

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

JANUARY 27, 2009

09-029 The meeting was called to order at 8:42 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, Councilman Bob Brown, Councilwoman Margaret M. Horvath, 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, Building Maintenance Superintendent Zimmer, Community & Economic Development Director Jamal, Comptroller Barrow, 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 City Beautiful Award Winners.

Mayor Paletko and City Beautiful Commission, Judy Demko, Chair, Deborah Kosowski, Tom Jenkins, Debbie Siegel, Cindi Puzzuoli and Mike Reid were in attendance to present certificates and ornaments to the 2008 Holiday Decorating winners. The top four winners were Audrey & Amanda Anderson, Hass, the Curmi Family, Highland, Roger Blum, Gulley Road and the Brookins Family, Lawrence (could not attend).

09-030 Motion by Councilman Brown, seconded by Councilwoman Van Houten, that the Agenda for the Regular Meeting of January 27, 2009, be approved as submitted.

Motion unanimously adopted.

09-031 Motion by Councilwoman Agius, seconded by Councilwoman Badalow, that the Minutes from the Regular Meeting of January 13, 2009, be approved as submitted.

Motion unanimously adopted.

09-032 Motion by Councilman Brown, seconded by Councilwoman Agius, that Fund Transfer 6-A, 6-B and Current Claims 6-1 through 6-18 and 6-20 through 6-24, be approved as submitted and refer 6-19 (Trybuski Landscaping) back to Administration.

- A. \$4,000.00 Transfer from Fire Schooling (A/C 101-335-825-000) to Fire Training (A/C 101-335-962-000) to maintain balanced line items in the Fire Department budget.
 - B. \$7,500.00 Transfer from General Government Contingency (A/C 101-200-997-000 to Act 78 Professional Consult (A/C 101-221-817-000) to cover the cost of additional testing for promotions.
1. ACCUMED BILLING, INC. – Rescue Runs December 2008 – Inv. dated 01/02/09 from A/C 101-000-626-000 (Rescue Runs) \$4,016.07. General Govt.
 2. ALLIANCE BENEFIT GROUP – Professional Services for GASB Report – Inv. 61936-IN dated 12/31/08 from A/C 101-200-817-000 (Prof/Consult) \$1,500.00. General Govt.
 3. BELFOR PROPERTY RESTORATION – Secure Home at 5410 Southfield – Inv. 11789-1 dated 10/13/08 from A/C 101-371-818-010 (Demo.) \$5,560.00. Building Eng.
 4. COMPUTER TECHNOLOGIES INC. – Data Processing – Inv. 70361 dated 01/09/09 from A/C 101-258-932-000 (Repair/Maint) \$1,296.25 and A/C 592-536-932-000 (Repair/Maint) \$1,296.25. Data Processing
 5. CUDA Uniform – Hi Gloss Holsters – Inv. 63370 dated 12/04/08 from A/C 101-300-713-000 (Clothing) \$2,100.00. Police Dept.
 6. GARDEN CITY HOSPITAL – Workers Compensation Surgery 09/22/08 – Ck. Req. dated 12/29/08 from A/C 101-200-724-000 (Work Comp) \$1,681.00. General Govt.
 7. HYDRODESIGNS – Cross Connection Program – Inv. 19264-IN dated 12/31/08 from A/C 592-536-817-000 (Prof/Consult) \$3,074.00. Water Dept.
 8. JFR ARCHITECTS, PC – Municipal Park Bid Package #4, 5 and 6 – Inv. 240, 241, 242 and 243 dated 01/12/09 from A/C 103-960-938-206 (Municipal Park) \$8,572.80. CDBG
 9. MCKENNA ACCOCIATES – Military Park Neighborhood Action Plan – Inv. dated 01/10/09; Analysis of Impediments – Inv. dated 01/12/09 from A/C 103-960-918-

