

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

APRIL 23, 1996

96-164 The meeting was called to order at 8:21 p.m., by Council Chairman Joseph V. Kosinski.

Roll Call showed the following:

Present: Councilman Kenneth R. Baron, Councilman Robert L. Brown, Councilwoman Margaret M. Horvath, Council Chairman Joseph V. Kosinski, Councilman Daniel S. Paletko, Councilman Frank J. Slomzenski, Councilman Gregg Zulinski.

Absent: None.

Also Present: Mayor Canfield, Administrative Assistant Zadikian, Corporation Counsel Berry-Harris, Corporation Counsel Assistant Heise, City Clerk Sheridan, Treasurer Riley, Comptroller Barrow, Financial Analyst Clark, Assessor Welch, Building & Engineering Director Salatka, Human Resources Director Sullivan, Police Chief Webber, Fire Chief Langlois, Fire Marshal Mazur, Recreation Director Grybel, Public Service Administrator Blackburn, Community Development Director Oliverio.

The Pledge of Allegiance was led by Councilman Paletko.

96-165 Motion by Councilman Baron, seconded by Councilman Zulinski, that the Agenda for the Regular Meeting of April 23, 1996, be approved with the omission of Agenda Item 9-D Tree Removal and Replacement.

Motion unanimously adopted.

96-166 Motion by Councilwoman Horvath, seconded by Councilman Baron, that the Minutes from the Regular Meeting of April 9, 1996, be approved as submitted.

Motion unanimously adopted.

96-167 Motion by Councilman Baron, seconded by Councilwoman Horvath, that Fund Transfer 6-A and Current Claims 6-1 through 6-17 be approved as submitted.

A. \$20,000.00 from A/C 101-691-709-000 (Recreation Part Time) to A/C 101-265-709-000 (Building Maintenance Part Time) to cover cost of Park Rangers under the Building Maintenance Department.

1. COMERICA BANK - Payment for Wastewater Disposal Bonds 1990. Ref. #03/20/96-139, dated 03/19/96. From A/C 592-905-991-002 (Principal Phase II) \$200,000.00; from A/C 592-905-995-002 (Interest Phase II) \$193,693.75 and from A/C 592-905-999-000 (Paying Agent Fees) \$600.00. Water Dept.
2. CRUISE COMMUNICATIONS - Videotek, Vectorscope without Case. Inv. 23325, dated 04/02/96. From A/C 101-809-730-000 (Materials & Supplies) \$1,828.00. Cable TV.
3. E & N CEMENT - Pavement Repairs. Two Inv.'s dated 04/13/96. From A/C 101-440-880-000 (Road Repairs) \$8,115.42 and from A/C 592-537-818-000 (Contractual Services) \$11,863.42. DPW-Water.
4. GARDEN CITY OSTEOPATHIC HOSPITAL - Workers Compensation Injury. Ck. req. dated 02/13/96. From A/C 101-200-724-000 (Workers Compensation) \$5,054.39. General Govt.
5. GARY MIOTKE - Legal Services March 1996. Inv. dated 04/09/96. From A/C 101-210-826-000 (Counsel Services) \$3,984.00. Corp. Counsel.

