

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

JANUARY 26, 2010

10-019 The meeting was called to order at 8:03 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, Comptroller Barrow, Interim Community & Economic Development Director Amen, 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.

The Pledge of Allegiance was led by Interim Community & Economic Development Amen.

The City Beautiful Commission members, Debbie Siegel, Mike Reid, Deborah Kosowski, Cyndi Puzzuoli, Tom Jenkins and Mayor Paletko presented crystal ornaments to the 2009 City Beautiful Holiday Lights Decorating Winners.

1st Place – Mark, Karen and Sean Kasprzyk on Ann Arbor Trail.

2nd Place – Lubomir & Jadwiga Grodzicki on Rockdale

3rd Place – Richard Garza on Robindale

Anne & Tom Dawson on Wilson and the Napper Family on Rockdale were not present.

10-020 Motion by Councilwoman Van Houten, seconded by Councilman Berry, that the Agenda for the Regular Meeting of January 26, 2010, be approved with the addition of City Beautiful Presentation.

Motion unanimously adopted.

10-021 Motion by Councilman Pilot, seconded by Councilwoman Agius, that the Minutes from the Regular Meeting of January 12, 2010, be approved as submitted.

Motion unanimously adopted.

10-022 Motion by Councilwoman Agius, seconded by Councilwoman Badalow, that Current Claims 6-1 through 6-23, be approved as submitted.

1. ACCUMED BILLING, INC. – Rescue Runs December 2009 – Inv. dated 01/01/10 from A/C 101-000-626-000 (Rescue Runs) \$8,888.69. Fire Dept.
2. BUREAU VERITAS – Loss Control Services 07/01/09-03/30/10 – Inv. 1050478 dated 08/06/09 from A/C 101-200-724-000 (Work. Comp.) \$3,960.00. General Govt.
3. CENTRAL WAYNE COUNTY SANITATION AUTHORITY – Monthly Debt and Services December 2009 – Inv. dated 12/31/09 from A/C 101-200-810-000 (Sanitation) \$51,314.39. General Govt.
4. CITY OF INKSTER – Dbn. Hts. Portion of Annual DEQ NPDES Permit – Inv. 599687 dated 12/01/09 from A/C 592-536-818-000 (Contract Services) \$3,000.00. Water Dept.
5. COMPUTER TECHNOLOGIES, INC. – Data Processing – Inv. 70535 dated 01/09/10 and 70536 dated 01/16/10 from A/C 101-258-932-000 (Repair/Maint) \$2,362.50; A/C 592-536-932-000 (Repair/Maint) \$462.50 and A/C 103-960-918-209 (Admin) \$110.00. Data Processing
6. CRUISERS – Police Department Misc. Supplies/Repairs – Inv. 23342 dated 12/04/09; 23363 dated 12/09/09; 23364 dated 12/11/09 and 23380 dated 12/15/09 from A/C 101-300-932-000 (Repair/Maint) \$1,955.00. Police Dept.
7. DEARBORN HEIGHTS RAIDERS (\$7,350.00)/DEARBORN HEIGHTS REDSKINS (\$4,500.00) – 2009 Youth Football Allotments – Ck. Req. dated 01/15/10 from A/C 101-691-887-000 (Recreation Program) \$11,850.00. Recreation
8. EAST JORDON IRON WORKS – Misc. Supplies – Inv. 3229967 and 3229969 dated 12/09/09 from A/C 592-xxx-111-002 (Inventory) \$2,304.12. Water Dept.
9. ELECTRICAL POWER & DESIGN – Generator Repair – Inv. 7345A dated 01/07/10 from A/C 101-300-818-000 (Contract Services) \$1,237.27 and A/C 101-130-932-000 (Repair/Maint) \$623.26. Justice Center.