- 208 (Admin) \$6,300.21. CDBG
10. MICHIGAN ASSOCIATION OF CHIEFS OF POLICE – Written Exam Entry Police Officer – Ck. Req. dated 01/15/09 from A/C 101-221-817-000 (Prof/Consult) \$1,677.50. See Fund Transfer. Act 78
 11. MOTOROLA CREDIT CORPORATION – Second Installment In-Car Computers – Inv. 21012 dated 01/05/09 from A/C 101-300-981-000 (Capital Outlay) \$59,288.37. Police Dept.
 12. NAGEL CONSTRUCTION – Sewer Cleaning Program – Inv. 2577 dated 01/16/09 from A/C 592-540-818-030 (Contract Services) \$11,891.69. Water Dept.
 13. NEW IMAGE BUILDING SERVICES – Cleaning January 2009 – Inv. 50453 dated 01/01/09 from A/C 738-738-818-000 (Contract Services) \$2,214.00. Libraries
 14. QUAD-TRAN OF MICHIGAN – Data Processing January 2009 – Inv. 5348 and 5349 dated 12/29/08 from A/C 101-130-818-000 (Contract Services) \$4,350.00; A/C 101-130-728-000 (Supplies) \$1,443.45 and A/C 101-200-728-000 (Supplies) \$3,078.28. District Court
 15. STANARD & ASSOCIATES – Promotional Testing for Police Dept. – Ck. Req. dated 01/15/09 from A/C 101-221-817-000 (Prof/Consult) \$7,511.86. See Fund Transfer. Act 78
 16. STATE OF MICHIGAN MDOT – Telegraph Road Construction – Inv. AP312544 dated 01/07/09 from A/C 202-202-880-300 (Road Construction) \$1,247.18. Major Streets
 17. TELECOM TECHNICIANS, INC. – Repair Telephone System – Inv. 945 dated 12/31/08 from A/C 101-300-932-000 (Repair/Maint) \$2,916.00. Police Dept.
 18. THE LIBRARY NETWORK – December Service Subscriptions & Technology – Inv. 38414 dated 01/06/09 and Inv. 38485 dated 01/13/09 from A/C 738-738-981-000 (Capital Outlay) \$9,206.12 and A/C 738-738-827-000 (Library Network) \$12,600.11. Libraries
 20. VARIOUS SENIOR GROUPS – 2009 Senior Citizen Allotment – Ck. Req. dated 01/12/09 from A/C 101-691-885-000 (Seniors) \$2,140.00. Recreation
 21. WADE TRIM ASSOCIATES – Star Academy Eng., DWSD Eng., Storm Water Items, Ecorse Creek Study, Neighborhood Stabilization Program – Inv. 97515, 97531, 97528, 97524 dated 12/12/08 and Inv. 96996 dated 12/18/08 from A/C 592-xxx-154-000 (Sewers) \$1,472.50; A/C 592-536-817-000 (Prof/Consult) \$170.00; A/C 101-371-809-000 (Engineering) \$1,079.00 and A/C 101-200-817-000 (Prof/Consult) \$559.00. General Govt/Water
 22. WAYNE COUNTY – DEPARTMENT OF ENVIRONMENT – Excess Flow Jan-March 2009 – Inv. 24913 dated 01/14/09 from A/C 592-539-929-000 (Sewage) \$227,010.87. Water Dept.
 23. GIARMARCO, MULLINS & HORTON – Water & Sewer Issues December 2008 – Inv. 24 dated 01/13/09 from A/C 592-536-817-000 (Prof/Consult) \$1,010.20. Water Dept.
 24. SECREST, WARDLE, LYNCH... - Legal Services August 2008 – Inv. dated 01/20/09 from A/C 101-210-826-000 (Counsel Services) \$5,984.00. Corp. Counsel

Motion unanimously adopted.

- 09-033** Motion by Councilwoman Agius, seconded by Councilwoman Van Houten, that the low bid from Shoreview Electric, 37839 Groesbeck Highway, Clinton Township, MI 48036, for the Berwyn and Eton Center Electrical Update Project, in the amount of \$3,829.00, and payment thereof, be approved, per Recreation Director Grybel, communication dated January 12, 2009. Further, that the Treasurer be authorized to return bid deposits to the unsuccessful bidders. Funds for this project are allocated in the Community Development Block Grant program.

Motion unanimously adopted.

- 09-034** Motion by Councilwoman Agius, seconded by Councilman Berry, that the City Council concurs with and approves the payment of various delinquent invoices to the City of Romulus for Dearborn Heights portion of legal expenses in connection with combined efforts to defeat the expansion of the Detroit Metro Airport, in the amount of \$6,150.21, per Mayor Paletko, communication dated January 21, 2009.

Motion unanimously adopted.

