

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

JUNE 22, 2010

10-220 The meeting was called to order at 8:00 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, Councilman Roy Pilot, Councilwoman Margaret M. Van Houten.

Absent: None.

Also Present: City Clerk Dudzinski, Mayor Paletko, Treasurer Riley, Administrative Assistant Kramarz, Assessor McDermott, Building & Engineering Director Sobh, Community & Economic Development Grants Coordinator Klimchak, Comptroller Barrow, Corporation Counsel Miotke, Deputy Clerk Pawlukiewicz, Emergency Management Director Ankrapp, Fire Chief Gurka, Human Resource Director Sobota-Perry, Library Director Mccaffery, Police Chief Gavin, Public Service Administrator Franzil, Recreation Director Grybel.

The Pledge of Allegiance was led by Deputy Clerk Pawlukiewicz.

10-221 Motion by Councilman Berry, seconded by Councilwoman Van Houten, that the Agenda for the Regular Meeting of June 22, 2010, be approved as submitted.

Motion unanimously adopted.

10-222 Motion by Councilwoman Badalow, seconded by Councilman Pilot, that the Minutes from the Regular Meeting of June 8, 2010, be approved as submitted.

Motion unanimously adopted.

10-223 Motion by Councilwoman Horvath, seconded by Councilwoman Agius, that Fund Transfer 6-A and Current Claims 6-1 through 6-25, be approved as submitted.

A. \$30,000.00 Transferred from Library Fund The Library Network (A/C 738-738-827-100) to Library Fund Repair/Maintenance (738-738-931-000) to cover the costs of additional repair/HVAC costs.

1. A-LAND CONSTRUCTION, INC. – Pavement Repairs Water Main Breaks – Inv. dated 06/2010 from A/C 592-537-818-000 (Contract Services) \$14,872.75. Water Dept.
2. ACCUMED BILLING, INC. – Rescue Runs 06/01/10 – Inv. dated May 2010 from A/C 101-000-626-000 (Rescue Runs) \$7,560.86. General Govt.
3. ALLEN BROTHERS – Fees for Review of NSP Projects – Inv. 36244 dated 05/21/10 from A/C 274-683-930-091 (NSP) \$3,300.75. Misc. Grants
4. ALLIANCE OF ROUGE COMMUNITIES – Annual Membership Dues – Inv. 201028 dated 05/24/10 from A/C 592-536-802-000 (Dues) \$8,942.00. Water Dept.
5. ARTISTIC LANDSCAPING – Grass/Weed Cutting Services – Inv. 06/08/10 from A/C 101-200-963-000 (Weeds) \$8,950.31. General Govt.
6. BRANTLEY DEVELOPMENT, LLC – Grass/Weed Cutting Services – Inv. DH001 dated 05/25/10 and DH002 dated 06/07/10 from A/C 101-200-963-000 (Weeds) \$6,540.72. General Govt.
7. COMPUTER TECHNOLOGIES, INC. – Data Processing – Inv. 70619 dated 06/04/10 and 70620 dated 06/11/10 from A/C 101-258-932-000 (Repair/Maint) \$2,225.00 and A/C 592-536-932-000 (Repair/Maint) \$552.50. Data Processing
8. DEARBORN HEIGHTS SOCCER ASSOCIATION – Spring 2010 Youth Soccer Allotment – Ck. Req. Dated 06/15/10 from A/C 101-691-887-000 (Recreation Program) \$4,176.00. Recreation
9. E & N CEMENT – Pavement Repairs – Inv. dated 06/15/10 from A/C 592-537-818-000 (Contract Services) \$72,003.57. Water Dept.
10. EAST JORDON IRON WORKS – Misc. Fire Hydrant/Sewer Parts and Supplies – Inv. 3265613 dated 05/12/10; 3265596 dated 05/14/10; 3270855, 3270858, 3270860, 3270900, 3270901 and 3270903 dated 05/28/10 from A/C 592-xxx-111-002 (Inventory) \$9,218.35. Water Dept.
11. JOHNSON CONTROLS – Maintenance Contract on Buildings – Inv. 1-862979758 and 1-862963395 dated 05/19/10 from A/C 101-265-818-000 (Contract Services) \$12,985.00. See Budget Amendment – Building Maint
12. LANZO LINING SERVICES, INC. – 2010 Sewer Rehabilitation – Inv. dated 06/10/10 from A/C 592-540-818-040 (Contract Services) \$108,094.80. Water Dept.
13. NAGEL CONSTRUCTION – Sewer Cleaning Program – Inv. 2784 dated 06/11/10 from A/C 592-540-818-030 (Contract Services) \$19,517.75. Water Dept.