6. LAURA BERRY-HARRIS - Legal and Labor Services March 1996. Two Inv.'s dated 04/09/96. From A/C 101-210-826-000 (Counsel Services) \$6,756.00 and from A/C 101-200-817-000 (Professional & Consult) \$1,712.75. Corp. Counsel.
7. PAINTER & RUTHENBERG - Newsprint Pick-up March 1996. Inv. 886, dated 04/01/96. From A/C 101-200-810-000 (Sanitation) \$1,885.00. General Govt.
8. QUAD-TRAN OF MICHIGAN - Data Processing Services April 1996. Inv. 2203, dated 03/29/96. From A/C 101-130-818-000 (Contractual Services) \$2,704.02 and from A/C 101-130-728-000 (Office Supplies) \$439.00. District Court.
9. ST. MARY'S HOSPITAL - Workers Compensation Injury. Ck. req. dated 04/02/96. From A/C 101-200-724-000 (Workers Compensation) \$1,727.73. General Govt.
10. STATEWIDE SECURITY TRANSPORT - Prisoner Food & Lodging. Inv. dated 04/08/96. From A/C 101-200-868-000 (Prisoner Food & Lodging) \$7,241.95. General Govt.
11. T & M ASPHALT PAVING - Canfield Parking Lot Improvements. Cert. #3, dated 04/10/96. From A/C 274-673-934-093 (Canfield Parking Lot) \$33,991.42. Recreation.
12. WADE-TRIM/ASSOCIATES - 1995 Flow Monitoring Downriver System. Inv. 49268, dated 02/21/96. From A/C 592-537-973-000 (Sewers Capital Outlay) \$14,574.60. Water Dept.
13. WADE-TRIM/ASSOCIATES - Assist City With Administration. Inv. 49437, dated 02/13/96 and Inv. 49929, dated 04/11/96. From A/C 103-960-918-095 (Administration) \$3,958.70. Community Devel.
14. WADE-TRIM/ASSOCIATES - Critical Bridge Inspections 1996. Inv. 48868, dated 03/22/96. From A/C 101-440-880-000 (Road Repairs) \$222.40. DPW-Highway.
15. WADE-TRIM/ASSOCIATES - Gertrude/Harding Pedestrian Bridges. Inv. 49829, dated 04/09/96. From A/C 103-960-946-194 (Bridges Replace/Remove) \$1,106.00. Community Devel.
16. WADE-TRIM/ASSOCIATES - Inspection Days Red Run Relief Sewer Project. Inv. 49491, dated 02/19/96. From A/C 592-537-973-000 (Sewers Capital Outlay) \$8,507.00. Water Dept.
17. WADE-TRIM/ASSOCIATES - Red Run Sewer Improvements. Inv. 49681, dated 03/13/96 and Inv. 49895, dated 04/09/96. From A/C 592-537-973-000 (Sewers Capital Outlay) \$15,935.90. Water Dept.

Motion unanimously adopted.

- 96-168 Motion by Councilman Baron, seconded by Councilwoman Horvath, that the low bid from Mattioli Cement Company, 6179 McGuire, Fenton, MI 48430 for the 1996 City Sidewalk Program, be approved, per Building & Engineering Director Salatka, communication dated April 17, 1996. Further, that the Treasurer be authorized to return bid deposits to the unsuccessful bidders.

Motion unanimously adopted.

- 96-169 Motion by Councilman Slomzenski, seconded by Councilman Zulinski, that the City Comptroller be authorized to advertise for bids, per specifications, for one (1) Computer with Monitor at a price not to exceed \$2,300.00, per the request of Recreation Director Grybel, communication dated April 16, 1996. Monies for this purchase have been allocated in Recreation 1995-96 Capital Outlay.

Motion unanimously adopted.

96-170 Motion by Councilman Paletko, seconded by Councilman Baron, that the low bid from Jorgensen Ford, 8333 Michigan Avenue, Detroit, MI 48210 for one (1) Sign Truck in the amount of \$28,100.00, and payment thereof, be approved, per Public Service Administrator Blackburn, communication dated April 11, 1996. Further, that the Treasurer be authorized to return bid deposits to the unsuccessful bidders.

Motion unanimously adopted.

96-171 Motion by Councilman Brown, seconded by Councilwoman Horvath, that the low bid from Altec Industries, Inc., 5201 West 84th Street, Indianapolis, IN 46268 for one (1) Asplundh Brush Chipper in the amount of \$16,905.00, and payment thereof, be approved, per Public Service Administrator Blackburn, communication dated April 9, 1996. Monies for this purchase will be allocated from Highway A/C 440-981. Further, that the Treasurer be authorized to return bid deposits to the unsuccessful bidders.

