

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

MARCH 9, 1999

99-093 The meeting was called to order at 8:13 p.m. by Council Chairman Joseph V. Kosinski.

Roll Call showed the following:

Present: Councilman Kenneth R. Baron, Councilwoman Janet L. Blackburn, Councilwoman Margaret M. Horvath, Council Chairman Joseph V. Kosinski, Councilman Daniel S. Paletko, Councilwoman Margaret M. Van Houten, Councilman Gregg Zulinski.

Absent: None.

Also Present: Mayor Canfield, Executive Assistant Heise, Corporation Counsel Sunisloe, City Clerk Robbins, Deputy Clerk Pawlukiewicz, Treasurer Riley, Assessor Welch, Building & Engineering Director Opalewski, Code Enforcement Officer Simakas, Police Chief Webber, Deputy Fire Chief Mc Elroy, Recreation Director Grybel, Public Service Administrator Blackburn, Community Development Director Oliverio.

The Pledge of Allegiance was led by Derek Misiuk, Boy Scout Troop #1104, who was present to earn the Boy Scout Citizenship Badge.

99-094 Motion by Councilman Baron, seconded by Councilwoman Van Houten, that the Agenda for the Regular Meeting of March 9, 1999, be approved as submitted.

Motion unanimously adopted.

99-095 Motion by Councilwoman Van Houten, seconded by Councilman Zulinski, that the Minutes from the Regular Meeting of February 23, 1999, be approved as submitted.

Motion unanimously adopted.

The Public Hearing for the Department of Natural Resources Clean Michigan Initiative Recreation Bond Grant Program Submittal was called order at 8:17 p.m. by Council Chairman Joseph V. Kosinski.

Council Chairman Kosinski waived the reading of the official Notice of Public Hearing. (Below)

Pursuant to the Michigan Department of Natural Resources regulations, the City of Dearborn Heights, Michigan, must hold a Public Hearing to receive input on all grant applications being submitted for funding under Act 101 of 1985 (Michigan Natural Resources Trust Fund) and Act 286 of 1998 (Clean Michigan Initiative-Recreation Bond). The City is prepared to submit a grant application for the 1999 funding cycle. All residents are asked to comment on the application at a Public Hearing on March 9, 1999 at 8:00 p.m., in the City Council Chambers, City Hall, 6045 Fenton. The application is for the following project and projected costs:

PARKLAND PARK IMPROVEMENT PROJECT - \$450,000

1. Complete ADA Trail System in Section C	\$ 55,000
2. Install Pavilion in Section C	55,000
3. Comfort Station Expansion in Section C	77,000
4. ADA Trail System from Parkland/Emery Streets to Lower Section C	44,000
5. Install (4) Tennis Courts	132,000
6. Football/Soccer Field Improvements	47,000
7. Prime Professional Consulting Fees	40,000

Minutes March 9, 1999 Continued

Written comments may be submitted to the City Clerk's Office no later than 4:00 p.m. on March 9, 1999, or may be presented at the Public Hearing. Joyce Robbins, City Clerk, published February 25, 1999 and March 4, 1999.

Council Chairman Kosinski asked Community Development Director Oliverio for his opening remarks.

Community Development Director Oliverio "The City of Dearborn Heights is preparing a grant application to submit to the Department of Natural Resources to do additional work at Parkland Park. Under the state requirements we have to hold a Public Hearing to receive input from residents and our local officials on the projects we are including in our grant application. Although this grant application was initially going to be submitted under the Clean Michigan Initiative Program that was well publicized by the Governor. After doing some research we found out that there are a lot of strings attached to it. A lot of the communities now are finding out about. It's a 50/50 match the City's fifty percent, which was supposed to come from the Block Grant Program is restricted under the Clean Michigan Initiative to only 50%. So only 25% or half of our 50% can be from Block Grant Funds the other 25%, in this case is \$112,500 had to come from City funds or other than Federal State funds. The majority of the communities that I contacted cannot meet this requirement. I have been in contact with our State Representative who is not going to be successful in having that requirement changed. It's my understanding that all grants submitted under the Clean Michigan Initiative will be reviewed, ranked, according to their match, the higher the match the 50/50 the more chance you have of getting the grant application. Those grants that are not approved under the Clean Michigan Initiative will be reviewed under the Department of Natural Resources Trust Fund. That's why the announcement in the paper puts both the Clean Michigan Initiative Grant and the Trust Fund. The requirement in the Trust Program does not restrict the City's fifty percent match. The fifty percent match can come from non-city funds or the whole fifty percent can come from Block Grant funds. It looks like now we will be submitting this application under the Michigan Natural Trust Fund rather than the Clean Michigan Initiative unless the House and the Governor changes that requirement. We are not the only community faced with this dilemma. The larger communities can come up with the money, the smaller communities are having a very difficult time coming up with the cost of their projects from City funds. I think it's to our advantage to submit it under the DNR Trust Grant rather than the CMI. Some of the work that we want to do, the total project, by the way, is \$450,000. The first item we want to complete the ADA Trail System in Section C, \$ 55,000; Install Pavilion in Section C \$55,000; the Comfort Station Expansion in Section C, \$77,000; the ADA Trail System from Parkland/Emery Streets to Lower Section C, \$44,000; Install (4) Tennis Courts, \$132,000; Football/Soccer Field Improvements, \$47,000 and the Prime Professional Consulting Fees are \$40,000 for a total of \$450,000. Once again we are trying to put in the application as a 50/50; 50 percent of the funds from the State 50 percent would be our match in the Block Grant Program. I have not received any written comments or phone calls regarding this project.

