

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

MARCH 10, 2009

09-082 The meeting was called to order at 8:13 p.m. by Council Chairman Kenneth R. Baron.

Roll Call showed the following:

Present: Councilwoman Elizabeth J. Agius, Councilwoman Janet S. Badalow, Council Chairman Kenneth R. Baron, Councilman Bob Brown, Councilwoman Margaret M. Horvath.
Absent: Councilman Tom Berry, Councilwoman Margaret M. Van Houten.
Also Present: City Clerk Dudzinski, Mayor Paletko, Administrative Assistant Kramarz, Assessor McDermott, Building & Engineering Director Sobh, Deputy Comptroller Macari, Corporation Counsel Miotke, Emergency Management Director Ankrapp, Fire Chief Gurka, Library Director Mccaffrey, Police Chief Gavin, Public Service Administrator Franzil, Recreation Director Grybel.

The Pledge of Allegiance was led by Councilwoman Agius.

09-083 Motion by Councilman Brown, seconded by Councilwoman Badalow, that the Agenda for the Regular Meeting of March 10, 2009, be approved with Agenda item 6-10 (Current Claim TMP) and 9-D (Installment Purchase Agreement L3 Communications, Mobile Vision Inc.) be referred back to the Administration.

Motion adopted.

09-084 Motion by Councilwoman Badalow, seconded by Councilwoman Agius, that the Minutes from the Regular Meeting of February 24, 2009, be approved as submitted.

Motion adopted.

09-085 Motion by Councilwoman Agius, seconded by Councilman Brown, that Fund Transfer 6-A and Current Claims 6-1 through 6-09 / 6-11 through 6-20, be approved as submitted.

A. \$1,700.00 Transferred from Dues (A/C 101-209-802-000) \$300.00; Motor Fuel (A/C 101-209-867-000) \$300.00; Repairs (A/C 101-209-932-000) \$200.00 and Training (A/C 101-209-861-000) \$900.00 to Supplies (A/C 101-209-728-000) \$700.00 and Mileage (A/C 101-209-861-000) \$1,000.00 to cover the costs of supplies and mileage overages.

1. ALLEN BROTHERS – Professional Services – Inv. dated 02/23/09 from A/C 103-960-918-208 (Admin) \$96.00; A/C 103-960-900-208 (Rehab) \$1,032.00; A/C 103-960-963-208 (Berwyn) \$216.00; A/C 101-040-000 (Accounts Receivable) \$156.00 and A/C 101-200-817-000 (Prof. Fees) \$108.00. CDBG/Gen. Govt.
2. COMPUTER TECHNOLOGIES INC. – Data Processing Charges – Inv. 70376 dated 02/13/09 from A/C 101-258-932-000 (Repairs) \$2,258.75 and A/C 592-536-932-000 (Repairs) \$2,258.75. Data Processing
3. FIRE SERVICE MANAGEMENT – Repair Turnout Gear – Inv. 5480 dated 02/13/09 from A/C 101-335-713-000 (Clothing) \$1,704.00. Fire Dept.
4. FIRST RECOVERY GROUP – Workers Comp Service – Inv. 9000668703 dated 02/24/09 from A/C 101-200-724-000 (Workers Comp) \$4,338.00. General Govt.
5. MC KENNA ASSOCIATES, INC. – Professional Services – Inv. dated 02/11/09 from A/C 101-040-000 (Prof Serv.) \$3,742.00. General Govt.
6. NAGEL CONSTRUCTION – Sewer Cleaning Program – Inv. 2584 dated 02/27/09 from A/C 592-540-818-030 (Sewer Cleaning) \$17,597.15. Water Dept.
7. R & R FIRE TRUCK REPAIR – Repairs to Fire Vehicles – Inv. 035144 dated 02/26/09 from A/C 101-335-932-000 (Repairs) \$3,009.41. Fire Dept.
8. STATEWIDE SECURITY TRANSPORT – Prisoner Food & Lodging Jan. 2009 – Inv. dated 02/10/09 from A/C 101-200-868-000 (Prisoner Food/Lodge) \$5,572.54. General Govt.
9. SYSTEMP – Garage Unit Heater Repairs – Inv. dated 12/19/08 from A/C 101-300-932-000 (Repairs) \$2,081.05. Police Dept.
11. THE LIBRARY NETWORK – Books and Subscriptions – Inv. 38619 dated 02/10/09 from A/C 738-738-981-000 (Capital Outlay) \$10,014.25. Library Dept.
12. WADE TRIM ASSOCIATES – Professional Services – Inv. 97761 dated 01/27/09 from A/C 592-154-000 (Water Main) \$21,554.94. Water Dept.
13. WADE TRIM ASSOCIATES – Professional Services – Inv. 97917 and 97918 dated 02/24/09 from A/C 592-154-000 (Water Main) \$12,475.00. Water Dept.
14. WADE TRIM ASSOCIATES – Street Repair Program – Inv. 97916 dated 02/24/09 from A/C 202-202-880-300 (Street Const.) \$2,429.75. DPW-Highway
15. WAYNE COUNTY DEPT. OF ENVIRONMENT – Downriver Excess Flow March