- 09-035** Motion by Councilman Brown, seconded by Councilwoman Badalow, that the communication from Mayor Paletko, dated January 21, 2009 re: The appointment of Robert Smyth, 5883 Rockland Court, Frank Mattis, 6242 Kinloch, Dennis Sobota, 440 Cronin and alternate Christine Sullivan, 20747 Annapolis, terms to expire January 2011 to the Board of Review, be received, contents noted and filed.

Motion unanimously adopted.

Minutes **JANUARY 27, 2009** Continued

- 09-036** Motion by Councilwoman Van Houten, seconded by Councilwoman Agius, that the City Council concurs with and approves the proposal from Townsend Neon Inc., 31550 Gossett Drive, Rockwood, MI 48173, for the fabrication and installation of five (5) Primary Signs with bases at \$12,450.00 (\$62,250.00) and one (1) Secondary Sign and base at a cost of \$6,500.00, together with labor to install six (6) signs \$4,500.00 for a total cost of \$73,250.00, per Mayor Paletko, communication dated January 20, 2009. Further, that a deposit of 50% be paid upon signing with remainder to be paid upon successful completion.

Motion unanimously adopted.

- 09-037** Motion by Councilwoman Van Houten, seconded by Councilman Berry, that the legal opinion from Thomas C. Michaud, VanOverbeke, Michaud & Timmony, PC, 79 Alfred Street, Detroit, MI 48201 dated January 5, 2009 re: Retirement Eligibility Requirements for DROP Participants, be numbered 104 and direct the City Clerk to place it in the Legal Opinion file, per Council Chairman Baron, communication dated January 15, 2009.

Motion unanimously adopted.

- 09-038** Motion by Councilwoman Van Houten, seconded by Councilwoman Agius, that the publication of the Amended Meetings Notice to Comply with Public Act No. 267 of 1976 be referred back to the City Clerk.

Motion unanimously adopted.

- 09-039** Motion by Councilwoman Horvath, seconded by Councilwoman Badalow, that the City Council concurs with and approves the proposed 2009 Poverty Exemption Policy and Guidelines per, Assessor McDermott, communication dated January 20, 2009.

Motion unanimously adopted.

- 09-040** Motion by Councilwoman Horvath, seconded by Councilwoman Agius, that the City Council concurs with and approves the proposed CDBG Environmental Review Record for 2009 from McKenna Associates Incorporated, 235 East Main Street, Suite 105, Northville, MI 48167, in the amount not-to-exceed \$4,500.00, together with the proposed 2009 Professional Fee Schedule effective January 1, 2009 through December 31, 2009, per Community & Economic Development Director Jamal, communication dated January 21, 2009.

Motion unanimously adopted.

- 09-041** Motion by Councilwoman Agius, seconded by Councilman Brown, that the City Council concurs with and approves the agreement with Macomb County Criminal Justice Training Center, 21901 Dunham Road, Clinton Township, MI 48036 for the purchase of two (2) police dogs, training of two police officers and supplies at a cost of \$24,500.00 and payment thereof, per Police Chief Gavin, communication dated January 20, 2009. Funds for this purchase are to be paid out of the OWI Forfeiture account.

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

Nays: Councilwoman Badalow, Councilwoman Horvath.

Absent: None.

Motion adopted.

- 09-042** Motion by Councilwoman Agius, seconded by Councilwoman Van Houten, that the City Council concurs with and approves the purchase of seventeen (17) Smith & Wesson M7P15A rifles, from CMP, in the amount of \$13,500.00 and payment thereof, per Police Chief Gavin, communication dated January 16, 2009. This item is budgeted in Capital Outlay account for 2008-2009.

Motion unanimously adopted.

- 09-043** Motion by Councilman Berry, seconded by Councilwoman Badalow, that the City Council concurs with and approves Change Order #12 with Century Cement Company, Inc., 12600 Sibley Road, Riverview, MI 48192, for the 2008-09 Street Repair Program, for an increase of \$55,986.70, per Public Service Administrator Franzil, communication dated January 12, 2009. Further, that Public Service Administrator Franzil be authorized to sign Change Order #12.

Motion unanimously adopted.

