

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

APRIL 25, 2006

06-134 The meeting was called to order at 8:10 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, Councilman Tom Berry, Councilman Bob Constan, Councilwoman Margaret M. Horvath, Councilwoman Margaret M. Van Houten.

Absent: None.

Also Present: Mayor Paletko, Administrative Assistant Kramarz, City Clerk Dudzinski, Deputy Clerk Pawlukiewicz, Treasurer Riley, Comptroller Barrow, Deputy Comptroller Macari, Assessor Riedel, Building & Engineering Director Sobh, Fire Chief Gurka, Police Chief Gust, Recreation Director Grybel, Public Service Administrator Franzil, Community & Economic Development Director Jamal, Assistant Emergency Coordinator Ankrapp.

The Pledge of Allegiance was led by Wayne County Commissioner, Phil Cavanagh.

Commissioner Cavanagh and Mayor Paletko presented a plaque to Emmanuel Agius commmerating his 75th birthday. Mr. Agius is a field rep for Commissioner Cavanagh and considered the hardest working rep for the County.

06-135 Motion by Councilman Constan, seconded by Councilwoman Badalow, that the Agenda for the Regular Meeting of April 25, 2006, be approved with the removal of Agenda Item 9-C (TIFA Budget).

Motion unanimously adopted.

06-136 Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that the Minutes from the Regular Meeting of April 11, 2006, be approved as submitted.

Motion unanimously adopted.

06-137 Motion by Councilman Baron, seconded by Councilman Constan, that Fund Transfers 6-A; 6-B and Current Claims 6-1 through 6-16, be approved as submitted.

A. \$350.00 from ACT 78 Publications/Notices (101-221-905-000) to ACT 78 Professional/Consult (101-221-817-000) to Cover the Cost of Testing for Promotional Exams.

B. \$19,200.00 from Police Contractual Services (101-300-818-000) to Police Department Capital Outlay (101-200-981-000) to cover the lease for New Motorcycles.

1. 3M – Maintenance Agreement – Theft Protection System – Inv. OF22966 dated 03/29/06 from A/C 738-738-932-000 (Repair/Maint.) \$2,332.00. Library
2. ACCUMED BILLING, INC. – Ambulance Billing March 2006 – Inv. dated 04/01/06 from A/C 101-000-626-000 (Ambulance) \$5,978.07. Fire Dept.
3. BENCH MARK TRAFFIC SERVICES – Training for Sgt. Learst – Inv. 06-030 dated 04/13/06 from A/C 101-300-962-000 (Training) \$1,500.00. Police Dept.
4. E & N CEMENT – Pavement Repairs – Inv. dated 04/18/06 from A/C 592-537-818-000 (Contract Services) \$31,339.00. Water Dept.
5. ELECTRICAL POWER & DESIGN, INV. – Various Invoices Justice Center Maintenance – Inv. 6469-H-02-06; 6469-H-12-05; 6469-H-11-00; 6469-H-03-06; 6469C8; 6469-H-09-05; 6469-H-11-05; 6469-H-12-05; 6469-C-01-06 and 6469-C-02-06 from A/C 101-300-818-000 (Contract Services) \$16,266.83 and A/C 101-130-818-000 (Contract Services) \$6,534.35. Police/Court
6. EMPCO, INC. – Written Promotional Exam – Inv. 1632 dated 04/11/06 from A/C 101-221-817-000 (Prof/Consult) \$4,200.00. See Fund Transfer. Civil Service
7. LASALLE BANK – Bonds Caroline Kennedy Library – Ck. Req. Dated 03/17/06 from A/C 738-738-998-300 (Interest) \$109,498.33; A/C 738-738-991-738 (Principal) \$74,880.00 and A/C 738-738-999-000 (Paying Agent Fee) \$64.80. Library
8. LASALLE BANK – Water Bonds NHRV – Ck. Req. dated 03/17/06 from A/C 592-905-991-002 (Prin. Phase II) \$460,000.00; 592-905-995-002 (Interest Phase II) \$60,680.00 and 592-905-999-000 (Paying Agent Fee) \$150.00. Water Dept.
9. LSL PLANNING, INC. – Partial Payment Recreation Master Plan – Inv. 426-2610-03 dated 03/21/06 from A/C 101-691-818-000 (Contract Services) \$5,424.78. Recreation
10. PLANTE & MORAN – Accounting Services March 2006 – Inv. 140812 dated 04/11/06 from

