

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

APRIL 8, 2003

03-126 The meeting was called to order at 8:00 p.m. by Council Chair Elizabeth J. Agius.

Roll Call showed the following:

Present: Council Chair Elizabeth J. Agius, Councilman Kenneth R. Baron, Councilwoman Janet L. Blackburn, Councilman Bob Constan, Councilwoman Margaret M. Van Houten.

Absent: Councilwoman Janet S. Badalow.

Also Present: Mayor Canfield, Executive Assistant Horvath, Corporation Counsel Miotke, City Clerk Robbins, Deputy Clerk Pawlukiewicz, Treasurer Riley, Comptroller Barrow, Deputy Comptroller Macari, Assessor Riedel, Police Chief Gust, Deputy Fire Chief McElroy, Recreation Director Grybel, Public Service Administrator Blackburn, Community Development Director Oliverio, Human Resource Specialist Remily.

The Pledge of Allegiance was led by Girl Scout Troop 970.

03-127 Motion by Councilwoman Van Houten, seconded by Councilwoman Blackburn, that the Agenda for the Regular Meeting of April 8, 2003, be approved as submitted.

Motion adopted.

03-128 Motion by Councilman Baron, seconded by Councilman Constan, that the Minutes from the Regular Meeting of March 25, 2003, be approved as submitted.

Motion adopted.

03-129 Motion by Councilwoman Van Houten, seconded by Councilman Constan, that Current Claims 6-1 through 6-19, be approved as submitted.

1. BELFOR USA - Repairs to Fire Station #1 Tree Damage - Inv. 14824-1F dated 08/08/02 from A/C 101-265-931-000 (Repairs) \$1,771.89. Bldg. Maint.
2. BELFOR USA - Repairs to Fire Station Vehicle Damage - Inv. 15332-1F dated 08/06/02 from A/C 101-200-911-000 (Insurance) \$3,392.50. General Govt.
3. COMERICA SECURITIES - Payment Due Energy Plan & Radios - 2 Inv's. dated 03/11/03 from A/C 101-200-965-000 (Energy Plan) \$79,455.00 and A/C 101-200-831-000 (E-911 System) \$105,067.50. General Govt.
4. CUMMINGS, MC CLOREY, DAVIS...- Labor Matters February 2003 - Inv. 43186 dated 03/18/03 from A/C 101-200-817-000 (Prof/Consult) \$4,369.12. General Govt.
5. DETROIT EDISON - Cost to Remove and Install Pole - Inv. 33943 dated 03/18/03 from A/C 592-537-818-000 (Contract Serv.) \$1,662.00. Water Dept.
6. ELLEFSON BUILDING DEMO - Load and Haul Away Debris - Inv. 306 dated 04/01/03 from A/C 101-200-810-000 (Sanitation) \$6,000.00. General Govt.
7. GARDEN CITY HOSPITAL - Work Comp Surgery J. Sanders - Ck. Req. dated 03/12/03 from A/C 101-200-724-000 (Workers Comp.) \$2,242.00. General Govt.
8. LASERTEC - Tax Assessment Notices - Inv. 5337 dated 03/07/03 from A/C 101-209-818-000 (Contract Serv.) \$2,480.00. Assessor.
9. RUSSELL MC NAMEE - Purchase College Credits for Schooling - Ck. Req. dated 03/21/03 from A/C 101-335-825-000 (Schooling) \$1,560.50. Fire Dept.
10. NAGEL CONSTRUCTION - Sewer Cleaning Program - Inv. 1761 dated 03/28/03 from A/C 592-540-818-030 (Contract Serv.) \$49,735.65. Water Dept.
11. STANDARD FEDERAL BANK - Bonds Wastewater Disposal System - Inv. dated 03/17/03 from A/C 592-905-991-002 (Principal) \$380,000.00 and A/C 592-905-995-002 (Interest) \$88,912.50. Water Dept.
12. STATE OF MICHIGAN - MDOT - Local Billing Southfield Service Drive - Inv. 253414 dated 03/27/03 from A/C 202-202-880-300 (Street Construction) \$20,012.04. Major Streets.
13. TODAYLINK, LLC - Connection Support Mar/Apr 2003 - Inv. 1042 dated 03/31/03 from A/C 101-200-819-999 (Internet) \$6,834.90. General Govt.
14. WADE-TRIM/ASSOCIATES - 2003-04 CDBG ASSISTANCE - Inv. 77391 dated 03/14/03 from A/C 103-960-918-202 (Admin.) \$3,545.90. CDBG.
15. WADE-TRIM/ASSOCIATES - Berwyn & Eton Parking Lots - Inv. 77462 dated 03/18/03 from A/C 103-960-962-202 (Parking Lot) \$226.90. CDBG.
16. WADE-TRIM/ASSOCIATES - Plot Plan, Row Permit, Site Review - Inv. 77453, 77452, 77451, 77267 and 77458 from A/C 101-371-809-000 (Eng. Services) \$3,882.15. Building/Eng.
17. WADE-TRIM/ASSOCIATES - Serene Estates Water Main - Inv. 77461 dated 03/18/03 from A/C 592-XXX-255-000 (Jobs in Progress) \$3,300.50. Water Dept.
18. WADE-TRIM/ASSOCIATES - Southfield Service Drive Reconstruction - Inv. 77259 dated 02/26/03 from A/C 202-202-880-300 (Street Construction) \$1,598.50. Major Streets.
19. WAYNE COUNTY DEPARTMENT OF ENVIRONMENT - Excess Flow Rouge Valley and Downriver - Inv. 215241 and 215227 dated 03/19/03 from A/C 592-537-929-000 (Sewage)

