

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

MAY 27, 2008

08-220 The meeting was called to order at 8:01 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, Councilman Bob Brown, Councilwoman Margaret M. Horvath, Councilwoman Margaret M. Van Houten.
Absent: None.
Also Present: Mayor Paletko, Treasurer Riley, Administrative Assistant Kramarz, Community & Economic Development Director Jamal, Deputy Comptroller Macari, Deputy Clerk Pawlukiewicz, Emergency Management Director Ankrapp, Fire Chief Gurka, Human Resource Director Sobota-Perry, Library Director Mccaffrey, Police Chief Gust, Deputy Police Chief Gavin, Public Service Administrator Franzil, Recreation Director Grybel.

The Pledge of Allegiance was led by retiring Police Chief Gust.

08-221 Motion by Councilman Brown, seconded by Councilwoman Badalow, that the Agenda for the Regular Meeting of May 27, 2008, be approved as submitted.

Motion unanimously adopted.

08-222 Motion by Councilwoman Van Houten, seconded by Councilman Brown, that the Minutes from the Regular Meeting of May 13, 2008, be approved as submitted.

Motion unanimously adopted.

08-223 Motion by Councilman Brown, seconded by Councilman Berry, that Fund Transfers 6-A through 6-D and Current Claims 6-1 through 6-27, be approved as submitted.

- A. \$2,550.00 Transferred from DPW Capital Outlay (A/C 101-440-981-000) to DPW Contractual Services (A/C 101-440-818-000) to Cover the Cost of Bridge Inspection Project.
- B. \$4,000.00 Transferred from Fire Capital Outlay (A/C 101-335-981-000) to Fire Motor Fuel (A/C 101-335-867-000) per letter dated May 12, 2008 from Fire Chief Gurka.
- C. \$3,350.00 Transferred from Insurance (A/C 101-200-911-000) to Drains at Large (A/C 101-200-988-000) to Cover the Cost of Drain Repairs from Wayne County.
- D. \$125.00 Transferred from Repair/Maintenance Equipment (A/C 101-215-932-0000) to Contractual Services (A/C 101-215-818-000) to Cover the Cost of BS & A Software Agreement.

- 1. ACCUMED BILLING, INC. – Rescue Run Billing April 2008 – Inv. dated 05/01/08 from A/C 101-000-626-000 (Rescue Runs) \$6,568.08. Fire Dept.
- 2. ALLIED EAGLE SUPPLY – Miscellaneous Cleaning Supply – Inv. 300796 and 301328 dated 04/03/08 and Inv. 301720 and 301722 dated 04/10/08 from A/C 101-265-728-000 (Supplies) \$2,816.02. ENC Building Maintenance
- 3. BS & A SOFTWARE – Business License Annual Service/Support – Inv. 51866 dated 05/01/08 from A/C 101-215-818-000 (Contract Services) \$1,650.00 See Fund Transfer. Clerk
- 4. BEDZYK BROS., INC. – DPW- Roofing Replacement Project – Cert. #2 dated 05/16/08 from A/C 592-537-981-000 (Capital Outlay) \$159,058.56. Water Dept.
- 5. BEST ASPHALT – Asphalt Paving & Repairs – Inv. 16530 dated 05/16/08 from A/C 592-537-818-000 (Contract Services) \$11,567.63. Water Dept
- 6. CENTRAL WAYNE COUNTY SANITATION AUTHORITY – Household Disposals and Fees – Inv. dated 04/30/08 from A/C 101-200-810-000 (Sanitation) \$95,839.01. General Govt.
- 7. COMPUTER TECHNOLOGIES INC. – Various Computer Problems and Set Up – Inv. 70248 dated 05/02/08 and Inv. 70250 dated 05/09/08 from A/C 101-258-932-000 (Repair/Maint) \$2,008.75; A/C 592-536-932-000 (Repair/Maint) \$2,008.75 and A/C 738-738-818-000 (Contract Services) \$2,210.00. Data Processing
- 8. E & N CEMENT – Pavement Repairs – Inv. dated 05/20/08 from A/C 592-537-818-000 (Contract Services) \$69,445.20. Water Dept.
- 9. ELECTRICAL POWER & DESIGN – Misc. Maint Issues – Inv. 7047A, 6916A and 6986 dated 04/25/08 from A/C 101-300-818-000 (Contract Services) \$1,630.00. Police Dept.
- 10. ENVIRONMENTAL MAINT ENGINEERS – Asbestos Removal City Clerk's Office – Inv. 7266 dated 04/30/08 from A/C 101-215-981-000 (Capital Outlay) \$1,200.00 and A/C 101-265-932-000 (Repairs) \$575.00. City Clerk
- 11. GIARMARCO, MULLINS & HORTON – Water Legal Issues April 2008 – Inv. 15 dated 05/12/08 from A/C 592-536-817-000 (Prof/Consult) \$3,192.00. Water Dept.