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- 2009 – Inv. 246052 dated 03/02/09 from A/C 592-537-929-000 (Sewage) \$28,965.00. Water Dept.
16. WAYNE COUNTY DEPT. OF ENVIRONMENT – Principal and Interest Payments – Inv. 249569 and 249579 dated 02/19/09 from A/C 592-905-992-001 (SRF Basin) \$140,000.00, A/C 592-905-992-002 (Interest) \$13,556.25 and A/C 592-905-993-006 (Interest) \$2,153.53. Water Dept.
 17. WEST SHORE SERVICES, INC. – Annual Maintenance AC/DC Outdoor Warning Equipment – Inv. 0014228-IN dated 12/22/08 from A/C 101-300-818-000 (Contract Services) \$2,720.00. Police Dept.
 18. CUMMINGS, MC CLOREY, DAVIS & ACHO – Legal Services January 2009 – Inv. 164735 and 164736 dated 02/17/09 from A/C 101-200-817-000 (Prof. Services) \$6,881.40. General Govt.
 19. GARY MIOTKE – Legal Services February – Inv. dated 03/03/09 from A/C 101-210-826-000 (Counsel Serv.) \$4,702.00. Corp. Counsel
 20. SECREST, WARDLE – Legal Services January 2009 – Inv. dated 02/20/09 from A/C 101-210-826-000 (Counsel Serv.) \$8,702.00. Corp. Counsel

Motion adopted.

- 09-086** Motion by Councilwoman Horvath, seconded by Councilwoman Badalow, that the City Comptroller be authorized to advertise for bids, per specifications, for the purchase and installation of a new rubber flooring system into the Eton and Berwyn Sr. Centers, per the request of Recreation Director Grybel, communication dated February 27, 2009. Funds for this project are available through the CDBG program.

Motion adopted.

- 09-087** Motion by Councilwoman Badalow, seconded by Councilman Brown, that the City Comptroller be authorized to advertise for bids, per specifications, for four (4) standard size 8" picnic tables and two (2) ADA compliant 8" picnic tables, per the request of Recreation Director Grybel, communication dated February 27, 2009. Funds for this purchase are available through the CDBG Program.

Motion adopted.

- 09-088** Motion by Councilman Brown, seconded by Councilwoman Badalow, that the City Comptroller be authorized to advertise for bids, per specifications, for one (1) tandem axle dump truck with trade-in, per the request of Public Service Administrator Franzil, communication dated March 2, 2009. This item is budgeted in Capital Outlay for 2008-09.

Motion adopted.

- 09-089** Motion by Councilwoman Horvath, seconded by Councilwoman Badalow, that the City Council concurs with and approves the purchase of four (4) EMS Field Bridge Seat Licenses with Hardware, at a cost of \$1,000.00 each and four (4) Maintenance Contracts, at a cost of \$300.00 each (renewable annually), for a grand total of \$5,200.00, from Image Trend, Inc., 20855 Kensington Blvd., Lakeville, MN 55044, per Fire Chief Gurka, communication dated February 27, 2009. Pricing for this EMS software is offered thru the State Bid Process. Funds for this purchase were approved in the 2008-09 Fire Department Capital Outlay account.

Motion adopted.

- 09-090** Motion by Councilwoman Horvath, seconded by Councilwoman Badalow, that the City Council concurs with and approves the purchase of four (4) Panasonic Model 19 Toughbooks, at a cost of \$3,920.18 each and four (4) Mounting Brackets, at a cost not-to-exceed \$4,342.52, for a grand total of \$20,023.24 from Advanced Wireless Telecom, Inc., 49716 Martin Drive, Wixom, MI 48393-2402, pending Fund Transfer of \$582.24 on next Agenda, per Fire Chief Gurka, communication dated February 27, 2009. Funds for this purchase were approved in the 2008-09 Fire Department Capital Outlay account.

Motion adopted.

- 09-091** Motion by Councilwoman Horvath, seconded by Councilwoman Agius, that the City Council concurs with and approves the signing of the Van Houten (Municipal Park) Comfort Station/Storage Facility Contractors Contract between Mando Construction, Inc., 12383 15 Mile Road, Sterling Heights, MI 48312, per Recreation Director Grybel, communication dated February 27, 2009. Further, that the Mayor be authorized to sign the contract on behalf of the City.

