

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

FEBRUARY 25, 2003

03-070 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 S. Badalow, Councilwoman Janet L. Blackburn, Councilman Bob Constan, Councilwoman Margaret M. Horvath, Councilwoman Margaret M. Van Houten.

Absent: None.

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

The Pledge of Allegiance was led by Exie Markowsky.

03-071 Motion by Councilman Baron, seconded by Councilwoman Blackburn, that the Agenda for the Regular Meeting of February 25, 2003, be approved as submitted.

Motion unanimously adopted.

03-072 Motion by Councilwoman Badalow, seconded by Councilman Constan, that the Minutes from the Regular Meeting of February 11, 2003, be approved as submitted.

Motion unanimously adopted.

03-073 Motion by Councilman Baron, seconded by Councilwoman Blackburn, that Fund Transfer 6-A and Current Claims 6-1 through 6-15, be approved as submitted.

A. \$50,000.00 Transfer from DPW-Highway Road Repairs to DPW-Highway Tree Trimming to cover the Ash Tree Survey and remove dangerous trees in the City.

1. BS & A SOFTWARE - Equalizer Permit Program - Inv. 23280 dated 02/01/03 from A/C 101-371-818-000 (Contract) \$1,590.00. Building/Eng.
2. CITY OF DEARBORN - Water/Sewer Charges 08/26-12/23/02 - Inv. 83022 dated 02/06/03 from A/C 592-537-928-000 (Water) \$1,744.59 and A/C 592-537-929-000 (Sewers) \$6,059.44. Water Dept.
3. CUMMINGS, MC CLOREY, DAVIS...- Legal Services January 2003 - Inv. 41776 dated 02/07/03 from A/C 592-536-817-000 (Prof/Consult) \$2,118.50. Water Dept.
4. RUSSELL MC NAMEE - Fire Staff & Command School - Ck. Req. Dated 12/09/02 from A/C 101-335-962-000 (Training) \$2,000.00. Fire Dept.
5. ELLEFSON BUILDING DEMO - Loads and Debris Pick Up - Inv. 302 dated 02/17/03 from A/C 101-200-810-000 (Sanitation) \$18,700.00. General Govt.
6. HEIGHTS TREE SERVICE - Ash Tree Survey - Inv. 11 dated 02/14/03 from A/C 101-440-820-000 (Tree Trimming) \$30,000.00. See Budget Amendment. DPW-Highway.
7. JOHNSON CONTROLS - Plan Agreement Quarterly Charge - Inv. 51627836 dated 02/03/03 from A/C 101-265-818-000 (Contract) \$16,095.25. Building Maint.
8. NAGEL CONSTRUCTION - Sewer Cleaning Program - Inv. 1748 and 1749 dated 02/06/03 from A/C 592-540-818-030 (Contract Services) \$22,297.27. Water Dept.
9. PLANTE & MORAN - Accounting Services & Arbitration - Inv. 878415 and

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- 878427 dated 02/10/03 from A/C 101-200-817-000 (Prof/Consult) \$5,590.00 and A/C 592-536-817-000 (Prof/Consult) \$2,155.00. General Govt.
10. QUAD TRAN OF MICHIGAN - Data Processing February 2003 - Inv. 4034 and 4035 dated 03/02/03 from A/C 101-130-818-000 (Contract) \$3,600.00; A/C 101-200-728-000 (Supplies) \$1,852.59 and A/C 101-130-728-000 (Supplies) \$1,036.95. District Court.
 11. WADE-TRIM/ASSOCIATES - Inspection, Grades, Plot Plan, Engineering - Inv. 76740, 76753, 76752, 76746 from A/C 101-371-809-000 (Eng.) \$4,256.31. See Budget Amendment. Building/Eng.
 12. WAYNE COUNTY ACCOUNTS RECEIVABLE - Caroline Kennedy Library Fees November 2002 - Inv. 214483 dated 02/10/03 from A/C 738-738-807-000 (Misc. Exp.) \$30,837.59. Library.
 13. WAYNE COUNTY DEPARTMENT OF ENVIRONMENT - Excess Flow - Downriver - Inv. 214399 dated 02/25/03 from A/C 592-537-929-000 (Sewer) \$21,910.00. Water Dept.
 14. WAYNE COUNTY DEPARTMENT OF ENVIRONMENT - Principal & Interest Rouge Valley Bond - Inv. 214440 dated 02/06/03 from A/C 592-905-992-001 (Principal) \$120,000.00 and A/C 592-905-992-002 (Interest) \$22,218.75. Water Dept.
 15. WAYNE COUNTY DEPARTMENT OF PUBLIC HEALTH - Cross Connection 10-12/02 - Inv. 214352 dated 02/04/03 from A/C 592-536-818-000 (Contract) \$3,125.00. Water Dept.