Council Chairman Kosinski asked City Clerk Robbins if she had received any communications on this issue. City Clerk responded she did not.

Council Chairman Kosinski asked if there was anyone in the audience who wished to speak on this issue.

Councilman Paletko "Kind of a strategy standpoint, rather than submit the whole \$450,000 in the method that you were thinking of why wouldn't we take one or two pieces out and do a match if there is unwillingness of some communities to come up with the match. It looks like we would be almost assured of getting it. While we may not be able to come up with 50% of \$450,000 we may be able to come up with half of a project that \$44,000 or for \$55,000."

Community Development Director Oliverio "You do realize even if the project was \$10,000 we would put in \$5,000 only \$2500 of that could come from Block Grant funds the other \$2500

would have to come from City funds.”

Councilman Paletko “I understood that, but what I was suggesting is that at a total of \$450,000 it’s a lot of money to come up with. Can you submit multiple grants rather than just one, could you submit two or three? If you piecemeal a couple of the smaller dollar amounts we may be able to; it sounds like we would be assured a winner and these are things that we are looking to do anyway, maybe that’s a thought or an idea.”

Community Development Director Oliverio “There are two submission dates, we actually want to get in on the April 1 date, that is the first one the public put together. The other one is in September. We came up with a strategy based on the Recreation Department’s recommendation along with the architect. Obviously, we are trying to get more for our money than the \$200,000 we have in the budget now. I don’t know, Ken, is it possible to reduce some of these projects and take a couple out?”

Recreation Director Grybel “I think that it is written in such a way that you could pull components out. I don’t know how the DNR would look at it and whether they would allow multiple grants under the same submission versus collective.”

Councilwoman Blackburn “If you apply for the grant and they deny it then can you reapply a different way?”

Community Development Director Oliverio “We would probably reapply yes.”

Mayor Canfield “If you did it in April can you do it again in September?”

Community Development Director Oliverio “The way I understand the regulations, and we have been through that with a fine tooth comb, after we found that one restriction, there is no restriction that you can only put in one grant application in a year. If I had an extra \$200,000 in the Block Grant Program I probably would have put in two applications, this one in April then another one in September. We really wanted to put in for a million dollar grant, that is what we were hoping to do, that would pretty well complete the park.”

Councilman Paletko “The other reason that is kind of my logic, how much is totally being given out in the grant state-wide?”

Recreation Director Grybel “A total of fifty million will be given out over five funding periods.

Councilman Paletko “I think if you go in there, I don’t know if you submitted a half million dollar grant, do they have to approve the whole thing or disprove it or would they piecemeal it because if you are asking for half a million and it’s coming in from all over the State, and they have so many millions to give, it seems to me like you might be able to get a piece of the pie for sure. Then you have a back-up if they are willing to give you more money. It’s a thought.”

Community Development Director “There has been occasions where the DNR has reduced our grants and we have also had grants that were increased.”

Councilman Paletko “I don’t want to belabor the point, but just seems from a strategy standpoint that to submit more than one and to have a smaller one under their terms strictly, it may assure of us of getting it and then going for the other one exactly how we want to do it.”

