

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

MARCH 11, 2008

08-120 The meeting was called to order at 8:07 p.m. by Council Chairman Kenneth R. Baron.

Roll Call showed the following:

Present: Councilwoman Elizabeth J. Agius, Council Chairman Kenneth R. Baron, Councilman Tom Berry, Councilman Bob Brown, Councilwoman Margaret M. Horvath, Councilwoman Margaret M. Van Houten.
Absent: Councilwoman Janet S. Badalow.
Also Present: City Clerk Dudzinski, Mayor Paletko, Treasurer Riley, Administrative Assistant Kramarz, Building & Engineering Director Sobh, Community & Economic Development Director Jamal, Comptroller Barrow, Corporation Counsel Miotke, Deputy Clerk Pawlukiewicz, Emergency Management Assistant Ankrapp, Fire Chief Gurka, Human Resource Director Sobota-Perry, Library Director Mccaffrey, Police Chief Gust, Public Service Administrator Franzil, Recreation Director Grybel.

The Pledge of Allegiance was led by Corporation Counsel Gary T. Miotke.

08-121 Motion by Councilwoman Agius, seconded by Councilman Brown, that the Agenda for the Regular Meeting of March 11, 2008, be approved as submitted.

Motion adopted.

08-122 Motion by Councilman Brown, seconded by Councilwoman Agius, that the Minutes from the Regular Meeting of February 26, 2008, be approved as submitted.

Motion adopted.

08-123 Motion by Councilwoman Agius, seconded by Councilwoman Van Houten, that Fund Transfer 6-A and 6-B and Current Claims 6-1 through 6-18, be approved as submitted.

- A. \$8,000.00 Transferred from Bldg Maint. Part Time (A/C 101-265-707-100) to Bldg Maint. Overtime (A/C 101-265-709-000).
- B. \$2,300.00 Transferred from Human Resources Tuition (A/C 101-226-825-000) to Civil Service Prof/Consult (A/C 101-220-817-000).

- 1. CMP DISTRIBUTORS INC. – Misc. Targets and Ammo for Police – Inv 6361, 6362, 6363 dated 02/01/08 from A/C 101-300-744-000 (Ammo.) \$4,154.00. ENC. Police Dept.
- 2. COMPUTER TECHNOLOGIES INC – Misc. Computer Support and Maint. – Inv 70195 dated 02/08/08 and Inv 70197 dated 02/15/08 from A/C 101-258-932-000 (Repair/Maint) \$2,423.75 and A/C 592-536-932-000 (Repair/Maint) \$2,423.75. Data Processing
- 3. DSS CORPORATION – Maint. Agreement on Recorder – Inv 8183 dated 04/13/08 from A/C 101-300-818-000 (Contract Serv.) \$3,700.00. Police Dept
- 4. EVANS, PLETKOVIC & RHOADES – Attorney fees for Work Comp. Settlement Check Request dated 01/29/08 from A/C 101-200-724-000 (Work Comp.) \$1,908.00. General Govt.
- 5. GARY MIOTKE – Legal Services February 2008 – Inv. dated 03/04/08 from A/C 101-210-826-000 (Counsel Serv.) \$8,868.00. Corporation Counsel
- 6. INTEGRATED DIGITAL SYSTEMS – Mug Shot Package – Inv 2080 dated 01/21/08 from A/C 274-673-950-096 (Grants) \$3,000.00. Police Dept.
- 7. NAGEL CONSTRUCTION INC. – Sewer Cleaning Program – Inv 2461 dated 02/28/08 from A/C 592-540-818-030 (Contract Serv.) \$10,469.34. Water Dept.
- 8. PLANTE & MORAN – Medical Benefit Review Plan – Inv 314287 dated 02/21/08 from A/C 101-200-716-000 (Hospital Ins) \$2,850.00. General Govt.
- 9. QUAD-TRAN OF MICHIGAN – Data Processing for March 2008 – Inv 5197 and Inv 5198 dated 02/29/08 from A/C 101-130-818-000 (Contract Serv.) \$3,600.00, A/C 101-130-728-000 (Supplies) \$1,275.00 and A/C 101-200-728-000 (Supplies) \$2,563.73. District Court
- 10. SECREST, WARDLE, LYNCH – Legal Services for January 2008 – Inv dated 03/04/08 from A/C 101-210-826-000 (Counsel Serv.) \$4,819.00. Corporation Counsel
- 11. STATE OF MICHIGAN – MDOT- Progress Billing Telegraph Road Reconstruction – Inv AP 303429 dated 02/14/08 from A/C 202-202-880-300 (Streets) \$1,792.15. Major Streets
- 12. THE LIBRARY NETWORK – Operation Cost for 10/01/07-12/31/07 Misc. Books and Supplies – Inv 36077 dated 10/18/07 and Inv 36249 dated 12/03/07 from A/C 738-738-981-010 (Capital Out) \$12,579.49 and A/C 738-738-853-000 (Telephone) \$5,360.94. Library
- 13. US BANK – Bonds for Property at Justice Center – Inv dated 02/28/08 from A/C 105-105-998-005 (Police Bonds Int) \$39,400.00. Building Fund
- 14. US BANK – Fire Headquarters Bonds – Interest dated 04/01/08 from A/C 101-200-996-004 (Fire Bonds) \$59,393.75. General Govt.

