

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

JULY 25, 2006

06-262 The meeting was called to order at 8:11 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, Councilman Tom Berry, Councilman Bob Constan, Councilwoman Margaret M. Horvath, Councilwoman Margaret M. Van Houten.

Absent: None.

Also Present: Mayor Paletko, Administrative Assistant Kramarz, City Clerk Dudzinski, Deputy Clerk Pawlukiewicz, Treasurer Riley, Deputy Comptroller Macari, Assessor Riedel, Building & Engineering Director Sobh, Fire Chief Gurka, Librarian Deller, Police Chief Gust, Recreation Director Grybel (arrived at 8:17 p.m.); Public Service Administrator Franzil, Community & Economic Development Director Jamal, Assistant Emergency Coordinator Ankrapp.

The Pledge of Allegiance was led by Assessor Riedel.

06-263 Motion by Councilwoman Van Houten, seconded by Councilman Constan, that the Agenda for the Regular Meeting of July 25, 2006, be approved with the addition of Item 13-C Landscaping of City Signs.

Motion unanimously adopted.

06-264 Motion by Councilwoman Badalow, seconded by Councilman Berry, that the Minutes from the Regular Meeting of July 11, 2006, be approved as submitted.

Motion unanimously adopted.

The Public Hearing for the proposed alley vacation of the north-south alley N Beech Daly and Whitefield opened at 8:13 p.m. by Council Chair Agius.

Council Chair Agius waived the reading of the Notice of a Public Hearing (see below):

PLEASE TAKE NOTICE that a Public Hearing will be held on July 25, 2006, by the Dearborn Heights City Council at the Administrative Offices, 6045 Fenton, Dearborn Heights, Michigan at 8:00 p.m. EST for the purpose of hearing objections, if any, to the request to vacate the north-south alley abutting property located at 6056 N. Beech Daly on the west and 6059 Whitefield on the east all contiguous to Lots 301, 302, 303 and Lot 238 of WEST FORD SUBDIVISION, T2S, R10E; L 57, P 5, Wayne County Records.

Retaining however, the full width for the entire length of the alley proposed to be vacated, which shall be reserved for public utilities as and for access for maintenance and/or installation thereof.

This Notice is published by direction of the City Council under and by virtue of the City Clerk.

Written objections may be directed to the City Clerk's Office, 6045 Fenton, Dearborn Heights, Michigan 48127. Written objections to the proposed alley vacation may be submitted to the City Clerk's Office until 4:00 p.m. on the date of the hearing, Judy Dudzinski, Clerk, City of Dearborn Heights. Notice published in the Press & Guide Newspaper on July 12 and 19, 2006.

Clerk Dudzinski "Ordinance Officer Dave Novak posted the "Notices of Public Hearing" on telephone poles as follows: two (2) copies behind 6045 N Beech Daly and George Street; one copy at the intersection of George and Whitefield and one copy at the corner of George & Beech Daly Roads.

Council Chair Agius asked if there were any communications.

Clerk Dudzinski responded "No Madam Chair."

Council Chair Agius asked if there was anyone in the audience wishing to speak on the proposed alley vacation.

Mr. Walblay "My name is Raymond Walblay, 6056 Beech Daly and that's the corner lot that I own. What I did, if there is a problem, I drew up a little bit better diagram. It's 100' deep, then there is 10' that nobody owns and then the next piece I own, that goes up to that. It used to be alleyway and that is why I am here to vacate it."

Council Chair Agius "Is there going to be something built on that property or are we just vacating it?"

Assessor Riedel "My understanding is there will not be a building on it. They re-platted everything

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beyond that section and removed the alleyway totally only his lot is left".

Council Chair Agius "Okay."

Councilwoman Van Houten "Clean-up that should have been done years ago."

Assessor Riedel "Yes."

Council Chair Agius "Is there was anyone else here to speak on the alley vacation, hearing none, I'll take a motion to close the Public Hearing."

06-265 Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that the Public Hearing be closed.

The Public Hearing closed at 8:13 p.m.

Mr. Walblay was notified that the Council would consider approval of the request for vacation at the next Council Meeting, Wednesday August 9, 2006, delayed one day because of the Primary Election.

06-266 Motion by Councilman Baron, seconded by Councilman Constan, that Current Claims 6-1 through 6-17, be approved as submitted.