- A/C 592-536-817-000 (Prof/Consult) \$3,395.00. Water Dept.
11. PRIORITY ONE EMERGENCY – Emergency Vehicle Equipment Installation – Inv. 7169 dated 02/01/06 from A/C 101-300-932-000 (Repair/Maint) \$1,500.00. Encumbered - Police Dept.
 12. SOMMERS SCHWARTZ – Legal Services March 2006 – Inv. 195873 dated 04/10/06 from A/C 592-536-817-000 (Prof/Consult) \$1,488.00. Water Dept.
 13. STANARD & ASSOCIATES INC. – Written Promotional Exam – Inv. 3720 dated 08/31/05 and 3928 dated 09/30/05 from A/C 101-221-817-000 (Prof/Consult) \$4,750.00. See Fund Transfer – Act 78
 14. WADE TRIM/ASSOCIATES – Storm/Sanitary Sewer Utility Mapping – Inv. 89885 dated 04/12/06 from A/C 592-537-818-000 (Contract Services) \$29,515.93. Water Dept.
 15. WASTE MANAGEMENT – Roll Off Services March 2006 – Inv. 2665246-1717-9 dated 04/01/06 and 2665245-1717-1 dated 04/01/06 from A/C 101-200-810-000 (Sanitation) \$5,250.00. General Govt.
 16. WAYNE COUNTY DEPARTMENT OF ENVIRONMENT – Excess Flow – Downriver/Rouge Valley – Inv. 232850 and 232819 dated 04/01/06 from A/C 592-537-929-000 (Sewage) \$187,830.17.

Motion unanimously adopted.

- 06-138** Motion by Councilman Baron, seconded by Councilwoman Badalow, that the sole bid from the Press & Guide Newspapers, 22450 Park, Dearborn, MI 48124, for legal printing for 2006-2007, in the amount of \$6.50 per column inch for ads submitted on disk or e-mailed and \$13.00 per column inch for ads not submitted on disk or e-mailed, be approved, per Comptroller Barrow, communication dated April 18, 2006.

Motion unanimously adopted.

- 06-139** Motion by Councilman Baron, seconded by Councilman Constan, that the City Council concurs with and approves a Three (3) Year Professional Service Agreement with Hydro Designs Inc., 5700 Crooks Road, Suite 100, Troy, MI 48098, for the City's Municipal Cross Connections Program, in the amount of \$3,074.00 per month, \$36,888.00 annually, subject to review by Corporation Counsel, per Mayor Paletko, communication dated April 19, 2006. Further, that the Mayor be authorized to sign the agreement on behalf of the City.

Motion unanimously adopted.

- 06-140** Motion by Councilman Berry, seconded by Councilman Constan, that the Resolution Supporting Local Control of Cable Franchising, be adopted as follows:

WHEREAS, cities/villages have a long and very successful history of supporting the introduction of cable services by the cable industry, a successful deployment made possible in large part by the current system of local cable franchising, and

WHEREAS, AT & T and Verizon have been actively advocating across the country that local franchise agreements be eliminated, and

WHEREAS, local government participation in the cable franchising process ensures build-out requirements so that all residents irrespective of age, race, education, or income level, receive the same service, and

WHEREAS, equal access to telecommunications services such as broadband and cable is essential for economic growth, and

WHEREAS, franchise fee revenue assists cities/villages in providing essential services, maintaining the right-of-ways; supporting public education and government channels and critical institutional networks that support public safety; now

THEREFORE BE IT RESOLVED, that the City of Dearborn Heights City Council hereby affirms its support for the current local cable franchise agreement system.

BE IT FURTHER RESOLVED, that the City of Dearborn Heights urges federal and state policymakers to only support legislation that:

1. Maintains local control of the cable franchise process;
2. Ensures build-out requirements so that providers are not able to "cherry-pick" customers;
3. Preserves local governments' ability to manage the public rights-of-way;
4. Ensures no reduction in direct revenues and that Michigan's Metro Act is preserved.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to our Congressional representatives in Washington, D.C., our state legislators in Lansing, Governor Granholm and

the Michigan Municipal League, per Mayor Paletko, communication dated April 19, 2006.

Motion unanimously adopted.

- 06-141** Motion by Councilwoman Van Houten, seconded by Councilman Constan, that the City Council concurs with and approves the request from St. Sebastian Parish, 20710 Colgate, Dearborn Heights, MI. 48125 to conduct their annual St. Sebastian Spring Festival Parade on Saturday, May 20, 2006 beginning at 11:00 a.m. in the church parking lot on Merrick and Dartmouth, commencing south on Merrick to Annapolis, west on Annapolis to Monroe; north on Monroe to Carlyle; east on Carlyle to Merrick then south on Merrick returning to the church parking lot, per Christine Bergeron, Festival Chairperson, communication dated March 27, 2006 and Mayor Paletko, communication dated April 19, 2006. Further, that the Police and Fire Departments to provide escort and assistance as needed.

Motion unanimously adopted.

- 06-142** Motion by Councilwoman Van Houten, seconded by Councilman Constan, that the City Council concurs with and approves the request from St. Albert the Great, c/o 25050 Ford Road, Dearborn Heights, MI 48127 to conduct their Community Parade on Saturday, June 10, 2006 beginning at 11:00 a.m., per Jay Shank, Parade Coordinator, communication dated April 4, 2006 and Mayor Paletko, communication dated April 19, 2006. Further, that the Police and Fire Departments to provide escort and assistance as needed.

