

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

MAY 10, 2011

11-155 The meeting was called to order at 8:04 p.m. by Council Chairman Kenneth R. Baron.

Roll Call showed the following:

Present: Councilwoman Elizabeth J. Agius, Councilman Ned Apigian, 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 Prusiewicz, Mayor Paletko, Administrative Assistant Kramarz, Assessor McDermott, Building & Engineering Director Sobh, Community & Economic Development Director Amen, Comptroller Macari, Corporation Counsel Miotke, Fire Chief Gurka, Human Resource Director Sobota-Perry, Library Director McCaffery, Police Chief Gavin, Recreation Director Grybel.

The Pledge of Allegiance was led by Clerk/Council Secretary Eve Schafer.

11-156 Motion by Councilman Berry, seconded by Councilwoman Badalow, that the Agenda for the Regular Meeting of May 10, 2011, be approved as submitted.

Motion unanimously adopted.

11-157 Motion by Councilwoman Van Houten, seconded by Councilwoman Agius, that the Minutes from the Regular Meeting of April 26, 2011, be approved as submitted.

Motion unanimously adopted.

The Public Hearing for the 2011-2012 Corporate Fund Budget was called to order at 8:06 p.m. by Council Chairman Kenneth R. Baron. Council Chairman Baron asked the City Clerk to read the Notice of a Public Hearing.

City Clerk Prusiewicz "Please take notice that a Public Hearing will be held on Tuesday, May 10, 2011 at 8:00 p.m. in the Council chambers located at 6045 Fenton, Dearborn Heights, Michigan, for the purpose of hearing objections, if any, to the proposed budget for the City of Dearborn Heights for fiscal year 2011-2012.

The property tax millage rate proposed to be levied to support the proposed budget will be a subject of this hearing. A copy of the budget will be available for inspection at the office of the City Clerk, 6045 Fenton, Dearborn Heights, Michigan.

This notice is published and posted by direction of the City Council under and by virtue of the City Clerk, Walter Prusiewicz, Clerk, City of Dearborn Heights. Publish: April 20, 2011 and April 27, 2011."

11-158 Motion by Councilwoman Badalow, seconded by Councilwoman Van Houten, to open the Public Hearing.

Motion unanimously adopted.

Council Chairman Baron asked if anyone in the audience wishes to speak on the 2011-2012 Corporate Fund Budget Public Hearing, to please come up to the microphone. Hearing no questions or comments, a motion to close the Public Hearing was offered.

11-159 Motion by Councilwoman Agius, seconded by Councilman Berry, to close the 2011-2012 Corporate Fund Budget Public Hearing.

Motion unanimously adopted.

The Corporate Fund Budget Public Hearing closed at 8:08 p.m.

11-160 Motion by Councilwoman Agius, seconded by Councilwoman Horvath, that Fund Transfer 6-A and Current Claims 6-1 through 6-21, be approved as submitted.

A. \$40,000.00 from Fund Balance A/C 101-000-699.000 transferred to Prof./Consult. A/C 101-200-817.000 to cover additional legal fees.

