

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

APRIL 27, 2004

04-125 The meeting was called to order at 8:02 p.m. by Council Chair Elizabeth J. Agius.

Roll Call showed the following:

Present: Council Chair Elizabeth J. Agius, , Councilwoman Janet S. Badalow, Councilman Kenneth R. Baron, Councilwoman Ann Brown, Councilman Bob Constan, Councilwoman Catherine L. Heise, Councilwoman Margaret M. Van Houten.

Absent: None.

Also Present: Mayor Paletko, Administrative Assistant Kramarz, City Clerk Dudzinski, Deputy Clerk Pawlukiewicz, Treasurer Riley, Deputy Comptroller Macari, Comptroller Barrow, Deputy Comptroller Macari, Assessor Riedel, Building & Engineering Director Kissinger, Deputy Fire Chief Klovski, Police Chief Gust, Public Service Administrator Franzil, Community Development Director Jamal.

The Pledge of Allegiance was led by resident, Rose Bogaert.

04-126 Motion by Councilwoman Badalow, seconded by Councilman Constan, that the Agenda for the Regular Meeting of April 27, 2004, be approved as submitted.

Motion unanimously adopted.

04-127 Motion by Councilman Baron, seconded by Councilman Constan, that the Minutes from the Regular Meeting of April 13, 2004, be approved as submitted.

Motion unanimously adopted.

The Public Hearing for the 2004-2005 Corporate Fund Budget was called to order at 8:03 p.m. by Council Chair Elizabeth J. Agius

Council Chair Agius asked Clerk Dudzinski to read the Notice of Public Hearing.

Clerk Dudzinski "Please take notice that a Public Hearing will be held on Tuesday, April 27, 2004 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 the fiscal year 2004-2005.

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. S Judith Dudzinski, Clerk. Published April 21, 2004."

Council Chair Agius asked if there were any comments or questions, hearing none she asked for a motion to close the public hearing.

04-128 Motion by Councilman Constan, seconded by Councilman Baron, that the Public Hearing be closed.

Motion unanimously adopted.

The Public Hearing for the 2004-2005 Corporate Fund Budget closed at 8:05 p.m.

04-129 Motion by Councilman Baron, seconded by Councilwoman Van Houten, that Current Claims 6-1 through 6-12, be approved as submitted.

1. ACCUMED, INC. - Ambulance Service March 2004 - Inv. dated 04/01/04 from A/C 101-000-626.000 (Ambulance) \$4,796.47. Fire.
2. ANGELO IAFRATE CONSTRUCTION COMPANY - Warren Avenue Streetscape - Cert #9 dated 03/24/04 from A/C 274-673-935.093 (Warren Avenue) \$92,281.50. Misc. Grants
3. LASERTEC - Assessment Notices, Real & Personal - Inv. 8239 dated 03/09/04 from A/C 101-209-818.000 (Cont. Serv.) \$1,519.12. Assessor.
4. NAGEL CONSTRUCTION INC. - Sewer Cleaning Program - Inv. 1925 dated 04/15/04 from A/C 592-540-818.030 (Cont. Serv.) \$22,433.43. Water Dept.
5. OAKLAND COUNTY CLEMIS - Clem/Participation Fee - Inv. 403066 and 403065 from A/C 101-300-818.000 (Cont. Serv.) \$9,279.00. Police Dept.
6. PLANTE & MORAN - Professional Services March 2004 - Inv. 966839 dated 04/07/04 from

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A/C 592-536-817.000 (Prof/Consult) \$2,105.00. Water Dept.

7. QUAD-TRAN OF MICHIGAN - Data Processing April 2004 - Inv. 4325 dated March 31, 2004 from A/C 101-130-818.000 (Cont. Serv.) \$3,600.00; A/C 101-130-728.000 (Supplies) \$996.60 and A/C 101-200-728.000 (Supplies) \$2,269.95. District Court.
8. SECREST, WARDLE, LYNCH... - Legal Services March 2004 - Inv. dated 04/20/04 from A/C 101-210-826.000 (Counsel Serv.) \$6,834.00. Corp. Counsel.
9. STATE OF MICHIGAN, MDOT - Telegraph Resurfacing Van Born to Dartmouth - Inv. AP264947 dated 04/06/04 from A/C 202-202-880.300 (Streets) \$1,107.70. Major Streets.
10. TROELSEN EXCAVATING COMPANY - 2003 Water Main Replacement Cert #3 dated 04/19/04 from A/C 103-960-925.203 (Water Main) \$22,399.13. CDBG.
11. WADE-TRIM/ASSOCIATES - 2003 Water Main Construction/Administration/Survey - Inv. 82219 dated 04/15/04 from A/C 103-960-925.203 (Water Main) \$2,393.80. CDBG.
12. WADE-TRIM/ASSOCIATES - 2004-2005 CDBG Assistance - Inv. 82119 dated 04/06/04 from A/C 103-960-918.203 (Admin.) \$3,278.58. CDBG.

