

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

FEBRUARY 23, 2010

10-052 The meeting was called to order at 8:04 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 Tom Berry, Councilwoman Margaret M. Horvath, Councilman Roy Pilot, Councilwoman Margaret M. Van Houten.

Absent: None.

Also Present: City Clerk Dudzinski, Mayor Paletko, Treasurer Riley, Administrative Assistant Kramarz, Assessor McDermott, Building & Engineering Director Sobh, Community & Economic Development Director Amen, Comptroller Barrow, Deputy Comptroller Macari, Corporation Counsel Miotke, Deputy Clerk Pawlukiewicz, Emergency Management Director Ankrapp, Fire Chief Gurka, Human Resource Director Sobota-Perry, Library Director Mccaffrey, Police Chief Gavin, Public Service Administrator Franzil, Recreation Director Grybel.

The Pledge of Allegiance was led by Manny Agius.

10-053 Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that the Agenda for the Regular Meeting of February 23, 2010, be approved as submitted.

Motion unanimously adopted.

10-054 Motion by Councilman Berry, seconded by Councilman Pilot, that the Minutes from the Regular Meeting of February 9, 2010, be approved as submitted.

Motion unanimously adopted.

10-055 Motion by Councilwoman Van Houten, seconded by Councilwoman Agius, that Current Claims 6-1 through 6-8 and 6-10 through 6-25, removing Current Claim 6-9 (Computer Technologies, Inc.) back to the administration to resolve issues with the Assessing Department and that Council be notified before resubmitting for payment.

1. ACCUMED BILLING, INC. – Rescue Runs Billing for January 2010 – Inv. dated 2/01/10 from A/C 101-000-626-000 (Rescue Runs) \$4,263.50. Fire Dept.
2. ALLEN BROTHERS – Legal Services NSP Project – Inv. 34695 dated 1/22/10 from A/C 274-673-930-091 (NSP) \$2,025.68. Misc. Grants
3. BS&A SOFTWARE – Building Dept. System Annual Maintenance – Inv. 64450 dated 2/01/10 from A/C 101-371-818-000 (Contract Services) \$1,835.00. Building Engineering
4. BRATCHER ELECTRIC, INC. – Trenching/Wiring for Scoreboard – Van Houten Park – Inv. 15910 dated 2/16/10 from A/C 103-960-938-207 (Van Houten Park) \$4,940.00. CDBG
5. CMP DISTRIBUTORS – Misc. Federal XM-193-F – Inv. 18398 dated 1/19/10 from A/C 101-300-744-000 (Uniforms) \$4,320.00. Police Dept.
6. CANNON EQUIPMENT – Bearing/Bolts Salt Spreaders – Misc. Equipment – Inv. 27843, dated 1/06/10; 27998 and 11554 dated 1/18/10 from A/C 592-xxx-110-000 (Inventory) \$1,578.90. Water Dept.
7. CENTRAL WAYNE COUNTY SANITATION AUTHORITY – Operating and Debt CWCSA – Inv. dated 1/31/10 from A/C 101-200-810-000 (Sanitation) \$46,587.96. General Govt.
8. CITY OF DEARBORN – Water and Sewer Charges 1st Quarter – Inv. 11726 dated 1/29/10 from A/C 592-537-928-000 (Water) \$2,051.70 and A/C 592-537-929-000 (Sewage) \$20,490.42. Water Dept.
10. COMPUTER TECHNOLOGIES, INC. – Data Processing Services – Inv. 70552 dated 02/05/10 and Inv. 70555 dated 02/12/10 from A/C 101-258-932-000 (Repair/Maint) \$3,672.50; A/C 592-536-932-000 (Repair/Maint) \$425.00 and A/C 738-738-932-000 (Repair/Maint) \$85.00. Data Processing
11. CRUISERS – Misc. Supplies – Inv. 23418 and 23428 dated 1/1/10; 23442, dated 1/5/10, 23494 dated 1/7/10, 23493 dated 1/14/10, 23523 dated 1/20/10 and 23544 dated 1/22/10 from A/C 101-300-932-000 (Repairs) \$4,455.00. Police Dept.
12. DORNBOS SIGN & SAFETY – Misc. Signs for DPW – Inv. 47867 and 47869 dated 1/14/10; 47960 and 47961 dated 1/21/10, 48039 dated 1/29/10 from A/C 101-440-787-000 (Signs) \$5,440.30. DPW-Highway
13. LEMMEN OIL – Unleaded/Diesel Fuels – Inv. 613110 dated 1/28/10 from A/C 592-xxx-110-005 (Inventory) \$22,085.92. Water Dept.

