

MINUTES FEBRUARY 14, 2023
REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

23-056 The meeting was called to order at 6:05 p.m. by Council Chairman Dave Wassim Abdallah.

Roll Call showed the following:

Present: Council Chairman Dave Wassim Abdallah, Council Chair Pro Tem Ray Muscat, Councilman Hassan M. Ahmad, Councilman Mo Baydoun, Councilwoman Nancy Bryer, Councilman Robert Constan, Councilman Tom Wencel.

Absent: None.

Also Present: City Clerk Senia, Mayor Bazzi, Treasurer Hicks-Clayton, Assessor Comer, Building & Engineering Director Watland, Chief of Staff Hernandez, City Engineer Dib, Community & Economic Director Jamal, Comptroller King, Corporation Counsel Farinha, DPW Director Conrad, Emergency Management Coordinator Ankrapp, Fire Chief Brogan, Human Resource Director Hazlett, IT Director Cooper, Library Director McCaffery, Ordinance Enforcement & Animal Control Director Dishroon, Parks and Recreation Director Laurencelle, Police Chief Hart.

The Pledge of Allegiance was led by Yusuf Mroueh.

A moment of silence was observed for the victims of the shooting at Michigan State University.

A Model United Nations (MUN) announcement was given by Bilal Hammoud, MUN Advisor.

Police Chief Hart gave a presentation for the Police Department, including the swearing-in of a new police officer, Hussein Mourad, by Clerk Senia, and a Chief's Unit Award recognizing several officers' successful efforts in apprehending catalytic converter thieves.

Wayne County Commissioner David Knezek gave an announcement that Wayne County is preparing to advance a \$10,000,000.00 appropriation of American Rescue Plan Act (ARPA) Funds to support the remediation of the Ecorse Creek.

Congresswoman Rashida Tlaib announced that \$206,000.00 has been approved for a "library on wheels" for the City and for technology upgrades at the libraries. Also, the county has approved funds to upgrade and rehab Storm Water Pumping Station 182.

23-057 Motion by Councilman Baydoun, seconded by Councilman Muscat to approve the Agenda for the Regular Meeting of February 14, 2023 as submitted.

Motion unanimously adopted

23-058 Motion by Councilman Ahmad, seconded by Councilwoman Bryer to approve the Minutes for the Special Meeting of January 10, 2023, as outlined in 4-A.

Motion unanimously adopted

23-059 Motion by Councilman Baydoun, seconded by Councilman Muscat to approve the Minutes for the Regular Meeting of January 24, 2023, as outlined in 4-B.

Motion unanimously adopted

23-060 Motion by Councilman Muscat, seconded by Councilman Constan to approve Current Claims 6-1 through 6-13 and 6-15 through 6-27 as submitted.

1	ALAN C. YOUNG & ASSOC. PC	\$	39,725.00
2	ALLIE BROTHERS	\$	2,995.58
3	ALURE INTERANATIONAL LLC	\$	2,600.00
4	AMAZON.COM	\$	2,607.96
5	ARTISTIC LANDSCAPING & LAWN SERVICE	\$	40,000.00
6	BAE NETWORKS	\$	12,417.65

7	BOUND TREE MEDICAL, LLC	\$ 2,803.95
8	COUNTY OF WAYNE	\$ 480,694.79
9	DOWNRIVER UTILITY WASTEWATER AUTH	\$ 42,320.00
10	GRAND BLANC PRINTING	\$ 10,896.95
11	GREAT LAKES WATER AUTHORITY	\$ 327,116.95
12	JOHNSON CONTROLS, INC.	\$ 9,784.50
13	MANGO LANGUAGES	\$ 8,870.13
15	MOTKE, GARY	\$ 15,262.00
16	MISS DIG 811	\$ 5,910.40
17	MT. HOLLY SKI & SNOWBOARD RESORT	\$ 1,735.00
18	NEW IMAGE BUILDING SERVICES, LLC	\$ 2,716.20
19	OAKLAND COUNTY TREASURERS	\$ 19,754.50
20	PIPETEK INFRASTRUCTURE SERVICES LLC	\$ 48,914.58
21	PLANTE & MORAN PLLC	\$ 115,959.75
22	QUAD-TRAN OF MICHIGAN, INC.	\$ 11,410.00
23	R & R FIRE TRUCK REPAIR, INC.	\$ 11,494.97
24	TELEFLEX LLC	\$ 1,665.50
25	THE LED LION, INC	\$ 19,850.00
26	THE LIBRARY NETWORK	\$ 57,991.87
27	WOLVERINE FREIGHTLINER EASTSIDE	\$ 108,421.00
TOTAL		\$ 1,403,919.23