Motion unanimously adopted.

- 03-074** Motion by Councilwoman Horvath, seconded by Councilman Baron, that the City Comptroller be authorized to advertise for bids, per specifications, for one (1) LB90 Tractor/Loader/Backhoe with Concrete Breaker Attachment and one (1) trade-in (1991), per the request of Public Service Administrator Blackburn, communication dated February 12, 2003.

Motion unanimously adopted.

- 03-075** Motion by Councilwoman Badalow, seconded by Councilman Constan, that the City Clerk be authorized to establish a Public Hearing date for the proposed 2003-2004 Corporate Fund Budget on Tuesday, May 13, 2003 at 8:00 p.m. at City Hall, 6045 Fenton, Dearborn Heights, MI., further that the Notice be published in the City's official newspaper.

Motion unanimously adopted.

- 03-076** Motion by Councilwoman Van Houten, seconded by Councilman Baron, that the City Council accept the resignation of Councilwoman Margaret M. Horvath from the Dearborn Heights City Council effective tonight at midnight.

Motion unanimously adopted.

- 03-077** Motion by Councilman Baron, seconded by Councilwoman Van Houten, that the City Clerk be authorized to publish the Notice of Council Vacancy in the City's official newspaper of record.

Motion unanimously adopted.

- 03-078** Motion by Councilwoman Horvath, seconded by Councilwoman Van Houten, that the City Council nominate to Mayor Canfield for appointment, Ms. Margaret Small, 6751 Garling Drive to fill the vacancy on the Commission on Aging, term to expire March, 2005.

Motion unanimously adopted.

- 03-079** Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that the CDBG Public Hearing dates and times be established as follows:

Flood FONSI Hearing	March 25, 2003	7:30 p.m.
Action Plan Hearing	April 8, 2003	7:30 p.m.
Year End Public Hearing	August 26, 2003	7:30 p.m.

per, Community Development Director Oliverio, communication dated February 12, 2003.

Motion unanimously adopted.

- 03-080** Motion by Councilman Baron, seconded by Councilman Constan, that the City Council concurs with and approves the disposal of the following equipment:

Okidata OL600E, tag 7887, Assessor's Office; Konica LP-3110, tag 7695, Water Dept. and NEC Superscript 860, tag 7904, Building Dept.,

per Comptroller Barrow, communication dated February 19, 2003.

Motion unanimously adopted.

- 03-081** Motion by Councilman Baron, seconded by Councilman Constan, that the Budget Amendment to cover the cost of engineering fees charged back to the project to approved as follows:

INCREASE REVENUES	GRADE ENGINEERING
# 101-000-490-000	\$40,000.00
INCREASE EXPENDITURES	ENGINEERING FEES
# 101-371-809-000	\$40,000.00

per, Comptroller Barrow, communication dated February 19, 2003.

Motion unanimously adopted.

- 03-082** Motion by Councilwoman Blackburn, seconded by Councilwoman Van Houten, that the City Council concurs with and approves Wade-Trim/Associates, 25251 Northline Road, P O Box 10, Taylor, MI 48180, to prepare the design plans and specifications, acquire the necessary permits and advertise for bids for the 2003 CDBG Water Main Replacement Program, in an amount not-to-exceed \$50,500.00, per Community Development Director Oliverio, communication dated February 13, 2003.

Motion unanimously adopted.

- 03-083** Motion by Councilman Baron, seconded by Councilwoman Van Houten, that the City Council concurs with and approves Wade-Trim/Associates, 25251 Northline Road, P O Box 10, Taylor, MI 48180, supplement charges for the Warren Avenue Streetscape design, construction and parking study contract agreements, in the amount of \$47,000.00, per Community Development Director Oliverio, communication dated February 14, 2003.

Motion unanimously adopted.

- 03-084** Motion by Councilman Constan, seconded by Councilwoman Van Houten, that the

implementation by the City of Public Act Number 631 of 2002 which has been codified as MCL 765.12a is hereby authorized and further that the following actions are also specifically authorized:

1. In the event that the Police Department obtains bail or bond money from or on behalf of a person arrested pursuant to a warrant issued by a court order, the Police Department is also authorized to collect a \$10.00 fee, in addition to the bail or bond money, from the person arrested or from another person on behalf of the person arrested.
2. An account at an authorized depository of the City shall be created specifically for the fees so collected with those otherwise authorized to sign signature cards on City accounts likewise being authorized to sign signature cards with respect to the account.
3. Any fees so collected by the Police Department shall be promptly deposited in the account.
4. The money in the account may only be expended as approved by the City Council and may only be expended to defray the expense of receiving, depositing, and delivering bail or bond money.

Per, Chief of Police Gust, communication dated February 11, 2003 and Corporation Counsel Miotke, communication dated February 5, 2003.

Motion unanimously adopted.