12. GUARDIAN PLUMBING & HEATING – Various Locations Lawn Irrigation Test – Inv. 32204 dated 03/31/08 from A/C 101-265-931-000 (Repairs/Maint) \$3,628.00. ENC Building Maint.
13. JOHNSON CONTROLS – Service Maint Agreement and Repairs – Inv. 4211931 dated 04/21/08 and Inv. 58007914 dated 05/02/08 from A/C 101-265-818-000 (Contract Services) \$18,645.00 and A/C 101-265-931-000 (Repair/Maint) \$2,504.44 ENC Building Maint.
14. MCKENNA & ASSOCIATES – Services April 2008 – Inv. 20624 dated 05/12/08 from A/C 101-311-818-000 (Contract Services) \$2,301.64. General Govt.
15. MOORE MEDICAL – Various Supplies – Inv. 95206039 dated 05/05/08 from A/C 101-335-730-020 (Med Supplies) \$2,773.89. ENC Fire Dept.
16. NAGEL CONSTRUCTION – Sewer Cleaning Program – Inv. 2494 dated 05/16/08 from A/C 592-540-818-030 (Contract Services) \$22,348.85. Water Dept.
17. NEW IMAGE BUILDING SERVICES – Cleaning May 2008 – Inv. 44102 dated 05/01/08 from A/C 738-738-818-000 (Contract Services) \$2,214.00. Libraries
18. PLANTE & MORAN – Attending Water Sewer Meeting – Inv. 34218 dated 05/14/08 from A/C 592-536-817-000 (Prof/Consult) \$1,790.00. Water Dept.
19. PRIORITY ONE EMERGENCY – Overhead Flasher and Equipment – Inv. 14242 and 14243 dated 05/08/08 from A/C 101-300-981-000 (Cap-Out) \$1,616.94. ENC Police Dept.
20. RYDER SECURITY, INC. – Security System Libraries – Inv. 21105 and 21104 dated 05/08/08 from A/C 738-738-981-000 (Cap Out) \$9,059.96. Libraries
21. STATEWIDE SECURITY TRANSPORT – Prisoner Food & Lodging April 2008 – Inv. dated 05/12/08 from A/C 101-200-868-000 (Prisoners) \$8,033.08. General Govt.
22. THE LIBERTY GROUP-MICHIGAN, INC. – Two Insurance Policies Spirit Festival – Inv. 9619 dated 05/13/08 and Inv. 9622 dated 05/19/08 from A/C 101-691-891-000 (Spirit Festival) \$5,400.00. Recreation
23. VISTA MARIA – Reimburse for Services and Boiler Repair – Inv. 0512DV dated 05/13/08 and Inv. 27670 dated 05/05/08 from A/C 103-960-967-207 (Vista Maria Admin) \$1,500.00 and A/C 103-960-931-207 (Vista Maria Boiler) \$15,000. CDBG
24. WADE-TRIM ASSOCIATES – 2007 Bridge Inspection Program – Inv. 96145 dated 05/14/08 from A/C 101-440-818-000 (Contract Services) \$8,537.14. See Fund Transfer. DPW-Highway
25. WAYNE COUNTY – DEPARTMENT OF ENVIRONMENT – Alliance of Rouge Assessment – Inv. 245186 dated 05/06/08 from A/C 592-536-802-000 (Dues/Membership) \$8,912.00. Water Dept.
26. WAYNE COUNTY – DEPARTMENT OF ENVIRONMENT – Misc. Drain Repairs – Inv. 231112 dated 04/30/08 from A/C 101-200-998-000 (Drains at Large) \$5,137.30. See Budget Transfer. General Govt.
27. WORLD OF FLOORS – Carpeting for City Clerk's Office – Inv. 7123 dated 01/25/08 from A/C 101-215-981-500 (Capital Outlay) \$2,800.00. City Clerk

Motion unanimously adopted.

- 08-224** Motion by Councilwoman Badalow, seconded by Councilwoman Van Houten, that the low bid from Trilary, Inc., 1080 Uniek Drive, Waunakee, WI 53597, for ten (10) Heavy Duty 6' Picnic Tables, in the amount not-to-exceed \$2,810.00, and payment thereof, be approved, per Recreation Director Grybel, communication dated May 19, 2008.

Motion unanimously adopted.

