MINUTES – JULY 24, 2012
REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

12-261 The meeting was called to order at 8:04p.m. by Council Chairman Kenneth R Baron

Council Chairman Kenneth R Baron called for a Moment of Silence for the Victims and their families in Colorado.

Roll Call showed the following:

Present:	Councilman Ned Apigian, Councilwoman Janet S. Badalow, Council Chairman Kenneth R Baron, Councilman Tom Berry, Councilwoman Lisa Hicks-Clayton, Councilwoman Margaret M. Horvath.
Absent:	None.
Also Present:	City Clerk Prusiewicz, Mayor Paletko, Treasurer Riley, Assessor McDermott, Building & Engineering Director Sobh, Community & Economic Development Director Amen, Comptroller Macari, Corporation Counsel Miotke, Library Director McCaffery, Police Chief Gavin, Public Service Administrator Zimmer, Recreation Director Grybel

The Pledge of Allegiance was led by Councilwoman Margaret M. Horvath.

12-262 Motion by Councilman Berry, seconded by Councilman Apigian, that the Agenda for the Regular Meeting of July 24, 2012, be approved as submitted.

Motion unanimously adopted.

12-263 Motion by Councilwoman Hicks-Clayton, seconded by Councilman Apigian, that the Minutes from the Regular Meeting of July 10,2012, be approved as submitted.

Motion unanimously adopted.

12-264 Motion by Councilwoman Horvath, seconded by Councilman Berry, that Current Claims 6-1 through 6-15, and 6-17 through 6-32, be approved as submitted with Claim 6-16 being removed to a study session.

1. Allied Eagle Precast, LLC	Accts. Payable	$ 2,020.88	Bldg Maint
2. BS & A Software Svc & Support	Accts. Payable	$ 3,735.00	Bldg & Eng.
BS & A Software Svc & Support	Accts. Payable	$ 2,762.50	Gen. Gov't
3. Bell Equipment Company	Accts. Payable	$ 2,486.00	Highway
4. Berkshire Development	Accts. Payable	$ 16,083.00	Bldg & Eng.
5. Crane Printing	Accts. Payable	$ 2,294.09	Treasurer
6. Dornbos Sign	Accts. Payable	$ 6,807.50	Highway Dept
7. E & N Cement	Contr Svc.	$ 18,628.19	Water Dept
8. E & N Cement	Road Repairs	$ 62,100.38	DPW
9. EJ USA, Inc.	Accts. Payable	$ 5,798.32	Water
10. Emerald Rich Lawns	Accts. Payable	$ 2,54742	Bldg Maint
11< Gasiorek, Morgan, Greco	Accts. Payable	$ 1,50140	Water
12. J.LS. Property Maintenance	Accts. Payable	$ 1,724.66	Bldg. & Eng.
13. Johnson Controls	Accts. Payable	$ 2,003.70	Bldg. Maint
14. Library Network, The	Accts. Payable	$ 6,803.65	Library
15. Library Network, The	Capital Outlay	$ 16,113.22	Library
17 Michigan Meter Technology	Accts. Payable	$ 2,494.33	Water
18 Munn Tractor Sales	Accts. Payable	$ 17,217.53	Water
19 Nagel Construction	Contr. Svc.	$ 16,391.02	Water
20. New Image Building Services	Contr. Svc.	$ 2,214.00	Library
21. Quad-Tran of Michigan	Accts. Payable	$ 4,500.00	District Court
Quad-Tran of Michigan	Accts. Payable	$ 1,699.40	District Court
Quad-Tran of Michigan	Accts. Payable	$ 1,262.55	District Court
22. SysTemp Corporation	Accts. Payable	$ 2,447.00	Police Dept.
23. Ulliance	Contr. Svc.	$ 1,740.00	Human Res.
24. United States Conf. of Mayors	Dues/Mmbrshp/Sub	$ 5,269.00	Gen. Gov't.
25. W.L. Bowles Trucking, Inc.	Accts. Payable	$ 7,717.50	Water
26. WWCFDMAA	Dues / Mmbrshp	$ 8,409.04	Fire
27. Wade Trim & Assoc.	Accts. Payable	$ 20,233.23	Misc. Grants
28. Wade Trim & Assoc.	Accts. Payable	$ 6,530.00	Water
29. Wade Trim & Assoc.	Accts. Payable	$ 57,023.75	Water
30. Waste Management	Accts. Payable	$ 1,961.52	Gen. Gov't.
31. Wayne County	Accts. Payable	$ 5,103.20	General Fund
32. Wayne County Dept. of Env.	Accts. Payable	$ 107,062.50	Water

