

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

JANUARY 13, 2004

- 04-001** The meeting was called to order at 8:06 p.m. by temporary Chair Donna Pawlukiewicz, Deputy Clerk. Deputy Clerk Pawlukiewicz stated she would consider roll call as being taken with all members present (see below).

Present: Council Chair Elizabeth J. Agius, Councilman Kenneth R. Baron, Councilwoman Janet S. Badalow, Councilwoman Ann Brown, Councilman Bob Constan, Councilwoman Catherine L. Heise, Councilwoman Margaret M. Van Houten.
Absent: None.
Also Present: Executive Assistant Horvath, Corporation Counsel Miotke, Deputy Clerk Pawlukiewicz, Treasurer Riley, Comptroller Barrow, Deputy Comptroller Macari, Assessor Riedel, Building & Engineering Director Kissinger, Police Chief Gust, Deputy Fire Chief Klovski, Recreation Director Grybel, Public Service Administrator Franzil, Interim Community Development Director Klimchalk.

Deputy Clerk Pawlukiewicz stated "This portion of the meeting is dedicated to the reorganization of the City Council in which Council members nominate and elect a Council Chair. At this time I will entertain nominations for Council Chair".

Councilman Constan nominated Councilwoman Agius.

Councilwoman Van Houten nominated Councilman Baron.

Deputy Clerk Pawlukiewicz "Are there any other nominations, any other nominations, any other nominations". Hearing no further nominations a motion to close nominations was made.

- 04-002** Councilwoman Van Houten, seconded by Councilwoman Badalow, to close the nominations.

Deputy Clerk Pawlukiewicz conducted a roll call for the nominees.

Councilwoman Agius voted Agius
Councilwoman Badalow voted Agius
Councilman Baron voted Baron
Councilwoman Brown voted Agius
Councilman Constan voted Agius
Councilwoman Heise voted Baron
Councilwoman Van Houten voted Baron

Deputy Clerk Pawlukiewicz announced by a vote of 4 to 3 that Councilwoman Elizabeth Agius is the elected Council Chair. Councilwoman Agius, congratulations.

Council Chair Agius opened nominations for Chair Pro Tem.

Councilwoman Brown nominated Constan
Councilwoman Heise nominated Baron

Council Chair Agius asked if there were any other nominations, any other nominations, any other nominations, hearing none she asked for a motion to close nominations.

- 04-003** Councilwoman Badalow, seconded by Councilwoman Van Houten, to close nominations.

Council Chair Agius asked Deputy Clerk Pawlukiewicz for a roll-call vote.

Councilwoman Agius voted Constan
Councilwoman Badalow voted Constan
Councilman Baron voted Baron
Councilwoman Brown voted Constan
Councilman Constan voted Constan
Councilwoman Heise voted Baron
Councilwoman Van Houten voted Baron

Council Chair Agius announced by a 4 to 3 vote Councilman Constan is the new Council Chair Pro Tem.

The Pledge of Allegiance was led by the entire City Council and members of the audience.

- 04-004** Motion by Councilwoman Van Houten, seconded by Councilman Constan, that the Agenda for the Regular Meeting of January 13, 2004, be approved as submitted.

Motion unanimously adopted.

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04-005 Motion by Councilman Baron, seconded by Councilwoman Badalow, that the Minutes from the Regular Meeting of December 9, 2003, be approved as submitted.

Motion unanimously adopted.

04-006 Motion by Councilwoman Van Houten, seconded by Councilman Baron, that Current Claims 6-1 through 6-43, be approved as submitted.