Motion unanimously adopted.

- 04-130** Motion by Councilwoman Badalow, seconded by Councilwoman Brown, that the City Comptroller be authorized to advertise for bids, per specifications, for legal printing for the City, per the request of Comptroller Barrow, communication dated April 21, 2004.

Motion unanimously adopted.

- 04-131** Motion by Councilwoman Van Houten, seconded by Councilman Constan, that the low bid from Munn Tractor Sales, Inc., 3700 Lapeer Road, Auburn Hills, MI 48326, for one (1) tractor/loader/extendable backhoe, in the amount of \$49,951.00, and payment thereof, be approved, per Public Service Administrator Franzil, communication dated April 12, 2004. Further, that the Treasurer be authorized to return bid deposits to the unsuccessful bidders.

Motion unanimously adopted.

- 04-132** Motion by Councilman Baron, seconded by Councilwoman Badalow, that the City Council concurs with and approves the 2004 Street Repair Program Change Order No. 2 with Century Cement Company, 12600 Sibley Road, Riverview, MI 48192, in the increased amount of \$884,788.00, which includes inspection days administered by Wade-Trim/Associates, 25215 Northline Road, PO Box 10, Taylor, MI 48180, per Mayor Paletko, communication dated April 21, 2004. Further, that the Construction Contingency in the amount of \$81,565.00 and the Construction Administration which includes testing and survey in the amount of \$120,300.00 be approved, per Wade-Trim/Associates, communication dated April 19, 2004. Mayor Paletko to sign the Change Order on behalf of the City.

Motion unanimously adopted.

- 04-133** Motion by Councilwoman Van Houten, seconded by Councilman Constan, that the City Council concurs with and approves the Warren Avenue Streetscape Construction Administration Project Closeout with Wade-Trim/Associates 25251 Northline Road, PO Box 10, Taylor, MI 48180, in the amount of \$14,200, and payment thereof, which consists of \$1,000 for sprinkler inspections, \$5,500 for signage work and \$7,700 associated with the lafrate Contract, per Mayor Paletko, communication dated April 21, 2004. Further, that Wade-Trim/Associates to have thirty (30) days to resolve the concrete issue with the contractor.

Motion unanimously adopted.

- 04-134** Motion by Councilman Baron, seconded by Councilwoman Van Houten, that the City Council concurs with and approves the request from St. Sebastian Parish, 20710 Colgate, Dearborn Heights, MI 48125 to conduct their annual Festival Parade on Saturday, May 22, 2004 beginning at 11 a.m., per Mayor Paletko, communication dated April 16, 2004 and Christine Bergeron, Assistant Festival Chairperson, communication dated April 6, 2004. Further, that the Police and Fire to provide assistance and escort as needed.

Motion unanimously adopted.

- 04-135** Motion by Councilman Constan, seconded by Councilwoman Van Houten, that the City Council concurs with and approves the request from Saint Albert the Great Church, 4672 Parker, Dearborn Heights, MI 48125 to conduct their annual Community Parade on Saturday, June 5, 2004 beginning at 10:30 a.m., per Mayor Paletko, communication dated April 16, 2004 and Jay Shank, Parade Coordinator, communication dated March 16, 2004. Further, that the Police and Fire to provide assistance and escort as needed.

Motion unanimously adopted.

- 04-136** Motion by Councilman Baron, seconded by Councilman Constan, that the City Council concurs with and approves the lot split request from Edward and Claudette Whitehead, 7780 Gulley, in Dearborn Warren Sub. No 1 creating the following descriptions:

Parcel 1 - the S 10' of Lot 442 also Lot 443 also Ely 43' of adjacent vacated street, Dearborn Warren Sub No. 1, T2S, R10E, L52, P73, WCR;

Parcel 2 - the N 30 FT of Lot 442 also Ely 43 FT of adjacent vacated street Dearborn Warren Sub No 1, T2S R10E L52 P73 WCR also a pt of SW 1/4 section 5 T2S R10E beginning at the NE corner of said Lot 442 Dearborn Warren Sub No. 1 thence S 78D 14M 00S W 140.01 FT to the centerline of Gulley Road thence N 13D 47M 10S W 20.01 FT thence N 78D 14M 00S E 140.01 FT thence S 11D 46M 00S E 20 FT;

Parcel 3 - Pt. of SW 1/4 section 5, T2S R10E beginning at the NE Corner of Lot 442 of Dearborn Warren Sub No. 1, T2S R10E L52 P73 WCR thence N 11D, 46M, 00S W 20.00 FT thence 78D 14M 00S W 140.01 FT to the centerline of Gulley Road thence N 13D 47M 10S W 88.42 FT thence N 79D 03M 46S E 163.14 FT thence S 11D 46M 00S E 106.00 FT thence S 78D 14M 00S W 20.00 FT to the point of beginning, per Deputy Assessor Cooper, communication dated April 19, 2004.

