

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

APRIL 28, 1998

98-178 The meeting was called to order at 8:10 p.m. by Council Chairman Joseph V. Kosinski.

Roll Call showed the following:

Present: Councilman Kenneth R. Baron, Councilwoman Janet L. Blackburn, Councilwoman Margaret M. Horvath, Council Chairman Joseph V. Kosinski, Councilman Daniel S. Paletko, Councilwoman Margaret Van Houten, Councilman Gregg Zulinski.

Absent: None.

Also Present: Mayor Canfield, Executive Assistant Heise, Corporation Counsel Berry-Harris, City Clerk Robbins, Deputy Clerk Lutz, Treasurer Riley, Comptroller Barrow, Assessor Welch, Building & Engineering Director Opalewski, Human Resources Director Sullivan, Police Captain Izeluk, Acting Fire Chief Barnett, Fire Inspector McDonagh, Recreation Director Grybel, Deputy Recreation Director Constan, Public Service Administrator Blackburn, Community Development Director Oliverio.

The Pledge of Allegiance was led by Acting Fire Chief Glen Barnett.

Recreation Director Grybel and Mayor Canfield presented a plaque to Councilman and Mrs. Ken Baron, Baron Flowers & Gifts for their 10 years of sponsorship of the "Daddy Daughter Date Night". Council Chairman Kosinski also commended the Baron's on behalf of the City Council.

98-179 Motion by Councilman Zulinski, seconded by Councilwoman Van Houten, that the Agenda for the Regular Meeting of April 28, 1998, be approved with the addition of Agenda Item 13-F, Special Land Use Request to establish an auto body shop at 6970 N Telegraph.

Motion unanimously adopted.

98-180 Motion by Councilwoman Van Houten, seconded by Councilman Baron, that the Minutes from the Regular Meeting of April 14, 1998, be approved as submitted.

Motion unanimously adopted.

98-181 Motion by Councilman Baron, seconded by Councilwoman Horvath, that Current Claims 6-1 through 6-27, be approved as submitted.

1. AAXENT PAINTING - Paint Exterior of Little Red Schoolhouse - Inv. 55285 dated 04/03/98 from A/C 101-746-981-000 (Capital Outlay) \$2,475.00. Recreation.
2. BIS COMPUTER SOLUTIONS - Software Maintenance--Year Beginning May 1998 - Inv. MS0598 dated 04/01/98 from A/C 101-300-818-000 (Contractual Services) \$2,670.00. Police Dept.
3. CITY OF DEARBORN - Sewage Disposal/Water Charges 01/26/98-03/30/98 - Inv. 52916 dated 04/15/98 from A/C 592-537-929-000 (Sewage Disposal) \$2,752.51 and from A/C 592-537-928-000 (Water Charges) \$759.01. Water Dept.
4. E & N CEMENT - Pavement Repairs - Two Invoices dated 04/18/98 from A/C 101-440-880-000 (Road Repairs) \$40,564.76 and from A/C 592-537-818-000 (Contractual Services) \$43,270.78. Water/DPW.
5. FIRST TRUST BANK - Wastewater Disposal Bonds 1990 - Reference #SA76608680 from A/C 592-905-991-002 (Principle Phase II) \$185,000.00 and

