

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

APRIL 13, 2004

04-102 The meeting was called to order at 8:08 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, Corporation Counsel Miotke, City Clerk Dudzinski, Treasurer Riley, Comptroller Barrow, Deputy Comptroller Macari, Assessor Riedel, Building & Engineering Director Kissinger, Deputy Fire Chief Klovski, Police Chief Gust, Recreation Director Grybel, Public Service Administrator Franzil, Community Development Director Jamal, TIFA Administrator Oliverio.

The Pledge of Allegiance was led by Comptroller Barrow.

04-103 Motion by Councilman Baron, seconded by Councilman Constan, that the Agenda for the Regular Meeting of April 13, 2004, be approved with the addition of Current Claim 6-25 (A.D.D. Contracting Swapka/Powers Park Comfort Station) and the correction in Current Claim 6-9 (Standard Federal Bank).

Motion unanimously adopted.

04-104 Motion by Councilman Constan, seconded by Councilman Baron, that the Minutes from the Regular Meeting of March 23, 2004, be approved as submitted.

Motion unanimously adopted.

04-105 Motion by Councilwoman Van Houten, seconded by Councilwoman Brown, that Current Claims 6-1 through 6-25, be approved as submitted with the a reduction in Current Claim 6-3 (Secrest Wardle, Lynch) by \$23.75.

1. CUMMINGS, MCCLOREY, DAVIS.... - Labor Attorney Fees February 2004 - Inv. 56805 dated 03/22/04 from A/C 101-200-817-000 (Prof/Consult) \$1,849.00. General Govt.
2. GARY MIOTKE - Corp. Counsel Services March 2004 - Inv. dated 04/06/04 from A/C 101-210-826-000 (Counsel Serv.) \$6,897.75. Corp. Council.
3. SECREST, WARDLE, LYNCH.... - Corp. Counsel Services February 2004 - Inv. dated 04/06/04 from A/C 101-210-826-000 (Counsel Serv.) \$3,473.00. Corp. Counsel.
4. ELLEFSON BUILDING DEMO - Load & Haul Debris - Inv. 4003 and 4004 dated 03/29/04 from A/C 101-200-810-000 (Sanitation) \$8,940.00 and A/C 592-537-818-000 (Contract Serv.) \$10,000.00. General Govt.
5. FIRST STEP - Services Rendered for Residents - Inv. dated 03/31/04 from A/C 103-960-927-203 (First Step) \$6,330.46. CDBG.
6. HEIGHTS TREE SERVICE - Tree Trimming/Removals - Inv. 35 dated 04/04/04 from A/C 101-440-820-000 (Trees) \$5,470.00. DPW-Highway.
7. NAGEL CONSTRUCTION - Sewer Cleaning Program - Inv. 1924 dated 04/01/04 from A/C 592-540-818-030 (Contract Serv.) \$47,037.90. Water Dept.
8. PAINTER & RUTHENBERG - Roll-off Service March 2004 - Inv. 6859 dated 03/31/04 and Inv. 6815 dated 03/15/04 from A/C 101-200-810-000 (Sanitation) \$4,886.00. General Govt.
9. STANDARD FEDERAL - Bonds Water for Disposal System - Inv. dated 03/17/04 from A/C 592-905-991-002 (Principal) \$400,000.00 and A/C 592-905-995-002 (Interest) \$79,832.50. Water Dept.
10. STANDARD FEDERAL - Building Authority for Bonds New Building - Inv. dated 03/17/04 from A/C 738-738-807-000 (Misc.) \$167,163.90. Library.
11. STATEWIDE SECURITY TRANSPORT - Prisoner Food & Lodging - Inv. dated 03/16/04 from A/C 101-200-868-000 (Prisoners) \$4,365.00. General Govt.
12. TODAYLINK, LLC - Internet Connect Support Mar/April - Inv. 1054 dated 04/01/04 from A/C 101-200-819-999 (Internet) \$4,897.00. General Govt.
13. WADE-TRIM/ASSOCIATES - 2003 CDBG Water Main - Inv. 81930 dated 03/17/04 from A/C 103-960-925-203 (Water Main) \$3,393.92. CDBG.
14. WADE-TRIM/ASSOCIATES - 2003 Street Repair Survey - Inv. 81934 dated 03/17/04 from A/C 202-202-880-300 (Streets) \$2,712.95. Major Streets.
15. WADE-TRIM/ASSOCIATES - 2004-2005 CDBG Assistance - Inv. 82060 dated 03/26/04 from A/C 103-960-918-203 (Admin.) \$7,139.65. CDBG.
16. WADE-TRIM/ASSOCIATES - ACO Response to MDEQ- Inv. 82033 dated 03/25/04 from