- 03-085** Motion by Councilman Baron, seconded by Councilwoman Blackburn, that the City Council concurs with and approves the donation of the K-9 vehicle cage and components to the City of Inkster Police Department, per Police Chief Gust, communication dated February 11, 2003. Further, the City of Inkster Police Department has agreed to allow the City of Dearborn Heights Police Department the use of their canine as needed at no charge.

Motion unanimously adopted.

- 03-086** Motion by Councilwoman Horvath, seconded by Councilman Constan, that the City Council concurs with and approves the trade-in of two (2) sweepers to Jack Doheny Supplies, Inc., 777 Doheny Court, P O Box 609, Northville, MI 48167, in the amount of \$25,000 per vehicle, per Public Service Administrator Blackburn, communication dated February 11, 2003. Further, that the funds received from the trade to be used for the rebuild and repairs of the remaining five (5) sweepers.

Motion unanimously adopted.

- 03-087** Motion by Councilwoman Van Houten, seconded by Councilman Constan, that the City Council concurs with the Tax Increment Finance Authority Boards recommendation and approves the 2003-2004 TIFA Budget, per TIFA Administrator Oliverio, communication dated February 17, 2003.

Motion unanimously adopted.

- 03-088** Motion by Councilman Baron, seconded by Councilwoman Van Houten, that the City Council approve the request from the Moslem Shriners, 434 Temple Avenue, Detroit, MI 48201 to conduct their 25th Annual Hospital Fund Drive by soliciting in the City of Dearborn Heights on Friday, Saturday and Sunday, June 20, 21 and 22, 2003.

Motion unanimously adopted.

- 03-089** Motion by Councilwoman Van Houten, seconded by Councilwoman Constan, that the Resolution in Support of the 11th Annual Ecorse Creek Clean-Up be adopted as follows:

WHEREAS, Ecorse Creek is a major waterway which runs through the southern portion of the City of Dearborn Heights; and,

WHEREAS, for over eleven years, volunteers from Dearborn Heights and other Ecorse Creek Watershed communities have volunteered to keep this waterway clear of unwanted debris, and to educate the public on pollution and other vital issues facing the Creek and Watershed; and,

WHEREAS, on May 17, 2003, from 9 AM until 1 PM, the Friends of Ecorse Creek will conduct the 11th Annual Ecorse Creek Clean-Up in Dearborn Heights at Swapka Park; and,

WHEREAS, The Friends of Ecorse Creek have requested the assistance and support of the City of Dearborn Heights in this year's effort;

NOW, THEREFORE, BE IT RESOLVED THAT:

The City of Dearborn Heights wholeheartedly supports the 11th Annual Ecorse Creek Clean-Up to be held May 17, 2003, and further commits appropriate resources of its Department of Public Works and other City departments as may be requested by the Friends of Ecorse Creek, per Mayor Canfield, communication dated February 3, 2003.

Motion unanimously adopted.

- 03-090** Motion by Councilwoman Van Houten, seconded by Councilwoman Blackburn, that the Request to Transfer Ownership of 2002 SDD-SDM license, located at 3976 Pelham Road, Dearborn Heights, MI 48125, (Safway Market) from Patros & Sons, LLC, to Louay and Vincent Nona, 5655 Paulos Lane, West Bloomfield, MI 48322, be approved and the Liquor Control Commission be so notified. RID # 194086.

Motion unanimously adopted.

- 03-091** Motion by Councilwoman Van Houten, seconded by Councilman Baron, that the Request to Transfer membership interest in 2002 SDD-SDM licensed Limited Liability Company (Checker Drugs), wherein member Richard A. Grossman transfers 51% membership interest to new member, William G. Newman, 4034 Hanover, West Bloomfield, MI 48323; and by dropping Jody S. Grossman as member through transfer of 1% interest to the Limited Liability Company, Walnut Associates II, LLC, 8641 Telegraph, Dearborn Heights, MI 48127, be approved and the Liquor Control Commission be so notified. RID #195300.

Motion unanimously adopted.

- 03-092** Motion by Councilwoman Van Houten, seconded by Councilwoman Horvath, that the Minutes of the Community Development Action Plan Public Hearing, be approved as submitted.

Motion unanimously adopted.

- 03-093** Motion by Councilman Baron, seconded by Councilman Constan, that business license renewal for Gentry Auto Sales, 25996 Van Born Road, be approved.

Motion unanimously adopted.

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03-094 Motion by Councilman Baron, seconded by Councilwoman Blackburn, that the meeting be adjourned.

Motion unanimously adopted.

The meeting adjourned at 8:32 p.m..

JOYCE A. ROBBINS
CITY CLERK

ELIZABETH J. AGIUS
CITY COUNCIL CHAIR

MARIA E. LAWRENCE
COUNCIL/CLERK SECRETARY