

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

AUGUST 9, 2011

11-270 The meeting was called to order at 8:19 p.m. by Council Chairman Kenneth R. Baron.

Roll Call showed the following:

Present: Councilman Ned Apigian, Councilwoman Janet S. Badalow, Council Chairman Kenneth R. Baron, Councilman Tom Berry, Councilwoman Margaret M. Horvath, Councilwoman Margaret M. Van Houten.
Absent: Councilwoman Elizabeth J. Agius.
Also Present: City Clerk Prusiewicz, Mayor Paletko, Treasurer Riley, Administrative Assistant Kramarz, Assessor McDermott, Building & Engineering Director Sobh, Community & Economic Development Director Amen, Comptroller Macari, Corporation Counsel Miotke, Emergency Management Director Ankrapp, Fire Chief Gurka, Human Resource Director Sobota-Perry, Police Chief Gavin, Recreation Director Grybel.

The Pledge of Allegiance was led by Assessor Barb McDermott.

Random Acts of Happiness awards presented to Andrea Kyriacou and Mary Ellen Bork.

The Kiwanis Club and Dearborn Heights Libraries presented awards for the Spelling Bee to 1st place winner Sarah Cagle, 2nd place – Danial Khan, 3rd place – Trishani Patel, 4th place – Arsalan Khan and Poster-Slogan winner Jonathan Apfel.

11-271 Motion by Councilwoman Van Houten, seconded by Councilman Apigian, that the Agenda for the Regular Meeting of August 9, 2011, be approved as submitted.

Motion adopted.

11-272 Motion by Councilwoman Badalow, seconded by Councilman Berry, that the Minutes from the Regular Meeting of July 26, 2011, be approved as submitted.

Motion adopted.

11-273 Motion by Councilwoman Horvath, seconded by Councilwoman Van Houten, that Current Claims 6-1 through 6-28, be approved as submitted

1. ANTLER CONSTRUCTION – EECBG Improvements for Jul 2011 from A/C 274-673-930-600, EECBG Grant, \$214,249.65. Misc. Grants.
2. BROADSPIRE – Claim Service Fees, 07/01/11 – 06/30/12, Inv. 0210346-IN, dated 07/29/11, 1st Installment from A/C 101-200-724.000, Workers Comp. \$11,299.00. Gen. Gov't.
3. COMERICA INSURANCE SERVICES – Workers Comp. Serv. 1st Installment, Inv. 0210346-IN, dated 07/29/11 from A/C 101-200-724.000, Workers Comp., \$7,500.00. Gen. Gov't.
4. CUMMINGS, McCLOREY, DAVIS & ACHO – Legal Services Jun 2011, Inv. 187667 & 187668, dated 07/22/11 from A/C 101-202.200, Payables, \$12,480.50. Gen. Gov't.
5. CUMMINGS, McCLOREY, DAVIS & ACHO – Legal Services for Jun 2011, Various Invoices, Jun 2011 from A/C 592-202.200, Payables, \$5,010.00. Water
6. DEARBORN, CITY OF – Services Rend. Bridge Deck/Approaches, Cust. # 9000031, dated 07/18/11 from A/C 202-202.000, Accts. Payable, \$14,211.60. Major Streets.
7. DEARBORN, CITY OF – Water and Sewer Charges thru 06/30/11, Inv. 18046, dated 07/18/11 from A/C 592-202.200, Payables, \$22,083.74. Water.
8. E & N CEMENT – Pavement Repairs, Inv. dated 08/02/11 from A/C 592-537-818.000, Contr. Service, \$27,226.02. Water.
9. E & N CEMENT – Pavement Repairs, Inv. dated 08/02/11 from A/C 101-440-880.000, Road Repairs, \$45,344.21. DPW.
10. GASIOREK, MORGAN, GRECO AND McCAULEY, PC – Prof. Serv. Jun 2011, Inv. 1207, dated 07/11/11 from A/C 101-202.200, Accts. Payable, \$2,148.80. Gen. Gov't.
11. INFINISOURCE – Cobra Notices Admin., Core Serv. 09/01/11 thru 08/31/12, Inv. C100272515, dated 07/15/11 from A/C 101-200-817.000, Prof/Consult, \$2,360.00. Gen. Gov't.
12. M.M.R.M.A. – Liability Insurance, Inv. 93541-1, dated 07/25/11 from A/C 101-200-911.000, Insurance, \$594,198.000 and A/C 101-400-911.000, Insurance, \$200,000.00. Gen. Gov't.
13. MIOTKE, GARY – Legal Services for Jul 2011, Inv. dated 08/02/11 from A/C 101-210-826.000, Legal Serv., \$5,683.87. Corp. Counsel.
14. NAGEL CONSTRUCTION – Sewer Cleaning Program, Inv. 2981, dated 07/29/11 from A/C 592-540-818.030, Cleaning, \$12,426.59. Water.
15. OAKLAND COUNTY – Clemis Membership Usage Fees, Inv. CLM0003465, dated 06/30/11 from A/C 101-300-818.000, Contr. Serv., \$17,017.00. Police.