Motion unanimously adopted

23-061 Motion by Councilman Muscat, seconded by Councilman Ahmad to award the bid for the Dearborn Heights Sidewalk Replacement Program 2023 to Villanova Construction Co. Inc. as the lowest responsive bidder, and authorize the Comptroller's Office to return all bid bonds to the unsuccessful bidders. In addition, authorize Corporation Counsel to prepare a contract, and authorize the Mayor and Clerk to sign the contract on behalf of the City, as outlined in 7-A. Per Mayor Bazzi communication dated February 6, 2023.

Motion unanimously adopted

23-062 Motion by Councilman Muscat, seconded by Councilman Constan to approve payment to Spaulding Decon in the amount of \$4,356.00 for jail cell cleaning and decontamination services. In addition, authorize the Mayor and Comptroller or Clerk to sign the necessary warrants, and the Treasurer to issue payment from the Police Contractual Services Account #101-300-818-000, as outlined in 7-B. Per Police Chief Hart communication dated February 2, 2023.

Motion unanimously adopted

23-063 Motion by Councilman Constan, seconded by Councilman Ahmad to receive, note and file the Mayoral Appointments of Department Heads, in accordance with Section 5.15 of the City Charter, as outlined in 8-A. Per Mayor Bazzi communication dated February 2, 2023.

Motion unanimously adopted

23-064 Motion by Councilwoman Bryer, seconded by Councilman Ahmad to concur with the Mayoral appointment of Chief of Staff Mariana Hernandez as the Ex-Officio member of the Community and Cultural Relations Commission, term to expire January ~~2025~~ 2024. This appointment is to replace Councilman Mo Baydoun, as outlined in 8-B. Per Mayor Bazzi communication dated February 2, 2023.

Amended,
Per Motion
#23-091

Ayes: Council Chair Pro Tem Muscat, Councilman Ahmad, Councilman Baydoun, Councilwoman Bryer, Councilman Constan, Councilman Wencel.

Nays: Council Chairman Abdallah.

Abstain: Councilman Baydoun.

Absent: None.

Motion adopted

23-065 Motion by Councilman Muscat, seconded by Councilman Baydoun to approve the lease of a City car for Building & Engineering Department Director Watland for a 3-year lease term through Mission Ford of Dearborn, Inc. in an amount not to exceed \$730.00/month. In addition, authorize the Mayor to sign the lease agreement on behalf of the City. Furthermore, authorize the Mayor and Comptroller or Clerk to sign the necessary warrants, and the Treasurer to issue payment from GL Account #101-371-818.000, as outlined in 8-C. Per Mayor Bazzi communication dated February 7, 2023.

Motion unanimously adopted

23-066 Motion by Councilman Constan, seconded by Councilman Muscat to approve the Memorandum of Understanding (MOU) between the City of Dearborn Heights and the TPOAM Union to include overtime hours in the final average compensation for purposes of determining pension, and further, to authorize the Mayor and Clerk to execute the MOU on behalf of the City, as outlined in 8-D. Per Mayor Bazzi communication dated February 7, 2023.

Motion unanimously adopted

23-067 Motion by Councilman Constan, seconded by Councilwoman Bryer to authorize the Clerk to sign the agreement between the City and Secrest Wardle for Special Outside Legal Counsel for a one-time consultation regarding the subpoena served upon the Clerk in Wayne County Circuit Court Case No. 22-007487-CZ. In addition, authorize the Mayor and Comptroller or Clerk to sign the necessary warrants and the Treasurer to issue payment in the amount of \$5,000.00, from Corporation Counsel – Contractual Services Account #101-210-826-000, for a retainer fee which will be placed in Secrest Wardle's client trust account and that amount will be applied against monthly billings during the progress of this case, as outlined in 9-A. Per Clerk Senia communication dated February 6, 2023.

