

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

JULY 27, 2004

04-237 The meeting was called to order at 8:08 p.m. by Council Chair Elizabeth J. Agius.

Roll Call showed the following:

Present: Council Chair Elizabeth J. Agius, Councilwoman Janet S. Badalow, Councilman Kenneth R. Baron, Councilwoman Ann Brown, Councilman Bob Constan, Councilwoman Catherine L. Heise, Councilwoman Margaret M. Van Houten.

Absent: None.

Also Present: Mayor Paletko, Administrative Assistant Kramarz, Corporation Counsel Miotke, City Clerk Dudzinski, Deputy Clerk Pawlukiewicz, Treasurer Riley, Comptroller Barrow, Assessor Riedel, Interim Building & Engineering Director Sobh, Acting Fire Chief Klovski, Police Chief Gust, Recreation Director Grybel, Public Service Administrator Franzil, Community Development Director Jamal.

The Pledge of Allegiance was led by Public Service Administrator Franzil.

04-238 Motion by Councilman Baron, seconded by Councilman Constan, that the Agenda for the Regular Meeting of July 27, 2004, be approved as submitted with the recommendation from Councilwoman Van Houten that Agenda Item 9-A (Islamic Holidays Resolution), be brought forward.

Motion unanimously adopted.

04-239 Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that the Minutes from the Regular Meeting of July 13, 2004, be approved with insertion of the word "Resolution" to CM-04-235 Regional Storm Water Management.

Motion unanimously adopted.

04-240 Motion by Councilman Constan, seconded by Councilwoman Brown, that the Resolution Recognizing the Islamic Holidays and the Holy Month of Ramadan, be referred to a Committee of the Whole Study Session.

Motion unanimously adopted.

04-241 Motion by Councilman Baron, seconded by Councilman Constan, that Current Claims 6-1 through 6-27, be approved with a reduction to claim 6-11 (MDEQ NPDES Discharge Permit Fee 2004) to \$6,000.

1. ACCUMED BILLING INC. – Ambulance Billing June 2004 – Inv. dated 7/1/04 from A/C 101-202-200 (Accounts Payable) \$4,011.21. Fire Dept.
2. BROADSPIRE SERVICES, INC. – Workers Comp Service Fee – Inv. 130119 dated 7/1/04 from A/C 101-200-724-000 (Work Comp) \$20,750.00. Gen. Govt.
3. BROADSPIRE SERVICES, INC. – Excess Workers Comp Insurance – Inv. 130126 dated 7/1/04 from A/C 101-200-724-000 (Work Comp) \$21,667.00. Gen. Govt.
4. CENTRAL WAYNE COUNTY SANITATION AUTHORITY – Monthly Debt & Service June/July 2004 from A/C 101-202-200 (Accounts Payable) \$162,632.47 and A/C 101-200-810-000 (Sanitation) \$80,732.00 Gen. Govt.
5. CITY OF WESTLAND 800 MHZ INFRASTRUCTURE & EQUIPMENT COST – Inv. dated 6/30/04 from A/C 101-200-831-100 (E-911) \$49,126.00. Police.
6. E & N CEMENT – Pavement Repairs – Inv. dated 7/20/04 from A/C 592-537-818-000 (Contract Serv) \$54,532.57 and A/C 101-440-880-000 (Road Repair) \$25,380.84. DPW
7. GODDARD COATINGS – Tennis Court Repair – Inv. 7300 and 7301 dated 6/30/04 from A/C 101-202-200 (Accounts Payable) \$5,800.00. Recreation.
8. HEIGHTS TREE SERVICE – Tree Removal – Inv. 7/18/04 from A/C 101-440-820-000 (Tree Removal) \$3,545.00. General Fund.
9. J.Q. INC. – Grass & Weed Cutting – Inv. dated 7/8/04; 7/9/04 and 7/19/04 from A/C 101-200-963-000 (Sidewalk/Weed) \$31,720.00. Gen. Govt.
10. LANZO LINING – Sewer Lining Program – Inv. dated 7/6/04 from A/C 592-202-200 (Accounts Payable) \$279,528.00. Water.
11. MDEQ – NPDES Discharge Permit Fee 2004 – Inv. 04-MI0051811 dated 7/9/04 from A/C 592-154-000 (Sewers) \$6,000.00. Water Dept.
12. OAKLAND COUNTY CLEMIS – CLEMIS Participation Fee – Inv. 0406068 and 0406067 dated 6/30/04 from A/C 101-202-200 (Accounts Payable) \$9,279.00. Police.
13. PLANTE & MORAN – Accounting Services – Inv. 993709 dated 7/9/04 from A/C 101-200-

