

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

FEBRUARY 22, 1994

94-082 The meeting was called to order at 8:14 p.m., by Council Chairman Daniel S. Paletko.

Roll call showed the following:

Present: Councilman Kenneth R. Baron, Councilman Gary P. Blackburn, Councilman David C. Brunell, Councilwoman Margaret M. Horvath, Councilman Joseph V. Kosinski, Council Chairman Daniel S. Paletko.

Absent: Councilman Robert L. Brown.

Also Present: Mayor Canfield, Administrative Assistant Zadikian, Corporation Counsel Berry-Harris, City Clerk Sheridan, Deputy Clerk Robbins, Treasurer Riley II, Comptroller Barrow, Assessor Welch, Building & Engineering Director Salatka, Personnel Director Sullivan, Police Chief DiPrima, Fire Chief Lewis, Deputy Fire Chief Langlois, Recreation Director Grybel, Public Service Administrator Preston, Community Development Director Oliverio.

The Pledge of Allegiance was led by Boy Scouts of America.

Mayor Canfield, Recreation Director Grybel and Council Chairman Paletko presented certificates to "Scouts in Government", Boy Scout Troops 1151 and 1154, Weeblo Pack 1153 and 1184.

Administrative Assistant Zadikian, Councilwoman Horvath and Exie Markowsky presented the 1993 Goodfellows Award to Deputy Fire Chief James Langlois for his outstanding service to the Goodfellows. Mr. Zadikian also presented a bouquet of flowers to Barbara Langlois for the assistance and support of her husband, Mr. Langlois.

94-083 Motion by Councilwoman Horvath, supported by Councilman Kosinski, that the Agenda for the Regular Meeting of February 22, 1994, be approved as submitted.

Motion adopted.

94-084 Motion by Councilman Blackburn, supported by Councilman Kosinski, that the Minutes from the Regular Meeting of February 8, 1994, be approved as submitted.

Motion adopted.

94-085 Motion by Councilman Kosinski, supported by Councilman Blackburn, that the Minutes from the Special Meeting of February 15, 1994, be approved as submitted.

Motion adopted.

The Public Hearing to hear objections, if any, for the vacation of an alley north of Warren Avenue between Highview and Gulley was called to order at 8:28 p.m. by Council Chairman Paletko.

City Clerk Sheridan read the official Notice.

Please take notice that a Public Hearing will be held on Tuesday, February 22, 1994, by the City Council of the City of Dearborn Heights at the Administration Building, 6045 Fenton Avenue, Dearborn Heights, Michigan at 8:00 P.M. for the purpose of hearing objections, if any, for the vacation of the alley 20" wide east/west, north of Warren particularly described as:

Bounded on the north by Lots 499, a vacated alley, Lot 783, a public alley and Lot 780, bounded on the south by Lots 500 through 512 inclusive, bounded on the west by Gulley, and bounded on the east by Highview. All contained within Dearborn Warren Subdivision T2S R10E, Liber 52, Page 73 Wayne County Records. Retaining however, the full width for the entire length of the alley proposed to be vacated, which shall be reserved for public utilities as and for access for maintenance and/or installation thereof.

This notice is published and posted by direction of the City Council under and by virtue of the City Clerk. All objections in writing shall be presented to the City Clerk on or before 12:00 Noon, E.S.T., Tuesday, February 15, 1994.

Helene S. Sheridan, Clerk, City of Dearborn Heights. Published in the City's official newspaper on February 3, 1994 and February 10, 1994.

I have a communications from:
The Fire Department, no objections
MichCon, no objections
Detroit Water & Sewerage, no objections

No other communications Mr. Chairman.

Council Chairman Paletko stated the reason for this second Public Hearing is that an error was made by the newspaper and did not publish the notice twice as required by City Charter. Comments from the Public Hearing of January 25, 1994 are to be referenced into this hearing. Chairman Paletko then asked if anyone in the audience had any questions and/or comments.

On January 25, 1994 - Speaking in favor of vacating the alley:

Mr. Dave Nelson, representative for Dr. and Mrs. Scarpace, the petitioners, stated that automobiles were using the alley at high speeds and that the alley serves no public purpose.

Sharon O'Neill, 7228 Gulley stated that the alley has never been maintained. Weeds, liquor bottles all over; people urinating in broad daylight. Stated was concerned with what will happen with the alley when it is closed off, saying any maintenance that was done was done by her husband.