1. ACCUMED BILLING, INC. - Ambulance Billing November 2003 - Inv. dated 12/04/03 from A/C 101-000-626-000 (Ambulance) \$3,869.45. General Govt.
2. ANGELO IAFRATE CONSTRUCTION CO. - Warren Avenue Streetscape - Cert. #8 dated 12/15/03 from A/C 103-960-944-202 (Warren Ave) \$13,237.02 and A/C 274-673-935-093 (Warren Ave) \$32,415.73. CDBG.
3. BEST ASPHALT - Miscellaneous Street Repairs - Inv 15113, 15114, 15112 dated 12/02/03 from A/C 101-440-880-000 (Road Repairs) \$3,497.00. DPW-Highway.
4. CENTRAL WAYNE COUNTY SANITATION AUTHORITY - Monthly Debt and Services Nov/Dec/Jan - Inv. dated 12/23/03 and 01/02/04 from A/C 101-200-810-000 (Sanitation) \$373,769.32. General Govt.
5. CENTURY CEMENT COMPANY - Street Repair Program - Cert #1 dated 11/21/03 and Cert #2 dated 12/17/03 from A/C 202-202-880-300 (Streets) \$265,825.72. Major Streets.
6. CITY OF DEARBORN - Sewer and Water Charges 10/21/03 - 12/15/03 - Inv. 90595 dated 12/23/03 from A/C 592-537-928-000 (Water) \$1,686.34 and A/C 592-537-929-000 (Sewage Disposal) \$6,644.33. Water Dept.
7. CITY OF DETROIT - Resurfacing Evergreen Road - Inv. 76056 dated 08/02/02 and Inv. 77530 dated 10/01/02 from A/C 202-202-880-300 (Streets) \$11,145.18. Major Streets.
8. CORONA CONSTRUCTION - Central Park Comfort Station - Inv. 1834 dated 12/05/03 from A/C 103-960-941-201 (Central Park) \$601.45 and A/C 103-960-941-202 (Central Park) \$12,726.55. CDBG.
9. CUMMINGS, MC CLOREY, DAVIS....Labor Matters November 2003 - Inv. 53701 dated 12/19/03 from A/C 101-200-817-000 (Prof/Consult) \$4,199.59. General Govt.
10. ELLEFSON BUILDING DEMOLITION CO. - Load & Haul Debris - Inv. 0317 dated 12/10/03 and Inv. 4001 dated 01/05/04 from A/C 101-200-810-000 (Sanitation). \$13,090.00. General Govt.
11. FIRST STEP - Professional Services to Residents - Inv. dated 12/03/03 from A/C 103-960-927-203 (First Step) \$4,621.40. CDBG.
12. HEIGHTS TREE SERVICE - Tree Trimming & Removals - Inv. 30 dated 01/04/04 from A/C 101-440-820-000 (Trees) \$12,780.00. DPW-Highway.
13. NAGEL CONSTRUCTION - Sewer Cleaning Program - Inv. 1907, 1906 dated 12/11/03 from A/C 592-540-818-030 (Contract Serv.) \$10,669.23 Water Dept.
14. OAKWOOD HOSPITAL - Workers Comp Injury D Lupro - Ck. Req. dated 12/15/03 from A/C 101-200-724-000 (Work Comp.) \$3,328.57. General Govt.
15. PAINTER & RUTHENBERG - Roll Off Services November/December 2003 - Inv. 5436 dated 12/29/03 and Inv. 5034 dated 12/01/03 from A/C 101-200-810-000 (Sanitation) \$5,540.00. General Govt.
16. PLANTE & MORAN - Accounting Services 11/01/03-12/15/03 - Inv. 941578 dated 11/28/03; Inv. 943757 dated 12/10/03 and Inv. 945862 dated 12/23/03 from A/C 101-200-817-000 (Prof/Consult) \$7,840.00 and A/C 592-536-817-000 (Prof/Consult) \$6,235.00. General Govt.
17. QUAD-TRAN OF MICHIGAN - Data Processing January 2004 - Inv. 4259 and 4260 dated 12/30/03 from A/C 101-130-818-000 (Contract Serv.) \$3,600.00 and A/C 101-130-728-000 (Supplies) \$672.25. District Court.
18. RSKCO SERVICES, INC. - Service Fee 01/01/04-06/30/04 - Inv. 20521 dated 01/01/04 from A/C 101-200-724-000 (Work Comp.) \$20,750.00. General Govt.
19. RICHMAR CONSTRUCTION, INC. - Final Payment Swapka Park Pavilion - Inv. 12/08/03 from A/C 103-960-964-203 (Swapka Park) \$2,000.00. CDBG.
20. SEMCOG - Annual Dues 2004 - Inv. dated 12/16/03 from A/C 101-200-958-000 (Dues, Memberships) \$7,470.00. General Govt.
21. STATE OF MICHIGAN MDOT - Progress Billing Telegraph Road Resurfacing - Inv. AP261805 dated 12/08/03 from A/C 202-202-880-300 (Streets) \$2,211.34. Major Streets.
22. STATEWIDE SECURITY TRANSPORT - Prisoner Food & Lodging November 2003 - Inv. dated 12/16/03 from A/C 101-200-868-000 (Prisoners) \$6,652.90. General Govt.
23. TMP ARCHITECTURE - Swapka Park Comfort Station - Inv. 12945 dated 12/24/03 from A/C 103-960-964-203 (Swapka Park) \$540.00. CDBG.
24. THOMAS BARNES - ACT 312 Arbitration - Police Supervisors Contract - Inv. dated 09/23/03 from A/C 101-200-817-000 (Prof/Consult) \$2,771.39. General Govt.
25. TODAYLINK - DHOL Connection Support Dec/Jan - Inv. 1051 dated 01/05/04 from A/C 101-200-819-999 (Internet) \$5,581.40. General Govt.
26. TROELSEN EXCAVATING COMPANY - 2003 CDBG Water Main Improvements - Cert. #1 dated 12/01/03 from A/C 103-960-925-203 (Water Main) \$156,555.90. CDBG.
27. WADE-TRIM/ASSOCIATES - 2003 Bridge Inspection - Inv. 80972 dated 12/12/03 from A/C 101-440-818-000 (Contract Maint.) \$2,041.50. DPW-Highway.
28. WADE-TRIM/ASSOCIATES - 2003 CDBG Water Main Improvements - Inspection Days - Inv.