Motion unanimously adopted.

- 06-143** Motion by Councilwoman Horvath, seconded by Councilwoman Badalow, that the City Council concurs with and approves the purchase of Personal Protective Clothing and accessories from the single source distributor, Apollo Fire Equipment, 12584 Lakeshore Drive, Romeo, MI 48065-4417, as follows:

2 sets of Janesville Commando Model Firefighting Suits (\$1498.60each)	\$2,997.20
3 helmets (\$1498.60 each)	585.00
5 pump operator helmet badges (\$24.25 each)	121.25
2 helmet skull inserts (\$73.06 each)	146.12
2 Carins 6" leather helmet fronts (\$36.94 each)	73.88
4 helmet hardware kits (\$21.32 each)	85.28
1 pkg. helmet e-clips (\$13.40 each)	13.40

for a total of \$4,022.13, and payment thereof, per Fire Chief Gurka, communication dated April 13, 2006.

Motion unanimously adopted.

- 06-144** Motion by Councilman Constan, seconded by Councilman Berry, that the City Council concurs with and approves prohibiting the sale of products and/or services on the grounds of the Canfield Community Center during the Spirit 2006 Festival unless prior approval is granted by the Spirit 2006 Festival Committee, per Recreation Director Grybel, communication dated April 13, 2006. This includes the area of Beech Daly Road that runs parallel with the festival grounds.

Motion unanimously adopted.

- 06-145** Motion by Councilwoman Van Houten, seconded by Councilwoman Horvath, that the City Council concurs with and approves a two (2) year contract extension with Best Asphalt, Inc., 6334 N Beverly Plaza, Romulus, MI 48174 for miscellaneous asphalt repairs in the amounts of \$6.50 SF for 4" and \$6.75 SF for 5" asphalt, per Public Service Administrator Franzil, communication dated April 18, 2006. This extension continues as stated in the 2001 proposal with no increases or decreases.

Motion unanimously adopted.

- 06-146** Motion by Councilwoman Badalow, seconded by Councilman Baron, that proposed ordinance H-06-03, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS AMENDING CHAPTER 33, ARTICLE II OF THE CITY CODE PERTAINING TO NOXIOUS WEEDS, GRASS AND VEGETATION, be considered read for the first time.

Motion unanimously adopted.

- 06-147** Motion by Councilman Baron, seconded by Councilman Constan, that the City Council concurs with and approves Pvt. John Lyskawa Post #7546 request to sell "Buddy" poppies in the City on

Minutes – APRIL 25, 2006 - Continued

Thursday, Friday and Saturday, May 11, 12 and 13th, 2006 per the request of Jr. Vice Commander Gazdik, communication dated April 9, 2006.

Motion unanimously adopted.

- 06-148** Motion by Councilman Baron, seconded by Councilwoman Horvath, that the City Council concurs with the recommendation of the Planning Commission and approves the rezoning request for property located at 5640, 5650 and 5632 Vernon from R-1B to C-1 subject to applicant having a 2' brick wall with cap on Vernon with appropriate landscaping to be approved administratively by the Building Department, per the Dearborn Heights Planning Commission, communication dated April 19, 2006. PC # 06-02

Motion unanimously adopted.

- 06-149** Motion by Councilman Baron, seconded by Councilman Constan, that Corporation Counsel be authorized to draft the proper ordinance (H-06-04) for rezoning from R-1B, single family residential to C-1, neighborhood business district for the following properties:

33-018-02-0160 (5640 Vernon); 330018-02-0161-000 (5650 Vernon) and 33-018-02-0158-002 (5632 Vernon) which includes Lots 158 through 161 and w ½ adjacent vacated alley GOLDEN ACRES SUBDIVISION, per the Planning Commission, communication dated April 19, 2006.

Motion unanimously adopted.

- 06-150** Motion by Councilwoman Van Houten, seconded by Councilman Constan, that the business license renewals for Uncle Ray's Place, 24502 Warren, Denny's Gin Mill, 4901 S Telegraph, Antonio's Cucina Italiana, 26346 Ford, Polish Legion of American Vets #16, 25222 Warren, Ford Lanes, 23100 Van Born and Lyskawa Post #7546, 6828 Waverly, be approved.

Motion unanimously adopted.

- 06-151** Motion by Councilwoman Horvath, seconded by Councilman Constan, that the meeting be adjourned.

Motion unanimously adopted.

The meeting adjourned at 9:50 p.m.

**S. JUDITH DUDZINSKI
CITY CLERK**

**MARIA E. LAWRENCE
COUNCIL SECRETARY**

**ELIZABETH J. AGIUS, CHAIR
CITY COUNCIL**