Motion unanimously adopted.

- 04-137** Motion by Councilman Constan, seconded by Councilwoman Badalow, that proposed Ordinance H-04-02, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY AMENDING CHAPTER 13 OF THE CODE PROVIDING FOR FENCE REGULATIONS, be considered read for the second time and become effective upon publication in the City's newspaper of record.

Motion unanimously adopted.

- 04-138** Motion by Councilwoman Badalow, seconded by Councilwoman Heise, that Traffic Control Device Request T-146, Removal of four (4) "No Stopping, Standing, Parking" signs and one (1) "No Parking" sign all along the east side of Fenton between Hass and George, be approved.

Motion unanimously adopted.

- 04-139** Motion by Councilman Constan, seconded by Councilman Baron, that the permit to perform work within the right-of-way of county roads submitted by the Wayne County Department of Public Services, Engineering Division, Permit Office, 33809 Michigan Avenue, Wayne, MI 48184 for a Maintenance Agreement for Walgreen's Pharmacy, to be located at the NE corner of Van Born and Telegraph, be approved and the Permit to Construct, Operate, Use, and/or Maintain be signed by Mayor Paletko, per Yolanda C. Clemons, Permit Coordinator, communication dated April 17, 2004.

Motion unanimously adopted.

- 04-140** Motion by Councilwoman Van Houten, seconded by Councilman Constan, that tabled CM 04-087, Moslem Shriners Annual Hospital Fund Drive be brought back on the table.

Motion unanimously adopted.

- 04-141** Motion by Councilwoman Van Houten, seconded by Councilwoman Brown, that the City Council concurs with and approves the Moslem Temple AAONMS Shriners, 24350 Southfield Road, Southfield, MI 48075 request to conduct their Annual Hospital Fund Drive on Friday, Saturday and Sunday, June 10, 11 and 12, 2004.

Motion unanimously adopted.

- 04-142** Motion by Councilman Baron, seconded by Councilman Constan, that the City Council concurs with and approves the Veterans of Foreign Wars Post 9973, PO Box 1017, Dearborn Heights, MI 48125 request to conduct their Annual Buddy Poppy street corner sales on May 6 through May 8, 2004.

Motion unanimously adopted.

- 04-143** Motion by Councilwoman Van Houten, seconded by Councilman Constan, that the Business License Renewals for Korte's Collision, 5664 Daniels, Erwin's Auto Sales, Inc., 23706 Van Born, Lyskawa Post 7546, 6828 Waverly, Pizza Hut, 22024 Van Born Road, Confetti Lounge, 3932 Pelham, Trail Bar, 22738 Ford, Ford Lanes, Inc., 23100 Van Born, Uncle Ray's Place, 24502 Warren and the Dearborn Heights Moose Lodge, 27225 Warren, be approved.

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Motion unanimously adopted.

- 04-144** Motion by Councilman Constan, seconded by Councilman Baron, that the request from Borman's Inc., 20601 W Warren, Dearborn Heights, MI 48127 to transfer ownership of 1999 Specially Designated Distributor License, in escrow, from Perry Drug Stores, Inc. and transfer location from 27315 W Warren, Dearborn Heights, MI 48127, Wayne County, (RID #240611) to be held in conjunction with proposed New Specially Designated Merchant License, be approved and the Liquor Control Commission be so notified. (R.I.D. #230890).

Motion unanimously adopted.

- 04-145** Motion by Councilwoman Van Houten, seconded by Councilwoman Brown, that the request from Pvt. John Lyskawa Post 7546, 6828 Waverly Avenue, Dearborn Heights, MI 48127 to conduct their Annual Buddy Poppy Drive on May 6, 7 and 8, 2004, on Telegraph and Ford Road, Telegraph and Warren, Beech Daly and Warren and Ann Arbor Trail and Warren, be approved.

Motion unanimously adopted.

- 04-146** Motion by Councilwoman Van Houten, seconded by Councilman Constan, that the meeting be adjourned.

Motion unanimously adopted.

The meeting adjourned at 9:00 p.m.

JUDY DUDZINSKI
CITY CLERK

MARIA E. LAWRENCE
COUNCIL/CLERK SECRETARY

ELIZABETH J. AGIUS, CHAIR
CITY COUNCIL