Minutes MAY 10, 2011 Continued

1. AERO FILTER, INC. – Filtration Products/Supplies, Inv. 1308064, dated 03/28/11 and Inv. 1308065, dated 03/28/11 from A/C 101-300-932.000 Repair & Maint. Equip. \$1,987.38. Police.
2. BS & A SOFTWARE SERVICE & SUPPORT – Utility Billing System, Inv. 72920, dated 05/01/11 from A/C 592-537-818.000 Contr. Services \$7,425.00. Water.
3. BS & A SOFTWARE SERVICE & SUPPORT – Business License System, Inv. 72735, dated 05/01/11 from A/C 101-215-728.000 Office Supplies \$1,775.00. Clerk.
4. BS & A SOFTWARE SERVICE & SUPPORT – Tax and Cash Receipting System, Invs. 073118 & 074053, dated 05/01/11 from A/C 101-253-818.000 Contr. Serv. \$4,260.00. Assessor.
5. COMPUTER TECHNOLOGIES, INC. – Data Processing, Inv. 70842 from A/C 101-258-932.000 Repairs \$2,082.50 and A/C 592-536-932.000 Repairs \$1,870.00. Data Processing.
6. CUMMINGS, McCLOREY, DAVIS & ACHO – Prof. Serv., Inv. 185548, dated 04/26/11 from A/C 592-536-817.000 Prof. Consult. \$4,306.50. Water.
7. CUMMINGS, McCLOREY, DAVIS & ACHO – Labor Matters, Mar. 2011; Inv. 185287, dated 04/20/11; Inv. 185549, dated 04/26/11, Inv. 185270, dated 04/19/11 from A/C 101-200-817.000 Prof./Consult. \$18,305.00. Gen. Gov't.
8. E & N CEMENT – Pavement Repairs, Inv. dated 05/03/11 from A/C 592-537-818.000 Contr. Serv. \$57,675.88. Water.
9. GIARMARCO, MULLINS & HORTON, P.C. – Water and Sewer Issues, Inv. 51, dated 04/08/11 from A/C 592-536-817.000 Prof. Serv. \$1,956.00. Water.
10. HYDRO DESIGNS, INC. – Cross Connection Program, Inv. 24285-IN, dated 04/30/11 from A/C 592-536-817.000 Prof./Consult. \$2,623.00. Water.
11. THE LIBRARY NETWORK – Monthly Subscriptions & Shared Serv., Inv. 42652, dated 02/01/11 from A/C 738-738-827.100 Contr. Serv. \$13,507.64 and Inv. 42968, dated 04/12/11 from A/C 738-738-981.000 Capital Outlay \$5,155.78. Library.
12. McKENNA ASSOCIATES, INC. – Prof. Serv., Inv. dated 04/11/11 from A/C 101-801-817.000 Prof./Consult. \$2,015.13. Planning.
13. GARY MIOTKE – Legal Serv. Apr. 2011, Inv. dated 05/03/11 from A/C 101-210-826.000 Counsel Serv. \$6,799.39. Corp. Counsel.
14. NAGEL CONSTRUCTION – Sewer Cleaning Program, Inv. 2927, dated 04/29/11 from A/C 592-540-818.030 Contr. Serv. \$11,114.03. Water.
15. NEW IMAGE BUILDING SERVICES, INC. – Cleaning Services, Inv. 68878, dated 04/01/11 from A/C 738-738-818.000 Contr. Serv. \$2,214.00. Library.
16. QUAD-TRAN OF MICHIGAN – Data Processing, Apr. 2011, Program & Development E-Ticket Process: Inv. 5754, dated 04/29/11 from A/C 101-130-818.000 Contr. Serv. \$4,500.00 and A/C 101-130-728.000 Supplies \$1,262.55; and Inv. 5755, dated 04/29/11 from A/C 101-130-932.000 Rpr. & Maint. Equip. \$3,500.00; and Inv. 5753, dated 04/29/11 from A/C 101-200-728.000 Office Splys \$1,508.00. District Court.
17. SECREST, WARDLE – Legal Services, Mar. 2011, Inv. dated 04/12/11 from A/C 101-210-826.000 Counsel Serv. \$6,194.00. Corp. Counsel.
18. SYSTEMP – Maint. Inspections and Repairs, Inv. 11614, dated 04/13/11 from A/C 101-130-932.000 Repairs \$2,275.00. Police.
19. WADE TRIM & ASSOC. – Engineering Services, Inv. 102044, dated 04/15/11 from A/C 592-536-818.000 Contr. Serv. \$2,230.00. Water.
20. WADE TRIM & ASSOC. – Prof. Services, 02/27/11 through 03/27/11, Inv. 047557, dated 04/22/11 from A/C 592-154.000 Sewer System. \$9,556.63. Water.
21. WAYNE COUNTY DEPT. OF ENVIRONMENT – ECPAD O & M, Inv. 260241, dated 04/29/11 from A/C 592-537-927.000 Ecorse O & M \$74,145.98. Water.

Motion unanimously adopted.

- 11-161** Motion by Councilwoman Badalow, seconded by Councilman Berry, that the City Council concurs with and approves the request to reject all bids for the Van Houten Park Soccer Field Renovation Project. Further, that the Treasurer be authorized to return bid deposits to all bidders.

Motion unanimously adopted.

- 11-162** Motion by Councilwoman Van Houten, seconded by Councilman Berry, that the City Council concurs with and approves repairs and maintenance to the CSO Basin, and authorizes the Mayor and Clerk to sign where necessary on the following documents: the Resolution Requesting Assistance from the County of Wayne and Stating Intent to Reimburse Expenditures with Bond Proceeds; Contract Providing for Issuance of Wayne County Combined Sewer Overflow Bonds; and Resolution Approving Contract.

Motion unanimously adopted.

- 11-163** Motion by Councilman Apigian, seconded by Councilwoman Agius, that the City Council concurs with and approves the Amendment to the Agreement between the City of Dearborn Heights and the Dearborn Heights Communication Officers. Further, that the Mayor and City Clerk be authorized to sign the agreement.

Motion unanimously adopted.