Motion unanimously adopted.

96-172 Motion by Councilman Paletko, seconded by Councilman Zulinski, that the City Council concurs with and approves the Amendment to the 1985 Agreement and the Resolution Amending Central Wayne County Sanitation Authority Amendment to 1985 Agreement and Authorizing Filing of Application per, Mayor Canfield, communication dated April 17, 1996. Further, that the Mayor and City Clerk be authorized to sign on behalf of the City.

Motion unanimously adopted.

96-173 Motion by Councilman Brown, seconded by Councilman Baron, that the proposed new ordinance prohibiting the sale of fireworks be referred to Corporation Counsel and request that Fire Marshal Mazur work with Corporation Counsel in the drafting process per, Mayor Canfield and Fire Marshal Mazur, communication dated April 17, 1996.

Motion unanimously adopted.

96-174 Motion by Councilman Brown, seconded by Councilman Paletko, that the communication from Mayor Canfield, dated April 17, 1996 re: The reappointments of Richard Coogan, Marie Derry and Ed Rosalik to the Planning Commission, terms to expire May, 1999 be received, contents noted and filed.

Motion unanimously adopted.

96-175 Motion by Councilman Paletko, seconded by Councilwoman Horvath, that the City Council concurs with and approves Bodman, Longley and Dahling LLP as bond counsel for the possible refunding of bonds at a maximum fee of \$12,000 to include the drafting of the bond authorization resolution per, Treasurer Riley, communication dated April 17, 1996. Further, that the Mayor and City Clerk be authorized to sign the Engagement Letter.

Motion unanimously adopted.

96-176 Motion by Councilwoman Horvath, seconded by Councilman Brown, that the communication from Councilman Slomzenski, dated April 15, 1996 re: Council Rules of Order, be tabled to a Committee of the Whole Study Session.

Motion unanimously adopted.

96-177 Motion by Councilman Brown, seconded by Councilman Baron, that the communication from Councilman Baron re: Demolition Bid Procedures, be tabled to a Committee of the Whole Study Session.

Motion unanimously adopted.

- 96-178 Motion by Councilman Zulinski, seconded by Councilman Baron, that the City Council concurs with and approves the authorization of Corporation Counsel and its law firm to represent the Mayor and Council in an official and individual capacity re: Canfield Ice Arena Inc. vs the City of Dearborn Heights. Furthermore, that the City shall hold harmless the Mayor and Council as to any consequences arising out of the suit in either an official or individual capacity. Furthermore, that the City Council ratify the previously authorized actions of Corporation Counsel and its law firm in termination of the lease and the filing of the declaratory action re: Canfield Ice Arena Inc.

Motion unanimously adopted.

- 96-179 Motion by Councilman Slomzenski, seconded by Councilman Zulinski, that the City Council establish Monday, June 3, 1996 the date for the Truth in Taxation Public Hearing. Further, that we pass a resolution adopting the following language:

For purposes of compliance with the requirements for the Truth in Taxation Public Hearing, Be it resolved that the proposed 1996 charter operational millage rate for the City of Dearborn Heights not exceed 7.0168 mills.

per, Assessor Welch, communication dated April 16, 1996.

Motion unanimously adopted.

- 96-180 Motion by Councilwoman Horvath, seconded by Councilman Brown, that the City Council concurs with and approves the deadline extension for the purchase of City owned parcel 33-044-02-1923-000, Lot 1923, Dearborn Telegraph Subdivision #5 to Ms. Effie Dotson, 24044 Powers from April 30, 1996 to December 15, 1996 per, Assessor Welch, communication dated April 11, 1996.

Motion unanimously adopted.