AMENDED ON
2-10-09
NEW MOTION #
09-066
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- 09-044** Motion by Councilwoman Van Houten, seconded by Councilman Berry, that the City Council concurs with and approves Certificate for Payment # 2, from Century Cement Company, Inc., 12600 Sibley Road, Riverview, MI 48192, for the 2008-2009 Street Repair Program, in the amount of \$470,866.30, and payment thereof, be approved per Public Service Administrator Franzil, communication dated January 12, 2009 and Wade Trim, 25251 Northline Road, PO Box 10, Taylor, MI 48180. Further, that Mayor Paletko be authorized to sign the Certificate for Payment on behalf of the City.

Motion unanimously adopted.

- 09-045** Motion by Councilwoman Horvath, seconded by Councilman Brown, that the City Council concurs with and approves awarding of cash prizes for the 2008 Safety Award Program as follows: 1st place \$500.00, 2nd place \$300.00 and 3rd place \$200.00, per Public Service Administrator Franzil, communication dated January 19, 2009.

Motion unanimously adopted.

- 09-046** Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that the communication from Building Maintenance Superintendent Zimmer, dated January 20, 2009.re: Emergency repairs at the Richard A. Young Center of one (1) commercial water heater and parts from Liberty Plumbing Supply Company, 29101 Michigan Avenue, P O Box 390, Inkster, MI 48141-0390, in the amount of \$2,583.15; and the installation by Bennett Plumbing & Heating Co., 4952 Southfield, Dearborn Heights, MI 48125, in the amount of \$800.00 for a total amount due of \$3,383.15 and payment thereof, be approved. Funds for this emergency work are available through the Building Authority.

Motion unanimously adopted.

- 09-047** Motion by Councilwoman Agius, seconded by Councilman Brown, that the Resolution in Support of Maintaining Traffic Light at Ford Road (M-153) and Rouge Circle be adopted as follows:

WHEREAS, the current traffic light at Ford Road and Rouge Circle is important to managing traffic flow as vehicles transition from a long stretch of 50 MPH limits to a residential area;

WHEREAS, the current traffic light is the only safe means of egress from our residential streets onto the main road, especially at peak times in the morning and afternoon;

WHEREAS, the current traffic light at Ford Road and Rouge Circle is critical for pedestrian safety as students from the Dearborn Valley Subdivision must cross Ford Road to attend Dearborn High at those same peak traffic times;

WHEREAS, the current traffic light also supports thousands of residents on both sides of Ford Road who cross on foot or bicycle to access parks and business and the removal of this light would increase distance to safe crossing by nearly one mile;

WHEREAS, the current traffic light is also important for aiding eastbound traffic in crossing three westbound lanes of M-153 from the u-turn lanes, heavy traffic on Ford Road often delays successful completion of a Michigan left;

Therefore the current traffic light at Ford Road and Rouge Circle serves as an important safety device by slowing traffic as it reaches a residential area and provides safety for pedestrian and bicycle traffic;

Therefore, let it be known that the City Council, City of Dearborn Heights, County of Wayne, State of Michigan, in conjunction with the Mayor and many concerned residents stand in opposition to any removal of the traffic control device at Ford Road (M-153) and Rouge Circle.

Further that the a copy of this Resolution be send to: Mayor John Reilly, Dearborn, Honorable City Council Members, City of Dearborn, State Rep. Andy Dillon, State Rep. Robert Constan, State Senator Tupac Hunter, Wayne County Commissioner Diane Webb and the Principal of Dearborn High .

Motion unanimously adopted.

- 09-048** Motion by Councilwoman Horvath, seconded by Councilwoman Van Houten, that the City Council concurs with and approves Pvt. John Lyskawa VFW Post #7546, to conduct their annual poppy sale at the corners of Ford and Telegraph, W Warren and

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Telegraph, Joy and Telegraph and various businesses north of Michigan Avenue, on May 7, 8 and 9, 2009.

Motion unanimously adopted.

- 09-049** Motion by Councilman Brown, seconded by Councilwoman Van Houten, that the business license renewal for Bone Yard, 7010 N Telegraph and Rose Garden Restaurant, 5680 N Telegraph, be approved.

Motion unanimously adopted.

- 09-050** Motion by Councilman Brown, seconded by Councilwoman Horvath, that the meeting be adjourned.

Motion unanimously adopted.

The meeting adjourned at 9:38 PM

S. JUDITH DUDZINSKI
CITY CLERK

MARIA E. LAWRENCE
COUNCIL SECRETARY

KENNETH R. BARON
COUNCIL CHAIRMAN