- A/C 592-XXX-154-000 (Sewers) \$437.50. Water Dept.
17. WADE-TRIM/ASSOCIATES - DHT/Downriver Tech Assistance - Inv. 82034 dated 03/25/04 from A/C 592-XXX-154-000 (Sewers) \$465.00. Water Dept.
 18. WADE-TRIM/ASSOCIATES - Housing Impediment Study - Inv. 82061 dated 03/26/04 from A/C 103-960-918-203 (Admin.) \$169.51. CDBG.
 19. WADE-TRIM/ASSOCIATES - PHASE II CSO Control Sewer Design - Inv. 81592 dated 03/18/04 from A/C 592-XXX-154-000 (Sewers) \$20,078.23. Water Dept.
 20. WADE-TRIM/ASSOCIATES - R-O-W, Grade Review, Admin. - Inv. 80882, 80881, 81237, 81556, 81894 from A/C 101-371-809-000 (Engineering) \$1,763.50. Bldg. Eng.
 21. WAYNE COUNTY - ACCOUNTS RECEIVABLE - Library Fees October 2003 - Inv. 220993 and 220994 dated 03/22/04 from A/C 738-738-807-000 (Misc.) \$44,361.29. Library.
 22. WAYNE COUNTY - DEPARTMENT OF ENVIRONMENT - Excess Flow 01-03/04 - Inv. 220360 and Inv. 220013 dated 03/20/04 from A/C 592-537-929-000 (Disposal) \$222,519.29. Water Dept.
 23. WAYNE COUNTY - DEPARTMENT OF ENVIRONMENT - Interest on Bonds for CSO Project - Inv. 220925 and Inv. 220926 dated 03/16/04 from A/C 592-905-992-004 (Interest) \$248,233.75. Water Dept.
 24. WAYNE COUNTY - DEPARTMENT OF ENVIRONMENT - NH/RV Bonds - Inv. 220889 dated 03/11/04 from A/C 592-905-991-000 (Principal) \$377,460.00 and A/C 592-905-995-000 (Interest) \$77,962.97. Water Dept.
 25. A.A.D. CONTRACTING - SWAPKA/POWERS PARK COMFORT STATION - Application #2 dated 02/25/04 from A/C 103-960-964-203 (Comm. Dev.) \$60,750.00. Comm. Dev.

Motion unanimously adopted.

- 04-106** Motion by Councilwoman Van Houten, seconded by Councilman Baron, that the City Comptroller be authorized to advertise for bids, per specifications, for one (1) Play Structure with installation at Daly Park, per the request of Recreation Director Grybel, communication dated April 6, 2004. Funding for this project to be allocated from TIFA account.

Motion unanimously adopted.

- 04-107** Motion by Councilman Baron, seconded by Councilwoman Brown, that the City Comptroller be authorized to advertise for bids, per specifications, for one (1) Play Structure with installation at Section "C" of Parkland Park, per the request of Recreation Director Grybel, communication dated April 6, 2004. Funding for this project to come from Wayne County Recreation Millage Account in the form of a \$50,000 donation.

Motion unanimously adopted.

- 04-108** Motion by Councilman Baron, seconded by Councilman Constan, that proposed ordinance H-04-01, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY AMENDING SECTION 36-3 OF THE ZONING ORDINANCE REGARDING DEFINITIONS to define the work "Block", be considered read for the first time.

Motion unanimously adopted.

- 04-109** Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that the City Council concurs with and approves Wade-Trim/Associates, 25251 Northline Road, P O Box 10, Taylor, MI to proceed with engineering services to prepare the Final Phase II Combined Sewer Overflow Control Project Basis of Design Report, at a cost not-to-exceed \$52,000, per Wade-Trim/Associates, communication dated March 31, 2004 and Mayor Paletko, communication dated April 7, 2004.

Motion unanimously adopted.

- 04-110** Motion by Councilman Baron, seconded by Councilman Constan, that a Public Hearing be scheduled on Tuesday, May 11, 2004 at 8:00 p.m. to hear objections, if any, to the adoption of the Brownfield Plan for property situated in the City of Dearborn Heights located on the northeast corner of Telegraph and Van Born Roads having the former addresses of 5754, 5737 and 5709 Telegraph and 5660, 5678 and 5686 West Point. Further, that the City Clerk be authorized to submit the Notice of Public Hearing in the City's official newspaper.

Motion unanimously adopted.

- 04-111** Motion by Councilwoman Badalow, seconded by Councilman Baron, that the City Council concurs with and approves the appointment of Mr. Jason Williams, Bank One Center Manager, Warren and Silvery Lane office, to fill the vacancy of Ann Dwyer to the Residential Rehabilitation Loan Review Board, per Ms. Alice Morris, Housing Rehabilitation Specialist, Community &

Economic Development Department, communication dated January 15, 2004 and Community Development Director Jamal.

Motion unanimously adopted.