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15. WAYNE COUNTY – ACCOUNTS RECEIVABLE – Traffic Signal Maint for Nov 2007 – Inv 1003347 dated 02/12/08 from A/C 101-440-925-000 (Signal Maint) \$5,345.06. DPW-Highway
16. WAYNE COUNTY – DEPT OF ENVIRONMENT –Excess Flow Downriver – Inv 240508 dated 03/03/08 from A/C 592-537-929-000 (Sewers) \$32,545.00. Water Dept.
17. WAYNE COUNTY – DEPT OF ENVIRONMENT – Rouge Valley 1995 SRF Bonds – Inv 244070 dated 02/14/08 from A/C 592-905-992-001 (SRF Principal) \$135,000.00 and A/C 592-905-992-002 (SRF Interest) \$15,075.00. Water Dept.
18. WONDERLIC, INC. – Fee for Testing Deputy Treasurer – Inv. 6196376 dated 01/30/08 from A/C 101-220-817-000 (Prof/Consult) \$2,300.00. See Fund Transfer. Civil Service

Motion adopted.

- 08-124** Motion by Councilman Berry, seconded by Councilwoman Van Houten, that the low bid from Beal, Inc., 221 Felch, Suite 7, Ann Arbor, MI 48103, for the Berwyn Senior Citizen Exercise Room Tile Replacement, in the amount of \$6,311.00, and payment thereof, be approved, per Recreation Director Grybel, communication dated March 3, 2008. Further, that the Treasurer be authorized to return bid deposits to the unsuccessful bidders. Funds have been previously budgeted in CDBG Program.

Motion adopted.

- 08-125** Motion by Councilman Berry, seconded by Councilwoman Van Houten, that the low bid from J & N Contracting LLC, 7442 Derby Street, Canton, MI 48187, for removal of tile floor and re-carpeting of offices and adjoining conference room, in the total amount of \$3,837.00, and payment thereof, be approved, per Recreation Director Grybel, communication dated March 5, 2008. Further, that the Treasurer be authorized to return bid deposits to the unsuccessful bidders. Funds have been previously budgeted at \$3,500.00, additional \$337.00 to be allocated from surplus funds from purchase of an ice machine for the Canfield Center.

Motion adopted.

- 08-126** Motion by Councilwoman Horvath, seconded by Councilman Brown, that the City Council concurs with and approves the reappointment of Bob Constan, as alternate member to the Watershed Stewards Commission, term to expire September 2009.

Motion adopted.

- 08-127** Motion by Councilwoman Van Houten, seconded by Councilman Berry, that the communication from Mayor Paletko, dated March 4, 2008 re: Appointment of Dr. Hussein Abdel-Hak, 143 N Gulley Road, to the Housing Commission, term to expire July 2012, be received, contents noted and filed. Dr. Abdel-Hak is replacing Commissioner Abraham Nunu.

Motion adopted.

- 08-128** Motion by Councilwoman Horvath, seconded by Councilwoman Van Houten, that the City Council concurs with and approves the request from the North Dearborn Heights Baseball League (NDHBL) to be recognized as a nonprofit organization operating in the City of Dearborn Heights, per Mayor Paletko, communication dated February 26, 2008. Further, that the "Local Governing Body Resolution for Charitable Gaming Licenses" required by the Michigan Lottery, Charitable Gaming Division be completed and signed by the City Clerk.

Motion adopted.

- 08-129** Motion by Councilwoman Horvath, seconded by Councilwoman Agius, that the City Council concurs with and approves a reciprocating agreement between the Troy Public Library and the City of Dearborn Heights Library's per, Director Mccaffrey. This library card honoring system will allow residents more access to materials.

Motion adopted.

- 08-130** Motion by Councilman Berry, seconded by Councilwoman Agius, that the City Council concurs with and approves the "Amendment to Administrative Services Agreement Dearborn Heights Housing Commission and the Plymouth Housing Commission" per, Corporation Counsel Miotke, communication dated February 19, 2008. Further, that Community & Economic Development Director Jamal be authorized to sign the Agreement on behalf of the City.

Motion adopted.

- 08-131** Motion by Councilwoman Van Houten, seconded by Councilman Berry, that the City Council concurs with and approves the proposed Agreement between the City of Dearborn Heights and

Beal Inc., 221 Felch Street, Suite 7, Ann Arbor, MI 48103, for the Berwyn Senior Center Exercise Room Tile Asbestos Abatement/Replacement Program, per Assistant Corporation Counsel Elhasan, communication dated March 5, 2008. Further that the Mayor and City Clerk be authorized to sign the Agreement on behalf of the City.

Motion adopted.

