

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

JULY 28, 2009

09-297 The meeting was called to order at 8:02 p.m. by Council Chairman Kenneth R. Baron.

Roll Call showed the following:

Present: Councilwoman Elizabeth J. Agius, Councilwoman Janet S. Badalow, Council Chairman Kenneth R. Baron, Councilman Tom Berry, Councilwoman Margaret M. Horvath, Councilwoman Margaret M. Van Houten.

Absent: None.

Also Present: City Clerk Dudzinski, Mayor Paletko, Treasurer Riley, Administrative Assistant Kramarz, Assessor McDermott, Comptroller Barrow, Corporation Counsel Miotke, Deputy Clerk Pawlukiewicz, Emergency Management Director Ankrapp, Fire Chief Gurka, Human Resource Director Sobota-Perry, Library Director Mccaffrey, Police Captain LaBenne, Public Service Administrator Franzil, Recreation Director Grybel, Electrical Inspector Watland, Building Maintenance Superintendent Zimmer.

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

09-298 Motion by Councilwoman Badalow, seconded by Councilman Berry, that the Agenda for the Regular Meeting of July 28, 2009, be approved as submitted.

Motion adopted.

09-299 Motion by Councilwoman Van Houten, seconded by Councilwoman Agius, that the Minutes from the Regular Meeting of July 14, 2009, be approved as submitted.

Motion adopted.

09-300 Motion by Councilman Berry, seconded by Councilwoman Van Houten, that Fund Transfer 6-A and Current Claims 6-1 through 6-26, be approved as submitted.

1. A LAND CONSTRUCTION, INC. – Sidewalk Replacement Silvery Lane Park – Inv. dated 06/15/09 from A/C 592-xxx-202-000 (Accounts Payable) \$6,268.80. Water Dept.
2. ACCUMED BILLING, INC. – Rescue Runs June 2009 – Inv. dated 07/01/09 from A/C 101-xxx-202-000 (Accounts Payable) \$4,841.11. Fire Dept.
3. CENTRAL WAYNE COUNTY SANITATION AUTHORITY – June Disposal – Inv. dated 06/30/09 from A/C 101-xxx-202-000 (Accounts Payable) \$63,895.00. General Govt.
4. CITY OF TAYLOR – Reimbursement for Board of Animals – Inv. 292 dated 06/08/09 from A/C 101-xxx-202-000 (Accounts Payable) \$19,950.00. General Govt.
5. COMPUTER TECHNOLOGIES INC. – Set Up and Configure New PC's and Install Server Upgrade – Inv. 70436 dated 06/22/09 from A/C 101-xxx-202-000 (Accounts Payable) \$4,800.00. District Court
6. CRANE PRINTING – Letter for Taxes – Inv. 391 dated 06/26/09 from A/C 101-xxx-202-000 (Accounts Payable) \$2,250.00. Treasurer
7. E & N CEMENT – Pavement Repairs – (2) Invoices dated 07/21/09 from A/C 101-440-880-000 (Road Repairs) \$85,804.53 and A/C 592-537-818-000 (Contract Serv.) \$9,977.75. DPW-Water
8. EAGER BEAVER – Grass/Weed Cutting Services – Inv. dated 07/09/09 and 07/17/09 from A/C 101-200-963-000 (Weeds) \$4,167.85. Building Dept.
9. EXOTIC AUTOMATION & SUPPLY – Various Fittings and Hoses – Inv. 1414661 dated 06/18/09; Inv. 1415375 and Inv. 1415376 dated 06/30/09 from A/C 592-xxx-110-000 (Inventory) \$1,941.95. Water Dept.
10. GIARMARCO, MULLINS & HORTON – Water Legal Services June 2009 – Inv. 30 dated 07/09/09 from A/C 592-xxx-202-000 (Accounts Payable) \$8,107.80. Water Dept.
11. HYDRODESIGNS – Cross Connection Program – Inv. 20074IN dated 06/30/09 from A/C 592-xxx-202-000 (Accounts Payable) \$3,074.00. Water Dept.
12. JOHNSON CONTROLS – Repair A/C Unit at Caroline Kennedy – Inv. 907091667 dated 07/09/09 from A/C 738-xxx-202-000 (Accounts Payable) \$2,056.00. Libraries
13. LEMMEN OIL – Fuel for DPW Yard – Inv. 609283 dated 06/05/09 from A/C 592-xxx-110-005 (Inventory) \$29,308.66. Water Dept.
14. MUNICIPAL CODE CORPORATION – Update & Supplement Pages – Inv. 112422 dated 07/17/09 from A/C 101-xxx-202-000 (Accounts Payable) \$2,822.36. Clerk
15. NAGEL CONSTRUCITON – Sewer Cleaning Program – Inv. 2658 dated 07/17/09