- 08-225** Motion by Councilman Brown, seconded by Councilwoman Badalow, that the low bid from Crown Lift Trucks, 43896 Plymouth Oaks Boulevard, Plymouth, MI 48170, for the purchase and installation of one (1) Mezzanine/Rack/Shelving System, in the amount of \$43,421.12, and payment thereof, terms 33% down, 67% net 10 days, be approved, per Public Service Administrator Franzil, communication dated May 19, 2008. This item is budgeted in Capital Outlay in the 2007-08 Budget. Further, that the Treasurer be authorized to return bid deposits to the unsuccessful bidders.

Motion unanimously adopted.

- 08-226** Motion by Councilwoman Van Houten, seconded by Councilman Berry, that the City Council adopt the 10th Edition of Robert's Rules of Order, as our official parliamentary reference, replacing the previously adopted edition (9th Edition), per Council Chairman Baron, communication dated May 19, 2008.

Motion unanimously adopted.

- 08-227** Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that the City Council concurs with and approves the purchase of not more than ten (10) copies of the 10th Edition of Robert's Rules of Order.

Motion unanimously adopted.

- 08-228** Motion by Councilwoman Horvath, seconded by Councilwoman Badalow, that the communications from Councilwoman Horvath, dated May 19, 2008 re: The renaming of Municipal Park to Lyle C Van Houten Park be referred to the Recreation Commission for recommendation.

Motion unanimously adopted.

- 08-229** Motion by Councilwoman Badalow, seconded by Councilwoman Van Houten, that the City Council concurs with and approves a computer upgrade from the AS400 System to the Novell Computer System, omitting the tape back up solution, at a cost not-to-exceed \$16,000.00, per Comptroller Barrow, communication dated May 6, 2008.

Motion unanimously adopted.

- 08-230** Motion by Councilwoman Badalow, seconded by Councilman Brown, that a Study Session be scheduled in the near future to review the proposed 2008-2009 Library Budget, per Comptroller Barrow, communication dated May 20, 2008.

Motion unanimously adopted.

- 08-231** Motion by Councilwoman Badalow, seconded by Councilwoman Van Houten, the City Council concurs with and approves the quote from The Markers Group, P O Box 47, Northville, MI 48167 for printing of the City's new "Blight" Brochure, at a cost of \$1,817.56 for printing and mailing preparation, and \$3,179.09 postage, and payment thereof, per Emergency Manager Ankrapp, communication dated May 21, 2008.

Motion unanimously adopted.

- 08-232** Motion by Councilwoman Van Houten, seconded by Councilwoman Agius, that the City Council concurs with and approves the Contractor's Application for Payment #1, from Blue Starr, Inc., 23894 Amber, Warren, MI 48089, for the demolition of the old police station in the total amount of \$38,565.00, per Recreation Director Grybel, communication dated May 16, 2008. Funds have been budgeted in the CDBG Program.

Motion unanimously adopted.

- 08-233** Motion by Councilman Brown, seconded by Councilman Berry, that CM 08-116 (Upgrades for the Justice Center, specifically the supplier Detroit Door Company) be amended to show Rayhaven Group, Inc., 22122 Telegraph Road, Southfield, MI 48033, the new supplier for the purchase and installation of a door for the lobby into the investigations reception area, at the increased cost of \$2,080.00, and payment thereof, per Police Chief Gust, communication dated May 6, 2008.

Motion unanimously adopted.

- 08-234** Motion by Councilwoman Horvath, seconded by Councilwoman Van Houten, that the City Council concurs with and approves the purchase of 135 Smith & Wesson 45 Caliber side arms, including magazines and holsters, from CMP Distributors, with trade-in of Sig Sauer 9mm side arms and \$100.00 each, at a cost of \$50,365.00, per Deputy Police Chief Gavin, communication dated May 21, 2008. Funds for this purchase can be allocated from Capital Outlay, \$30,000.00 (encumbered into the 2008-09 Budget) and the remaining \$20,365.00 from Narcotics Forfeiture Fund.

Motion unanimously adopted.

- 08-235** Motion by Councilwoman Horvath, seconded by Councilman Berry, that proposed Ordinance H-08-05, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT CHAPTER 22 OF THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS BE AMENDED BY AMENDING SECTION 22-32 REGARDING USE OF NOISEMAKING DEVICES, be considered read for the first time.

Motion unanimously adopted.

- 08-236** Motion by Councilwoman Horvath, seconded by Councilman Berry, that proposed Ordinance H-08-06, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT CHAPTER 20 OF THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS BE AMENDED BY AMENDING SECTION 20-86 REGARDING LARCENY, be considered read for the first time.

Motion unanimously adopted.

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Replaced
at CM 08-311
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- 08-237** Motion by Councilwoman Horvath, seconded by Councilman Berry, that proposed Ordinance H-08-07, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT CHAPTER 20 OF THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS BE AMENDED BY AMENDING SECTION 20-94 REGARDING BAD CHECKS, be considered read for the first time.

Motion unanimously adopted.