Ayes: Council Chair Pro Tem Muscat, Councilman Ahmad, Councilman Baydoun, Councilwoman Bryer, Councilman Constan, Councilman Wencel.

Nays: Council Chairman Abdallah.

Absent: None.

Motion adopted

23-068 Motion by Councilman Ahmad, seconded by Councilman Constan to approve the City's participation in the Michigan Homeowner Assistance Fund, and authorize the Mayor and City Clerk to sign the Michigan Homeowner Assistance Fund Michigan State Housing Development Authority Provider Participation Agreement on behalf of the City, as outlined in 9-B. Per Treasurer Hicks-Clayton communication dated February 7, 2023.

Motion unanimously adopted

23-069 Motion by Councilman Muscat, seconded by Councilman Baydoun to approve the disposal of the following property from the Police Department:

- (40) MCDs (car computers and accessories)
- (3) Computer Terminals
- (2) Computer Towers
- (35) Back seats of patrol cars that were replaced when outfitting the cars for patrol
- (4) Electric Typewriters
- (1) NEC Fingerprint Machine
- (8) 4-drawer filing cabinets

as outlined in 9-C. Per Police Chief Hart communication dated January 18, 2023.

Motion unanimously adopted

23-070 Motion by Councilman Muscat, seconded by Councilman Constan to approve the updated City of Dearborn Heights 2023 Poverty Exemption Application and requirements, as outlined in 9-D. Per Assessor Comer communication dated January 31, 2023.

Motion unanimously adopted

23-071 Motion by Councilman Constan, seconded by Councilman Baydoun to approve the closure of the following Bank Accounts. Further, authorize the Treasurer to move the funds to the General Ledger and Bank Accounts listed for each item.

1%Admin Fee Recommendation:

Close Tax Administration bank account XXXXXX7468
Move funds to the Comerica Tax Fund XXXXXX7452
Track the 1% on General Ledger - 101-000-001.020

Traffic Immobilization:

Close Traffic Immobilization bank account XXXXXX1632
Move funds to the General Fund XXXXXX 7191
Track on GL 266-000-001.000

Misc. Grants

Close Miscellaneous Grants bank account XXXXXX 5770
Move funds to the General Fund XXXXXX 7191
Track on GL Revenue and Expense Accounts

Building Authority

Close Building Authority bank account XXXXXX 7486.
Move funds to the General Fund XXXXXX 7191

Sanitation

Close Sanitation account XXXXXX 7351
Move funds to the General Fund XXXXXX 7191
Track on General Ledger 101.000.001.021

as outlined in 9-E. Per Chief of Staff Hernandez communication dated January 3, 2023.

Ayes: Council Chairman Abdallah, Councilman Ahmad, Councilman Constan.

Nays: Council Chair Pro Tem Muscat, Councilman Baydoun Councilwoman Bryer, Councilman Wencel.

Absent: None.

Motion failed

23-072 Motion by Councilman Muscat, seconded by Councilman Ahmad to approve the Lower Rouge CSO L-42 Sewer Separation Project Change Order #1 in the amount of \$152,807.01 which represents a 1.38% increase. In addition, authorize the Mayor and Comptroller or Clerk to sign the necessary warrants and the Treasurer to issue payment from Account #592-537-981.005 and P.O. #22-535 as outlined in 9-F. Per City Engineer Dib communication dated January 20, 2023.

Ayes: Council Chairman Abdallah, Councilman Ahmad, Councilman Baydoun, Councilwoman Bryer, Councilman Constan, Councilman Wencel.

Nays: Council Chair Pro Tem Muscat.

Absent: None.