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14. NEW IMAGE BUILDING SERVICES – Cleaning June 2010 – Inv. 61993 dated 06/01/10 from A/C 738-738-818-000 (Contract Services) \$2,214.00. See Budget Amendment – Libraries
15. PELTZ SODDING, INC. – Sod for Water Main Breaks – Inv. 4010 dated 06/01/10 from A/C 592-537-791-000 (Supplies) \$1,514.80. Water Dept.
16. QUAD-TRAN OF MICHIGAN – Data Processing May 2010 – Inv. 5601 and 5602 dated 05/28/10 from A/C 101-130-818-000 (Contract Services) \$4,500.00; A/C 101-130-728-000 (Supplies) \$1,328.45 and A/C 101-200-728-000 (Supplies) \$2,199.56. District Court
17. R & R FIRE TRUCK REPAIR – Repair of Pumper – Inv. 37538 dated 05/20/10 from A/C 101-335-932-000 (Repair/Maint) \$4,663.46. Encumbered – Fire Dept.
18. SCHOOLCRAFT COLLEGE – Tuition Training for Pump Operator – Ck. Req. Dated 06/04/10 from A/C 101-335-962-000 (Training) \$1,500.00. Fire Dept.
19. SYSTEMP CORPORATION – Misc. Repairs on System – Inv. 9942 dated 05/25/10 from A/C 101-300-818-000 (Contract Services) \$1,111.72 and A/C 101-130-932-000 (Repair/Maint) \$560.03. Justice Center
20. THE LIBRARY NETWORK – Monthly Subscriptions – Inv. 41044 dated 05/04/10 and 41124 dated 06/01/10 from A/C 738-738-981-000 (Capital Outlay) \$17,203.51. Libraries
21. ULTRA GREEN LAWN SOLUTIONS – Grass/Weed Cutting Services – Statement Date 05/29/10, Received 06/15/10 from A/C 101-200-963-000 (Weeds) \$14,121.00. General Govt.
22. VARIOUS BASEBALL LEAGUES – 2010 Youth Baseball Allotments – Ck. Req. Dated 06/15/10 from A/C 101-691-887-000 (Recreation Programs) \$12,600.00. Recreation
23. WADE TRIM ASSOCIATES – Young Park Rain Garden, Downriver Eng. Assistance; Parkland Park Pump Station – Inv. 100140 dated 03/22/10; 100453 and 100451 dated 05/26/10 and 046727 dated 04/05/10 from A/C 592-540-818-000 (Contract Services) \$13,725.05 and A/C 592-xxx-255-000 (Sewers) \$2,878.75. Water Dept.
24. WASTE MANAGEMENT – Roll Off Service – Inv. 1717-2 and 1717-0 dated 06/01/10 from A/C 101-200-810-000 (Sanitation) \$3,604.10. General Govt.
25. ZURICH INSURANCE COMPANY – Underground Storage Tanks Liability Insurance 07-01-10 to 07-01-11 – Inv. dated 06/03/10 from A/C 592-537-818-000 (Contract Services) \$2,396.00. Water Dept.

Motion unanimously adopted.

- 10-224** Motion by Councilman Berry, seconded by Councilwoman Van Houten, that the low bid from Tower Computer Services, Inc., 24450 Evergreen, Ste. 100, Southfield, MI 48075, for twenty two (22) HP Compaq 6000 Pro Computers, in the amount of \$13,574.00 and twenty two (22) HP L1951g 19" LCD Monitors, in the amount of \$4,158.00, for a grand total of \$17,732.00, and payment thereof, be approved, per Court Administrator Zeppa, communication dated June 15, 2010. Further, that the Treasurer be authorized to return bid deposits to the unsuccessful bidders.