Councilman Kosinski questioned Mr. Nelson's statement that the alley serves no public purpose. He noted the dumpster which would require service via the alley. Also, several small businesses utilize parking via the alley and would need that to continue, and was concerned whether occupants of the office strip had been notified.

Mayor Canfield asked what Dr. Scarpace's plans were for the alley if it were vacated.

Mr. Nelson stated that to his knowledge the intent was to seal off the alley behind the doctor's office leaving the easements preserved for utilities.

On February 22, 1994 - Objecting to the vacating of the alley was:

Mike Elias - 25322 W. Warren - Owner of Dearborn Heights Party Store. If alley closed, delivery trucks would create a traffic hazard on Warren Avenue. There are over 20 deliveries made a week to the store. They would have to either park on Warren and block the westbound traffic, or pull into the parking lot and back out onto Warren. There will be no exit if vacated. If they pull into the parking lot, they will block in customers for 45 minutes to 1 1/4 hours or keep customers out for that length of time. There are only 8 or 9 parking places in the lot. Can't afford to lose 3 to 4 hours business a day.

Mr. Elias gave a communication to the City Council from Graphic Connections - 25302 W. Warren - Only 5 parking spots and 1 handicap parking place in front of Graphic Connections, Progressive TV & VCR Repair, Maria's Alterations and Hollywood Pizza. The alley is needed for employee's and/or customers to park.

Speaking in favor of vacating alley:

Mr. Dave Nelson - Attorney for Dr. Scarpace presented Polaroid photos to the City Council of the alley. One showing the dumpster for the party store that appears to be serviced from Warren Ave. and not the alley way. Believes deliveries can be made from parking lot. Stated that the alley is not conducive to good neighborhood living. The alley needs to have something done with it to make it livable.

Lorraine LaBana - Owner of building that houses Graphic Connections, Progressive TV & VCR Repair, Maria's Alterations and Hollywood Pizza. Also owns vacant lot behind the businesses on Highview.

Councilman Kosinski asked Mrs. LaBana if her tenants used the back for parking, and she responded yes. The tenants will have to park in the street or use the few parking spaces in front that customers use.

Dr. Scarpace - Petitioner - Will pave alley and put in a barricade at the west end of his building for staff parking. This would not prevent someone entering off of Highview. Suggested Ms. LaBana could expand parking behind her building. Also, deliveries are made from Warren to businesses on the south side of Warren, and they don't block traffic on Warren.

Julie Delucia - 25332 Elon - View of alley from her home. The alley is used for a bathroom.

Mrs. O'Neill - 7228 Gulley - Spoke at last public hearing. The alley is an eyesore, needs to be cleaned up. A danger to the kids.

Mr. O'Neill - Lot traffic in alley. Paperboy was hit, not injured. Safety concerns.

Alternatives were discussed, such as poles being installed at end of property of party store to stop through traffic, or speed bumps to slow traffic.

Mayor Canfield directed Mr. Elias to inform the truck drivers that the alley is not a bathroom.

Councilman Kosinski asked how the dumpster would be serviced if alley was vacated. Also he questioned if trucks had to load and unload off of Warren Ave. wouldn't that create a hazard to the traffic in the right lane Westbound on Warren. If deliveries are made in the parking lot, not only would there be problem of trucks backing up onto Warren, but they would block in or out customers of the store.

Council Chairman Paletko - If the alley is vacated, it can't be undone or reversed. Suggested trying alternatives and see if a solution can be reached. Until the alley is vacated, whatever alternative is tried, must get with the Building Department.

94-086 Motion by Councilman Blackburn, supported by Councilman Brunell, that the Public Hearing be closed.

Motion adopted.

The Public Hearing for the vacating of an alley north of Warren Avenue between Gulley and Highview, closed at 9:05 p.m.

94-087 Motion by Councilman Blackburn, supported by Councilman Kosinski, that Current Claims 6-1 through 6-23 be approved as submitted.

1. ALLEGAN COUNTY SHERIFF DEPT. - Prisoner food & lodging December 1993. From A/C 101-200-868-000 (Prisoner Food & Lodging) \$5,280.00. Gen. Govt.
2. AL'S ASPHALT PAVING CO. - Eton Center Parking Lot. Cert. #2-Final, 1/28/94. Job #DHT 2364-03T. From A/C 103-960-922-093 (Eton Center Parking Lot) \$8,388.41 (Enc.). Comm. Dev.
3. AREK SARKISSIAN, MD - Surgery for Paul Coleman, Workers Compensation. Ck. req. 1/28/94. From A/C 101-200-724-000 (Workers Comp) \$2,552.00. Gen. Govt.
4. CENTRAL WAYNE COUNTY SANITATION AUTHORITY - Material delivered for January 1994. Inv. 2/4/94. From A/C 101-200-810-000 (Sanitation) \$92,619.53. Gen. Govt.