16. SECREST, WARDLE – Legal Serv. for Jun 2011, Inv. dated 07/08/11 from A/C 101-202-200, Payables, \$4,448.50. Corp. Counsel.
17. STATE OF MICHIGAN – SECOND INJURY FUND – Second Injury Fund Assessment, Serv from Jan-Dec 2010 from A/C 101-200-724.000, Workers Comp., \$1,693.02. Gen. Gov't.
18. SYSTEMP – Labor/Material Replace Condenser Motor, Inv. 12077, dated 07/11/11 from A/C 101-300-818.000, Contr. Serv., \$1,500.00. Police.
19. TROELSEN EXCAVATING COMPANY – City Hall and Lafayette Water Main, Cert. #3, dated 07/07/11 from A/C 592-202.200, Accts. Payable, \$99,252.61. Water.
20. ULTRA GREEN – Grass & Weed Cutting Charges., Various Invs., dated Jun/Jul 2011 from A/C 101-200-963.000, Sdwk/Weed, \$1,965.84. Bldg. Eng.
21. UNITED STATES CONFERENCE OF MAYORS – USCM Membership, 07/01/11 thru 06/30/12, Inv. 40179, dated 07/18/11 from A/C 101-200-958.000, Dues/Mmbrshp/Subsc., \$5,269.00. Gen. Gov't.
22. WADE TRIM & ASSOC. – Prof. Serv. EECBG Construction Serv. thru 06/25/11, RA Young Parking Lot & Rain Garden, Inv. 102443, dated 07/08/11, and Inv. 102442, dated 07/08/11 from A/C 274-202.000, Accts. Payable, \$3,030.25. Misc. Grants.
23. WADE TRIM & ASSOC. – Engineering Asst., 05/29/11 thru 06/25/11, Inv. 102437, dated 07/08/11 from A/C 592-202.200, Accts. Payable, \$3,247.50. Water.
24. WADE TRIM & ASSOC. – CDBG ADA Transition Plan and CDBG Action Plan, Inv. 102436, dated 07/08/11 and Inv. 102421, dated 07/08/11 from A/C 103-202.000, Accts. Payable, \$2,766.87. CDBG.
25. WAYNE COUNTY DEPT. OF ENVIRONMENT – Interest Due Rouge Valley, 1985 Series, SRF Program, #5104-01, Inv. 261653, dated 07/28/11 from A/C 592-905-993.500, Dwnrvr. Ser. A&B Pncpl, \$8,718.75. Water.
26. WAYNE COUNTY DEPT. OF ENVIRONMENT – Area 3 Sewage Disposal, Jul 2010 thru Jun 2011, Inv. 261543, dated 07/25/11 from A/C 592-202.200, Accts. Payable, \$39,925.58. Water.
27. WAYNE COUNTY DEPT. OF ENVIRONMENT – ECPAD O&M, Jul thru Sep 2011, Inv. 261612, dated 07/26/11 from A/C 592-537-927.000, Ecorse Creek O/M, \$37,072.99. Water.
28. WEST SHORE SERVICES, INC. – Annual Maint. AC/DC Outdoor Warning Eq., Inv. 16808, dated 07/25/11 from A/C 101-300-818.000, Contr. Service, \$3,300.00. Police

Motion adopted.

- 11-274** Motion by Councilman Apigian, seconded by Councilwoman Van Houten, that the low bid from Industrial Fence, 12030 Pleasant Street, Detroit, MI, 48217, for the Van Houten Park In-Line Skating Rink Backstop Extension, in the amount of \$2,301.00 and payment on the satisfactory completion of the project, be approved. Funds allocated in the current CDBG Program, per Recreation Director Grybel, communication dated August 2, 2011.

Motion adopted.

- 11-275** Motion by Councilwoman Badalow, seconded by Councilman Apigian, that the City Council concurs with and approves the appointment of Eric Watland, 4430 Polk, to the Demolition Board of Appeals, to fill the vacancy previously occupied by Claudette Whitehead, term to expire July 2014, per Mayor Paletko, communication dated August 2, 2011.

Motion adopted.

- 11-276** Motion by Councilwoman Van Houten, seconded by Councilman Berry, that the City Council concurs with and approves the reappointment of Ron Krochmalny, 441 S. Beech Daly, to the Board of Review, term to expire July 2014. Per Mayor Paletko, communication dated July 25, 2011.

Motion adopted.