Motion unanimously adopted.

- 10-225** Motion by Councilwoman Van Houten, seconded by Councilman Berry, that the low bids from Stargate HVAC Services, 35925 Goddard Road, Romulus, MI 48174, for Certified Residential HVAC Inspection Services, in the amount of \$49.00 per inspection; Minnesota Title Agency, 32500 Schoolcraft Road, Livonia, MI 48150, for Title Search services for the Residential Rehabilitation Program, in the amount of \$50-\$75.00 per search and B & A Environmental Services, 39201 Schoolcraft, B-19, Livonia, MI 48150, for Certified Environmental Testing and Clearance Services, in the amount of \$848.00, be approved, per CEDD Director Amen, communication dated June 9, 2010. Further, that the Mayor and City Clerk be authorized to sign the contracts prepared by Assistant Corporation Counsel Zenna Elhasan on behalf of the City.

Motion unanimously adopted.

- 10-226** Motion by Councilman Berry, seconded by Councilwoman Horvath, that the City Council concurs with and approves the Intergovernmental Agreement for the Resurfacing of Outer Drive W from Ford Road (M-153) to E.N. Hines Drives, the authorizing Resolution, Exhibits A, B and C and a check for \$43,956.00, which represents 50% of the City's estimated costs, per Mayor Paletko, communication dated June 15, 2010.

Motion unanimously adopted.

- 10-227** Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that the Letter of Intent and Draft Geothermal Power Purchase Agreement be submitted to Corporation Counsel Miotke for review and comment and that Council Chairman Baron

schedule a Committee of the Whole Study Session to hear a presentation from Hardin Geotechnologies, Inc. re: Alternative Energy Sources, per Mayor Paletko, communication dated June 16, 2010.

Motion unanimously adopted.

- 10-228** Motion by Councilwoman Agius, seconded by Councilwoman Van Houten, that proposed Ordinance H-10-04, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY ADDING A DIVISION 3 UNDER CHAPTER 8 OF THE CODE, BEING SECTIONS 8-41 THROUGH 8-53, REGARDING LICENSES FOR FILM AND RELATED PRODUCTION ACTIVITIES, be declared an emergency ordinance.

Ayes: Councilwoman Agius, Council Chairman Baron, Councilman Berry, Councilwoman Horvath, Councilman Pilot, Councilwoman Van Houten.

Nays: Councilwoman Badalow.

Absent: None.

Motion adopted.

- 10-229** Motion by Councilwoman Agius, seconded by Councilman Berry, that proposed Ordinance H-10-04, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY ADDING A DIVISION 3 UNDER CHAPTER 8 OF THE CODE, BEING SECTIONS 8-41 THROUGH 8-53, REGARDING LICENSES FOR FILM AND RELATED PRODUCTION ACTIVITIES, be considered read for the first and second time and become effective upon publication in the City's official newspaper as provided by law.

Ayes: Councilwoman Agius, Council Chairman Baron, Councilman Berry, Councilwoman Horvath, Councilman Pilot, Councilwoman Van Houten.

Nays: Councilwoman Badalow.

Absent: None.

Motion adopted.

AMENDED **10-230**
9-28-10
CM 10-349
FEE \$500 TO
\$30.00
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- Motion by Councilwoman Van Houten, seconded by Councilman Berry, that the City Council establish a License Processing Fee of \$500.00 for film and related production activities as outlined in Ordinance H-10-04.

Ayes: Councilwoman Agius, Council Chairman Baron, Councilman Berry, Councilwoman Horvath, Councilman Pilot, Councilwoman Van Houten.

Nays: Councilwoman Badalow.

Absent: None.

Motion adopted.