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\$197,101.04. Water Dept.

Motion adopted.

- 03-130** Motion by Councilman Baron, seconded by Councilman Constan, that the City Comptroller be authorized to advertise for bids, per specifications, for one (1) LT8513 dump truck with front end plow with trade-in (1987), per the request of Public Service Administrator Blackburn, communication dated April 2, 2003. This item is budgeted in Capital Outlay 2002-2003 budget.

Motion adopted.

- 03-131** Motion by Councilman Baron, seconded by Councilwoman Blackburn, that the City Council concurs with and approves Wade-Trim/Associates, Inc., 25251 Northline Road, PO Box 10, Taylor, MI 48180 to proceed with design engineering services for selected alternatives for Outfalls M-18, M-19 and 3A as defined in the approved Basis of Design Report Phase II CSO Improvements, in an amount not-to-exceed \$250,000.00 of which \$100,000.00 to be paid by a Grant administered by the Rouge Program Office per Mayor Canfield, communication dated April 2, 2003. Further, that the City Council accept the Amendment to the Professional Services Agreement executed in 1998 between the City and Wade-Trim for Phase II CSO Program and authorize the Mayor to sign the Addendum on behalf of the City. Funds for this project has been budgeted in the Water and Sewer budget.

Motion adopted.

- 03-132** Motion by Councilman Constan, seconded by Councilwoman Van Houten, that the City Clerk be authorized to prepare and publish a Public Notice of the appointment of Marge Horvath, as the new FOIA Coordinator for the City of Dearborn Heights, pursuant to the Michigan Freedom of Information Act, MCL15,261 et. seq. per, Mayor Canfield, communication dated April 2, 2003.

Motion adopted.

- 03-133** Motion by Councilwoman Blackburn, seconded by Councilman Constan, that the City Council concurs with and approves the execution of a Contract Addendum with SMART, First National Building, 660 Woodward Avenue, Detroit, MI 48226 and it's Community Partnership Program for the replacement of the City's community bus with a new 24' El Dorado Aerotech bus, #22122, VIN 1FDXE45F52HB28304, at a cost of \$63,261.00 of which the City share in Municipal Credits is \$12,652.20, per Mayor Canfield, communication dated April 2, 2003. Further, that the Mayor be authorized to sign the addendum on behalf of the City. Monies to fund this purchase are available and allowable under the City's Community Credit Account.

Motion adopted.