Motion adopted

23-073 Motion by Councilwoman Bryer, seconded by Councilman Constan to approve Wade Trim to complete the Drinking Water and Clean Water State Revolving Funds Project Plan and submit it to Michigan Department of Environment, Great Lakes and Energy (EGLE) by June 1, 2023 in an amount not to exceed \$55,000.00, as well as to complete the Clean Water State Revolving Funds Project Plan and to submit to EGLE by May 1, 2023 in an amount not to exceed \$50,000.00. In addition, authorize the Mayor and Comptroller or Clerk to sign the necessary warrants and the Treasurer to issue payment, as outlined in 9-G. Per City Engineer Dib communication dated January 30, 2023.

Ayes: Council Chairman Abdallah, Council Chair Pro Tem Muscat, Councilman Ahmad, Councilman Baydoun, Councilwoman Bryer, Councilman Constan.

Nays: Councilman Wencel.

Absent: None.

Motion adopted

23-074 Motion by Councilman Muscat, seconded by Councilman Baydoun to approve the renewal of the Joint Funding Agreement between the U.S. Geological Survey (U.S.G.S.) and the City for the operation of a stream gaging station on the Ecorse Creek for a cost of \$16,000.00, and authorize the Mayor and Clerk to sign the contract on behalf of the City. In addition, authorize the Mayor and Comptroller or Clerk to sign the necessary warrants, and the Treasurer to issue payment from GL Account #592-536-817.000, as outlined in 9-H. Per City Engineer Dib communication dated February 1, 2023.

Motion unanimously adopted

23-075 Motion by Councilman Muscat, seconded by Councilman Constan to amend the Fiscal Year 2022/2023 Budget in the following amounts:

Increase Overtime Account #101-371-709.000 by \$10,000.00

Decrease Salaries Account #101-371-706.000 by \$10,000.00

Increase Ret Pr Years Account #101-426-706-030 by \$4,394.93

Increase Pub/Not/Newspaper Account #101-801-905-000 by \$500.00

Decrease Prof/Con Account #101-801-817.000 by \$500.00

Increase Mileage Elections Account #101-190-861.000 by \$19.01

Decrease Clerk Milage Account #101-215-861.000 by \$19.01

Increase Training Account #101-253-962-000 by \$207.00

Decrease Travel/Education Account #101-253-960-000 by \$207.00

as outlined in 9-I. Per Comptroller King communication dated February 6, 2023.

After further discussion, the motion was amended to reflect the following:

Motion by Councilman Muscat, seconded by Councilman Constan to amend the Fiscal Year 2022/2023 Budget in the following amounts:

Increase Overtime Account #101-371-709.000 by \$10,000.00

Decrease Salaries Account #101-371-706.000 by \$10,000.00

Increase Ret Pr Years Account #101-426-706-030 by \$4,394.93

Increase Pub/Not/Newspaper Account #101-801-905-000 by \$500.00

Decrease Prof/Con Account #101-801-817.000 by \$500.00

Increase Mileage Elections Account #101-190-861.000 by \$19.01

Decrease Mileage Clerk Account #101-215-861.000 by \$19.01

Also to refer the following amendment back to Administration:

Increase Training Account #101-253-962-000 by \$207.00

Decrease Travel/Education Account #101-253-960-000 by \$207.00

as outlined in 9-I. Per Comptroller King communication dated February 6, 2023.

Motion unanimously adopted

23-076 Motion by Councilman Muscat, seconded by Councilman Ahmad to approve the purchase and payment of (15) technical rescue helmets from Choctaw-Kau in the amount of \$2,709.00 upon receipt. In addition, authorize the Mayor and Comptroller or Clerk to sign the necessary warrants, and the Treasurer to issue payment from Capital Outlay Account #101-335-981.000, as outlined in 9-J. Per Fire Chief Brogan communication dated February 2, 2023.

Motion unanimously adopted

23-077 Motion by Councilman Constan, seconded by Councilman Muscat to approve the proposed lease renewal from Enterprise Fleet Management for (2) Ford Edges for a monthly cost of \$778.00 each, and (2) Ford F-250s at a monthly cost of \$776.00 each for the Fire Department. In addition, authorize the Mayor to sign the lease agreement on behalf of the City. Furthermore, authorize the Mayor and Comptroller or Clerk to sign the necessary warrants, and the Treasurer to issue payment from Capital Outlay Account #101-335-981.000, as outlined in 9-K. Per Fire Chief Brogan communication dated January 31, 2023.

