

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

FEBRUARY 14, 2012

12-038 The meeting was called to order at 8:21 p.m. by Council Chairman Kenneth R. Baron.

Roll Call showed the following:

Present: Councilman Ned Apigian, Councilwoman Janet S. Badalow, Council Chairman Kenneth R. Baron, Councilman Tom Berry, Councilwoman Lisa Hicks-Clayton, Councilwoman Margaret M. Horvath, Councilwoman Margaret M. Van Houten.

Absent: None.

Also Present: City Clerk Prusiewicz, Mayor Paletko, Treasurer Riley, Assessor McDermott, Building & Engineering Director Sobh, Comptroller Macari, Corporation Counsel Miotke, Emergency Management Director Ankrapp, Fire Chief Gurka, Human Resource Director Sobota-Perry, Library Director McCaffery, Public Service Administrator Zimmer, Recreation Director Grybel.

The Pledge of Allegiance was led by State Representative Bob Constan.

12-039 Motion by Councilwoman Horvath, seconded by Councilwoman Badalow, that the Agenda for the Regular Meeting of February 14, 2012, with the deletion of Item 8-D - EVIP Grant, be approved.

Motion unanimously adopted.

12-040 Motion by Councilman Berry, seconded by Councilwoman Van Houten, that the Minutes from the Regular Meeting of January 24, 2012, and the Minutes from the Special Meeting of January 31, 2012, with two corrections noted, be approved.

Motion unanimously adopted.

12-041 Motion by Councilman Berry, seconded by Councilwoman Horvath, that Fund Transfer 6-A and Current Claims 6-1 through 6-26, be approved as submitted.

A	Account Transferred From	State Shared Rev.	\$100,000.00	101-000-575-000
	Account Transferred To	Prof /Consult	\$100,000.00	101-200-817-000
	PAYEE	ACCT TITLE	AMOUNT	DEPT
1	BS & A Software Service & Support	Contr. Service	\$1,900.00	B & E/Assess
	BS & A Software Service & Support	Contr. Service	\$3,550.00	B & E/Assess
2	Central Wayne County Sanitation	Sanitation	\$38,151.13	Gen Govt.
3	Cummings, McClorey, Davis & Acho	Prof/Consult	\$4,833.50	Gen. Govt.
4	Cummings, McClorey, Davis & Acho	Prof/Consult	\$5,088.50	Water
5	Detroit Salt Company	Road Maint Suplys	\$23,033.95	Highway
6	E.R.C. Inc	Supplies	\$1,550.00	Police
7	Garden City Osteopathic Hosp	Workers Comp	\$4,355.45	Gen Govt.
8	Gasiorek, Morgan, Greco & McCauley	Prof/Consult	\$2,580.00	Water
9	McKenna Associates Inc.	Prof /Consult	\$7,903.02	Planning
10	Michigan Meter Technology	Inv/Parts	\$5,270.44	Water
11	Miotke, Gary	Legal Serv.	\$11,232.00	Corp. Counsel
12	Monaghan P.C.	Prof /Consult	\$9,817.20	Gen Govt.
13	Nagel Construction	Contr. Service	\$13,372.96	Water
14	Oakland County	Contr. Service	\$17,156.00	Police
15	Plante & Moran	Prof /Consult	\$22,500.00	Gen Govt.
16	Quad-Tran of Michigan	Contr. Service	\$4,500.00	Dist Court
	Quad-Tran of Michigan	Supplies	\$1,262.55	Dist Court
	Quad-Tran of Michigan	Supplies	\$1,875.60	Dist Court
17	Rowleys Wholesale	Inv/Auto Parts	\$2,156.17	Water
18	Secrest, Wardle	Legal Serv.	\$7,573.00	Corp. Counsel
19	Southeastern Equipment Co	Inv/Auto Parts	\$2,804.49	Water
20	State of Michigan	Contr. Service	\$5,000.00	Water
21	The Library Network	Supplies	\$690.01	Library
	The Library Network	Libnetwork	\$16,125.94	Library
	The Library Network	Dues Membership	\$12,921.71	Library
	The Library Network	Capital Outlay	\$7,973.05	Library
22	W. L. Bowles Trucking Inc	Contr. Service	\$5,422.50	Water
23	Wade Trim & Assoc.	Admin	\$2,100.00	CDGB

24	Wade Trim & Assoc.	Escrow	\$1,592.50	Water
25	Wade Trim & Assoc.	Bridge Rpr/Mnt	\$5,615.00	DPW/Hwy
26	Wade Trim & Assoc.	Sewer	\$42,205.00	Water

Motion unanimously adopted.

- 12-042** Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that the City Comptroller be authorized to advertise for bids, per specifications, for Grass, Weed Cutting & Debris removal, per the request of Building Director Sobh, communication dated February 7, 2012.

Motion unanimously adopted.

- 12-043** Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that the 2nd lowest bid meeting all specifications from Berkshire Developments, for Demolition of 21913 Powers, in the amount of \$6,480.00, with an alternate of Vanassche Construction, Inc., be approved, per Building Director Sobh. Demolition should start no later than March 15, 2012 and be completed within 30 days. Further, that the Treasurer be authorized to return bid deposits to the unsuccessful bidders.