- 03-134** Motion by Councilwoman Blackburn, seconded by Councilman Constan, that the City Council concurs with and approves the execution of the Intergovernmental Agreement between the County of Wayne, the City of Dearborn Heights, the City of Garden City and the City of Westland for the Surfacing of Warren Road from west of Arcola to west of Fairwood, per Mayor Canfield, communication dated April 2, 2003. The City's share for this project is \$11,092.00 and funds are available to cover this project per auditors Plante & Moran. Further, that the Mayor be authorized to sign the Agreement on behalf of the City.

Motion adopted.

- 03-135** Motion by Councilwoman Van Houten, seconded by Councilwoman Blackburn, that the Resolution Allocating Central Wayne County Sanitation Authority Incinerator Revenue Bonds, Series VII and Covenanting to Comply with Rule 15C2-12 be adopted as follows:

WHEREAS, the City Council of the City of Dearborn Heights (the "City") deems it necessary and advisable for the City that the Central Wayne County Sanitation Authority (the "Authority"), a public corporation organized and existing under authority of Act 179, Public Acts of Michigan, 1947, as amended, of which the City is a constituent member, make certain improvements to its ash landfill and other miscellaneous improvements; and

WHEREAS, the Authority proposes to issue its Incinerator Revenue Bonds, Series VII (the "Bonds") to finance the cost of said improvements; and

WHEREAS, it is reasonable and necessary to allocate the principal amount of the Bonds among the members of the Authority for purposes of Section 265(b)(3)(C)(iii) of the Internal Revenue Code of 1986, as amended; and

WHEREAS, it is necessary that the City covenant to comply with Securities and Exchange Commission Rule 15c2-12 (the "Rule") respecting continuing disclosure in order that the Authority be able to market the bonds.

NOW THEREFORE, BE IT RESOLVED THAT:

1. Central Wayne County Sanitation Authority Incinerator Revenue Bonds, Series VII in the principal amount of \$2,775,000 be and is hereby allocated among the members of the Authority as set forth in Exhibit A attached thereto and made part hereof.
2. The City hereby covenants to comply with the Rule and hereby appoints its City Treasurer as its disclosure representative in accordance with the Rule.
3. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

Per, Treasurer Riley, communication dated April 2, 2003 and Joel L. Piell, Miller, Canfield, Paddock and Stone, communication dated March 5, 2003.

Motion adopted.

- 03-136** Motion by Councilwoman Van Houten, seconded by Councilman Constan, that the City Council concurs with and approves the Lot Split request from Mr. Raymond J. Walblay, 6056 Beech Daly in West Ford Subdivision creating the following three parcels:

Parcel A - #33-017-02-0301-300, Lots 301 and 302 and north ½ of Lot 303, West Ford Sub. T2S, R10E, Liber 57 Page 5, Wayne County Records;

Parcel B - #33-017-02-0303-300, Lot 303 excluding the north ½ thereof West Ford Sub.; also part of the NW ¼ of the SW ¼ of Sec 8 described as beg. at a point S 89D 45M E 60 feet and S 00D 30M 36 Sec E 937.68 feet from the W ¼ corner of Sec 8 thence continuing S 00D 30M 36Sec E 50 feet thence S 89D 37M E 120 feet thence N 00D 30M 36Sec W 20.0 feet thence N 87D 37M W 10 feet thence N 00D 30M 36SEC W 20 feet thence N 89D 37M W 10 feet thence N 00D 30M 36SEC W 10 feet thence N 89D 37M W 100 feet to the point of beginning;

Parcel C - #33-017-99-0131-700, Part of the NW ¼ of the SW ¼ of Sec 8 described as beg. At a point S 89D 45M E 60 feet and S 00D 30M 36Sec E 987.68 feet from the W ¼ corner of SEC 8 thence continuing S 00D 30M 36SEC E 40 feet thence S 89D 37M E 120 feet thence N 00D 30M 36SEC W 40 feet thence N 89D 37M W 120 feet to the point of beginning, per Deputy Assessor Cooper, communication dated March 31, 2003.

Motion adopted.

