 26, 1991.

Motion adopted.

91-449 Motion by Councilman Jerome P. Chismar, supported by Councilman Gary P. Blackburn, that the request for vacation of an alley south of Warren Ave. between Drexel and Vernon, be tabled.

Motion adopted.

91-450 Motion by Councilman Joseph V. Kosinski, supported by Councilman Gary P. Blackburn, that the request from Miroslav Sibinovski to transfer ownership of a 1991 Class C and SDM licensed business, located at 8471 N. Telegraph, Dearborn Heights, Michigan, Wayne County, from William P. Brinkman, be approved and the Liquor Control Commission be so notified.

Motion adopted.

91-451 Motion by Councilman Joseph V. Kosinski, supported by Councilman Jerome P. Chismar, that the request dated August 1, 1991, from the Dearborn Heights Police Officers Association to solicit charitable contributions for the Muscular Dystrophy Association on August 16, 1991, be approved.

Motion adopted.

91-452 Motion by Councilman Joseph V. Kosinski, supported by Councilman Robert L. Brown, that the request from the Girl Scouts to conduct their annual Calendar and Cookie Sales within the time frame outlined in their communication dated July 22, 1991, be approved.

Motion adopted.

91-453 Motion by Councilman Robert L. Brown, supported by Councilman Joseph V. Kosinski, that the communication from The Public Interest Research Group in Michigan to solicit funds August 1 through September 1, 1991, be received, contents noted and filed.

Motion adopted.

91-454 Motion by Councilman Joseph F. Kosinski, supported by Councilman Robert L. Brown, that the request for renewal of 1991-92 business licenses for: Van's Place, 25710 Ford; Flashback Lounge, 25542 Van Born; Satellite Bowl, 25451 Michigan; Picasso's, 6125 Telegraph; Village Ford, 25565 Michigan, be approved.

Motion adopted.

91-455 Motion by Councilman Jerome P. Chismar, supported by Councilman Joseph F. Kosinski, that the meeting be adjourned.

Motion adopted.

The meeting adjourned at 9:15 p.m.

ROBERT G. McLACHLAN, CMC
CITY CLERK

DANIEL S. PALETKO, CHAIRMAN
CITY COUNCIL