Ayes: Council Chair Pro Tem Muscat, Councilman Baydoun, Councilwoman Bryer, Councilman Constan.

Nays: Council Chairman Abdallah, Councilman Ahmad, Councilman Wencel.

Absent: None.

Motion adopted

23-078 Motion by Councilman Constan, seconded by Councilwoman Bryer to enter into an agreement with AT&T to provide MobileIron Blue, mobile security device management, for city-issued cell phones for a total monthly cost of \$464.10 and authorize the Mayor and Clerk to sign the agreement on half of the City. In addition, authorize the Mayor and Comptroller or Clerk to sign any necessary warrants, and the Treasurer to issue payment from Account #101-258-728.001. Furthermore, provided the Mayor also authorizes any such payment as necessary expense, the City Council authorizes warrants to be issued for the payment of these services. By doing so, the City Council is authorizing any such warrants and payments without prior authorization by the City Council of the specific warrant and payment as permitted by and consistent with City Charter Section 8.9 as outlined in 9-L. Per IT Director Cooper communication dated February 14, 2023.

Motion unanimously adopted

23-079 Motion by Councilman Constan, seconded by Councilwoman Bryer to adopt the Resolution to Address the Collection of Payments or Refunds on Taxes Under/Over \$10.00, as outlined in 11-A. Per Treasurer Hicks-Clayton communication dated February 7, 2023.

WHEREAS, The general Property Tax Act of P.A. 206 of 1893 (as amended) requires the Treasurer for the City of Dearborn Heights to collect Real and Personal Property Taxes. The Treasurer is responsible for collecting all revenue for the city.

WHEREAS, taxpayers and mortgage companies, etc. pay their taxes by personal or bank checks via U.S. Postal Service, electronic or credit card as well as cash. Other payments are made to the city such as utility billing and other invoices.

WHEREAS, on several occasions, the Treasurer has received payment for an incorrect amount, both deficient and excess of the amount due.

WHEREAS, this has resulted in refund checks totaling less than \$10.00 and/or a request to the taxpayer to submit the balance due, often amounting to less than \$10.00.

THEREFORE, BE IT RESOLVE, that the City of Dearborn Heights Treasurer will not request a secondary payment due of any payment amounts totaling \$10.00 or less, once the primary payment has been received.

BE IT ALSO RESOLVED, that the City Council approves underpayment to be taken from the interest earned.

BE IT FURTHER RESOLVED, that overpayments of taxes totaling \$10.00 or less shall be handled by the Treasurer in accordance with the generally accepted local, regional and state tax, utility, invoiced, and other revenues collection practices.

Motion unanimously adopted

23-080 Motion by Councilman Baydoun, seconded by Councilman Ahmad to move that Ordinance No. H-02-25, be amended by rescinding section 20-38 concerning False Alarms and adding Section 20-310, and that the attached schedule of fees be considered read for the first and second time and become effective upon publication as provided by law, as outlined in 11-B. Per Police Chief Hart communication dated February 3, 2023.

Ayes: Council Chair Pro Tem Muscat, Councilman Ahmad, Councilman Baydoun, Councilwoman Bryer, Councilman Constan.

Nays: Council Chairman Abdallah, Councilman Wencel.

Absent: None.

Motion adopted

23-081 Motion by Councilman Muscat, seconded by Councilman Baydoun to renew the business license for Famous Auto Center at 25996 Van Born, as outline in 13-A.

Motion unanimously adopted

23-082 Motion by Councilwoman Baydoun, seconded by Councilman Ahmad to approve the Temporary Food Truck/ Tent/Cart Business License Applications for The Burger Co. and A1 Dogs & Burgers, as outlined in 13-B.

Motion unanimously adopted

23-083 Motion by Councilman Baydoun, seconded by Councilwoman Bryer to adjourn the Dearborn Heights City Council Regular Meeting.

Motion unanimously adopted

The meeting adjourned at 10:13 p.m.

LYNNE M. SENIA
CITY CLERK

DAVE WASSIM ABDALLAH
COUNCIL CHAIRMAN

GEORGANNE SEMENIUK
COUNCIL SECRETARY