Minutes **JANUARY 26, 2010** Continued

10. JOHNSON CONTROLS – Misc. Repairs – Inv. 81309, 81582, 81492, 81562 dated 12/08/09; 51246 dated 12/15/09; 20173 and 20180 dated 12/22/09 and 80610 dated 12/28/09 from A/C 101-265-931-000 (Repair/Maint) \$2,005.49 and A/C 738-738-931-000 (Repair/Maint) \$2,648.42. Libraries/Building Maint
11. LEMMEN OIL – Diesel Fuel – Inv. 612491 dated 12/17/09 from A/C 592-xxx-110-005 (Inventory) \$13,710.00. Water Dept.
12. LOWER HURON SUPPLY CO. – Misc. Cleaning Supplies – Inv. 326642 dated 12/16/09 and Inv. 326939 dated 12/30/09 from A/C 101-265-728-000 (Supplies) \$1,652.00. Building Maint
13. NAGEL CONSTRUCTION – Sewer Cleaning Program – Inv. 2737 dated 01/15/10 from A/C 592-540-818-030 (Contract Services) \$17,633.93. Water Dept.
14. OAKWOOD REGIONAL HOSPITAL – Workers Compensation Injury – Ck. Req. Dated 12/29/09 from A/C 101-200-724-000 (Work Comp.) \$2,886.91. General Govt.
15. PRIORITY ONE EMERGENCY – Repairs of Emergency Vehicles – Inv. 19711 dated 12/07/09; 19795 dated 12/04/09; 19794 dated 12/14/09; 19799, 19800, 19801 and 19806 dated 12/15/09 from A/C 101-300-932-000 (Repair/Maint) \$5,647.10. ENC Police Dept.
16. QUAD-TRAN OF MICHIGAN – Data Processing January 2010 – Inv. 5521 and 5522 dated 12/30/09 from A/C 101-130-818-000 (Contract Services) \$4,500.00; A/C 101-130-728-000 (Supplies) \$1,328.45 and A/C 101-200-728-000 (Supplies) \$2,311.76. District Court
17. RIO SUPPLY – Misc. Meter Supplies – Inv. 81396 dated 01/05/10 and 81275 dated 12/04/09 from A/C 592-xxx-111-002 (Inventory) \$1,556.20. Water Dept.
18. R & R Fire Truck Repair – Misc. Repairs – Inv. 36786, 36787, 36788, 36789, 36790, 36791, 36792 and 36793 dated 12/23/09 from A/C 101-335- 932-000 (Repair/Maint) \$3,463.95. Fire Dept.
19. SLC METER SERVICES – Misc. Parts and Supplies for Meters – Inv. 233056, 233074, 233072, 233073, 233032, 233034, 233036, 233033, 233035 and 233071 dated 12/17/09 from A/C 592-xxx-111-002 (Inventory) \$8,807.06. Water Dept.
20. STATEWIDE SECURITY TRANSPORT – Prisoner Food & Lodging December 2009 – Inv. dated 01/13/10 from A/C 101-200-868-000 (Prisoners) \$1,510.40. General Govt.
21. WADE-TRIM ASSOCIATES – 2009 Bridge Inspection – Inv. 99782 dated 01/14/10 from A/C 101-440-818-000 (Contract Services) \$7,187.50. DPW-Highway
22. CUMMINGS, MC CLOREY, DAVIS & ACHO – Labor and Sewer Issues – Inv. 169022, 169023 dated 07/20/09; 169094 and 169095 dated 07/22/09 and 171166 dated 09/15/09 from A/C 101-200-818-000 (Contract Services) \$2,590.79 and A/C 592-536-818-000 (Contract Services) \$1,318.30. General Govt.
23. GIARMARCO, MULLINS & HORTON – Wayne County Litigation & Water/Sewer Issues – Inv. 36 and 07 dated 01/11/10 from A/C 592-536-818-000 (Contract Services) \$13,415.50. Water Dept.

Motion unanimously adopted.

- 10-023** Motion by Councilwoman Badalow, seconded by Councilwoman Van Houten, that the communication from Mayor Paletko, dated January 7, 2010 re: Reappointment of Emmy Peck, 6739 Plainfield and John Zadikian, 23515 Powers, to the Library Advisory Board, terms to expire February 2013, be received, contents noted and filed.

Motion unanimously adopted.

- 10-024** Motion by Councilwoman Horvath, seconded by Councilman Berry, that the following Tabled, Pending or Referred Council Motions be Referred to File:

- CM 08-378 Agenda 09/23/08 – Request for Study Session – Ordinance Regulations “Big Foot” Homes
- CM 08-445 Agenda 11/12/09 – Study Session – Open Meetings Act
- CM 09-011 Agenda 01/13/09 – Study Session – City Website
- CM 09-024 Agenda 01/13/09 – Refer to Corp. Counsel – Dangerous Buildings Ordinance H-01-09
- CM 09-168 Agenda 04/28/09 – Study Session -City Website, per, Council Chairman Baron, communication dated January 20, 2010.

Motion unanimously adopted.

- 10-025** Motion by Councilwoman Horvath, seconded by Councilwoman Badalow, that the City Council concurs with and approves the increase in replacement ordinance books to \$250.00 for employees or City Officials who do not return their ordinance book to the Clerk’s office, per City Clerk Dudzinski, communication dated January 20, 2010. Further, that the City Comptroller be authorized to hold and/or deduct the charges from the employees payroll check as restitution if not returned within seven (7) days.

Motion unanimously adopted.

- 10-026** Motion by Councilwoman Badalow, seconded by Councilman Berry, that the City Comptroller be authorized to advertise for bids, per specifications, for the purchase and installation of one (1) Power Washer, per the request of Public Service Administrator Franzil, communication dated January 13, 2010.

Motion unanimously adopted.