- 04-112** Motion by Councilman Baron, seconded by Councilman Constan, that the City Council concurs with and approves the contract extension and change order with A Land Construction, Inc., 21733 Hickorywood, Dearborn Heights, MI 48127 to complete the 2003-04 CDBG ADA Curb Replacement Project, per Community Development Director Jamal, communication dated March 29, 2004. The extra work for continuation of the contract is \$100,000.

Motion unanimously adopted.

- 04-113** Motion by Councilman Baron, seconded by Councilwoman Van Houten, that the City Council concurs with and approves an Agreement with Wade-Trim/Associates, 25251 Northline Road, P O Box 10, Taylor, MI 48180 to make necessary changes in the Residential Rehabilitation Procedures Manual with related work, at the cost of \$7,200.00, and payment thereof, per Community & Economic Development Director Jamal, communication dated April 6, 2004. Further, that the Mayor and Clerk be authorized to sign the Agreement on behalf of the City.

Motion unanimously adopted.

- 04-114** Motion by Councilwoman Badalow, seconded by Councilman Baron, that the Warren Avenue Construction & Signage Contract, be referred back to the Administration for further review and possible amendment.

Motion unanimously adopted.

- 04-115** Motion by Councilwoman Badalow, seconded by Councilwoman Van Houten, that the City Council concurs with and approves the adult beverage supplier contract for 2004 Spirit Festival to Central Distributor, Inc., 28100 Gorsuch Avenue, Romulus, MI 48174, at a cost of \$62.25 per barrel for Budweiser Genuine Draft, which includes a \$500 sponsorship fee, per Recreation Director Grybel, communication dated April 17, 2004.

Motion unanimously adopted.

- 04-116** Motion by Councilwoman Van Houten, seconded by Councilman Constan, that the City Council concurs with and approves the Inter-Agency Agreement between the City of Dearborn Heights and Wayne County, in which Wayne County will provide the City \$50,000 towards the purchase and installation of a new Play Structure for Section "C" of Parkland Park, per Recreation Director Grybel, communication dated April 6, 2004. Further that the Mayor be authorized to sign the agreement on behalf of the City.

Motion unanimously adopted.

- 04-117** Motion by Councilwoman Badalow, seconded by Councilman Constan, that the City Council concurs with and approves a Two-Year Contract Extension with Best Asphalt, Inc., 6334 N Beverly Plaza, Romulus, MI 48174, for miscellaneous asphalt repairs, per Public Service Administrator Franzil, communication dated April 2, 2004.

Motion unanimously adopted.

- 04-118** Motion by Councilman Baron, seconded by Councilman Constan, that the City Council concurs with and approves the Wayne County Department of Environment, 3501 Henry Ruff Road, Westland, MI 48186, request for an increase in spending on drain maintenance for the Ecorse Creek Drainage District to \$125,000, per Public Service Administrator Franzil, communication dated March 31, 2004. Average assessment to approximately 4,500 properties in the entire Drainage District is \$1.50 per household on the Winter tax bill.

Motion unanimously adopted.

- 04-119** Motion by Councilwoman Van Houten, seconded by Councilwoman Heise, that Councilwoman Janet S. Badalow be appointed "ex-officio" to the Library Advisory Board, per Council Chair Agius, communication dated April 7, 2004.

Motion unanimously adopted.

- 04-120** Motion by Councilwoman Van Houten, seconded by Councilman Constan, 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

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considered read for the first time.

Motion unanimously adopted.

- 04-121** Motion by Councilman Baron, seconded by Councilman Constan, that the Special Land Use Request at 6230 N Telegraph for a new automotive oil change facility be approved subject to four (4) items outlined in a communication from Planning Consultant Brandon M. Rogers, 21 Kercheval Avenue, Suite 234, Grosse Pointe Farms, MI 48236, dated March 1, 2004, per the Dearborn Heights Planning Commission, communication dated April 6, 2004.

Motion unanimously adopted.

- 04-122** Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that the minutes of the Floodplain and Wetlands Protection be received, contents noted and filed.

Motion unanimously adopted.

- 04-123** Motion by Councilman Baron, seconded by Councilwoman Van Houten, that the request from the Dearborn Heights Post 16 PLAV, Polish Legion of American Veterans, 25222 W Warren, Dearborn Heights, MI 48127 to conduct their annual Poppy sale scheduled for Thursday, Friday and Saturday, May 6, 7 and 8, 2004, be approved.

Motion unanimously adopted.

- 04-124** Motion by Councilwoman Van Houten, seconded by Councilman Constan, that the meeting be adjourned.

Motion unanimously adopted.

The meeting adjourned at 9:03 p.m.

JUDY DUDZINSKI
CITY CLERK

MARIA E. LAWRENCE
COUNCIL/CLERK SECRETARY

ELIZABETH J. AGIUS, CHAIR
CITY COUNCIL