Recreation Director Grybel “There is a minimum, I’m not sure for Clean Michigan Initiative, what the amount is, \$50,000 the minimum for an overall project for that one.”

Mayor “The problem is if it requires anything from General Government, which is what he is saying, that it will require from General Government, at this point we could not contribute

anything to it.”

Councilman Paletko “Budgets are fluid, there has to be something available, I can’t believe in a multi-million dollar budget that we couldn’t come up with something.”

Mayor “At this point we cannot.”

Community Development Director Oliverio “We’ve tried for last two weeks and the Mayor knows we’ve tried.”

Mayor “We’ve all tried.”

Councilman Paletko “I believe there is money, we would be talking, let’s say we went for the one that was \$55,000 how much general fund monies do you need?”

Community Development Director Oliverio “We would put in half Block Grant and the other half City.”

Councilman Paletko “\$13,000, I have to believe that somehow that we could find \$13,000.”

Mayor “Not with the existing budget, you may be able to find it in the future, but you can’t find it right now.”

Chairman Kosinski “Carmine, did you say there was another submission date?”

Community Development Director Oliverio “Yes, in September.”

Chairman Kosinski “Which would fall into the next budget?”

Community Development Director Oliverio “Yes, well it would still fall into the Block Grant Budget. I can commit to Block Grant fund at this point and still have it for the next round.”

Councilwoman Van Houten “How long does the grant process take? When would you know if it’s granted or not?”

Community Development Director Oliverio “I would hope it would be before the next funding in September, but usually we put a DNR Grant in in April, May sometimes we don’t hear until October or November; sometimes we have a good indication from our State Rep that it is still being reviewed, usually the State waits until their next fiscal which is October 1.”

Councilwoman Van Houten “It’s not likely that we would hear anything during this budget session anyway?”

Community Development Director Oliverio “I don’t know, this is all brand new. A lot of us have discovered the restrictions in the Clean Michigan program.”

Council Chairman Kosinski “Have we come to the conclusion on the suggestion, no money, is that the answer at least for the present time until we can get to the next submission date.”

Community Development Director Oliverio “I can submit the application to the DNR Trust Fund for the whole amount with the Block Grant matching the 50%. Between now and the submission date if the law is changed then we will submit it under the Clean Michigan Initiative Program. From what I am hearing from other communities is that there will be some changes in the law, hopefully for the next round in September. Right now we will probably submit it under the existing trust fund at the 50/50. We have the 50% match, we do not need City funds at this point. I just needed the Council to understand that we’re not necessarily going to be putting it under the

Clean Michigan Initiative.”

Council Chairman Kosinski asked if there was anyone else wishing to address this issue regarding the Clean Michigan Initiative Bond Grant, hearing none, he asked for a motion to close the Public Hearing?

99-096 Motion by Councilwoman Horvath, seconded by Councilman Zulinski, that the Public Hearing be closed.

Motion unanimously adopted.

The Public Hearing for the Department of Natural Resources Clean Michigan Initiative Recreation Bond Grant Program Submittal closed at 8:30 p.m.

99-097 Motion by Councilwoman Van Houten, seconded by Councilman Baron, that Current Claims 6-1 through 6-17, be approved as submitted.