- from A/C 592-905-995-002 (Interest Phase II) \$62,500.00. Water Dept.
6. LAURA BERRY HARRIS - Legal Services for February 1998 - Inv. Dated 04/07/98 from A/C 101-210-826-000 (Counsel Services) \$7,804.00. Corporation Counsel.
 7. GARY MIOTKE - Legal Services for February 1998 - Inv. dated 04/07/98 from A/C 101-210-826-000 (Counsel Services) \$5,444.00. Corporation Counsel.
 8. MICHIGAN NATIONAL BANK - Wastewater Refunding Bonds - Reference #3179 from A/C 592-905-991-002 (Principal Phase II) \$40,000.00 and from A/C 592-905-995-002 (Interest Phase II) \$115,452.50. Water Dept.
 9. PAINTER & RUTHENBERG - Newsprint, Roll Off and Clean Up Services - Inv. 18203 dated 04/02/98, Inv. 18204 dated 04/02/98 and Inv. 18223 dated 04/13/98 from A/C 101-200-810-000 (Sanitation) \$22,539.83. General Govt.
 10. RIC-MAN CONSTRUCTION - Doxtator Relief Sewer Construction - Certificate #1 dated 04/10/98 from A/C 592-XXX-154-000 (Sewers) \$144,204.87. Water Dept.
 11. RIC-MAN CONSTRUCTION - Downriver Relief Sewer Construction - Certificate #7 dated 04/10/98 from A/C 592-XXX-154-000 (Sewers) \$371,920.14. Water Dept.
 12. STAPLES - Office Furniture for Court Area - Inv. 13001 dated 02/25/98 and Inv. 23001 dated 02/25/98 from A/C 101-130-981-000 (Capital Outlay) \$3,724.00. District Court.
 13. WADE-TRIM/ASSOCIATES - Assist City with Action Plan 1998-99 - Inv. 57248 dated 04/08/98 from A/C 103-960-918-096 (Administration) \$2,103.00. Community Devel.
 14. WADE-TRIM/ASSOCIATES - Assist City with CSO Permit - Inv. 57206 dated 04/07/98 from A/C 592-XXX-154-000 (Sewers) \$899.00. Water Dept.
 15. WADE-TRIM/ASSOCIATES - Construction Engineering Cherry Hill Resurfacing - Inv. 57052 dated 04/03/98 from A/C 202-202-880-300 (Street Construction) \$496.50. Major Streets.
 16. WADE-TRIM/ASSOCIATES - Construction Engineering Doxtator Relief Sewer - Inv. 57055 dated 04/03/98 from A/C 592-XXX-154-000 (Sewers) \$2,807.50. Water Dept
 17. WADE-TRIM/ASSOCIATES - Construction Engineering Jackson Street Bridge - Final - Inv. 57045 dated 04/03/98 from A/C 103-960-925-096 (Bridges) \$732.10. Community Devel.
 18. WADE-TRIM/ASSOCIATES - Construction Engineering Katherine Street Bridge - Inv. 57046 dated 04/03/98 from A/C 103-960-942-097 (Bridges) \$555.70. Community Devel.
 19. WADE-TRIM/ASSOCIATES - Design Plans and Specs - Cherry Hill Resurfacing - Inv. 57056 dated 04/03/98 from A/C 202-202-880-300 (Street Construction) \$4,592.20. Major Streets.
 20. WADE-TRIM/ASSOCIATES - Downriver Tech Assist, Flow Monitoring, Construction Engineering - Inv. 57060 dated 04/07/98 from A/C 592-XXX-154-000 (Sewers) \$14,697.00. Water Dept.
 21. WADE-TRIM/ASSOCIATES - Environmental Review CDBG 1998-99 - Inv. 57247 dated 04/08/98 from A/C 103-960-918-097 (Administration) \$1,516.50. Community Devel.
 22. WADE-TRIM/ASSOCIATES - Inspection Days Downriver Relief Sewer - Inv. 57322 dated 04/10/98 from A/C 592-XXX-154-000 (Sewers) \$11,919.20. Water Dept.
 23. WADE-TRIM/ASSOCIATES - Inspection Days Doxtator Relief Sewer - Inv. 57323 dated 04/10/98 from A/C 592-XXX-154-000 (Sewers) \$5,500.88. Water Dept.
 24. WADE-TRIM/ASSOCIATES - Plans and Specs Doxtator Relief Sewer - Final - Inv. 57054 dated 04/03/98 from A/C 592-XXX-154-000 (Sewers) \$581.00. Water Dept.
 25. WADE-TRIM/ASSOCIATES - Plans and Specs Municipal Walkway - Inv. 57062

dated 04/03/98 from A/C 103-960-938-097 (Walkway) \$2,014.50. Community Devel.

26. WADE-TRIM/ASSOCIATES - Rouge Valley Corrective Action Plan - Inv. 57015 dated 04/03/98 from A/C 592-XXX-154-000 (Sewers) \$2,268.50. Water Dept.