1. ACCUMED BILLING, INC. – Ambulance Billing June 2006 – Inv. dated 7/3/06 from A/C 101-xxx-202-000 (Accounts Payable) \$6,314.86. Fire Dept.
2. CENTRAL WAYNE COUTY SANITATION AUTHORITY – Monthly Debt & Services June 2006 – Inv. dated 6/30/06 from A/C 101-xxx-202-000 (Accounts Payable) \$80,125.02. General Govt.
3. THOMAS R. CLARK, MD – Psychological Assessment & Evaluations – Inv. dated 1/24/06 and 3/23/06 from A/C 101-xxx-202-000 (Accounts Payable) 3,150.00. Police Dept.
4. E & N CEMENT – Pavement Repairs – (2) Inv.'s dated 7/17/06 from A/C 101-440-880-000 (Road Repairs) \$55,059.90 and A/C 592-537-818-000 (Contract Services) \$14,747.01. DPW-Water O/M
5. FORD MOTOR CREDIT – Annual Lease Payment Water Reading Vehicles – Inv. dated 6/29/06 from A/C 101-xxx-202-000 (Accounts Payable) \$13,915.20. Water Dept.
6. MC MULLEN SYSTEMS – Summer Laser Tax Bills – Inv. 60629-013 dated 6/29/06 from A/C 101-xxx-202-000 (Accounts Payable) \$1,670.85. Treasurer
7. GARY MIOTKE – Legal Services June 2006 – Inv. dated 7/17/06 from A/C 101-xxx-202-000 (Accounts Payable) \$4,971.00. Corp. Counsel
8. NAGEL CONSTRUCTION – Sewer Cleaning Program – Inv. 2254 dated 7/14/06 from A/C 592-540-818-030 (Contract Serv.) \$10,584.00. Water
9. OAKLAND COUNTY – CLEMIS & MDC Fees – Inv. 286 dated 6/15/06 from A/C 101-300-818-000 (Contract Serv.) \$9,802.43. Police Dept.
10. QUAD-TRAN OF MICHIGAN – Data Processing July 2006 & June 2006 – Inv. 4868; 4869 and 4864 dated 6/30/06 from A/C 101-xxx-202-000 (Accounts Payable) \$8,847.63. District Court
11. TRYBUSKI'S LANDSCAPING – Grass/Weed Cutting Week of July 5 and June 26, 2006 from A/C 101-xxx-202-000 (Accounts Payable) \$7,392.34. General Govt.
12. WADE-TRIM/ASSOCIATES – Ann Arbor Trail Improvements Construction. Admin. – Inv. 90498 dated 6/21/06 from A/C 202-xxx-202-000 (Accounts Payable) \$13,008.13. Major Streets
13. WADE-TRIM/ASSOCIATES – Phase II CSO Construction Admin. – Inv. 90497 from A/C 592-xxx-154-000 (Sewers) \$2,549.91. Water Dept.
14. WASTE MANAGEMENT – Roll-Off Service June 2006 – Inv. 1717-6 and 1717-8 dated 7/1/06 from A/C 101-xxx-202-000 (Accounts Payable) \$5,290.00. General Govt.
15. WAYNE COUNTY ACCOUNTS RECEIVABLE – Traffic Signal Maint. May 2006 – Inv. 1002247 dated 7/5/06 from A/C 101-xxx-202-000 (Accounts Payable) \$3,836.82. DPW-Highway
16. WAYNE COUNTY – Purchase Property on Foreclosure List – 033-055-03-0620-300 and 033-055-03-0621-300 from A/C 101-200-817-000 (Prof. Consult) \$2,234.64. General Govt.
17. WOLVERINE TRANSPORT, INC. – Removal of Debris June 2006 – Inv. dated 6/29/06 from A/C 101-xxx-202-000 (Accounts Payable) \$1,965.00. General Govt.

Motion unanimously adopted.

06-267 Motion by Councilman Baron, seconded by Councilman Constan, that the low bid from Cipparone Contracting, Inc, 29200 Southfield Road, Suite 200A, Southfield, MI 48076, for the Sidewalk Replacement Program, in the amounts of \$2.57 Spec #1; \$3.02 Spec #2; \$12.00 Spec 3 and \$3.40 Spec #4, be approved, per Building & Engineering Director Sobh, communication dated July 13, 2006. Further, that the contract be in effect for one (1) year with a right to cancel upon thirty (30) day written notice of either party and that the Treasurer be authorized to return bid deposits to the unsuccessful bidders.

Motion unanimously adopted.

- 06-268** Motion by Councilwoman Horvath, seconded by Councilwoman Van Houten, that the communication from Mayor Paletko, dated July 19, 2006 re: Elimination of the Library Advisory Board be referred to a Committee of the Whole Study Session August 15, 2006.

Aye: Council Chair Agius, Councilwoman Badalow, Councilman Baron, Councilwoman Horvath, Councilwoman Van Houten.

Nays: Councilman Berry, Councilman Constan.

Absent: None.

Motion adopted.

- 06-269** Motion by Councilwoman Badalow, seconded by Councilman Berry, that the communication from Mayor Paletko, dated July 19, 2006 re: The reappointment of Mounir Karam, 654 Dover, to the Building Board of Appeals, term to expire July 2011, be received, contents noted and filed.

Motion unanimously adopted.

- 06-270** Motion by Councilwoman Badalow, seconded by Councilman Berry, that the City Council concurs with and approves the reappointments of Mounir Karam, 654 Dover and Frank Mastroianni, 8401 Telegraph, to the Demolition Board of Appeals, terms to expire July 2009.

Motion unanimously adopted.

- 06-271** Motion by Councilman Constan, seconded by Councilwoman Badalow, that the communication from Mayor Paletko, dated July 19, 2006 re: Reappointment of Peg Drake to the Disability Commission, term to expire July 2009 be received, contents noted and filed.