- 03-137** Motion by Councilman Constan, seconded by Councilwoman Van Houten, that the City Council concurs with and approves the request to auction Special Operations Vehicles as follows:

1996 Ford four door - #1FALP65L0TK211940
1992 Chrysler two door - #1C3XU4536NF295787
1987 Honda four door - #1HGCA5626HA077074
1985 Pontiac two door - #2G2GK37A5G2235451
1996 Ford four door - #1FALP65L0TK211910
1992 Pontiac four door - #1GWJ5470NF289846
1989 Mercury two door - #3MAB1153KR656824
1988 Chevrolet two door - #1G1JC1115J153857
1987 Dodge Pick Up - #JM7FL24D6HP036093
1994 Chrysler four door - #2C3HL56T3RH315381
1984 Lincoln four door - #1LNBP96FEY745984
1993 Chevrolet four door - #2G1WN54T2P9151184

per, Police Chief Gust, communication dated March 27, 2003.

Motion adopted.

- 03-138** Motion by Councilwoman Van Houten, seconded by Councilman Constan, that the City Council concurs with and approves Metco Services, Inc., 12504 Stephens, Warren, MI 48089 to perform the boundary and topographical survey work at the Caroline Kennedy Library, at a cost not-to-exceed \$24,975.00, and payment thereof, per Treasurer Riley, communication dated April 2, 2003. Further, that the Mayor be authorized to sign the Acceptance of Proposal on behalf of the City.

Motion adopted.

- 03-139** Motion by Councilman Baron, seconded by Councilman Constan, that the City Council concurs with and approves the Polish Legion of American Veterans, Dearborn Heights Post No. 16, 25222 W Warren, Dearborn Heights, MI 48127 annual Buddy Poppy sales on various street corners and business locations in the City of Dearborn Heights Thursday, Friday and Saturday, May 8, 9 and

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Motion adopted.

- 03-140** Motion by Councilman Baron, seconded by Councilman Constan, that the City Council concurs with and approves the Pvt. John Lyskawa Post No. 7546, Veterans of Foreign Wars of the United States, 6828 Waverly Avenue, Dearborn Heights, MI 48127 annual Buddy Poppy sales on various street corners and business locations in the City of Dearborn Heights Thursday, Friday and Saturday, May 8, 9 and 10, 2003.

Motion adopted.

- 03-141** Motion by Councilman Baron, seconded by Councilman Constan, that the City Council concurs with and approves the request from the Crestwood Baseball Association Little Baseball League, dated March 28, 2003 to conduct their annual Opening Day Parade on May 17, 2003 from 10:00 a.m. to approximately 12:30 p.m. pending route approval from the Police and Fire Departments. Upon approval the Police Department to provide escort and assistance as needed.

Motion adopted.

- 03-142** Motion by Councilwoman Van Houten, seconded by Councilman Baron , that the City Council concurs with and approves Permanent Traffic Control Device Request T-138, "Dead End" signs to be posted one (1) at Lenore on the south side of Ann Arbor Trail and one (1) at Fenton on the south side of Ann Arbor Trail.

Motion adopted.

- 03-143** Motion by Councilman Baron, seconded by Councilman Constan, that the Minutes of the Issuance of Finding Floodplain and Wetlands Public Hearing, be received, contents noted and filed.

Motion adopted.

- 03-144** Motion by Councilman Baron, seconded by Councilwoman Blackburn, that business license renewals for Uncle Ray's Place, 24502 Warren; Confetti Lounge, 3932 Pelham and Leo's Coney Island, 26540 Ford Road, be approved.

Motion adopted.

- 03-145** Motion by Councilman Baron, seconded by Councilman Constan, that the request from Afrah Ayar, 7270 Birchwood Trail, West Bloomfield, MI 48322, for a new SDM licensed business at 4151 S Beech Daly, be approved and the Liquor Control Commission be so notified. RID #196678.

Motion adopted.

- 03-146** Motion by Councilman Baron, seconded by Councilman Constan, that the meeting be adjourned.

Motion adopted.

The meeting adjourned at 8:24 p.m.

JOYCE A. ROBBINS
CITY CLERK

MARIA E. LAWRENCE
COUNCIL/CLERK SECRETARY

ELIZABETH J. AGIUS
CITY COUNCIL CHAIR