27. WEBNET, INC. - Dial Up Services for May 1, 1998 - Inv. 21210 dated 04/17/98 from A/C 101-200-819-999 (Webnet) \$5,840.00. General Govt.

Motion unanimously adopted.

98-182 Motion by Councilman Paletko, seconded by Councilman Baron, that the lowest bidder meeting all specifications, Motor City Ford Trucks, 39300 Schoolcraft, PO Box 9246, Livonia, MI 48150, for two (2) LNT 8000 Dump Trucks, in the amount of \$138,590.00, less trade-in of \$8,000.00, total amount \$130,590.00 and payment thereof, be approved, per, Public Service Administrator Blackburn, communication dated April 20, 1998. Monies for this purchase to come from Water A/C 592-536-981-000. Further, that the Treasurer be authorized to return bid deposits to the unsuccessful bidders.

Motion unanimously adopted.

98-183 Motion by Councilman Zulinski, seconded by Councilwoman Blackburn, that the City Council approve the bid from the Press & Guide Newspapers, 15340 Michigan Avenue, Dearborn, MI 48126, as the City of Dearborn Heights Official Newspaper effective May 1, 1998, for legal printing, in the amount of \$5.24 per column inch on computer disk and \$12.11 per column inch non-disk advertisements, be approved, per Comptroller Barrow, communication dated April 22, 1998.

Motion unanimously adopted.

98-184 Motion by Councilwoman Van Houten, seconded by Councilwoman Horvath, that the City Comptroller be authorized to advertise for bids, per specifications, for Fire Alarm System Replacements at Eton & Berwyn Senior Citizen Centers, per the request of Recreation Director Grybel, communication dated April 16, 1998. Monies for this project will be allocated from the CDBG program.

Motion unanimously adopted.

98-185 Motion by Councilman Baron, seconded by Councilman Zulinski, that the City Council concurs with and approves the appointment of Mohammed Sobh, 5715 DaCosta and John Girolamo, 4472 McKinley to the Planning Commission, terms to expire May, 2001 per, Mayor Canfield, communication dated April 22, 1998.

Motion unanimously adopted.

98-186 Motion by Councilman Baron, seconded by Councilwoman Van Houten, that the City Council concurs with and approves the requests from Carl E. Stitt Post Unit 232, PO Box 907, 23850 Military and the Royal Canadian Legion Post 92, 5312 S. Beech Daly to sell Poppies on May 14, 15 and 16, 1998, per Ruth Canfield, communication dated April 21, 1998.

Motion unanimously adopted.

98-187 Motion by Councilman Paletko, seconded by Councilwoman Van Houten, that the City Council concurs with and approves the parade route requests from St. Sebastian Parish, Christine Bergeron, Parade Co-Chairperson, 4944 Williams, scheduled for May 16, 1998; Crestwood Baseball Association, Carol Barlow, Secretary, 6802 Robindale, scheduled for May 30, 1998 and St. Albert the Great Church, Barbara Pearson, Co-Chairperson, 25298 Colgate scheduled for June 6, 1998. The Police Department to provide escort and assistance.

Motion unanimously adopted.

- 98-188** Motion by Councilman Baron, seconded by Councilman Zulinski, that the resolution from Mrs. Cel Rose Solak, President of the AMVETS Sgt. Edward J. Madaj Post 45 Ladies Auxiliary re: "Pledge of Allegiance Day" in Dearborn Heights be adopted as follows:

WHEREAS, on April 30, 1789, George Washington took the oath of office and was inaugurated as the first President of the United States; and

WHEREAS, on April 30, 1889, the United States Congress fixed the date of April 30 as the National day of observation to celebrate the inauguration of George Washington as the first President of the United States; and

WHEREAS, on April 30, 1970, the proclamation sent by Mrs. Irene Priore's third graders of Cheetowaga, New York requesting that April 30 of each year be proclaimed as "Pledge Allegiance to our Flag Day" in the United States of America for all school children in our country, was read in Congress; and