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- 80764 dated 12/03/03 from A/C 103-960-925-203 (Water Main) \$10,208.00. CDBG.
29. WADE-TRIM/ASSOCIATES - 2003 Street Repair Admin/Survey - Inv. 80560 dated 11/20/03 from A/C 202-202-880-300 (Streets) \$10,543.80. Major Streets.
30. WADE-TRIM/ASSOCIATES - 2003 Street Repair Construction Admin. - Inv. 80980 dated 12/12/03 from A/C 202-202-880-300 (Streets) \$9,762.80. Major Streets.
31. WADE-TRIM/ASSOCIATES - 2003 CDBG Water Main Improvements - Inv. 80978 dated 12/12/03 from A/C 103-660-925-203 (Water Main) \$4,766.18. CDBG.
32. WADE-TRIM/ASSOCIATES - Attend Council Meeting Neon Light Ord. - Inv. 80796 dated 12/09/03 from A/C 103-960-918-203 (Admin) \$55.00. CDBG.
33. WADE-TRIM/ASSOCIATES - CDBG Assistance - Inv. 80968 dated 12/12/03 from A/C 103-960-918-203 (Admin) \$250.00. CDBG.
34. WADE-TRIM/ASSOCIATES - Evergreen Road Rehab - Inv. 74831 dated 08/14/02 from A/C 202-202-880-300 (Streets) \$2,369.30. Major Streets.
35. WADE-TRIM/ASSOCIATES - Plot Plan, Grading, Eng Plan, SBC Installation - Inv. 80576, 80577, 80579, 80573, 80574 dated 11/20/03 from A/C 101-371-809-000 (Eng Fees) \$5,048.25. Bldg/Eng.
36. WADE-TRIM/ASSOCIATES - Residential Rehab - Inv. 80969 dated 12/12/03 from A/C 103-960-900-202 (Rehab) \$82.50. CDBG.
37. WADE-TRIM/ASSOCIATES - Street Repair Program - Inspection Days - Inv. 80710 dated 11/24/03 and Inv. 81043 dated 12/17/03 from A/C 202-202-880-300 (Streets) \$17,109.54. Major Streets.
38. WADE-TRIM/ASSOCIATES - Warren Avenue Streetscape - Inv. 81042 dated 12/18/03 from A/C 274-673-935-093 (Warren Ave) \$290.00. CDBG.
39. WADE-TRIM/ASSOCIATES - Wayne County Wetland #10 Design - Inv. 74828 dated 08/14/02 from A/C 592-XXX-154-000 (Sewers) \$1,973.25. Water Dept.
40. WAYNE COUNTY - ACCOUNTS RECEIVABLE - Traffic Signal Maint October 2003 - Inv. 1000623 dated 11/26/03 from A/C 101-440-925-000 (Signal Maint) \$3,037.81. DPW-Highway.
41. WAYNE COUNTY - Ecorse Creek Illicit Connection Program - Inv. dated 12/15/03 from A/C 592-XXX-154-000 (Sewers) \$19,743.23. Water Dept.
42. WAYNE COUNTY - DEPARTMENT OF ENVIRONMENT - Drain Assessment 2003 - Inv. 219621 dated 12/08/03 from A/C 101-200-988-000 (Sewers) \$8,024.91. General Govt.
43. WAYNE COUNTY - DEPARTMENT OF ENVIRONMENT - Excess Flow D/R & Rouge Systems - Inv. 219448 and 219877 dated 12/20/03 from A/C 592-539-929-000 (Sewage Disposal) \$222,519.29. Water Dept.