- 11-277** Motion by Councilman Apigian, seconded by Councilwoman Van Houten, that the City Council concurs with and approves St. Linus Catholic Church to hold their Annual St. Linus Festival Bike and Blade Parade on Friday, September 9, 2011, at 5:00 p.m. Route begins in the parking lot, then west on Hass, north on Evangeline, east on Richardson, south on Gulley, and west on Hass ending at the driveway to the parking lot. The Police and Fire departments have approved the route and will provide services as requested. Per Mayor Paletko, communication dated July 25, 2011.

Motion adopted.

- 11-278** Motion by Councilwoman Horvath, seconded by Councilman Berry, that the City Council concurs with and approves draw/final payment requests for NSP project addresses, 8273 Silvery Lane (\$12,297.00) and 8436 Colonial (\$14,539.00) totaling \$26,836.00, payable to Qualified Construction Corp., per CEDD Director Amen, communication dated August 2, 2011.

Motion adopted.

- 11-279** Motion by Councilwoman Badalow, seconded by Councilwoman Van Houten, that Change Order #2 for NSP project address 4160 Lincoln, be referred back to CEDD Director Amen.

Motion adopted.

- 11-280** Motion by Councilman Apigian, seconded by Councilwoman Badalow, that the City Council concurs with and approves the Administration/Professional Services invoice for NSP services for May 2011 and June 2011, as follows: May 2011 Administration, \$2,754.00; May 2011 Activity Delivery, \$816.00; and June 2011 Administration, \$3,162.00, for a total of \$6,732.00. Payable to McKenna Associates, per CEDD Director Amen, communication dated July 29, 2011.

Motion adopted.

- 11-281** Motion by Councilwoman Badalow, seconded by Councilwoman Van Houten, that the City Council concurs with and approves Change Order No. 2, for a reduction of \$16,714.90, for the City Hall and Lafayette Watermain Improvements. Further, that the Mayor and City Clerk be authorized to sign the Change Order, per Public Service Administrator Zimmer, communication dated August 1, 2011.

Motion adopted.

- 11-282** Motion by Councilwoman Horvath, seconded by Councilman Berry, that the City Council concurs with and approves awarding the reconstruction of Gulley Road from Amherst to Annapolis, to Tony Angelo Cement Company in the amount of \$523,004.75, and authorize the Mayor and City Clerk to sign the Contract Documents. Also, to approve Wade Trim's Construction Engineering budget of \$60,000.00 and a contingency budget of \$50,000.00, for the project. Per Public Service Administrator Zimmer, communication dated August 1, 2011.

Motion adopted.

- 11-283** Motion by Councilman Apigian, seconded by Councilman Berry, that the City Council concurs with and approves the purchase of one Millermatic 252 Welder w/one Portable Millermatic 140 Welder from Valley National Gases, 5913 Middlebelt Rd., Garden City, MI 48135, for a total amount of \$2,813.00. Budgeted item in 2010/11 capital outlay, per Public Service Administrator Zimmer, communication dated July 25, 2011.

Motion adopted.

- 11-284** Motion by Councilwoman Van Houten, seconded by Councilman Apigian, that the City Council concurs with and approves amending the Resolution that was adopted on June 28, 2011, Council Motion 11-246 – Prohibiting Use of City Vehicles After Normal Working Hours, by adding the position of "Building Department Director" to the City Officers that require the use of City issued vehicles after normal working hours. Per Council Chairman Baron, communication dated August 4, 2011.

Motion adopted.

- 11-285** Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that proposed Ordinance H-11-06, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY ADDING SECTION 20-8 REGARDING THE OBLIGATION OF PERSONS IN CUSTODY TO PAY FOR MEDICAL SERVICES, be considered read for the first time.

Motion adopted.

11-286 Motion by Councilwoman Badalow, seconded by Councilwoman Van Houten, that proposed Ordinance H-11-07, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY AMENDING SECTION 35-134 REGARDING THE ADOPTION OF THE CITY OF DETROIT WATER MODEL WASTEWATER DISCHARGE ORDINANCE IN ORDER TO UPDATE SECTION 35-134 TO ENSURE THAT IT IS CONSISTENT WITH THE CITY OF DETROIT MODEL WASTEWATER DISCHARGE ORDINANCE AS MOST RECENTLY REVISED, be considered read for the first time.

Motion adopted.

11-287 Motion by Councilman Apigian, seconded by Councilwoman Van Houten, that the Business License Renewal Applications for Applebee's Restaurant, 26582 Ford; and Carl E. Stitt Post #232, 23850 Military, be approved.

Motion adopted.

11-288 Motion by Councilwoman Horvath, seconded by Councilman Berry, that the meeting be adjourned.

Motion adopted.

The meeting adjourned at 9:57 p.m.

WALTER PRUSIEWICZ
CITY CLERK

KENNETH R. BARON
COUNCIL CHAIRMAN

EVE SCHAFER
COUNCIL SECRETARY