5. CITY OF DEARBORN - Sewage disposal & water charges for 05-09/93. Inv. 31457, 9/28/93. From A/C 592-537-929-000 (Sewage Disposal) \$4,468.74 & A/C 592-537-928-000 (Water Charges) \$1,405.95. Water.
6. DISTRICT #7 DAD'S CLUB - 1994 Youth Basketball Clinic. Ck. req. 2/15/94. From A/C 101-691-887-000 (Recreation Programs) \$1,600.00. Recreation.
7. GARDEN CITY HOSPITAL - Surgery for Jon Atkinson, Workers Compensation. Ck. req. 2/7/94. From A/C 101-200-724-000 (Workers Comp) \$2,393.23. Gen. Govt.
8. GREAT LAKES ORTHOPEDICS - Surgery for Jon Atkinson & Matt Hubert, Workers Compensation. Ck. req. 2/7/94, 1/24/94. From A/C 101-200-724-000 (Workers Comp) \$8,178.00. Gen. Govt.
9. I.M.S.A. - BIS software maint for 1994. Inv. 501677, 1/31/94. From A/C 101-300-818-000 (Contractual Services) \$9,300.00. Police Dept.
10. JURISICK TRUCK EQUIPMENT - Replace snow plow on truck #106. Inv. 82221, 1/28/94. From A/C 101-265-932-000 (Repair & Maint) \$2,041.00 (Enc.). Bldg. Maint.
11. GARY MIOTKE - Legal services for January 1994. Inv. 1/31/94. From A/C 101-210-826-000 (Counsel Services) \$2,080.00. Corp. Counsel.
12. LAURA BERRY-HARRIS - Labor attorney service for January 1994. Inv. 1/31/94. From A/C 101-200-817-000 (Professional & Consultant) \$284.25. Gen. Govt.
13. LAURA BERRY-HARRIS - Legal services for January 1994. Inv. 1/31/94. From A/C 101-210-826-000 (Counsel Services) \$7,561.25. Corp. Counsel.
14. OAKWOOD HOSPITAL - Surgery for Paul Coleman, Workers Compensation. Ck. req. 2/8/94. From A/C 101-200-724-000 (Workers Comp) \$5,236.46. Gen. Govt.
15. PLANTE & MORAN - Acct. service for Major & Local Streets. Inv. 17784-257361, 1/12/94. From A/C 101-440-818-000 (Contractual Services) \$520.00.00. DPW.
16. QUAD-TRAN OF MICHIGAN - Data processing for February 1994. Inv. 1180, 1/31/94. From A/C 101-130-818-000 (Contractual Services) \$2,569.02. Dist. Court.
17. TECHNOLOGY SERVICES INC. - Additional cost of computer printers. Inv. 11915, 2/11/94. From A/C 101-300-981-000 (Capital Outlay) \$560.00. Police.
18. WADE-TRIM/ASSOCIATES - Eton Center Parking Lot. Inv. 43438, 1/28/94. Job #DHT 2364-02T. From A/C 103-960-922-093 (Eton Center Parking Lot) \$361.82 (Enc.). Comm. Dev.
19. WADE-TRIM/ASSOCIATES - FY 1994-1995 CDBG Program assistance. Inv. 43472, 2/8/94. Job #DHT 6671-01A. From A/C 103-960-918-093 (Administration) \$3,458.50. Comm. Dev.
20. WADE-TRIM/ASSOCIATES - NH/RV Project Segment III Local Improvements. Inv. 43266, 1/12/94. Job #DHT 2214-17/23. From A/C 592-537-973-000 (Sewers Capital Outlay) \$9,224.29. Water.
21. WAYNE COUNTY-DEPT OF PUBLIC WORKS - Excess Flow for 3rd Quarter. Inv. 83263, 1/26/94. From A/C 592-537-929-000 (Sewage Disposal) \$17,347.36. Water.
22. WAYNE COUNTY-GEN. FUND ACCOUNTING - Ecorse Creek O & M of basin. Inv. 36014, 12/20/93. From A/C 592-537-927-000 (Ecorse Creek) \$88,345.46. Water.
23. WESTLAND TREE SERVICE - Tree trimming & removals. Inv. 2/8/94. From A/C 101-440-820-000 (Tree Trimming & Removal) \$3,254.40. DPW.