1. ALTEC - Bucket Assembly and Control Cover - Inv. 733490 dated 02/24/99 from A/C 101-440-932-000 (Repair/Maint.) \$2,847.08. ENC DPW-Highway.
2. CUMMINGS, MC CLOREY, DAVIS & ACHO - Legal Services 11/98-02/99 - Labor Issues - Inv. 137048 from A/C 101-200-818-000 (Contractual Services) \$3,304.00. General Govt.
3. GRISSIM METZ ASSOCIATES - Parkland Park Phase II - Inv. 330 dated 02/16/99 from A/C 103-960-924-097 (Parkland Park) \$2,747.00 and A/C 103-960-924-098 (Parkland Park) \$2,287.00. Community Devel.
4. MICHIGAN HUMANE SOCIETY - Animal Processing January 1999 - Inv. 05950 dated 01/31/99 from A/C 101-200-806-000 (Animal Processing) \$1,946.00. General Govt.
5. NAGEL CONSTRUCTION - Sewer Cleaning Program - Inv. 01138 dated 02/15/99 from A/C 592-540-818-000 (Contractual Services) \$34,595.46. Water Dept.
6. PINNACLE CONSTRUCTION INC. - Ice Arena Roof Replacement - Inv. 15, 17, 18 dated 02/23/99 from A/C 101-200-950-000 (Ice Arena Roof) \$16,051.12. General Govt.
7. WADE-TRIM/ASSOCIATES - Assist CDBG Environmental Review - Inv. 60951 dated 02/15/99 from A/C 103-960-918-097 (Administration) \$346.00. Community Devel.
8. WADE-TRIM/ASSOCIATES - Beech Daly/Cherry Hill Resurfacing - Inv. 60751 dated 02/12/99 from A/C 202-202-880-300 (Street Construction) \$1,743.25. DPW-Highway.
9. WADE-TRIM/ASSOCIATES - Canfield Parking Lot Extension - Inv. 60749 dated 02/12/99 from A/C 103-960-930-098 (Canfield Parking Lot) \$1,497.90. Community Devel.
10. WADE-TRIM/ASSOCIATES - Cherry Hill Resurfacing - Inv. 60757 dated 02/12/99 from A/C 202-202-880-300 (Street Construction) \$365.00. DPW-Highway.
11. WADE-TRIM/ASSOCIATES - Katherine Street Bridge (Final) - Inv. 60745 dated 02/12/99 from A/C 103-960-942-097 (Bridges) \$3,669.60. Community Devel.
12. WADE-TRIM/ASSOCIATES - Long Term CSO Monitoring with Inkster - Inv. 61004 dated 02/15/99 from A/C 592-XXX-154-000 (Sewers) \$939.78. Water Dept.
13. WADE-TRIM/ASSOCIATES - Municipal Walkway Construction - Inv. 60753 dated 02/12/99 from A/C 103-960-938-097 (Municipal Park) \$412.70. Community Devel.
14. WADE-TRIM/ASSOCIATES - Phase II CSO Planning Services - Inv. 61016 dated 02/18/99 from A/C 592-XXX-154-000 (Sewers) \$9,005.11. Water Dept.
15. WADE-TRIM/ASSOCIATES - Rouge Valley Storm Water Assistance - Inv. 60750 dated 02/12/99 from A/C 592-XXX-154-000 (Sewers) \$851.40. Water Dept.

Minutes March 9, 1999 Continued

16. WADE-TRIM/ASSOCIATES - Walgreens Sanitary Sewer Line - Inv. 60164 dated 12/08/98 and Inv. 60357 dated 01/15/99 from A/C 592-XXX-255-000 (Jobs in Progress) \$2,785.90. Building/Engineering.
17. WAYNE COUNTY DEPARTMENT OF ENVIRONMENT - Excess Flow 1st Quarter - Inv. 88498 dated 02/23/99 from A/C 592-537-929-000 (Sewer Disposal) \$292,954.94. Water Dept.

Motion unanimously adopted.

- 99-098** Motion by Councilman Zulinski, seconded by Councilwoman Blackburn, that the City Comptroller be authorized to advertise for bids, per specifications, for the purchase and installation of a new tile floor at the Berwyn Senior Citizen Florida Room, per the request of Recreation Director Grybel, communication dated March 2, 1999. Monies to fund this project have been allocated in the 1998-99 Parks & Recreation Capital Outlay account.

Motion unanimously adopted.

- 99-099** Motion by Councilman Baron, seconded by Councilwoman Horvath, that the low bid from Best Asphalt, Inc., 6334 North Beverly Plaza, Romulus, MI 48174, for the Canfield Community Center Parking Lot Expansion project, in the amount of \$100,092.55, and payment thereof, be approved, per Recreation Director Grybel, communication dated March 2, 1999. Further, that the Mayor and City Clerk be authorized to sign the contract on behalf of the City. This item is budgeted in the 1998-99 CDBG budget. Further, that the Treasurer be authorized to return bid deposits to the unsuccessful bidders.

Motion unanimously adopted.

- 99-100** Motion by Councilman Zulinski, seconded by Councilman Baron, that the bid from Clover Technologies, 1 Clover Court, Wixom, MI 48393, for SS740 PictureTel Video Conferencing Arraignment Equipment, in the amount of \$20,415.00, and payment thereof, be approved, per Police Chief Webber, communication dated February 19, 1999. This price includes one year parts and labor warranty. The decision was based on the bidders experience in this field, as well as a recommendation from the Novi Police Department. Further, that the Treasurer be authorized to return bid deposits to the unsuccessful bidders.

Motion unanimously adopted.