- 10-231** Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that the City Council concurs with and approves the request from Divine Child High School, 1001 N Silvery Lane, Dearborn, MI 48128, to hold their Annual Homecoming Parade on Saturday, October 2, 2010 beginning at 11:30 am at the circular drive in front of Divine Child High School, north on N Silvery Lane continuing north to Lawrence, crossing Beech Daly until it reaches Crestwood High School football field, per Mayor Paletko, communication dated June 15, 2010 and Mayra Jares, Director of Student Activities, Divine Child High School, communication dated June 5, 2010. Further, that the Police and Fire Departments have approved the route and will provide any services they may require.

Motion unanimously adopted.

- 10-232** Motion by Councilwoman Horvath, seconded by Councilman Pilot, that the City Council concurs with and approves the request from the Susan G. Komen Michigan 3-Day for the Cure Annual 3-Day Parade to be held on August 13, 14, and 15, 2010. The parade will enter the City of Dearborn Heights on Sunday, August 15 from Redford Township along Inkster Road into Hines Drive, exiting into Dearborn along Outer Drive, per Mayor Paletko, communication dated June 16, 2010 and Production Coordinator Dana Sosnowski, Susan G. Komen Michigan 3-Day for the Cure. Further, the Police and Fire Departments to provide any services required.

Motion unanimously adopted.

- 10-233** Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that the communication from Mayor Paletko, dated June 3, 2010 re: Reappointment of Tom

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Kramarz, 7503 Colonial, to the Board of Review, term to expire July 2013, be received, contents noted and filed. Further, that the City Council concurs with and approves the reappointment of George Plagens, 25623 Baldwin to the Board of Review, terms to expire July 2013, per Mayor Paletko, communication dated June 3, 2010.

Motion unanimously adopted.

- 10-234** Motion by Councilwoman Horvath, seconded by Councilwoman Van Houten, that the communication from Mayor Paletko, dated June 10, 2010 re: Reappointments of Cyndi Puzzuoli, 6060 Elizabeth, Judy Demko, 24055 Lehigh, Deborah Kosowski, 6111 Elizabeth and Mike Reid, 25553 New York to the City Beautiful Commission terms to expire September 2012 for Cyndi Puzzuoli and September 2013 for all other board members, be received, contents noted and filed.

Motion unanimously adopted.

- 10-235** Motion by Councilwoman Van Houten, seconded by Councilman Pilot, that the City Council concurs with and approves the reappointments of John J. Riley, Treasurer, as Delegate to the Central Wayne County Sanitation Authority and Daniel S. Paletko, Alternate, terms to expire December 31, 2011.

Motion unanimously adopted.

- 10-236** Motion by Councilwoman Badalow, seconded by Councilman Pilot, that the City Council concurs with and approves the "Resolution Proposing Amendment to Dearborn Heights City Charter Section 5.7, approving Ballot Language Designating Purpose of Proposed Amendment, Approving Publication as well as Text for Publication, and Directing as well as Authorizing City Clerk to Take Actions Necessary to Submit Proposed Amendment to Electors", per Corporation Counsel Miotke, communication dated June 16, 2010.

Motion unanimously adopted.

- 10-237** Motion by Councilwoman Horvath, seconded by Councilman Berry, that the City Council concurs with and approves the Budget Amendments to balance out accounts for year end as outlined, per Comptroller Barrow, communication dated June 22, 2010.

Motion unanimously adopted.

- 10-238** Motion by Councilwoman Horvath, seconded by Councilwoman Badalow, that the City Council concurs with and approves the Budget Amendment to cover additional revenue from the millage/grants as outlined, per Comptroller Barrow, communication dated June 15, 2010.

Motion unanimously adopted.

- 10-239** Motion by Councilwoman Badalow, seconded by Councilman Berry, to refer the proposed 2010 Major and Local Streets Budgets to a Committee of the Whole Study Session to be set up by Council Chairman Baron for review and input, per Comptroller Barrow, communication dated June 15, 2010.

Motion unanimously adopted.

- 10-240** Motion by Councilwoman Horvath, seconded by Councilwoman Badalow, that the City Council concurs with and approves a raise for Librarian Mccaffery of \$4,000.00 to be taken out of Library Fund Balance and adopt the 2010-2011 Fiscal Year Library Budget as amended.

Ayes: Councilwoman Badalow, Council Chairman Baron, Councilman Berry, Councilwoman Horvath, Councilman Pilot, Councilwoman Van Houten.