Minutes JULY 28, 2009 Continued

- from A/C 592-540-818-030 (Contract Serv.) \$14,685.44. Water Dept.
16. PELTZ SODDING, INC. – Sod – Inv. 60049 dated 07/01/09 from A/C 592-xxx-202-000 (Accounts Payable) \$2,525.50. Water Dept.
 17. PLANTE & MORAN – Audit Property Room at Police Dept. – Inv. 423176 dated 04/10/09 from A/C 101-xxx-202-000 (Accounts Payable) \$4,420.00. Police Dept.
 18. QUAD-TRAN OF MICHIGAN – Data Processing July 2009 – Inv. 5437, 5436 and 5438 dated 06/30/09 from A/C 101-130-818-000 (Contract Serv.) \$3,750.00; A/C 101-xxx-202-000 (Accounts Payable) \$2,171.40; A/C 101-130-932-000 (Repair/Maint) \$1,225.00 and A/C 101-200-728-000 (Supplies) \$2,821.72. District Court
 19. SHOREVIEW ELECTRIC – Berwyn/Eton Centers Electrical Update – Inv. 11388 dated 03/13/09 (see change order) from A/C 103-960-962-205 (Berwyn) \$1,914.50 and A/C 103-960-962-206 (Eton) \$1,914.50. CDBG
 20. STATE OF MICHIGAN MDOT – Telegraph Road Bridges Replacement – Inv. AP 317814 and AP 317815 dated 07/13/09 from A/C 202-202-880-300 (Roads) \$3,437.42. Major Streets
 21. STATEWIDE SECURITY TRANSPORT – Prisoner Food & Lodging June 2009 – Inv. dated 07/09/09 from A/C 101-xxx-202-000 (Accounts Payable) \$4,727.26. General Govt.
 22. TOWNSEND NEON INC. – (4) City Entry Signs -Inv. 11979 dated 07/15/09 from A/C 701-xxx-283-011 (Entry Signs) \$26,200.00 and A/C 101-440-818-000 (Contract Serv.) \$200.00. General Govt.
 23. TRYBUSKI LANDSCAPING – Grass/Weed Cutting Services – Inv. dated 07/03/09 – 07/10/09 and Inv. dated 06/22/09 – 06/26/09 from A/C 101-200-963-000 (Weeds) \$8,122.70 and A/C 101-xxx-202-000 (Accounts Payable) \$1,779.03. Building Dept.
 24. UNITED STATES CONFERENCE OF MAYORS – Annual Dues – Inv. 36527 dated 07/08/09 from A/C 101-200-958-000 (Memberships) \$5,269.00. General Govt.
 25. WAYNE COUNTY ACCOUNTS RECEIVABLE – Traffic Signal Maint Feb 2009 – Inv. 1004102 dated 07/13/09 from A/C 101-xxx-202-000 (Accounts Payable) \$5,150.79. DPW-Highway
 26. WAYNE COUNTY DEPARTMENT OF ENVIRONMENT – ECPAD July – Sept. 2009 – Ecorse Creek Basin – Inv. 251669 dated 07/09/09 from A/C 592-537-927-100 (ECPAD) \$61,754.20. Water Dept.

Motion adopted.

- 09-301** Motion by Councilwoman Horvath, seconded by Councilwoman Badalow, that the City Council concurs with and approves the proposal from Wade Trim Associates, Inc., 25251 Northline Road, P O Box 10, Taylor, MI 48180, to:

- Prepare the plans/specs to convert the existing Young Center parking lot into a low impact development demonstration site using pervious pavement.
- Construction of rain garden to filter pollutants from storm water runoff and promote groundwater infiltration.
- Conduct community workshops for rain garden design and maintenance.
- Perform pre and post construction water quality monitoring and prepare final project report and grant close-out.
- Administer the Clean Michigan Initiative (CMI) grant for the Richard Young Center, at a cost not to exceed \$84,500.00, per Mayor Paletko, communication dated July 22, 2009 and Daniel R. Brooks, PE, Wade Trim, communication dated July 20, 2009. Water Department funds to be used for this project.

Motion adopted.

- 09-302** Motion by Councilman Berry, seconded by Councilwoman Van Houten, that the City Council concurs with and approves Council Chairman Ken Baron be authorized to release checks to purchase homes for rehabilitation or demolition of the acquired properties eligible through the Neighborhood Stabilization Program (NSP), per Mayor Paletko, communication dated July 22, 2009. Further, Council Chairwoman Pro-tem Badalow be authorized to release funds in the absence of Council Chairman Baron. NSP grant money will be reimbursed through the State's Opal Access System within 10 days of submittal.

Motion adopted.

- 09-303** Motion by Councilwoman Horvath, seconded by Councilwoman Van Houten, that City Council adopt the Council Vacancy Procedure as outlined in a communication from Council Chairman Baron, dated July 22, 2009. Further, that Clerk Dudzinski be authorized to publish the Notice of Council Vacancy in the City's newspaper of record on August 5 and August 12, 2009.

Motion adopted.