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14. MATT'S AUTO SERVICE – Various Repairs on Police Vehicles – Inv. 16729 dated 12/24/09; 16786 dated 1/8/10; 16792 dated 1/11/10; 16808 dated 1/13/10; 16817 dated 1/18/10 and 16847 dated 1/26/10 from A/C 101-300-932-000 (Repairs) \$3,551.71. Police Dept.
15. MCKENNA & ASSOCIATES – NSP State Admin. & Planning Commission – (2) Inv.'s dated 2/05/10 from A/C 274-673-931-093 (NSP) \$3,369.01 and A/C 101-801-817-000 (Prof/Consult) \$3,278.75. Misc. Grants/Planning
16. MELLOCRAFT – Misc. Cleaning Supplies – Inv. 356803, dated 1/4/10; 358443 dated 1/12/10; 358764 dated 1/13/10; 358764-1 dated 1/18/10 and 361565 dated 2/1/10 from A/C 101-265-728-000 (Supplies) \$4,245.90. Bldg. Maint
17. NAGEL CONSTRUCTION – Sewer Cleaning Program – Inv. 2740 dated 2/15/10 from A/C 592-540-818-030 (Contract Services) \$11,295.97. Water Dept.
18. PRIORITY ONE EMERGENCY – Various Repairs/Parts – Inv. 19681, 19683, 19684, 19685 dated 12/2/10; 19698 dated 12/3/10; 19917 dated 12/31/09; 20234 dated 2/5/10, 20294 and 20295 dated 2/12/10 from A/C 101-300-932-000 (Repairs) \$4,907.45. Police Dept.
19. R & R TRUCK REPAIR – Repairs on Fire Equipment – Inv. 36823, dated 1/5/10; 36864 dated 1/14/10; 36889 and 36895 dated 01/21/10 from A/C 101-335-932-000 (Repairs) \$6,162.35. Fire Dept.
20. RKA PETROLEUM COS., INC. – Unleaded/Diesel Fuels – Inv. 655088 and 655089 dated 1/4/10 and 656786 dated 1/19/10 from A/C 101-335-867-000 (Fuel) \$2,677.05. Fire Dept.
21. SLC METER – Misc. Meters and Supplies – Inv. 233502, 233501, 233493, 233499 and 233500 dated 1/26/10 from A/C 592-xxx-111-002 (Inventory) \$5,102.82. Water Dept.
22. SOMAT ENGINEERING – 2008-09 Street Repairs – Inv. 100942 dated 12/21/09 from A/C 202-202-880-300 (Streets) \$1,628.00. Major Streets
23. WADE-TRIM ASSOCIATES – 2009 Bridges, Engineering, Sub Flow, Rain Garden – Inv. 99846, 99847 and 99841 dated 1/22/10; 99912 dated 2/11/10 from A/C 101-440-818-000 (Contract Services) \$9,960.00; 101-371-809-000 (Engineering) \$3,965.00; 592-xxx-154-000 (Sewers) \$4,610.55 and 592-537-818-000 (Contract Services) \$925.00. General Govt.
24. WAYNE COUNTY ACCOUNTS RECEIVABLE – Traffic Signal Maint – Inv. 1004510 dated 2/05/10 from A/C 101-440-925-000 (Signals) \$5,284.12. DPW-Highway
25. CUMMINGS, MC CLOREY, DAVIS & ACHO – Labor Attorney January 2010 – Inv. 174774, 174775, 174776 dated 2/08/10 from A/C 101-200-817-000 (Prof/Consult) \$5,739.00 and A/C 101-xxx-067 999 (Pension Insurance) \$8,317.00. General Govt.

Motion unanimously adopted.

- 10-056** Motion by Councilman Pilot, seconded by Councilwoman Badalow, that the City Comptroller be authorized to advertise for bids, per specifications, for one Hydrotek Model HN 20004E2R Pressure Washer or equal, per the request of Public Service Administrator Franzil, communication dated February 14, 2010. This item is budgeted in Capital Outlay Water Department 2009-2010 Budget.

Motion unanimously adopted.

- 10-057** Motion by Councilman Berry, seconded by Councilwoman Horvath, that the City Comptroller be authorized to advertise for bids, per specifications, for one (1) garage ventilation/exhaust system, per specifications, per the request of Public Service Administrator Franzil, communication dated February 14, 2010. This item is budgeted in Capital Outlay Water Department 2009-2010 Budget.

Motion unanimously adopted.