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- 817-000 (Prof Serv) \$5,625.00. General Govt.
14. PLANTE & MORAN – Accounting Services – Inv. 993710 dated 7/9/04 from A/C 101-400-818-000 (Contract Serv) \$290.00 and A/C 592-536-817-000 (Prof Serv) \$1,840.00. DPW.
 15. QUAD-TRAN OF MICHIGAN – Data Processing July 2004 – Inv. 4390 and 4391 dated 6/30/04 from A/C 101-130-818-000 (Contract Serv) \$3,600.00; A/C 101-130-728-000 (Supplies) \$793.95 and A/C 101-200-728-000 (Supplies) \$1,808.93. District Court.
 16. RMS ASSOCIATES, LLC – Telephone Consulting Services – Inv. 04-1752 dated 7/12/04 from A/C 101-200-817-000 (Prof/Consult) \$1,570.00. Gen. Govt.
 17. R & R FIRE TRUCK REPAIR – Misc. Repairs Fire Equipment – Inv. 25056 dated 6/18/04 from A/C 101-202-200 (Accounts Payable) \$7,403.18. Fire Dept.
 18. TMP ARCHITECTURE – Prof. Services Swapka Park Comfort Station – Inv. 14049 dated 6/30/04 from A/C 103-960-964-203 (Swapka Park) \$720.00. CDBG.
 19. TELECOM TECHNICIANS, INC. – Deposit New Telephone System – Inv. 76422 dated 7/14/04 from A/C 101-202-200 (Accounts Payable) \$50,714.22. Gen. Govt.
 20. TILLMAN ELECTRICAL SERVICES – Electrical Pole Municipal Park – Inv. 03-415 dated 6/29/04 from A/C 101-202-200 (Accounts Payable) \$1,625.00. Recreation.
 21. WADE-TRIM/ASSOCIATES - 2003 STREET REPAIR-CONST. ADMIN/SURVEY – Inv. 83101 dated 6/29/04 from A/C 202-200-000 (Accounts Payable) \$19,876.42. Major Streets.
 22. WADE-TRIM/ASSOCIATES – Construction Engineering Dearborn Career Tech Ctr. – Inv. 81926 dated 3/17/04 from A/C 592-255-001 (Escrow Constr) \$740.90. Water Escrow.
 23. WADE-TRIM/ASSOCIATES – Warren Avenue Streetscape – Various Inv.'s from A/C 274-673-935-093 (Warren Streetscape) \$31,670.67. CDBG.
 24. WESTERN WAYNE COUNTY MUTUAL AID ASSOC. – WWCFDMAA Membership – Inv. 44 dated 6/2/04 from A/C 101-335-802-000 (Dues/Member) \$6,431.09. Fire Dept.
 25. GARY MIOTKE – Legal Services June 2004 – Inv. dated 7/19/04 from A/C 101-202-200 (Accounts Payable) \$7,438.75. Corp. Counsel.
 26. SECREST, WARDLE, LYNCH ... - Legal Services May & June 2004 – Inv. 1108438 dated 6/22/04 and Inv. 1110912 dated 07/14/04 from A/C 101-202-200 (Accounts Payable) \$12,863.00. Corp. Counsel.
 27. SOMMERS, SCHWARTZ, SILVER & SCHWARTZ – Legal Services Water Issues – Inv. 181971 dated 7/6/04 from A/C 592-202-200 (Accounts Payable) \$1,606.00.

Motion unanimously adopted.

- 04-242** Motion by Councilman Baron, seconded by Councilman Constan, that proposed ordinance H-04-03, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY ADDING SECTION 20-309 OF SAID CODE REGARDING FLOOD HAZARDS, be considered read for the first time.

Motion unanimously adopted.

- 04-243** Motion by Councilman Baron, seconded by Councilwoman Badalow, that the request from Motor City H. C. Harley Owners Group, P O Box 1152, Garden City, MI 48136 to hold their 10th Annual Toy Run on Sunday, August 29, 2004, at noon sharp from the Westland City Municipal Building west on Ford Road, north on Newburg, west to Ann Arbor Road, north on Main Street, north on Hines; east on 7 Mile Road, south on Hines; exiting on Inkster, south on Inkster, east on Warren to south on Garling Drive to Msgn. Hunt Knights of Columbus, 7080 Garling Drive, per Lynn Barr, Secretary, Motor City HOG Chapter, communication dated May 28, 2004 and Mayor Paletko, communication dated July 8, 2004. Further, that the Police and Fire to provide escort and assistance as needed.