Minutes JULY 28, 2009 Continued

- 09-304** Motion by Councilman Berry, seconded by Councilwoman Horvath, that the City Council concurs with and approves Change Order #001 with Shoreview Electric Company, 37839 Groesbeck Highway, Clinton Twp., MI 48036, for electrical upgrades at the Berwyn and Eton Centers, for an increase to the project in the amount of \$1,780.00, for a total project cost of \$5,609.00, per Comptroller Barrow, communication dated July 22, 2009.

Motion adopted.

- 09-305** Motion by Councilwoman Badalow, seconded by Councilwoman Agius, that the City Council concurs with and approves Wade Trim Associates, Inc., 25251 Northline Road, P O Box 10, Taylor, MI 48180 to perform biennial bridge inspections for the 25 bridges under the City's jurisdiction as required by the Michigan Department of Transportation, at a cost not to exceed \$27,000, which includes inspection and photography of each structure, completion of required MDOT inspection forms, preparation of report and submittal to the City, per Public Service Administrator Franzil, communication dated July 17, 2009 and Daniel R. Brooks, PE, Wade Trim, communication dated July 17, 2009.

Motion adopted.

- 09-306** Motion by Councilwoman Van Houten, seconded by Councilwoman Agius, that the City Council accept the legal opinion re: General Election to be Used for Council Vacancy prepared by Corporation Counsel Miotke, dated July 21, 2009 and numbered 106.

Motion adopted.

- 09-307** Motion by Councilwoman Badalow, seconded by Councilwoman Agius, that the following tabled or referred council motions be referred to file:

- 08-203** Agenda 05/13/08 – Current Claim 6-22 MDOT Billing Telegraph Road
- 08-268** Agenda 06/10/08 – Tabled – Wheat & Rye Transfer (8120 N Telegraph) (completed 06/23/09)
- 09-023** Agenda 01/13/09 – Refer to Corp. Counsel – Operation & Maintenance Agreement Star Academy (completed 06/23/09)
- 09-032** Agenda 01/27/09 – Referred to Administration – Current Claim 6-19 Trybuski Landscaping
- 09-083** Agenda 03/10/09 – Referred to Administration – Current Claim 6-10 TMP and Installment Purchase Agreement L3 Communications
- 09-154** Agenda 04/28/09 – Referred to Administration – Current Claim 6-8 DSS Corporation (completed)
- 09-163** Agenda 04/28/09 – Referred to Corp. Counsel – Cornerstone Group Healthcare & Benefits Consulting Services Agreement
- 09-203** Agenda 05/27/09 – Referred to Administration – Offer to Purchase Vacant Parcels and Retiree Health Care Benefits Fund/Trust

Per, Council Chairman Baron, communication dated July 22, 2009.

Motion adopted.

- 09-308** Motion by Councilwoman Horvath, seconded by Councilwoman Badalow, that the City Council concurs with and approves the Continuing Services Rate Schedule with Wade Trim Associates for hourly rate engineering services as outlined in a communication from Daniel R. Brooks, PE, Wade Trim Associates, Inc., 25251 Northline Road, P O Box 10, Taylor, MI 48180, communication dated April 2, 2009.

Motion adopted.

- 09-309** Motion by Councilwoman Van Houten, seconded by Councilwoman Agius, that the City Council concurs with and approves the proposal from Giarmarco, Mullins & Horton, PC, Attorney and Counselors at Law, Tenth Floor Columbia Center, 101 West Big Beaver Road, Troy, MI 48064-5280, for legal services relative to litigation against Wayne County and other appropriate parties concerning the Ecorse Creek Flood Mitigation Project, per Patrick B. McCauley, Giarmarco, Mullins & Horton, communications dated July 20, 2009. Hourly rates are \$150 principle attorney and \$120 associate rate.

Motion adopted.

- 09-310** Motion by Councilwoman Horvath, seconded by Councilwoman Badalow, that the communication dated July 20, 2009, from AT&T re: Submission of Second Annual Video Report, be received, contents noted and filed.

Minutes JULY 28, 2009 Continued

Motion adopted.

- 09-311** Motion by Councilwoman Agius, seconded by Councilman Berry, that tabled CM 09-257 (Major/Local Streets Budget), be returned to the table.

Motion adopted.

- 09-312** Motion by Councilwoman Agius, seconded by Councilwoman Van Houten, that the City Council adopt the 2009-2010 Major Streets budget, in the amount of \$3,163,000.00 and the 2009-2010 Local Streets budget, in the amount of \$2,457,000.00.

Motion adopted.

- 09-313** Motion by Councilwoman Badalow, seconded by Councilman Berry, that the business license renewal for Cooper's Garage, 21244 Van Born Road, be approved.

Motion adopted.

- 09-314** Motion by Councilman Berry, seconded by Councilwoman Horvath, that the meeting be adjourned.

Motion adopted.

The meeting adjourned at 9:03 PM

**S. JUDITH DUDZINSKI
CITY CLERK**

**KENNETH R. BARON
COUNCIL CHAIRMAN**

**MARIA E. LAWRENCE
COUNCIL SECRETARY**