Nays: Councilwoman Agius.

Absent: None.

Motion adopted.

- 10-241** Motion by Councilman Berry, seconded by Councilwoman Badalow, that the City Council concurs with and approves the request to cancel bids for three (3) cardiac monitor/defibrillators and authorize the Treasurer to return the bid deposits to the bidders, per Fire Chief Gurka, communication dated June 4, 2010.

Motion unanimously adopted.

- 10-242** Motion by Councilwoman Horvath, seconded by Councilman Berry, that the City

Council concurs with and approves the purchase of one (1) 2010 Ford F150 Pickup truck, from Jorgensen Ford Sales, Inc., 8333 Michigan Avenue, Detroit, MI 48210, in the amount of \$17,500.00, less trade of 1996 Ford E350 Service Van \$500.00, for a total due of \$17,000.00 and payment thereof, per Public Service Administrator Franzil, communication dated June 14, 2010. This is State of Michigan specifications and pricing and budgeted in the 2009-2010 capital outlay account.

Motion unanimously adopted.

- 10-243** Motion by Councilwoman Horvath, seconded by Councilwoman Badalow, that the City Council concurs with and approves the purchase of five (5) complete sets of Janesville Fusion Turnout Gear, at a cost of \$6,987.60 (unit cost of \$1,397.52 set), from Apollo Fire Equipment, 12584 Lake Shore Drive, Romeo, MI 48065, per Fire Chief Gurka, communication dated June 2, 2010. Apollo Fire Equipment is a single source vendor in Michigan for this model turnout gear and this item was approved in the 2009-2010 Fire Department Clothing Allowance Account.

Motion unanimously adopted.

- 10-244** Motion by Councilwoman Agius, seconded by Councilwoman Badalow, that the Resolution Affirming Approval of The Senior Alliance Annual Implementation Plan for Aging Services be adopted as follows:

WHEREAS, The City Council of the City of Dearborn Heights, Wayne County, Michigan recognizes the roll of The Senior Alliance as the designated Area Agency on Aging for Southern and Western Wayne County to be responsible for planning, developing, coordinating, monitoring, and managing a comprehensive organized service delivery system of services for older adults and caregivers.

WHEREAS, the 34 communities of Southern and Western Wayne County, including the City of Dearborn Heights comprises the Planning and Service Area to the agency's governing body.

WHEREAS, The Office of Services to the Aging require local Area Agencies on Aging to request approvals of their Annual Implementation Plan from their local governments.

WHEREAS, The Senior Alliance has submitted the plan to this honorable body in accordance with federal and state laws.

WHEREAS, The Senior Alliance has held a public hearing for client, caregiver, and service provider population feedback which contributed to the development of the Annual Implementation Plan for Fiscal Year 2011.

NOW, THEREFORE, BE IT RESOLVED, that this honorable body of Dearborn Heights approves the Annual Implementation Plan for FY 2011, as presented to the City of Dearborn Heights.

Approved and Adopted by the City Council on June 22, 2010, per Jason Maciejewski, Chief Information and Planning Officer, The Senior Alliance, communication dated June 3, 2010.

Motion unanimously adopted.

- 10-245** Motion by Councilwoman Horvath, seconded by Councilwoman Van Houten, that the City approves the retention of the law firms of Monaghan, PC and Clark Hill PLC as special counsel to the City to undertake civil litigation and alternative dispute resolution on behalf of the City as outlined in said firms' proposed retention letters dated June 16, 2010 ("retention letters"). Further, the City approves the retention letters and authorizes Mayor Paletko to sign them on behalf of the City, per Corporation Counsel Miotke, communication dated June 16, 2010.

Motion unanimously adopted.

- 10-246** Motion by Councilwoman Horvath, seconded by Councilwoman Agius, that the meeting be adjourned.

Motion unanimously adopted.

The meeting adjourned at 9:40 PM

S. JUDITH DUDZINSKI
CITY CLERK
MARIA E. LAWRENCE, COUNCIL SECRETARY

KENNETH R. BARON
COUNCIL CHAIRMAN