- 08-238** Motion by Councilwoman Horvath, seconded by Councilman Berry, that proposed Ordinance H-08-08, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT CHAPTER 20 OF THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS BE AMENDED BY AMENDING SECTION 20-96 REGARDING RECEIVING, CONCEALING, STOLEN, ETC., PROPERTY, be considered read for the first time.

Motion unanimously adopted.

- 08-239** Motion by Councilwoman Horvath, seconded by Councilman Berry, that proposed Ordinance H-08-09, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT CHAPTER 22 OF THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS BE AMENDED BY AMENDING SECTION 20-116 REGARDING MALICIOUS DESTRUCTION OF PROPERTY GENERALLY, be considered read for the first time.

Motion unanimously adopted.

- 08-240** Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that the Business License Renewals for Applebee's Neighborhood Bar & Grill, 26582 Ford and Famous Auto Center, 25996 Van Born Road, be approved.

Motion unanimously adopted.

- 08-241** Motion by Councilwoman Agius, seconded by Councilwoman Van Houten, that the Administrative Fee Resolution be adopted as follows:

WHEREAS, the City of Dearborn Heights is authorized to collect up to 1% Administration Fee, pursuant to MCL 211.44, provided the governing body of the City by resolution approves the authorization of the fee;

WHEREAS, the City Council of the City of Dearborn Heights believes that it is necessary to collect said Administration Fee for fiscal year 2008-09, said collection rate need only be set at **.40 %**.

NOW THEREFORE BE IT RESOLVED that the City of Dearborn Heights approves the imposition of and the Treasurer of the City of Dearborn Heights shall administer the imposition of a Property Tax Administration Fee, pursuant to MCL 211.44 with respect to taxes to be collected for the Summer 2008 and Winter 2008 only, with the stipulations that the imposition of any future Property Tax Administration Fee, will require a new resolution before it may be imposed and that the fee shall be used to offset costs incurred by the City of Dearborn Heights in assessing property values, collecting the property tax levies, and in the review and appeal processes.

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

Nays: Councilman Brown, Councilwoman Horvath.

Absent: None.

Motion adopted.

- 08-242** Motion by Councilwoman Agius, seconded by Councilwoman Badalow, that the City Council adopt the General Government Fiscal 2008-09 balanced budget in the amount of **\$39,119,804.00**.

Motion unanimously adopted.

- 08-243** Motion by Councilman Brown, seconded by Councilwoman Van Houten, that the tax levy for the 2008-09 fiscal year be set at **6.3240** mills.

Motion unanimously adopted.

- 08-244** Motion by Councilwoman Badalow seconded by Councilman Berry, that **2.2797** mills be levied to finance the voter approved Act 345 Fire and Police Pension Plan for fiscal year 2008-09 in the amount of **\$3,492,314.00**.

Motion unanimously adopted.

- 08-245** Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that the City Council levy an additional **1.6972** mills on the Taxable Valuation for financing garbage and rubbish disposal for fiscal year 2008-09.

Motion unanimously adopted.

- 08-246** Motion by Councilman Berry, seconded by Councilwoman Agius, that the City Council levy an additional **1.4875** mills on the Taxable Valuation of Public Safety, as approved by the voters of the City of Dearborn Heights for fiscal year 2008-09.

Motion unanimously adopted.

- 08-247** Motion by Councilwoman Horvath, seconded by Councilwoman Van Houten, that the millage approved for solid waste disposal by the electorate in May, 2000, be levied at **.5222** mills.

Motion unanimously adopted.

- 08-248** Motion by Councilwoman Agius, seconded by Councilwoman Van Houten, that the City Council approves the 2008-09 lump sum budget for the 20th District Court, in the amount of **\$2,002,639.00**. Salaries not-to-exceed amount specified in the budget.

Motion unanimously adopted.

- 08-249** Motion by Councilman Brown, seconded by Councilman Berry, that the City Council levy an additional assessment of **2.00** mills for the construction of federally mandated sewer system and combined sewer overflow improvements as approved by the voters of the City of Dearborn Heights.

Motion unanimously adopted.

- 08-250** Motion by Councilwoman Badalow, seconded by Councilwoman Van Houten, that the City Council levy an additional **.9188** mill to fund the City Department for Libraries including new improvements of library buildings as approved by the voters of the City of Dearborn Heights.

Motion unanimously adopted.

- 08-251** Motion by Councilwoman Horvath, seconded by Councilwoman Van Houten, that the meeting be adjourned.

Motion unanimously adopted.

The meeting adjourned at 9:04 PM

S. JUDITH DUDZINSKI
CITY CLERK

KENNETH R. BARON
COUNCIL CHAIRMAN

MARIA E. LAWRENCE
COUNCIL SECRETARY