- 10-027** Motion by Councilwoman Van Houten, seconded by Councilwoman Agius, that the Resolution Approving Downriver Public Works/Services Mutual Aid be adopted as follows:

WHEREAS, this Municipality is a member of the Downriver Community Conference and desires to cooperate with other members of the Downriver Community Conference in the sharing of its Department of Public Works/Services personnel and equipment during times of emergency on a reciprocity basis; and

WHEREAS, the Downriver Community Conference has facilitated the preparation of an Agreement for Downriver Public Works/Services Mutual Aid to accomplish such reciprocal sharing of personnel and equipment; and,

WHEREAS, the Director of this Municipality's Department of Public Works/Services recommends approval of said Agreement;

NOW, THEREFORE, BE IT RESOLVED that the Agreement for Downriver Public Works/Services Mutual Aid is hereby approved as presented, and that the Chief Elected Official and Clerk of this Municipality are authorized and directed to execute said Agreement; and,

BE IT FURTHER RESOLVED, that the Director of this Municipality's Department of Public Works/Services, or his/her representative is designated as the Requesting Designee and Responding Designee for purposes of said Agreement; and,

BE IT FURTHER RESOLVED, that the Clerk is directed to transmit the said executed Agreement and a certified copy of this Resolution to the Director of Planning of the Downriver Community Conference, together with the Agreement for Downriver Public Works/Services Mutual Aid, per Public Service Administrator Franzil, communication dated January 14, 2010. Further, that Section 3.11, be amended, to replace the word "inventory" with "immunity" and that the Mayor be authorized to sign the Agreement on behalf of the City.

Motion unanimously adopted.

- 10-028** Motion by Councilwoman Agius, seconded by Councilwoman Van Houten, that the City Council concurs with and approves the Crestwood School District, 1501 N Beech Daly, Dearborn Heights, MI 48127, to be included under the City's Storm Water Permit with the Department of Environmental Quality (DEQ), per Corporation Counsel Miotke's review and recommendations, communication dated January 20, 2010. Further, that CM 09-402, adopted October 28, 2009, be rescinded. Further, that the Mayor be authorized to sign the Agreement on behalf of the City.

Motion unanimously adopted.

- 10-029** Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that CM 09-404, Offer to Purchase City Owned Property, specifically Lot 1482 on Colgate Street in the Amended Plat of Dearborn Point Subdivision, be amended as follows:

1. Purchaser, JP Morgan Chase Bank National Association to pay closing costs;
2. The third condition, Lots 1481 and 1482 will be required to be combined immediately following purchase, be amended to "upon sale to subsequent purchaser", per Corporation Counsel Miotke, communication dated January 20, 2010.

Motion unanimously adopted.

- 10-030** Motion by Councilman Pilot, seconded by Councilwoman Van Houten, that the City Council concurs with and approves the following new Fee Schedule for Ambulance Fees:

Type of Service	Existing Fee	Proposed Fee
-----------------	--------------	--------------

Minutes **JANUARY 26, 2010** Continued

Mileage	\$ 8.50	\$ 10.50
Oxygen	45.00	45.00
BLS	400.00	450.00
ALS	595.00	595.00
ALS II	695.00	750.00
TNT	100.00	100.00

Per, Fire Chief Gurka, communication dated January 19, 2010. Further, that the new fees schedule become effective February 1, 2010.

Motion unanimously adopted.

- 10-031** Motion by Councilwoman Horvath, seconded by Councilwoman Agius, that the communication from Corporation Counsel Miotke, dated January 6, 2010 re: Police Emergency Equipment on City Vehicles and the Use of Same by City Employees, be received, contents noted and filed. Further, that the opinion be given the number 107 and placed in the Legal Opinion Book.

Motion unanimously adopted.

- 10-032** Motion by Councilwoman Badalow, seconded by Councilwoman Van Houten, that the AT&T Master Agreement be referred to the next Council Meeting.

Motion unanimously adopted.

- 10-033** Motion by Councilwoman Agius, seconded by Councilwoman Badalow, that the Resolution from the City of Lincoln Park re: JMC Negotiations with Wayne County, be received, contents noted and filed.

Motion unanimously adopted.

- 10-034** Motion by Councilwoman Agius, seconded by Councilman Pilot, that the City Council concurs with and approves the request from petitioner, Kelly Clark, 25689 Oakland, a "Use of Alley Agreement" for the east-west alley adjacent to Lots 065 and 066, Volks Dearborn Hills Annex Subdivision, south of Oakland Drive, west of Orchard Drive and east of Beech Daly provided that the fencing has gates for access on both sides to allow the City tractors to enter for maintenance of alley.

Ayes: Councilwoman Agius, Councilwoman Badalow, Council Chairman Baron, Councilman Berry, Councilwoman Horvath, Councilman Pilot.
Nays: Councilwoman Van Houten.
Absent: None.

Motion adopted.

- 10-035** Motion by Councilwoman Badalow, seconded by Councilwoman Agius, that the business license renewals for Tailgaters DBA Whiskey Creek Tavern, 25380 Van Born and Bone Yard, 7010 N Telegraph, be approved.

Motion unanimously adopted.

- 10-036** Motion by Councilman Berry, seconded by Councilwoman Agius, that the meeting be adjourned.

Motion unanimously adopted.

The meeting adjourned at 9:14 PM

S. JUDITH DUDZINSKI
CITY CLERK

MARIA E. LAWRENCE
COUNCIL SECRETARY

KENNETH R. BARON
COUNCIL CHAIRMAN