Motion adopted.

94-088 Motion by Councilman Kosinski, supported by Councilman Blackburn, that the City Comptroller be authorized to advertise for bids, per specifications, for one (1) E-150 Econoline Van (or equal) with trade-in. Monies to come from A/C 592-539-981-000, per the request of Public Service Administrator Preston, communication dated February 11, 1994.

Motion adopted.

94-089 Motion by Councilman Kosinski, supported by Councilwoman Horvath, that the City Comptroller be authorized to advertise for bids, per specifications, for two (2) dump body and hoist replacement for trucks #64 and #65 - 1986 LNT 8000 Ford, monies to come from A/C 592-537-981-000, and one alternate bid for (1) dump body and hoist replacement for truck #23 - 1985 LNT 8000 Ford, monies to come from A/C 101-440-932-000, per the request of Public Service Administrator Preston, communication dated February 11, 1994.

Motion adopted.

94-090 Motion by Councilman Blackburn, supported by Councilman Kosinski, that the City Comptroller be authorized to advertise for bids, per specifications, for one (1) AMIGA 4000 with a 250 mb hard drive & 18mb RAM with monitor and one (1) Toaster 4000/3.1 video software, per the request of Community Development Director Oliverio, communication dated February 10, 1994.

Motion adopted.

94-091 Motion by Councilman Kosinski, supported by Councilman Blackburn, that the low bid from Wm. F. Sell & Son Inc. for one (1) tractor-loader back-hoe in the amount of \$39,116.00 less \$14,083.00 trade-in, delivery cost \$25,033.00, and payment thereof, be approved, Public Service Administrator Preston, communication dated February 3, 1994. Monies to come from A/C 592-537-981-000. Further, that the Treasurer be authorized to return bid deposits to the unsuccessful bidders.

Motion adopted.

94-092 Motion by Councilman Kosinski, supported by Councilwoman Horvath, that the City Council concurs with and approves the appointment of Gloria Lawson to the Residential and Rehab Loan Review Board, per Mayor Canfield, communication dated February 4, 1994.

Motion adopted.

94-093 Motion by Councilman Brunell, supported by Councilwoman Horvath, that the City Council concurs with and approves the Moslem Shrine Temple Hospital Fund Drive June 10 and June 11, 1994, Mayor Canfield, communication dated February 15, 1994.

Motion adopted:

94-094 Motion by Councilwoman Horvath, supported by Councilman Blackburn, that the City Council concurs with and approves the Muscular Dystrophy Association's 1994 Door-to-Door Campaign April 16 through April 26, 1994, and Mayor Canfield executing said permit, per Mayor Canfield, communication dated February 15, 1994.

AYES: Councilman Baron, Councilman Blackburn,
Councilwoman Horvath, Councilman Kosinski, Council
Chairman Paletko.

NAYS: Councilman Brunell.

ABSENT: Councilman Brown.

Motion adopted.

94-095 Motion by Councilman Kosinski, supported by Councilman Blackburn, that the City Council concurs with and approves a wage increase for Court Reporter/Executive Secretary as follows: 7/1/93, 3.5% increase; 7/1/94, 3.0% increase; 7/1/95, 3.0% increase, per Chief Judge Foran, communication dated February 16, 1994.

Motion adopted.

94-096 Motion by Councilman Kosinski, supported by Councilman Blackburn, that the City Council concurs with and approves the sale of City owned property, Lots 114 through 119, inclusive, also the northerly 1/2 adjacent vacated alley, Greater Detroit New City Park Subdivision to David Sacco in the amount of \$23,000.00. Sale to be consummated prior to June 1, 1994, with no extensions and all costs of sale to be paid by the purchaser, per Assessor Welch, communication dated February 11, 1994.

Motion adopted.

94-097 Motion by Councilman Kosinski, supported by Councilman Brunell, that the City Council concurs with and approves a budget amendment in the General Fund to cover invoices for Workers Compensation as follows:

Decrease Expenses:

A/C 101-200-998-000 - Contra Fringe Benefits - \$40,000.00

Increase Expenses:

A/C 101-200-724-000 - Workers Compensation - \$40,000.00

Per Comptroller Barrow, communication dated February 15, 1994.

Motion adopted.