Motion unanimously adopted.

- 12-044** Motion by Councilman Berry, seconded by Councilman Apigian, that the City Council concurs with and approves the adoption of the 2012-2013 Water Department Budget in the amount of \$19,913,944.00 as it was submitted. Per Mayor Paletko's communication dated February 1, 2012.

Ayes: Councilman Apigian, Councilwoman Badalow, Council Chairman Baron, Councilman Berry, Councilwoman Hicks-Clayton, Councilwoman Van Houten.

Nays: Councilwoman Horvath.

Absent: None.

Motion adopted.

- 12-045** Motion by Councilwoman Van Houten, seconded by Councilwoman Hicks-Clayton, that the City Council concurs with and approves the recommendation of Plante & Moran, PLLC, City Auditors, to adjust the water and sewer user rates billed after December 1, 2011 as follows:

	<u>Current Rate</u>	<u>Proposed Rate</u>	<u>Percent Change</u>
Residential/Bimonthly Billing			
Water rate per 1,000 cubic feet	\$ 26.90	\$ 29.15	8.36%
Sewer rate per 1,000 cubic feet	38.95	41.95	7.70%
Meter maintenance/billing charge	4.50	4.50	
Minimum bill (based on 400 cubic feet)	30.84	32.94	
Average bill (based on 2,700 cubic feet)	182.30	196.47	
Commercial – Monthly Billing			
Water rate per 1,000 cubic feet	\$ 26.90	\$ 29.15	8.36%
Sewer rate per 1,000 cubic feet	38.95	41.95	7.70%
Meter maintenance and billing charge:			
¾" and 5/8" meter	2.25	2.25	
1" meter	3.00	3.00	
1 ½" meter	4.05	4.05	
2" meter	5.45	5.45	

The minimum commercial monthly billings will be based on 800 cubic feet.

Ayes: Councilman Apigian, Councilwoman Badalow, Council Chairman Baron, Councilman Berry, Councilwoman Hicks-Clayton, Councilwoman Van Houten.

Nays: Councilwoman Horvath.

Absent: None.

Motion adopted.

- 12-046** Motion by Councilwoman Horvath, seconded by Councilwoman Badalow, that the City Council concurs with and approves the reappointment of Mr. Tom Wencel to the Watershed Stewards Commission. Also to reappoint Ms. Emily Kleszcz as an alternate on the commission. Further, to appoint Mr. Curtis Whitmore as an alternate commissioner, as he has stepped down from a fulltime position. All three terms expire September 2014. Per Mayor Paletko, communication dated February 2, 2012.

Motion unanimously adopted.

- 12-047** Motion by Councilwoman Horvath, seconded by Councilman Berry, that the City Council concurs with and approves the following fund transfer to cover the cost of overtime in the City Clerk's Office:

\$2,400.00 from Account 101-190-932.000 Rep.& Maint. Equip.
to Account 101-215-709.000 Overtime.

Per City Clerk Prusiewicz, communication dated February 7, 2012.

Ayes: Councilman Apigian, Council Chairman Baron, Councilman Berry,
Councilwoman Hicks-Clayton, Councilwoman Horvath, Councilwoman Van
Houten.

Nays: Councilwoman Badalow.

Absent: None.

Motion adopted.

- 12-048** Motion by Councilman Apigian, seconded by Councilwoman Horvath, that the City Council approves payment to the Wayne County Clerk for the recount of the office of City Clerk for the August 2, 2011 Primary Election, requested by Robert Constan. Invoice amount is \$4,388.79 to come out of account # 101-190-818.000. Per City Clerk Prusiewicz, communication dated February 7, 2012.

Motion unanimously adopted.

- 12-049** Motion by Councilwoman Horvath, seconded by Councilman Apigian, that the City Council accepts the TIFA Audit Report for year ending June 30, 2011. Per Chairperson Markowsky, communication dated January 17, 2012.

Motion unanimously adopted.

- 12-050** Motion by Councilwoman Horvath, seconded by Councilwoman Hicks-Clayton, that the City Council accepts the Assistance to Firefighters Grant (A.F.G.) in the amount of \$280,000.00 and to go out for bids for a new fire truck. TIFA is providing \$246,000.00 in matching funds, to fulfill the Government requirement of at least 20% cost sharing. The new fire truck will be provided to the City at zero cost. Per Fire Chief Gurka, communication dated January 24, 2012.

Motion unanimously adopted.

- 12-051** Motion by Councilwoman Badalow, seconded by Councilman Apigian, that the City Council approves the following fund transfer to cover the cost of part-time employees added to the Court's staff:

\$37,500.00 from Account 101-130-706.000 Salaries
to Account 101-130-707.000 Part-time.

Per Court Administrator Adkins, communication dated January 23, 2012.

Motion unanimously adopted.