Motion adopted.

- 09-092** Motion by Councilwoman Agius, seconded by Councilman Brown, that the City Council concurs with and approves the auction of the following OWI vehicles:

1995 Ford	1FALP52U9SG1500954
1993 Chevrolet	2G1WL54T0P1130872
1995 Dodge	1B3ES27C7SD288348
1992 Ford	1FACP57U2NG234496
1991 Plymouth	1P3XA4630MF608785
1989 Mercury	2MEBM756KX660436
2001 Chevrolet	1GNDU03E71D263889
1993 Ford	1FTCR14X9PPA29093
1989 Chevrolet	1GNCT18Z5K0116138
1994 Ford	1FALP52U1RG188091
1991 Chevrolet	1G1JC84G9M7165679
1988 Chrysler	1C3BU6631JD239900
1994 Ford	1FARP11J3RW337228
2001 Chevrolet	2C1MR522916715013
1997 Geo	2C1MR5296V6744133
1993 Ford	1FAPP624XPH169649
1988 Dodge	1B3BU5631JD187093

per, Police Chief Gavin, communication dated February 19, 2009.

Motion adopted.

- 09-093** Motion by Councilman Brown, seconded by Councilwoman Badalow, that the City Council concurs with and approves the request to dispose of one (1) Building Maintenance 1997 Ford mower, per Public Service Administrator Franzil, communication dated March 3, 2009.

Motion adopted.

- 09-094** Motion by Councilman Brown, seconded by Councilwoman Badalow, that the Resolution to Request Michigan to Require Background Checks and Other Safety Issues for Mobile Neighborhood Ice Cream Vendors, be adopted as follows:

WHEREAS, the mobile neighborhood vendors of ice cream and other sundry refreshment products are placed in close proximity with children in our neighborhoods;

WHEREAS, that close proximity to our children in many cases is unchaperoned or unmonitored by any adult supervision other than the operators of those trucks;

WHEREAS, this situation is not due the parents own making but by the enticement and sounding of the traditional "Ice Cream Truck" causing children to run after it, sometimes out of hearing distance or even sight of the parent or supervising adult;

WHEREAS, in the past the "Ice Cream Truck" was usually run by a large reputable firm that also had roots and presence in the community and was marketing their own products from their own manufacturing plant;

WHEREAS, that community presence, rightly or not, gave the community some assurance that the employees operating those company trucks were themselves reputable, insured, and had some kind of background check;

WHEREAS, the State of Michigan has no uniform law in this regards, known to this Council, protecting our most valuable asset our "Children";

WHEREAS, the new season for this traditional American ritual is approaching rapidly;

WHEREAS, many of these operators are independent and have no community presence or company supporting their operations and the community has no assurance these operators aren't what they portray themselves as being or what protections are afforded to the community such as background checks, vehicle safety, food safety and insurance coverage ect.;

WHEREAS, the City Council of Dearborn Heights recognizes and emphasizes the importance of protecting our children in this bedroom community;

THEREFORE BE IT RESOLVED THAT, the Dearborn Heights City Council request that our State Senator and State Representatives introduce legislation that would afford protection for our community and that the Mayor of Dearborn Heights officially request,

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due to its importance to our children's safety, that the State of Michigan consider regulating this issue on a state-wide basis

THEREFORE BE IT FURTHER RESOLVED THAT, that copies of this resolution be sent to Governor Jennifer Granholm, State Senator Tupac Hunter, State Representative Andy Dillon, State Representative Robert Constan, surrounding communities, Downriver Community Conference and the Conference of Western Wayne, per Councilman Bob Brown.

Motion adopted.

- 09-095** Motion by Councilwoman Horvath, seconded by Councilwoman Badalow, that the request from VFW Post 9973, Moroz-Pietrowski, 5312 S Beech Daly, Dearborn Heights, MI 48125 to have their annual Buddy Poppy sale on May 7, 8 and 9 at the corner of Avondale and Gulley, be approved.

Motion adopted.

- 09-096** Motion by Councilman Brown, seconded by Councilwoman Agius, that the business license renewals for Leo's Coney Island, 26540 Ford Road and Rouge Park Bar, 16515 Outer Drive, be approved.

Motion adopted.

- 09-097.** Motion by Councilwoman Agius, seconded by Councilwoman Badalow, that the WideOpenWest Annual Report, be received, contents noted and filed.

Motion adopted.

- 09-098** Motion by Councilwoman Horvath, seconded by Councilwoman Agius, 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