Motion unanimously adopted.

- 04-244** Motion by Councilwoman Van Houten, seconded by Councilwoman Brown, that the request from Annapolis High School, 4650 Clippert, Dearborn Heights, MI 48125 to conduct their Homecoming Parade on Saturday, September 25, 2004 at 9:30 am, per Dennis Brown, Assistant Principal, communication dated June 15, 2004 and Mayor Paletko, communication dated July 8, 2004. Further, that the Police and Fire to provide escort and assistance as needed.

Motion unanimously adopted.

- 04-245** Motion by Councilwoman Van Houten, seconded by Councilwoman Brown, that the request from Divine Child High School, 1001 N Silvery Lane, Dearborn, MI 48128 to conduct their Homecoming Parade on Saturday, September 25, 2004 beginning at 12:30 pm, per Mayra Jares, Student Council Moderator, communication dated June 30, 2004 and Mayor Paletko, communication dated July 20, 2004. Further, that the Police and Fire to provide escort and assistance as needed.

Motion unanimously adopted.

- 04-246** Motion by Councilman Baron, seconded by Councilwoman Badalow, that the City Council concurs with and approves the Agreement with McLeodUSA Telecommunications Services, Inc., Master Services Agreement; Supplemental Terms and Conditions to Preferred Advantage Master Services Agreement for McLeodUSA Preferred Advantage Dedicated Local Plan; Term and Volume Discount Plan Addendum; Service and Price Addendum-Voice Circuit; Preferred Carrier Selection PIC Freeze Removal Information; Letter of Agency and Early Termination Charges Addendum, as reviewed by Corporation Counsel, communication dated July 23, 2004 and Mayor Paletko, communication dated July 21, 2004. Further, that the Mayor be authorized to sign the Agreement on behalf of the City.

Motion unanimously adopted.

- 04-247** Motion by Councilman Constan, seconded by Councilman Baron, that the City Council concurs with and approves the request to auction confiscated vehicles as follows:

1991 Chevrolet 1G1LV13G9MY211923; 1982 Mercury 1MEBP6329CT607553; 1993 Mercury 2MELM75W8PX661325; 1989 Chevrolet 2GCEC19H3K1116800; 1978 Chevrolet 1N69U81168832 and 1994 Chevrolet 1G1JC14T1R7167549, per Police Chief Gust, communication dated January 22, 2004. Funds to be placed into the Narcotic Forfeiture account.

Motion unanimously adopted.

- 04-248** Motion by Councilman Baron, seconded by Councilwoman Badalow, that the City Council concurs with and approves the use of section (d) part #(3) Procurement by Competitive Proposals (page 5/9) as a method to procure an Engineering Services Firm and Community Development Block Grant Professional Services Firm, per Community Development Director Jamal, communication dated July 20, 2004.

Motion unanimously adopted.

- 04-249** Motion by Councilwoman Van Houten, seconded by Councilman Baron, that the City Council concurs with and approves the Lease Agreement between Omnipoint Communications Midwest Operations LLC and the City of Dearborn Heights with site plan modifications as set forth in the agreement dated April 27, 2004, and further an Affidavit signed by Sr. Vice President, General Counsel and Assistant Secretary and the Agreement to Release, Hold Harmless, Defend and Indemnify Based on Representation of Authority drafted by Corporation Counsel Miotke, communication dated July 22, 2004. Further, that the Mayor and Clerk be authorized to sign the Consent Letter on behalf of the City.

Motion unanimously adopted.

- 04-250** Motion by Councilman Baron, seconded by Councilman Brown, that the business license for Donovan VFW #7910, 25620 Van Born Road, be approved.

Motion unanimously adopted.

- 004-251** Motion by Councilman Baron, seconded by Councilman Brown, that the meeting be adjourned.

Motion unanimously adopted.

The meeting adjourned 9:12 p.m.

S. JUDITH DUDZINSKI
CITY CLERK

ELIZABETH J. AGIUS, CHAIR
CITY COUNCIL

MARIA E. LAWRENCE
COUNCIL/CLERK SECRETARY