Motion unanimously adopted.

- 04-007** Motion by Councilman Constan, seconded by Councilwoman Badalow, that the low bid from Tutt and Associates, 24154 Haggerty Road, Farmington Hills, MI 48335, for 25,000 Uniform Traffic Law Citations, in the amount of \$2,355.50, and payment thereof, be approved, per Police Chief Gust, communication dated December 19, 2003.

Motion unanimously adopted.

- 04-008** Motion by Councilman Baron, seconded by Councilman Constan, that the City Council concurs with and approves the disposal of an obsolete word processing system, tag #4231, per City Clerk Robbins, communication dated December 30, 2003.

Motion unanimously adopted.

- 04-009** Motion by Councilman Baron, seconded by Councilman Constan, that the City Council concurs with and approves the extension of the terms and conditions of the 2003-2006 AFSCME Contract, excluding the wage increases, to the Deputy Treasurer and the Deputy Clerk, per Treasurer Riley and Clerk Robbins, communication dated December 30, 2003.

Motion unanimously adopted.

- 04-010** Motion by Councilwoman Van Houten, seconded by Councilman Constan, that the 2004 CDBG Activities Calendar outlining the procedures required by the Department of Housing and Urban Development (HUD) regarding the application process for Community Development Block Grant funding and it's requirement for Public Hearings establish the following dates and times for said hearings:

First Action Plan Public Hearing	February 10, 2004	7:30 p.m.
Floodplain Public Hearing	February 24, 2004	7:30 p.m.
Issuance of Findings (IOF) Hearing	March 23, 2004	7:30 p.m.
Second Action Plan Public Hearing	April 13, 2004	7:30 p.m.
Year End Public Hearing	August 24, 2004	7:30 p.m.

per, Interim Community Development Director Klimchak, communication dated January 2, 2004.

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Motion unanimously adopted.

- 04-011** Motion by Councilman Baron, seconded by Councilwoman Van Houten, that the City Council concurs with and approves Change Order Request #1 with A. A.D. Contracting Company, 2001 Melborn, Dearborn, MI 48128 for the Swapka/Powers Park Comfort Station Project, for a net decrease to the project, in the amount of \$11,120.00, per Recreation Director Grybel, communication dated January 5, 2004. Further that the Mayor sign all three original change order documents on behalf of the City.

Motion unanimously adopted.

- 04-012** Motion by Councilman Constan, seconded by Councilwoman Badalow, that the City Council concurs with and approves the request to auction a 1990 Ford Econoline Van, VIN 1FTEE14Y4LHB72115 per, Police Chief Gust, communication dated January 2, 2004.

Motion unanimously adopted.