Motion unanimously adopted.

12-265 Motion by Berry, seconded by Hicks-Clayton, that the City Comptroller be authorized to advertise for bids per specifications, for a new treadmill for the Richard A. Young Fitness Center, per the request of Recreation Director Grybel, communication dated July 12, 2012.

Motion unanimously adopted.

12-266 Motion by Councilman Apigian, seconded by Councilman Berry, that the 2nd lowest bid meeting all specifications from Tiseo Brothers, Inc. for the reconstruction of Pardee Road from Van Born Road to the Ecorse Creek Bridge, in the amount of $204,491.60, be approved, per Public Service Administrator Zimmer, and that the Treasurer be authorized to return bid deposits to the unsuccessful bidders. Further, that the City Council approves and establishes a Construction Engineering Budget in the amount of $20,000.00 for Wade Trim, and authorizes the Mayor and City Clerk to sign the Contract Agreement with Tiseo Brothers, Inc., per communication dated July 16, 2012.

Motion unanimously adopted.

12-267 Motion by Councilwoman Horvath, seconded by Councilwoman Hicks-Clayton, that the City Council concurs with and approves the appointment of Mr. Ahmad Awada to the Watershed Stewards Commission, term to expire September 2014. Further, to appoint Mr. Aymen Maktari to fill the vacancy previously occupied by Mr. Steve Lahaie on the Commission, term to expire September 2013, per Mayor Paletko, communication dated July 5, 2012.

Motion unanimously adopted.

12-268 Motion by Councilman Apigian, seconded by Councilman Berry, that the City Council concurs with and approves the payment to L3 Communications in the amount of $1,500.00 for the maintenance agreement for the Detective Bureau interview rooms starting on December 21, 2012 thru December 20, 2013, and $4,895.00 for the Mobile Vision Backend Solution from August 13, 2012 thru August 12, 2013, for a total amount of $6,395.00 for both invoices. Per Police Chief Gavin, communication dated July 12, 2012.

Motion unanimously adopted.

12-269 Motion by Councilwoman Horvath, seconded by Councilwoman Hicks-Clayton, that the City Council concurs with and approves the renewal of the Canfield Ice Arena Agreement between the City of Dearborn Heights and Family Entertainment Properties Inc. to be in effect until June 14, 2016. Further, to authorize the Mayor and City Clerk to sign the agreement. Per Recreation Director Grybel, communication dated July 16, 2012.

Motion unanimously adopted.

12-270 Motion by Councilman Apigian, seconded by Councilwoman Horvath, that the City Council concurs with and approves the Wayne County HOME Consortia contract via the Resolution as follows:

WHEREAS, the United States Department of Housing and Urban Development (HUD) awards an annual formula allocation of funds to Wayne County as an Urban County through the HOME Investment Partnership program (HOME).

WHEREAS, Wayne County's strategic plan for the expenditure of HUD funds is included in the 2011-2015 Consolidated Plan, which has been approved by HUD;

WHEREAS, HUD provides for the establishment of a "Consortia" with non-participating jurisdictions to allow for the expenditure of HOME funds in those communities, thereby increasing the formula allocation of HOME funds to Wayne County;

WHEREAS; in 2010, Wayne County established a HOME Consortia that includes the non-participating jurisdictions of Dearborn, Dearborn Heights, Lincoln Park, Livonia, and Taylor, through an Interlocal Agreement that expires on June 30, 2013;

WHEREAS; HUD requires that the members of the Consortia notify HUD in writing of their intent to continue the Consortia beyond the current termination date.