WHEREAS, school, community leaders, and citizens in all 50 states responded by letter, telephone, and telegram to the Cheetowaga, New York third graders that they wished to participate in the unified promise of loyalty at 1:30 p.m. Eastern Standard Time, so children's voices might echo throughout the land;

NOW, THEREFORE, BE IT RESOLVED, THAT:

The Dearborn Heights Mayor and City council hereby proclaims April 30, 1998, as "Pledge of Allegiance Day" in the City of Dearborn Heights, as a special day to honor our nation and its flag by song, speech, and activity, so that people of all ages may engage in a universal pledge of loyalty to our Nation, and to recognize the sacrifices made by the men and women who have fought to preserve and protect the flag of the United States of America. Further, that the Mayor and City Clerk sign on behalf of the City.

Motion unanimously adopted.

Council Chairman Kosinski asked City Clerk Robbins to conduct the procedure necessary for Council to make their final decision on the Phase II CSO Project Bidders.

City Clerk Robbins asked Council Members in a roll call to voice their preference for the engineering firm for preliminary engineering and design services for the Phase II Combined Sewer Overflow project.

Councilman Baron voted Wade-Trim; Councilwoman Blackburn voted Wade-Trim; Councilwoman Horvath voted Wade-Trim; Council Chairman Kosinski voted Wade-Trim; Councilman Paletko voted Wade-Trim; Councilwoman Van Houten voted Wade-Trim and Councilman Zulinski voted Wade-Trim.

By unanimous decision the City Council chose Wade-Trim.

- 98-189** Motion by Councilman Baron, seconded by Councilwoman Van Houten, that Wade-Trim Associates, Inc., 25185 Goddard Road, PO Box 10, Taylor, MI 48180 be awarded the contract for engineering and design services for the Phase II Combined Sewer Overflow Project, per Executive Assistant Heise, communication dated April 22, 1998.

Motion unanimously adopted.

- 98-190** Motion by Councilman Baron, seconded by Councilwoman Blackburn, that the City

Council concurs with and approves the following banking institutions as official depositories of City funds as Charter Section 6.14 and Section 8.10 directs:

Comerica Bank
Dearborn Federal Savings Bank
First of America Bank, N.A. - National City Corp.
Michigan National Bank
NBD Bank
Standard Federal Savings Bank
Community Bank of Dearborn (\$100,000 deposit limit)

per, Treasurer Riley, communication dated April 21, 1998.

Motion unanimously adopted.

- 98-191** Motion by Councilwoman Horvath, seconded by Councilwoman Van Houten, that the City Council concurs with Acting Fire Chief Barnett, Fire Marshal Mazur, Building Director Opalewski, Executive Assistant Heise and Coquillard/Dundon/Peterson and Argenta, Architectural firm, communication dated April 17, 1998 and recommend that the Dearborn Heights Building Authority award the construction contract for the new Fire Station to Premacon, Inc., 24151 Telegraph Road, Suite 120, Southfield, MI 48034, in the amount of \$2,815,000 which includes lightning protection at a cost of \$15,000 and soft costs of \$819,400 for a total amount of \$3,634,400.

Motion unanimously adopted.

- 98-192** Motion by Councilman Paletko, seconded by Councilman Zulinski, that the City Council concurs with and approves the Lease Agreement with American Harley Davidson, Inc., 5436 Jackson Road, Ann Arbor, MI 48105 for two (2) motorcycles at a cost of \$1.00 per year, per motorcycle, per Police Chief Webber, communication dated October 2, 1996. Further, that the Mayor and City Clerk sign the agreement on behalf of the city.

Motion unanimously adopted.

- 98-193** Motion by Councilwoman Van Houten, seconded by Councilwoman Blackburn, that the request from Police Chief Webber, communication dated April 21, 1998 to purchase sixty (60) Gentex Police Ballistic Protective Helmets with detachable riot face shield, at a cost of \$190, for a total amount of \$11,400.00, and payment thereof, be approved. This is a single source item and sold by Gentex Corporation. This purchase was approved in the 1997-98 budget.

Motion unanimously adopted.