- 08-132** Motion by Councilwoman Horvath, seconded by Councilwoman Van Houten, that the communication from Community & Economic Development Director Jamal, dated March 5, 2008 re: Proposed Disposition Strategy for the \$1.00 Home Program (Good Neighbor Program) be referred to a study session.

Motion adopted.

- 08-133** Motion by Councilman Brown, seconded by Councilwoman Agius, that the City Council concurs with and approves the request from the Spirit 2008 Festival Committee to prohibit selling of products and/or services on the grounds of the Canfield Community Center during Spirit 2008 Festival unless prior approval is granted by the Spirit 2008 Festival Committee, per Recreation Director Grybel, communication dated March 5, 2008. Further, this includes the area of Beech Daly Road that runs parallel with the festival grounds.

Motion adopted.

- 08-134** Motion by Councilwoman Van Houten, seconded by Councilwoman Horvath, that the City Council concurs with and approves the recommendation of the Spirit 2008 Committee and awards the adult beverage supplier for the Spirit 2008 Festival to O & W, Inc., 3003 William Avenue, Ypsilanti, MI 48198, at a cost of \$72.25 per barrel of Miller beer, per Recreation Director Grybel, communication dated March 4, 2008.

Motion adopted.

- 08-135** Motion by Councilman Berry, seconded by Councilwoman Van Houten, that the City Council concurs with and approves the AIA Standard Form of Agreement between the City of Dearborn Heights and Blue Star Inc., 23894 Amber, Warren, MI 48089 for the demolition and site restoration of the old Police Station, per Recreation Director Grybel, communication dated March 5, 2008. Further, that the Mayor be authorized to sign the agreement on behalf of the City.

Motion adopted.

- 08-136** Motion by Councilwoman Horvath, seconded by Councilman Berry, that the City Council concurs with and approves an agreement between the City of Dearborn Heights and PropertyRoom.com, Inc., 26421 Crown Valley Parkway, Suite 200, Mission Viejo, CA 92691 for disposition of unclaimed recovered property or evidence, per Police Chief Gust, communication dated February 20, 2008. Further, that the Mayor and City Clerk sign the agreement on behalf of the City.

Motion adopted.

- 08-137** Motion by Councilman Brown, seconded by Councilwoman Van Houten, that proposed ordinance H-08-02, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS AMENDING CHAPTER 36 OF THE CITY CODE PERTAINING TO ZONING, ARTICLE 5, SECTION 5.03 TO PROVIDE A 30 FOOT REAR YARD SETBACK FOR LOTS LESS THAN 120 FEET IN AN R1 DISTRICT, ARTICLE 10, SECTIONS 10.02(F)(1) TO REQUIRE PARKING LOT SCREENING WALL TO BE 30 INCHES HIGH, AND SECTION 1.08, TO AMEND THE STANDARDS FOR OBSCURING WALLS AND FENCES TO PROVIDE CLEAR VISION AREAS, be considered read for the first time.

Motion adopted.

- 08-138** Motion by Councilman Brown, seconded by Councilman Berry, that proposed ordinance H-08-03, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY AMENDING CHAPTER 36, ARTICLE 3, SECTION 3.102 OF SAID CODE REGARDING EIGHT (8) LOTS AND PORTIONS OF THE ADJACENT VACATED ALLEY, LOCATED ON THE EAST SIDE OF DREXEL AVENUE, NORTH OF GEORGE ST., SPECIFICALLY, LOTS 249 THROUGH 256, INCLUSIVE, INCLUDING THE EAST ½ OF THE VACATED ALLEY ADJACENT TO THE WEST BOUNDARY OF EACH SUCH LOT, MURPHY BROTHERS MARTIN PARK SUBDIVISION, TO EFFECT THEIR REZONING FROM RM/RMA (MULTIPLE FAMILY DISTRICT) TO R-1B (SINGLE-FAMILY RESIDENTIAL DISTRICT), be considered read for the first time.

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Motion adopted.

- 08-139** Motion by Councilman Brown, seconded by Councilwoman Van Houten, that proposed ordinance H-08-04, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS AMENDING CHAPTER 33, VEGETATION, ARTICLE II OF THE CITY CODE PERTAINING TO TREE REGULATIONS, be considered read for the second time and become effective upon publication in the official newspaper of the City.

Motion adopted.

- 08-140** Motion by Councilwoman Agius, seconded by Councilman Brown, that the communication from WOW, dated February 21, 2008 re: Annual Report be received, contents noted and filed.

Motion adopted.

- 08-141** Motion by Councilwoman Van Houten, seconded by Councilman Berry, that the business license renewal for Leo's Coney Island, 26540 Ford Road, be approved.

Motion adopted.

- 08-142** Motion by Councilwoman Agius, seconded by Councilwoman Van Houten, that the meeting be adjourned.

Motion adopted.

The meeting adjourned at 9:06 PM

S. JUDITH DUDZINSKI
CITY CLERK

MARIA E. LAWRENCE
COUNCIL SECRETARY

KENNETH R. BARON
COUNCIL CHAIRMAN