- 10-058** Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that the communication from Mayor Paletko, dated February 12, 2010 re: Appointment of Lisa Hicks-Clayton, 26826 Rouge River Drive and Karen Kasprzyk, 22376 Ann Arbor Trail to the City Beautiful Commission, term to expire September 2013, be received, contents noted and filed.

Motion unanimously adopted.

- 10-059** Motion by Councilman Berry, seconded by Councilwoman Agius, that the City Council concurs with and approves the appointment of Jack McIntyre, 8651 Hazelton to the Civil Service Commission, term to expire April 2011, per Mayor Paletko, communication dated February 17, 2010.

Ayes: Councilwoman Agius, Councilwoman Badalow, Council Chairman Baron, Councilman Berry, Councilman Pilot, Councilwoman Van Houten.

Nays: Councilwoman Horvath.
Absent: None.

Motion adopted.

- 10-060** Motion by Councilwoman Agius, seconded by Councilman Pilot, that the City Council concurs with and approves the Annual Permit and Performance Resolution for Miscellaneous Operations within State Trunkline Right of Ways, per Mayor Paletko, communication dated February 16, 2010. Further, that Public Service Administrator Franzil be authorized to sign on behalf of the City and submit documents to the Michigan Department of Transportation.

Motion unanimously adopted.

- 10-061** Motion by Councilman Berry, seconded by Councilman Pilot, that the Resolution in Support of Senate Bill 723 and Senate Bill 724 be adopted as follows:

WHEREAS, the City of Dearborn Heights supports stricter reporting guidelines that daycare providers make available to parents and guardians.

WHEREAS, the City of Dearborn Heights supports rule violations being posted on the Department of Human Services online system, as well as on-site at the child care centers, group care homes or family care homes.

WHEREAS, Senate Bill 723 has been introduced which would amend the 1973 PA 116 of the Children Protection Act; and

WHEREAS, Senate Bill 723 as introduced states that a child care center, group child care home and a family care home maintain a licensing notebook providing background information on licensors renewals, past rule violations and/or special investigations conducted by the Department of Human Services.

WHEREAS, Senate Bill 723 as introduced states that the Department of Human Services not issue or renew a license or certificate of registration of a child care center, group care home or family child care home if the licensee or applicant has had a previous license revoked due to a rule violation that resulted in the serious injury or death of a child while under their care.

WHEREAS, Senate Bill 723 would ensure that parents and guardians would have all the necessary information to make an informed choice of a daycare provider.

WHEREAS, providing more information will help daycare providers establish themselves as quality providers parents/guardians can trust.

WHEREAS, the State of Michigan should provide accurate and complete background information to parents/guardians on rule violations and past injuries or even deaths that have occurred in licensed child care homes and centers.

THEREFORE, BE IT RESOLVED, the City of Dearborn Heights supports Senate Bills 723 and 724 as introduced by Senator Tupac Hunter.

BE IT FURTHER RESOLVED that copies of the resolution be forwarded to the House of Representatives Speaker Andy Dillon, State Representative Bob Constan, State Representative Gino Polidori, and State Senator Tupac A. Hunter, and the neighboring communities for endorsement, per Councilman Tom Berry, communication dated February 13, 2010.

Motion unanimously adopted.

- 10-062** Motion by Councilman Berry, seconded by Councilwoman Agius, that the City Council concurs with and approves the Amendment of the Watershed Stewards Commission By-Laws as follows:

Section 2. Organization. (Amend last sentence only.) Five (5) members of the Commission present at a meeting shall constitute a quorum for the transaction of business, per Councilman Berry, communication dated February 9, 2010.

Motion unanimously adopted.

- 10-063** Motion by Councilwoman Horvath, seconded by Councilwoman Agius, that the City Council concurs with and approves the Budget Amendment to balance out account for year end as follows:

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Expenditures Increase/(Decrease):

Salaries:	101-171-706-000	\$ (30,000.00)
Part Time:	101-171-707-100	5,000.00
Part Time:	101-265-707-100	25,000.00
Retiree Payouts:	101-300-706-020	100,000.00
Holiday Pay:	101-300-717-000	34,300.00
Holiday Pay:	101-335-717-000	23,700.00

Appropriate Fund Balance:	101-000-699-000	(\$158,000.00)
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Per, Comptroller Barrow, communication dated February 23, 2010.

Motion unanimously adopted.

- 10-064** Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that the City Council concurs with and approves the adult beverage supplier for the Spirit 2010 Festival to O & W, Inc., 3003 William Avenue, Ypsilanti, MI 48198, at a cost of \$68.00 per half (1/2) barrel of Miller High Life brand beers, per Recreation Director Grybel, communication dated February 16, 2010 and the Spirit 2010 Festival Committee.