- 98-194** Motion by Councilman Paletko, seconded by Councilman Baron, that the City Council concurs with and approves Change Order No. 1 for the Downriver Local Relief Sewer with contractor Ric-Man Construction, Inc., 6850 Nineteen Mile Road, Sterling Heights, MI 48314 for an increase of \$21,957.00, per Public Service Administrator Blackburn, communication dated April 20, 1998 and George P. Nichols, Wade-Trim Associates, 25185 Goddard Road, PO Box 10, Taylor, MI 48180, communication dated April 8, 1998. Further that the Mayor and City Clerk sign the agreement on behalf of the City.

Motion unanimously adopted.

- 98-195** Motion by Councilman Paletko, seconded by Councilman Zulinski, that the City Council concurs with and approves the 1998-99 TIFA Budget and reprogramming of previous year's unspent monies as adopted by the TAX INCREMENT FINANCE

AUTHORITY, per Acting TIFA Administrator Oliverio, communication dated April 13, 1998. Total amount of 1998-99 TIFA Primary Budget is proposed at \$970,000.

Motion unanimously adopted.

- 98-196** Motion by Councilwoman Horvath, seconded by Councilman Baron, that the City Council concurs with and approves Permanent Traffic Control Device Request T-85 No Parking Signs (International) on Elon Ct. between corner and drive of 25585 and in front of 25545, 25555 and 25575 Elon Ct. to allow for easy pickup of trash on Mondays. Signs to read "Mon Only" 12A-5P, per Police Chief Webber, communication dated 04/21/98.

Motion unanimously adopted.

- 98-197** Motion by Councilwoman Van Houten, seconded by Councilman Zulinski, that the City Council concurs with and approves the request from PLAV, Dearborn Heights Post No. 16, 25222 Warren, for the sale of poppies on various street corners and business locations May 14, 15, and 16, 1998, per Post Commander Edward Izbicki, communication dated 03/03/98.

Motion unanimously adopted.

- 98-198** Motion by Councilwoman Van Houten, seconded by Councilman Zulinski, that the City Council concurs with and approves the request from VFW Moroz & Pietrowski Post 9973, 4945 S. Beech Daly, Dearborn Heights, MI 48125 for the sale of poppies May 14, 15, 16, 1998 on corners available in Dearborn Heights, per Poppy Chairman Richard K. Klein.

Motion unanimously adopted.

- 98-199** Motion by Councilman Baron, seconded by Councilman Zulinski, that the 1998-99 business license renewal for Cariera's Cucina Italiana, 6565 N. Telegraph, be approved.

Motion unanimously adopted.

- 98-200** Motion by Councilman Baron, seconded by Councilman Zulinski, that the request from Little Caesar Enterprises, Inc. to transfer stock in 1994 Class C License located at 20475 Warren, Dearborn Heights, MI, Wayne County, by dropping Little Caesar International, Inc. as stockholder thru transfer of shares to existing stockholders Michael Ilitch and Marian Ilitch on 01/31/94; transfer partial shares from Michael Ilitch to existing stockholder Marian Ilitch on 02/01/94 and; transfer partial shares from Michael Ilitch to existing stockholder Marian Ilitch on 02/01/94, be approved and the Liquor Control Commission be so notified. Reference #94-4770.

Motion unanimously adopted.

- 98-201** Motion by Councilman Paletko, seconded by Councilman Baron, that the City Council concur with the recommendation of the Planning Commission for the Special Land Use request to establish an auto body shop at 6970 N. Telegraph, PC #98-02, subject to approved landscaping design, to be submitted to the Building and Engineering Department, and site plan approval as noted on the communication from Brandon Rogers, Planning Consultant, dated April 6, 1998. Further, that this matter be referred to Corporation Counsel for review to determine if this may be granted without a Public Hearing.

Motion unanimously adopted.

- 98-202** Motion by Councilman Zulinski, seconded by Councilwoman Van Houten, that the

meeting be adjourned.

Motion unanimously adopted.

The meeting adjourned at 9:03 p.m.

JOYCE A. ROBBINS
CITY CLERK

JOSEPH V. KOSINSKI, CHAIRMAN
CITY COUNCIL

MARIA E. LAWRENCE
RECORDING SECRETARY