- 11-164** Motion by Councilman Apigian, seconded by Councilwoman Badalow, that the City Council concurs with and approves the correction to the Annual Amended Meetings Notice, moving the November 8, 2011, Council Meeting to Wednesday, November 9, 2011, and to publish the correction in the City's official newspaper.

Motion unanimously adopted.

- 11-165** Motion by Councilman Berry, seconded by Councilman Apigian, that the City Council concurs with and approves the Budget Amendment to balance out accounts for year end as follows:

Revenue Increase:

News Letter	101-000-675.000	5,000.00
CDBG Reimbursement	101-000-676.960	50,000.00
Comptroller Reimb.	101-000-676.961	100,000.00
Smart Reimbursement	101-000-682.000	6,000.00
TIFA Reimbursement	101-000-684.000	56,900.00
Fund Balance	101-000-699.000	719,805.00

Expenditures Increase/(Decrease):

Salaries	101-171-706.000	4,650.00
Part-time	101-171-707.100	3,000.00
Pension	101-200-718.000	(58,160.00)
Longevity	101-200-721.000	58,160.00
Workers Comp	101-200-724.000	75,000.00
MESC	101-200-725.000	15,000.00
Lease Payments	101-200-816.000	8,300.00
Fringe Allocation	101-200-998.000	(90,000.00)
Smart	101-200-900.999	6,000.00
Street Lights	101-200-926.000	147,700.00
Salaries	101-215-706.000	25,000.00
Clothing	101-265-713.000	3,150.00
Training	101-265-962.000	1,200.00
Crossing Guards	101-300-707.000	8,000.00
Part-time	101-300-707.100	18,000.00
Salaries	101-300-706.000	(300,000.00)
Retiree Payouts	101-300-706.020	1,000,000.00
Retiree Prior	101-300-706.030	30,000.00
Dues	101-300-802.000	500.00
Salaries	101-335-706.000	(200,000.00)
Retiree Payouts	101-335-706.020	110,000.00
Over-time	101-335-709.000	80,000.00
Repairs	101-371-932.000	500.00
Salaries	101-440-706.000	(40,000.00)
Clothing	101-440-713.000	600.00
Supplies	101-440-728.000	10,000.00
Road Supplies	101-440-782.000	10,000.00
Dues	101-692-802.000	5.00
Mileage	101-692-861.000	200.00
Part-time	101-809-707.100	3,000.00
Cable Exp	101-809-807.100	400.00
Telephones	101-809-853.000	7,500.00

Motion unanimously adopted.

- 11-166** Motion by Councilwoman Agius, seconded by Councilwoman Van Houten, that the 2011 Proposed Major & Local Streets Budgets be referred to a study session, per Comptroller Macari, communication dated May 10, 2011.

Motion unanimously adopted.

Minutes MAY 10, 2011 Continued

- 11-167** Motion by Councilwoman Van Houten, seconded by Councilman Apigian, that the City of Dearborn Heights, through the signing of this application by the Mayor and Clerk, make application to the Liquor Control Commission for a Special License for the sale of Beer and Wine, for consumption on the grounds of the Canfield Community Center from Wednesday, June 8, 2011, ending no later than 2:00 a.m. on Sunday, June 12, 2011, per Recreation Director Grybel, communication dated May 2, 2011.

Ayes: Councilman Apigian, Councilwoman Badalow, Council Chairman Baron, Councilwoman Horvath, Councilwoman Van Houten.
Nays: Councilwoman Agius, Councilman Berry.
Absent: None.

Motion adopted.

- 11-168** Motion by Councilman Apigian, seconded by Councilwoman Badalow, that the City Council concurs with and approves the payment in the amount of \$15,215.00 to CMP Distributors, Inc., 6539 Westland Way, Suite 22, Lansing, MI 48917, from the State Forfeiture account, for 11 Point Blank Tactical Bulletproof Vests for the Tactical Response Unit. This is in conjunction with a Department of Justice Bulletproof Vest Partnership. Per Police Chief Gavin, communication dated May 3, 2011.

Motion unanimously adopted.

- 11-169** Motion by Councilman Apigian, seconded by Councilwoman Agius, that the City Council concurs with and approves the Limited Enforcement Officer Agreement between The City of Dearborn Heights and Officer Timothy P. Walsh, to conduct salvage vehicle inspections through the city. Further, that Mayor Paletko be authorized to sign the agreement on behalf of the city. Per Police Chief Gavin, communication dated May 3, 2011.

Motion unanimously adopted.

- 11-170** Motion by Councilwoman Badalow, seconded by Councilman Apigian, that the proposed 2011-1012 TIFA Budget, be adopted, per TIFA Administrator Oliverio, communication dated May 2, 2011.