Ayes: Councilwoman Agius, Councilwoman Badalow, Council Chairman Baron, Councilwoman Horvath, Councilman Pilot, Councilwoman Van Houten.

Nays: Councilman Berry.

Absent: None.

Motion adopted.

- 10-065** Motion by Councilwoman Badalow, seconded by Councilwoman Van Houten, that the communication from Police Chief Gavin, dated February 16, 2010 re: A Resolution to Establish a Policy for a City Credit Card Arrangement Pursuant to PA 266 of 1995, be tabled to a Committee of the Whole meeting to include Police Chief Gavin and Treasurer Riley.

Ayes: Councilwoman Badalow, Council Chairman Baron, Councilman Berry, Councilwoman Horvath, Councilman Pilot, Councilwoman Van Houten.

Nays: Councilwoman Agius.

Absent: None.

Motion adopted.

- 10-066** Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that the City Council concurs with and approves Wade Trim Associates, Inc., 25251 Northline Road, PO Box 10, Taylor, MI 48180 to provide routine maintenance and perform a condition assessment on the Parkland Community Park Pump Station located near 6750 Walter Cassidy Drive in Dearborn Heights, at a lump sum cost of \$250.00 for each routine maintenance visit and lump sum cost of \$3,100.00 for the condition assessment, per Public Service Administrator Franzil, communication dated February 16, 2010 and Wade Trim Associates, communication dated February 15, 2010.

Motion unanimously adopted.

- 10-067** Motion by Councilwoman Agius, seconded by Councilwoman Badalow, that the City Council concurs with and approves the Memorandum of Understanding relative to the Ford Road (M-153) Corridor pending approval by MDOT (Michigan Department of Transportation) of protective language, that we discussed at a previous study session, to be developed by Corporation Counsel Miotke.

Motion unanimously adopted.

- 10-068** Motion by Councilwoman Badalow, seconded by Councilwoman Agius, that proposed Ordinance H-10-01, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY AMENDING SECTIONS 14-46 THROUGH 14-48 IN ORDER TO ADOPT BY REFERENCE THE 2006 EDITION OF THE INTERNATIONAL FIRE CODE WITH CHANGES THERETO, be considered read for the second time and become effective upon publication in the City's official newspaper of record.

Motion unanimously adopted.

- 10-069** Motion by Councilwoman Horvath, seconded by Councilman Berry, that the Resolution from the Scleroderma Foundation, 30301 Northwestern Highway, Suite 300, Farmington Hills, MI 48334 re: Scleroderma Awareness Month, be received, contents

noted and filed.

Motion unanimously adopted.

- 10-070** Motion by Councilwoman Van Houten, seconded by Councilwoman Agius, that the communication from Wide Open West re: Annual Report, be received, contents noted and filed.

Motion unanimously adopted.

- 10-071** Motion by Councilwoman Horvath, seconded by Councilwoman Agius, that the City Council concurs with and approves the Interagency Agreement with the City of Taylor for the housing of stray and surrendered animals at a yearly fee of \$25,000 for three (3) years with the option to extend at the end of the contract for an additional three (3) years at an increase of 1% per year thereafter, per James E. Boardman, Jr. Executive Director, Department of Public Works, 25605 Northline Road, Taylor, MI 48180, communication dated December 1, 2009. Further, that the Mayor and City Clerk be authorized to sign the Agreement on behalf of the City.

Motion unanimously adopted.

- 10-072** Motion by Councilwoman Agius, seconded by Councilman Berry, that the business license renewals for Randy's Robindale Bar, Traction Bar & Grill and The Hooch, be approved.

Motion unanimously adopted.

- 10-073** Motion by Councilwoman Badalow, seconded by Councilman Pilot, that the City Council concurs with and approves Permanent Traffic Control Device Request P-181, "Stop" sign, to be posted east and westbound Doxtator at Amboy, to make the intersection uniform with the surrounding area, per Police Captain JW LaBenne, communication dated February 11, 2010.

Motion unanimously adopted.

- 10-074** Motion by Councilwoman Horvath, seconded by Councilwoman Agius, that the meeting be adjourned.

Motion unanimously adopted.

The meeting adjourned at 9:08 PM

S. JUDITH DUDZINSKI
CITY CLERK

KENNETH R. BARON
COUNCIL CHAIRMAN

MARIA E. LAWRENCE
COUNCIL SECRETARY