94-098 Motion by Councilman Kosinski, supported by Councilman Blackburn, that the Fire Department 1993 Annual Report, be received, contents noted and filed.

Motion adopted.

94-099 Motion by Councilman Kosinski, supported by Councilman Blackburn, that the proposed amendment to the City Code of Ordinances, Section 28.28 re: Snow and Ice Removal, be referred to Corporation Counsel to draft the proper ordinance.

Motion adopted.

94-100 Motion by Councilman Kosinski, supported by Councilman Blackburn, that the City Council concurs with and approves Wade-Trim Associates, Inc. preparing plan specifications and bid documents for the 1994 Water Distribution System Improvements. Further, authorizes Comptroller Barrow advertising for bids after the preliminary work is completed, per Public Service Administrator Preston, communication dated February 15, 1994.

Motion adopted.

94-101 Motion by Councilman Brunell, supported by Councilwoman Horvath, that the City Council concurs with and approves Change Order No. 1 for the Community Development Bridge Removals and Bank Stabilization Project for a decrease of \$3,940.85, per Community Development Director Oliverio, communication dated February 15, 1994.

Motion adopted.

94-102 Motion by Councilman Baron, supported by Councilman Brunell, that the Dearborn Heights City Council adopts the amended Beech Daly "Interlocal Agreement" between the Cities of Dearborn Heights and Inkster, as dated January 14, 1994 (with amended section 3.01), and to authorize Mayor Canfield and City Clerk Sheridan to sign the Agreement, and, that the executed Agreement be forwarded to Governor Engler for appropriate signature, per TIFA Administrator Oliverio, communication dated February 8, 1994.

Motion adopted.

RESCUED
3/1/94 C.M.
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94-103 Motion by Councilman Kosinski, supported by Councilman Blackburn, that the City Council concurs with and approves City Comptroller Barrow advertising for sealed bids for the sale of cable equipment no longer used by City 8 and/or Education Access as outlined in Executive Producer of W.D.H.T. - City 8 Oliverio's, communication dated February 14, 1994. Minimum bid \$3,000.00.

Motion adopted.

94-104 Motion by Councilman Kosinski, supported by Councilman Blackburn, that the City Council concurs with and approves Traffic Control Device No. T-15, "No Parking Here to Corner" signs on the north and south sides of Eton and McDonald west of Gulley, east side of Gulley north of Annapolis, be made permanent, per Administrative Services Officer Captain Seipenko, February 15, 1994.

Motion adopted.

94-105 Motion by Councilman Kosinski, supported by Councilman Blackburn, that the request from Marilyn Lacca and Mark R. Voight, stockholders in Satellite Lounge Inc. to transfer ownership of 1993 Class C licensed business with Dance Permit, A-Concourse Permit, Official Permit (Bowling), and 4 bars, from Voight Enterprises, Inc. (Step II), be approved and the Liquor Control Commission be so notified.

Motion adopted.

94-106 Motion by Councilman Brunell, supported by Councilwoman Horvath, that the request from the Crestwood Little Baseball League to hold a Parade, Saturday May 7, 1994, with police escort, be approved.

Motion adopted.

94-107 Motion by Councilman Kosinski, supported by Councilman Brunell, that the recommendation from Plante & Moran for and increase in water and sewer rates for bills mailed after February 28, 1994, be approved, as follows:

	<u>CURRENT RATE</u>	<u>PROPOSED RATE</u>
<u>Residential/Bi-Monthly Billing</u>		
Water rate per 1,000 cubic feet	\$ 6.50	\$ 7.10
Sewer rate per 1,000 cubic feet	14.25	15.60
Meter maintenance & billing chg.	4.50	4.50
Minimum bill	16.95	18.12
<u>Commercial-Monthly Billing</u>		
Water rate per 1,000 cubic feet	\$ 6.50	\$ 7.10
Sewer rate per 1,000 cubic feet	14.25	15.60
Meter Maintenance & billing charge		
3/4" & 5/8" meter	2.25	2.25
1" meter	3.00	3.00
1 1/2" meter	4.05	4.05
2" meter	5.45	5.45

Communication dated February 15, 1994.

Motion adopted.

94-108 Motion by Councilman Blackburn, supported by Councilman Kosinski that the meeting be adjourned.

Motion adopted.

The meeting adjourned at 9:45 p.m.

HELENE S. SHERIDAN
CITY CLERK

DANIEL S. PALETKO, CHAIRMAN
CITY COUNCIL