Motion unanimously adopted.

- 06-272** Motion by Councilwoman Badalow, seconded by Councilman Constan, that proposed Ordinance H-05-05, Amendment to Article III Commission on Disability Concerns Membership Bylaws be considered read for the first time. Further, that Corporation Council be authorized to draft the proper ordinance.

Motion unanimously adopted.

- 06-273** Motion by Councilwoman Van Houten, seconded by Councilman Baron, that the City Council concurs with and approves the HOME Investment Partnership Grant Agreement #M-2005-5608 (CDFA#14.239) per, Community & Economic Development Director Jamal, communication dated July 17, 2006. Further, that the Mayor be authorized to sign on behalf of the City.

Motion unanimously adopted.

- 06-274** Motion by Councilman Baron, seconded by Councilman Constan, that the City Council concurs with and approves the USDA TEFAP Commodity Agency Agreement for the Berwyn and Eton Senior Citizen Centers, per Recreation Director Grybel, communication dated July 17, 2006. Further, that the Mayor be authorized to sign the agreements on behalf of the City.

Motion unanimously adopted.

- 06-275** Motion by Councilman Baron, seconded by Councilwoman Badalow, that the City Council concurs with and approves the request to purchase two (2) Excel Hustler Super Z Model #926980 lawn mowers, from Excel Industries, Inc., 200 South Ridge Road, P O Box 7000, Hesston, KS 67062-2097 and distributed by W.F. Miller Co., Novi, MI. for \$7,643.22 each, grand total \$15,286.44 and payment thereof, per Public Service Administrator Franzil, communication dated July 13, 2006. This purchase is under a State Contract and budgeted in the 2006-07 budget.

Motion unanimously adopted.

- 06-276** Motion by Councilwoman Van Houten, seconded by Councilman Berry, that the City Council concurs with and approves the request to purchase one (1) 2007 F550 dump truck with front end plow and salt spreader from Jorgensen Ford, 8333 Michigan Avenue, Detroit, MI 48210, for \$44,744.00, and payment thereof, per Public Service Administrator Franzil, communication dated July 13, 2006. This purchase is under a State Contract and budgeted in the 2006-07 budget.

Motion unanimously adopted.

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- 06-277** Motion by Councilwoman Badalow, seconded by Councilwoman Van Houten, that the City Council concurs with and approves the BidNet Agreement for Services, per Comptroller Barrow, communication dated July 18, 2006. Further, that the Mayor be authorized to sign the agreement on behalf of the City.

Motion unanimously adopted.

- 06-278** Motion by Councilman Constan, seconded by Councilwoman Badalow, that proposed Ordinance H-06-06 Amendment to Senior Housing Ordinance, Chapter 36-93, (5) (h) Additional Requirements (age change from 62 to 55), be considered read for the first time. Further, that Corporation Council be authorized to draft the proper ordinance.

Motion unanimously adopted.

- 06-279** Motion by Councilwoman Badalow, seconded by Councilman Baron, that the communication from County Executive Ficano, dated July 5, 2006 re: Proposed Language to Exempt Real Estate Signs, be referred to Corporation Counsel for better language and liabilities definition.

Motion unanimously adopted.

- 06-280** Motion by Councilman Constan, seconded by Councilman Baron, that business license renewal for Cooper's Garage, 21244 Van Born Road, be approved.

Motion unanimously adopted.

- 06-281** Motion by Councilman Baron, seconded by Councilwoman Badalow, that the County of Wayne and Torree & Bruglio Golf Course Management, Inc. (Co-Licensee), 26116 W Warren, Dearborn Heights, MI 48127, Wayne County request to drop MX3, Inc. as co-licensee and add Torre & Bruglio Golf Course Management, Inc. as co-licensee in 2005 Class C licensed business (MCL 436.1515(1); nontransferable) with dance-entertainment permit, official permits (Food & Golf), outdoor service (3 areas), direct connection-1 and 4 bars, be approved and the Liquor Control Commission be so notified. ID #332649

Motion unanimously adopted.

- 06-282** Motion by Councilwoman Horvath, seconded by Councilwoman Badalow, that the City Council concurs with and approves the proposal from English Gardens, Jamey Stefanic Landscape Designer, 20 Congress Street, Pontiac, MI 48341 for design and plantings of materials around all City entry signs on Telegraph and Ford Roads, for an expenditure of \$8,446.91, and payment thereof, which includes a 50% deposit, remainder due upon completion. Further, that the Mayor sign the agreement on behalf of the City.

Motion unanimously adopted.

- 06-283** Motion by Councilwoman Horvath, seconded by Councilman Constan, that the meeting be adjourned.

Motion unanimously adopted.

The meeting adjourned at 9:03 p.m.

S. JUDITH DUDZINSKI
CITY CLERK

ELIZABETH J. AGIUS, CHAIR
CITY COUNCIL

MARIA E. LAWRENCE
COUNCIL SECRETARY