- 12-052** Motion by Councilwoman Badalow, seconded by Councilwoman Hicks-Clayton, that the City Council approves the renewal of the Dearborn/Dearborn Heights Reciprocal Library Borrowing Proposal as of March 1, 2012 and to extend until March 1, 2014. Further, authorize the Mayor and City Clerk to sign the agreement. Per Library Director Mccaffery, communication dated January 12, 2012.

Motion unanimously adopted.

- 12-053** Motion by Councilman Apigian, seconded by Councilwoman Van Houten, that the City Council adopts the Resolution to establish dates and times for the 2012 March Board of Review, as follows:

WHEREAS, the laws of the State of Michigan regulate the meeting schedule for the March Boards of Review for general law townships throughout the State; and

WHEREAS, the City of Dearborn Heights wishes to establish a schedule providing the greatest convenience to our taxpayers; and

WHEREAS, MCL 211.30 (7) states that resident taxpayers may appeal in writing if authorized by adoption of an ordinance or resolution of the governing body.

NOW THEREFORE, BE IT RESOLVED, that the meeting schedule for the 2012 Board of Review for the City of Dearborn Heights be established as follows:

March 6, 2012 1:30 p.m. to 3:30 p.m. : Organizational meeting with election of chairperson

Public Hearings:

Monday, March 12, 2012	9 a.m. to 12 p.m.	1:00 p.m. to 4:00 p.m.
Tuesday, March 13, 2012	9 a.m. to 12 p.m.	
Wednesday, March 14, 2012		1:00 p.m. to 4:00 p.m.
Thursday, March 15, 2012		1:00 p.m. to 4:00 p.m.. 6:00 p.m. to 9:00 p.m.
Monday, March 19, 2012	9 a.m. to 12 p.m.	

March 20, 2012 Deliberations commencing at 10 am to adjournment

ALSO LET IT BE RESOLVED, that written appeals from resident taxpayers will be given equal weight and status with personal appearances, and will be accepted if received before 12 pm March 19, 2012.

Motion unanimously adopted.

- 12-054** Motion by Councilman Apigian, seconded by Councilman Berry, that the City Council concurs with and approves the execution of sales of city owned properties, acquired through NSP, to qualified buyers. The properties have been appraised and will be sold for an amount not greater than or less than the appraised values determined by a licensed Appraiser. The properties will be marketed through a certified real estate agency that has been contracted for such purposes per HUD requirements. Persons meeting all HUD requirements may purchase the property through the NSP. Others may also purchase the property, on their own, by arranging their own financing. The properties will be marketed on the Real Estate MLS listing and be made available to interested buyers. Further, to authorize CEDD Director Ronald J. Amen to act as the city's representative to execute such sales on behalf of the City. Per CEDD Director Amen, communication dated February 6, 2012.

Ayes: Councilman Apigian, Council Chairman Baron, Councilman Berry, Councilwoman Horvath.

Nays: Councilwoman Badalow, Councilwoman Hicks-Clayton, Councilwoman Van Houten.

Absent: None.

Motion adopted.

- 12-055** Motion by Councilwoman Van Houten, seconded by Councilman Berry, that the City Council approves the corrected fee of \$115.00 each for Councilwoman Hicks-Clayton and Councilman Apigian to attend the Elected Officials Seminar. An additional \$10.00 each is needed for a total of \$20.00. Per Council Chairman Baron, communication dated February 8, 2012.

Motion unanimously adopted.

- 12-056** Motion by Councilman Berry, seconded by Councilwoman Horvath, that Proposed Ordinance H-12-01, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY AMENDING SECTION 20-248 REGARDING NARCOTICS PARAPHERNALIA TO IMPROVE IT, be considered read for the 2nd time to become effective upon publication in the City's official newspaper as provided by law.

Motion unanimously adopted.

- 12-057** Motion by Councilwoman Badalow, seconded by Councilman Berry, that Proposed Ordinance H-12-02, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY ADDING SECTION 7-308 REGARDING COLLECTION BOXES, be considered read for the 2nd time to become effective upon publication in the City's official newspaper as provided by law.

Motion unanimously adopted.

- 12-058** Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that Proposed Ordinance H-11-15, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES OF THE CITY OF DEARBORN HEIGHTS BE AMENDED BY AMENDING SECTIONS 2-270 AND 2-324(A), regarding Re-employment of Retirees and Re-hired employees, be referred to a Study Session and Corporation Counsel for further discussion and proper formatting.

Motion unanimously adopted.

12-059 Motion by Councilman Apigian, seconded by Councilwoman Badalow, that the Business Licenses for Traction Bar & Grill, 5990 N. Telegraph; and Bone Yard, 7010 N. Telegraph, be approved.

Motion unanimously adopted.

12-060 Motion by Councilwoman Horvath, seconded by Councilman Berry, that the meeting be adjourned.

Motion unanimously adopted.

The meeting adjourned at 10:05 p.m.

WALTER J. PRUSIEWICZ
CITY CLERK

KENNETH R. BARON
COUNCIL CHAIRMAN

EVE SCHAFER
COUNCIL SECRETARY