WHEREAS; The Interlocal Agreement requires that upon the approval of any extension by the governing body, that each Consortia Member authorize the chief official to execute any documents necessary to implement the extension.

WHEREAS; the termination of the Interlocal Agreement, and thereby the Consortia, would terminate the allocation of Wayne County HOME dollars to the City of Dearborn Heights.

THEREFORE BE IT RESOLVED, by the Dearborn Heights City Council this 24th day of July, 2012, that the Interlocal Agreement for the duration of the Wayne County 2011-2015 Consolidated Plan.

RESOLVED that approval is hereby granted authorizing the Mayor the delegated authority to execute the document necessary to modify the termination date of the Interlocal Agreement, as required by that document.

APPROVED AND ADOPTED, by the Dearborn Heights City Council on July 24, 2012.

Motion unanimously adopted.

12-271 Motion by Councilwoman Hicks-Clayton, seconded by Councilwoman Horvath, that the City Council concurs with and approves the Extension Agreement to the Wayne County HOME Consortia contract. Further, to authorize the Mayor and City Clerk to sign the agreement. Per CEDD Director Amen, communication dated July 9, 2012.

Motion unanimously adopted.

12-272 Council Chairman Baron opened a Hearing of the Taxation Authorities at 8:24 pm. There were no responses by mail, nor any from the audience. Motion by Councilman Berry, seconded by Councilwoman Horvath to close the Hearing of the Taxation Authorities.

Motion unanimously adopted.

12-273 Motion by Councilman Berry, seconded by Councilwoman Horvath, that the City Council approve the Resolution Approving the New Personal Property Exemption Application of The Armored Group, LLC as follows:

WHEREAS, The Armored Group, LLC has filed an Application for Exemption of New Personal Property (hereafter "Application") with the Clerk of the City of Dearborn Heights pursuant to Public Act Number 328 of 1998, as amended (hereafter "Act 328) with respect to property located at 2727 S. Beech Daly, Dearborn Heights, Michigan, 48125 (hereafter "the subject property");

WHEREAS, the City Clerk has notified in writing the Assessor of the City of Dearborn Heights and the legislative bodies of each taxing unit that levies ad valorem property tax within the eligible district within the City of Dearborn Heights wherein the subject property is located so that they were afforded an opportunity to be heard at a public hearing to determine whether the Application should be approved or disapproved;

WHEREAS, said public hearing was held on the 24th day of July, 2012, at a regularly scheduled meeting of the City Council;

WHEREAS, comments on granting the Application were heard and considered;

WHEREAS, the City of Dearborn Heights established a tax increment finance authority and district known as the Tax Increment Finance Authority of the city of Dearborn Heights (hereafter "the T.I.F.A.") on December 29, 1986, following a public hearing, as required by Public Act Number 450 of 1980;

WHEREAS, the T.I.F.A. is an "eligible district" pursuant to Act 328;

WHEREAS, the City of Dearborn Heights is an "eligible local assessing district" pursuant to Act 328;

WHEREAS, it is hereby found and determined by the City Council of the City of Dearborn Heights that The Armored Group, LLC is an "eligible business" pursuant to Act 328;

WHEREAS, the new personal property was not placed in the facility within the qualified district prior to approval of the exemption by the City Council of the City of Dearborn Heights;

WHEREAS, the taxable value of the property proposed to be exempt under PA 328 of 1998, considered together with the aggregate total taxable value of property previously exempt and currently in force under PA 328 of 1998, shall not have the effect of substantially impeding the operation of the City of Dearborn Heights or impairing the financial soundness of an affected taxing unit;

WHEREAS, the applicant The Armored Group, LLC is not delinquent on any taxes related to the facility, including taxes owed on existing personal property; and