Motion unanimously adopted.

- 11-171** Motion by Councilman Berry, seconded by Councilwoman Badalow, that the City Council concurs with and approves the FY 2011-2016 Consolidated Plan along with all supporting documentation including the FY 2011 CDBG Action Plan. Further, the Mayor be authorized to sign the Certifications and SF-424 Application. The CEDD will submit all documents to HUD as required, on May 13, 2011. Per CEDD Director Amen, communication dated May 3, 2011.

Motion unanimously adopted.

- 11-172** Motion by Councilman Berry, seconded by Councilwoman Agius, that the City Council concurs with and approves the new schedule of fees for inspections and permits in the Building Department as follows:

1. Increase fees for "Closing Only Letters" from \$100.00 to \$150.00
2. Increase Rental Registration from \$30.00 to \$50.00
3. Increase fees for Temporary Certificate of Occupancy from \$30.00 to \$50.00.
4. Change the permit fees for Building, Electrical, HVAC and Plumbing as per attached schedules.
5. Effective date for change in June 1, 2011.

Per Building Director Sobh, communication dated May 4, 2011.

Motion unanimously adopted.

- 11-173** Motion by Councilwoman Badalow, seconded by Councilman Apigian, that the update to the International Building, Building Maintenance, Plumbing, and Heating Codes to International 2009 codes and NEC (electrical) to 2008 codes, be referred to Corporation Counsel. Per Building Director Sobh, communication dated May 4, 2011.

Motion unanimously adopted.

- 11-174** Motion by Councilman Berry, seconded by Councilwoman Agius, that the City Council concurs with and approves the second addendum for Purchase Agreement for the sale of Old Incinerator Property at 4901 S. Inkster. Further, authorize Mayor Paletko to sign and execute the agreement on behalf of the City. Per Corporation Counsel Miotke, communication dated May 3, 2011.

Ayes: Councilwoman Agius, Councilman Apigian, Councilwoman Badalow, Council Chairman Baron, Councilman Berry, Councilwoman Van Houten.
Nays: Councilwoman Horvath.
Absent: None.

Motion adopted.

- 11-175** Motion by Councilman Apigian, seconded by Councilwoman Badalow, that the City Council concurs with and approves road surface repairs on the Gulley Road Bridge over the Lower Rouge River. These repairs are shared between the City of Dearborn and Dearborn Heights. The City of Dearborn's cement contractor, G.V. Cement Contracting Company, will perform the repairs per their proposal. The City of Dearborn Heights share is \$12,755.00 which represents half of the projected cost. Per Public Service Administrator Franzil, communication dated May 4, 2011.

Motion unanimously adopted.

- 11-176** Motion by Councilwoman Agius, seconded by Councilman Berry, that the City Council concurs with and approves the purchase of One Tymco 500X Sweeper with 2 trade-ins, from Cannon Truck Equipment, 51761 Danview Technology Ct., Shelby Twp., MI 48315, in the amount of \$180,000.00. This is a HGAC interlocal contract for cooperative purchasing. Per Public Service Administrator Franzil, communication dated May 3, 2011.

Motion unanimously adopted.

- 11-177** Motion by Councilman Berry, seconded by Councilwoman Agius, that the City Council concurs with and approves contractor's change order application for 5975 Silvery Lane in the amount of \$19,998.00; and contractor's change order application for 4160 Lincoln in the amount of \$9,976.00, NSP, from Complete Construction Services, Inc., per Sarah Traxler, Principal Planner, McKenna Associates, 235 East Main Street, Suite 105, Northville, MI 48167, communication dated May 4, 2011.

Ayes: Councilwoman Agius, Councilman Apigian, Council Chairman Baron, Councilman Berry, Councilwoman Van Houten.
Nays: Councilwoman Badalow, Councilwoman Horvath.
Absent: None.

Motion adopted.

- 11-178** Motion by Councilman Apigian, seconded by Councilwoman Badalow, that the business license renewal for Ford Lanes, Inc., 23100 Van Born, be approved.

Motion unanimously adopted.

- 11-179** Motion by Councilwoman Badalow, seconded by Councilwoman Agius, that the communication from AFSCME Council 25 re: opposition to House Bill 4059, be received, contents noted and filed.

Motion unanimously adopted.

- 11-180** Motion by Councilwoman Horvath, seconded by Councilwoman Agius, that the meeting be adjourned.

Motion unanimously adopted.

The meeting adjourned at 9:03 PM

WALTER PRUSIEWICZ
CITY CLERK

KENNETH R. BARON
COUNCIL CHAIRMAN

EVE SCHAFER
COUNCIL SECRETARY