- 99-101** Motion by Councilman Paletko, seconded by Councilman Zulinski, that the City Council accept the recommendation of Building and Engineering Director Opalewski, communication dated March 3, 1999 and the Demolition Board to award a three year contract effective immediately to Ellefson Building Demolition Company, Inc., 26276 Van Buren, Dearborn Heights, MI 48127, for all demolitions in the City of Dearborn Heights, at the unit prices listed in their bid proposal.

AYES: Councilman Baron, Councilwoman Blackburn, Council Chairman Kosinski, Councilman Paletko, Councilwoman Van Houten, Councilman Zulinski.

NO: Councilwoman Horvath.

ABSENT: None.

Motion adopted.

- 99-102** Motion by Councilman Baron, seconded by Councilwoman Horvath, that the City

Council concurs with and approves the Interagency Agreement for the Drop-Off Recycling Program with the 20th District Court of Michigan commencing January 1, 1999 ending January 1, 2001 per, Mayor Canfield, communication dated March 1, 1999. Further, that the Mayor and City Clerk be authorized to sign on behalf of the City.

Motion unanimously adopted.

- 99-103** Motion by Councilman Paletko, seconded by Councilwoman Van Houten, that the City Council adopt a Resolution authorizing the Mayor, Clerk and Treasurer file an Application for State Treasurer's Approval to Issue Bonds for the financing of the design and construction of the police and court facility and the acquisition of the land, in a maximum principal amount of \$3,500,000 per, Treasurer Riley, communication dated March 3, 1999. Further, that the City Clerk be authorized to sign the resolution on behalf of the City.

Motion unanimously adopted.

- 99-104** Motion by Councilman Baron, seconded by Councilwoman Horvath, that the City Council adopt a resolution approving the Lease Contract with the Tax Increment Finance Authority of the City of Dearborn Heights for the police and court facility. This resolution irrevocably pledges the City's Security for payment of the principal and interest on the bonds; irrevocably pledges the City's Full Faith and Credit for payment of principal and interest on bonds and allows the Administration to take the steps to issue a Bond Official Statement per, Treasurer Riley, communication dated March 3, 1999. This resolution adoption is subject to the Tax Increment Finance Authority's approval. Further, that the Mayor and City Clerk sign the Lease Contract and forward said documents to the Tax Increment Finance Authority for signatures.

Motion unanimously adopted.

- 99-105** Motion by Councilman Baron, seconded by Councilwoman Blackburn, that the City Council concurs with and approves the purchase from a single source provider, software from BS&A Equalizer Software, 5000 Marsh Road, Suite 3, Okemos, MI 48864 for tax administration and delinquent personal property tax management per, Treasurer Riley, communication dated March 3, 1999. Further, that Treasurer Riley be authorized to sign the proposal on behalf of the City.

Motion unanimously adopted.

- 99-106** Motion by Councilwoman Van Houten, seconded by Councilman Baron, that the City Council concurs with and approves Change Order #1 for the Municipal Park Walkway Project, with Souther Asphalt Paving, Inc., 555 Oliver Street, Troy, MI 48084, in the increased amount of \$2,021.37, and payment thereof, per Wade-Trim/Associates and Recreation Director Grybel, communication dated March 2, 1999. Further, that the Mayor and City Clerk sign the Change Order.

Motion unanimously adopted.

- 99-107** Motion by Councilman Baron, seconded by Councilwoman Blackburn, that the City Council approves the disposal of old Whelen 9308 strobe light bars per, Police Chief Webber, communication dated March 2, 1999.

Motion unanimously adopted.

- 99-108** Motion by Councilwoman Van Houten, seconded by Councilman Baron, that the City

Minutes March 9, 1999 Continued

Council concurs with and approves Permanent Traffic Control Device Request T-104, "No Parking Between Signs Mon-Fri 7 a.m. - 5 p.m. with support School Bus Only" sign to be located on the south side of Eton between Madison and Syracuse to assist with drop-off and pick-up of children by school bus.

Motion unanimously adopted.

99-109 Motion by Councilman Zulinski, seconded by Councilman Baron, that the meeting be adjourned.

Motion unanimously adopted.

The meeting adjourned at 8:53 p.m.

**JOYCE A. ROBBINS
CITY CLERK**

**JOSEPH V. KOSINSKI, CHAIRMAN
CITY COUNCIL**

**MARIA E. LAWRENCE
COUNCIL/CLERK SECRETARY**