- 04-013** Motion by Councilman Baron, seconded by Councilwoman Van Houten, that the City Council concurs with and approves Certificate for Payment No. 2, in the amount of \$89,035.36 and Contract Modification No. 1, for a net decrease to the overall contract for the 2003 Street Repair Program, in the amount of \$3,237.64, per Project Manager Edward G. Fontanin, Wade-Trim/Associates, 25251 Northline Road, P O Box 10, Taylor, MI 48180, communication dated December 19, 2003. Further, that the Mayor sign the documents on behalf of the City.

Motion unanimously adopted.

- 04-014** Motion by Councilman Baron, seconded by Councilwoman Van Houten, that the City Council concurs with and approves Wade-Trim/Associates, Inc., 25251 Northline Road, P O Box 10, Taylor, MI 48180, Inspection Invoice No. 81043, for the 2003 Street Repair Program, in the amount of \$5,423.24, and payment thereof, per Project Manager Edward G. Fontanin, Wade-Trim/Associates, communication dated December 19, 2003.

Motion unanimously adopted.

- 04-015** Motion by Councilwoman Van Houten, seconded by Councilman Baron, that the City Clerk be authorized to publish the "Amended Meetings Notice to Comply with Public Act No. 267 of 1976" with the change to start time for regular Council Meetings back to 8:00 p.m. per, Council Secretary Lawrence, communication dated January 2, 2004.

Motion unanimously adopted.

- 04-016** Motion by Councilwoman Van Houten, seconded by Councilman Baron, that the request to transfer ownership of 2003 Class C-SDM licensed business from Brews Too Corporation to Potato Investments Inc., 24735 W Warren, Dearborn Heights, MI 48127, be approved pending final approval from the Wayne County Health Department and it's request for a valid certified food manager for their licensing purposes; completion of the Fire Department's list of violations; and issuance of a complete Certificate of Occupancy. Further, that the Liquor Control Commission be so notified. ID# 230058.

Motion unanimously adopted.

Council Chair Agius stated the next Agenda item was the appointment of the Mayor and City Clerk. The first issue is to decide the acceptance of Judy Dudzinski's late application.

- 04-017** Motion by Councilwoman Badalow, seconded by Councilwoman Brown, to accept the application of Judy Dudzinski.

AYES: Council Chair Agius, Councilwoman Badalow, Councilman Baron, Councilwoman Brown, Councilman Constan, Councilwoman Van Houten.
NAYS: Councilwoman Heise.
ABSENT: None.

Motion adopted.

Council Chair Agius asked for nominations for Mayor.

- 04-018** Motion by Councilwoman Badalow, seconded by Councilwoman Heise, to nominate Dan Paletko.

Council Chair Agius asked if there were any more nominations, any more nominations, any more nominations, hearing none she asked for a motion to close the nominations.

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04-019 Motion by Councilwoman Van Houten, seconded by Councilman Constan, to close nominations.'

Corporation Counsel Miotke suggested Council accept by unanimous acclamation.

Council Chair congratulated the new Mayor Dan Paletko.

Next item on Agenda is the appointment of City Clerk, any nominations?

Councilman Constan nominated Judy Dudzinski

Councilwoman Heise nominated Marge Horvath

Council Chair Agius asked if there were any other nominations, any other nominations, any other nominations, hearing none she asked a motion to close the nominations.

04-020 Motion by Councilwoman Van Houten, seconded by Councilman Baron, to close the nominations.

Council Chair Agius asked the Deputy City Clerk for a roll call vote.

Councilwoman Heise voted Horvath
Councilwoman Brown voted Dudzinski
Councilwoman Badalow voted Dudzinski
Councilwoman Van Houten voted Dudzinski
Council Chair Agius voted Dudzinski
Councilman Constan voted Dudzinski
Councilman Baron voted Horvath

Council Chair Agius announced by a 5 to 2 vote that Judy Dudzinski is the new City Clerk.

04-021 Motion by Councilman Baron, seconded by Councilwoman Constan, that the meeting be adjourned.

Motion unanimously adopted.

The meeting adjourned at 8:48 p.m.

JUDY DUDZINSKI
CITY CLERK

MARIA E. LAWRENCE
COUNCIL/CLERK SECRETARY

ELIZABETH J. AGIUS, CHAIR
CITY COUNCIL