WHEREAS, the City Council of the City of Dearborn Heighs has further determined that granting the Application of The Armored Group, LLC will reduce unemployment, promote economic growth, and increase capital investment in the City of Dearborn Heights and the T.I.F.A. district;

NOW, THEREFORE, BE IT RESOLVED that the Application for Exemption of New Personal property of The Armored Group, LLC is hereby approved subject to all of the following conditions;
(1) The period of time for which the exemption of new personal property shall remain in effect shall be five (5) years, beginning December 31, 2012, and ending December 30, 2017.
(2) The Application and this Resolution must be approved by entities and officials of the State of Michigan as required by Act 328, specifically Section 211.9f(2) and (3) of the Michigan Compiled Laws.
(3) The Armored Group, LLC must enter into the Property Tax Abatement Agreement (hereafter "Agreement") with the City of Dearborn Heights that is approved below.
(4) The conditions set forth at paragraph 2 in the Agreement must be met and must continue to be met throughout the period applicable to the exemption.

BE IT FURTHER RESOLVED that the Property Tax Abatement Agreement between The Armored Group, LLC and the City of Dearborn Heights is approved and that Mayor Paletko and City Clerk Prusiewicz are authorized to execute the Agreement on behalf of the City of Dearborn Heights.

APPROVED AND ADOPTED, by the Dearborn Heights City Council on July 24, 2012.

Motion unanimously adopted.

12-274 Motion by Councilman Berry, seconded by Councilwoman Hicks-Clayton, that the City Council concurs with and approves the Property Tax Agreement with The Armored Group, LLC. Further, to authorize the Mayor and City Clerk to sign the agreement. Per TIFA Administrator Oliverio, communication dated July 24, 2012.

Motion unanimously adopted.

12-275 Motion by Councilwoman Horvath, seconded by Councilman Berry, that the City Council concurs with and approves the Property Tax Abatement Agreement for The Armored Group, LLC located at 2727 S. Beech Daly, Dearborn Heights, Michigan. Further, to authorize the Mayor and City Clerk to sign the agreement. Per TIFA Administrator Oliverio, communication dated July 24, 2012.

Motion unanimously adopted.

12-276 Motion by Councilwoman Horvath, seconded by Councilman Berry that the City Council concurs with and approves the purchase, by the TIFA Administration, of 2525 S. Beech Daly, and 27324 Van Born, both located in Dearborn Heights. Per TIFA Administrator Oliverio, communication dated July 24, 2012.

Motion unanimously adopted.

12-277 Motion by Councilman Apigian, seconded by Councilwoman Horvath, that the Business License for The Hooch, 5157 S. Telegraph, be approved.

Motion unanimously adopted.

12-278 Motion by Councilman Apigian, seconded by Councilman Berry, that the City Council concurs with and approves the following Traffic Control Devices, per Police Chief Gavin, communication dated July 3, 2012:

T-206/ Permanent No Right Turn 8:00 AM – 9:00 and 3:00 – 4:00 WB Ann Arbor Trail and Fox Croft

T-207/ Removal No Parking Signs (2) Bedford School, 4650 Croissant

T-208/ Permanent No Double Parking (2) (on telephone poles) 4650 Pardee

T-209/ Removal No Parking Signs Eton between Madison & Syracuse

T-210/ Permanent No Parking Signs / School Bus Only 25251 Annapolis, 7:30AM - 8:30 AM; 3:30PM – 4:00PM EB between parking lot entry way

T-211/ Removal Stop Sign Ross between Gulley & Beech Daly

T-212/ Permanent No U Turn (2) Ann Arbor Trail West of Fox Croft

Motion unanimously adopted.

12-279 Motion by Councilman Berry, seconded by Councilwoman Horvath, that the meeting be adjourned.

Motion unanimously adopted.

The meeting adjourned at 8:56 p.m.

WALTER J. PRUSIEWICZ
CITY CLERK

KENNETH R. BARON
COUNCIL CHAIRMAN

KARI MCKINNON
INTERIM COUNCIL SECRETARY