- 96-181 Motion by Councilman Slomzenski, seconded by Councilman Baron, that the City Council concurs with and approves a lot split request from Mr. Albert Walker, 27051 Ford Road in Dearborn Manor Subdivision. The lot split will create the following new legal description:

The north 113 feet of Lot 10 and the north 113 feet of the east 20 feet of lot 11;

The north 113 feet of Lot 11 except the east 20 feet and the north 113 feet of Lot 12

per, Assessor Welch, communication dated April 11, 1996.

Motion unanimously adopted.

- 96-182 Motion by Councilman Baron, seconded by Councilman Slomzenski, that the City Council concurs with and approves the following budget amendment to cover the cost of additional prisoners being sent by District Court to prison:

Increase Revenues	Appropriate from Fund Balance
#101-000-699-000	\$30,000.00
Increase Expenditures	Prisoner Food & Lodging
#101-200-868-000	\$30,000.00

per, Comptroller Barrow, communication dated April 17, 1996.

Motion unanimously adopted.

- 96-183 Motion by Councilman Slomzenski, seconded by Councilwoman Horvath, that the City Council concurs with and approves the "Amendment to the FY 1996 Municipal Credit Program from SMART, in the amount of \$45,042.00 to be used as outlined per, Community Development Director Oliverio, communication dated April 15, 1996.

Motion unanimously adopted.

- 96-184 Motion by Councilman Baron, seconded by Councilwoman Horvath, that the City Council concurs with and approves the Indemnification Agreement between the City of Dearborn Heights and Thorne Elementary School for the Summer Park Site Program starting June 17, 1996 per, Recreation Director Grybel, communication dated April 11, 1996. Further, that the Mayor and City Clerk sign on behalf of the City.

Motion unanimously adopted.

- 96-185 Motion by Councilman Brown, seconded by Councilman Baron, that proposed Ordinance H-96-05, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY AMENDING CHAPTER 15 OF THE CODE OF ORDINANCE PROVIDING FOR FLOOD DAMAGE PROTECTION, be considered read for the second time, to become effective upon publication in the City's official newspaper as provided by law.

Motion unanimously adopted.

- 96-186 Motion by Councilman Paletko, seconded by Councilman Baron, that tabled CM 95-481 (Harding Street Bridge Invoices) be brought back on the table.

Motion unanimously adopted.

- 96-187 Motion by Councilman Paletko, seconded by Councilman Zulinski, that the City Council concurs with and approves the design plans and specification invoices for the Harding Street Pedestrian Bridge Project per, Comptroller Barrow, communication dated October 25, 1995.

Motion unanimously adopted.

- 96-188 Motion by Councilman Slomzenski, seconded by Councilwoman Horvath, that the request from Billnat Corporation, 20145 Ann Arbor Trail to transfer ownership of 1995 SDD-SDM licensed business from River Oaks Pharmacy, Inc., be approved and the Liquor Control Commission be so notified. #960000573 NLL.

Motion unanimously adopted.

- 96-189 Motion by Councilman Baron, seconded by Councilman Slomzenski, that the request for renewal of 1996 business license for Uncle Ray's Place, 24502 Warren, be approved.

Motion unanimously adopted.

- 96-190 Motion by Councilwoman Horvath, seconded by Councilman Zulinski, that the City Council concurs with and approves the request from Polish Army Veterans' Association of America to hold their annual "Blue Flower" Polish Poppy sale June 15th and 16th.

Motion unanimously adopted.

96-191 Motion by Councilwoman Horvath, seconded by Councilman Baron, that the City Council concurs with and approves the request from Pvt. John Lyskawa Post No. 7546 to hold there annual "Buddy Poppy" sale May 16th, 17th and 18th.

Motion unanimously adopted.

96-192 Motion by Councilman Slomzenski, seconded by Councilman Zulinski, that the meeting be adjourned.

Motion unanimously adopted.

The meeting adjourned at 9:58 p.m.

HELENE S. SHERIDAN
CITY CLERK

JOSEPH V. KOSINSKI, CHAIRMAN
CITY COUNCIL