REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

JANUARY 13, 2009

09-001 The meeting was called to order at 8:28 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:	Mayor Paletko, Treasurer Riley, Administrative Assistant Kramarz, Assessor McDermott, Building & Engineering Director Sobh, 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 the City Council.

09-002 Motion by Councilman Berry, seconded by Councilwoman Badalow, that the Agenda for the Regular Meeting of January 13, 2009, be approved with the omission of Agenda Item 13-C (Liquor License Transfer, 25950 Ford Road).

Motion unanimously adopted.

09-003 Motion by Councilman Brown, seconded by Councilwoman Horvath, that the Minutes from the Regular Meeting of December 9, 2008, be approved as submitted.

Motion unanimously adopted.

09-004 Motion by Councilwoman Agius, seconded by Councilman Berry, that Fund Transfer 6-A and Current Claims 6-1 through 6-43, be approved as submitted.

A. $425.00 Transferred from General Govt. Contingency (A/C 101-200-997-000) to General Govt. Drains at Large (A/C 101-200-988-000) to cover the cost of drain repairs.

1. A-1 BUSINESS PRODUCTS – Copy Paper – Inv. 45955 dated 12/30/08 from A/C 101-200-728-000 (Supplies) $1,500.00. ENC. General Govt.
2. A-LAND CONSTRUCTION, INC. – Sidewalk Replacement Program - Inv. #9 dated 12/22/08 from A/C 101-200-963-000 (Sidewalks) $20,833.35; A/C 592-537-818-000 (Contract Services) $613.00 and A/C 103-960-972-208 (ADA Curb) $5,304.85. General Govt./CDBG
3. ALLEN BROTHERS – Rehab Closings & Programs, Fight Blight Project – Two (2) Inv.'s dated 11/30/08 from A/C 103-960-915-208 (Code Enforcement) $2,394.00; A/C 103-960-972-208 (ADA Curbs) $420.00; A/C 103-960-900-207 (Residential Rehab) $3,306.00; A/C 103-960-918-208 (Admin.) $444.00, A/C 103-960-974-208 (One Dollar Homes) $132.00; A/C 103-960-938-206 (Municipal Park) $564.00 and A/C 103-200-963-000 (Sidewalks) $72.00. CDBG
4. ACCUMED BILLING, INC. – Rescue Runs Billing November 2008 – Inv. dated 12/01/08 from A/C 101-000-626-000 (Rescue Runs) $5,851.81. Fire Dept.
5. BELFOR PROPERTY RESTORATION – Services Performed 4414 Kingston – Inv. 11903-1 dated 12/31/08 from A/C 101-371-818-010 (Demolition) $1,782.50. Building Engineering
6. BOWLES TRUCKING – Fill Sand – Inv. 7908 and 7909 dated 12/17/08 from A/C 592-xxx-111-002 (Inventory) $2,990.00. Water Dept.
7. BROADSPIRE – Workers Compensation Insurance – Inv. 46923 dated 01/01/09 from A/C 101-200-724-000 (Work. Comp.) $11,751.00. General Govt.
8. CENTRAL WAYNE COUNTY SANITATION AUTHORITY – Operation & Disposal – Inv. dated 11/30/08 from A/C 101-200-810-000 (Sanitation) $95,252.12. General Govt.
9. COMERICA INSURANCE – Workers Compensation Insurance – Inv. 65049 dated 12/01/08 from A/C 101-200-724-000 (Work. Comp.) $7,500.00. General Govt.
10. COMPUTER TECHNOLOGIES INC. – Data Processing – Inv. 70355 dated 12/19/08; Inv. 70353 dated 12/05/08; Inv. 70354 dated 12/12/08 and Inv. 70352 dated 11/21/08 from A/C 101-258-932-000 (Repair/Maint) $6,555.00 and A/C 592-536-932-000 (Repair/Maint) $6,555.00. General Govt.
11. CRUISERS – Drawer Assembly and Light Bar – Inv. 21551 and 21552 dated 11/03/08 and Inv. 21554 dated 11/07/08 from A/C 101-300-932-000 (Repair/Maint)

$2,366.80. Police Dept.

12. CUDA UNIFORM – Misc. Uniforms & Badges – Inv. 63019 dated 11/10/08; Inv. 63133 dated 11/19/08; Inv. 63134 dated 11/21/08 and Inv. 63135 dated 11/24/08 from A/C 101-300-713-000 (Uniforms) $3,166.60. Police Dept.
13. EAST JORDON IRON WORKS – Misc. Fire Hydrant Supplies – Various Inv.'s from A/C 592-xxx-111-002 (Inventory) $7,390.28. Water Dept.
14. FIVE-O DISTRIBUTORS – Misc. Clothing – Inv. 762, 760 and 761 dated 10/30/08 from A/C 101-300-713-000 (Clothing) $3,259.95. Police
15. HEIGHTS TREE SERVICE – Tree Trimming & Removals – Inv. 126 dated 01/05/09 from A/C 101-440-820-000 (Trees) $12,555.00. DPW-Highway
16. HYDRODESIGNS – Cross Connection Program – Inv. 19126-IN dated 11/30/08 from A/C 592-536-817-000 (Prof/Consult) $3,074.00. Water Dept.
17. KOALA-T CONSTRUCTION – Municipal Park Renovation – Application #5 dated 11/15/08 from A/C 103-960-938-206 (Municipal Park) $51,104.52. CDBG
18. KOALA-T CONSTRUCTION – Splash Park Project – Application #4 dated 11/15/08 from A/C 103-960-938-206 (Municipal Park) $29,780.82. CDBG
19. LEMMEN OIL – Premium Unleaded Gas & Diesel for DPW – Inv. 606044 dated 12/03/08 from A/C 592-xxx-110-005 (Inventory) $21,107.38. Water Dept.
20. LOU LA RICHE CHEVROLET – Vehicle Repairs – Ck. Req. dated 12/12/08 from A/C 265-330-831-265 (Repairs) $1,722.33. Police Dept.
21. MC KENNA ASSOCIATES – Professional Services Analysis of Impediments – Inv. dated 12/12/08 from A/C 103-960-918-208 (Admin.) $7,952.70. CDBG
22. MC MULLEN SYSTEMS – Tax Bill Envelopes – Inv. 81129-001 dated 11/29/08 from A/C 101-253-728-000 (Supplies) $1,682.42. ENC. Treasurer's Office
23. MICHIGAN MUNICIPAL RISK MANAGEMENT AUTHORITY – Liability Insurance Premium – Inv. 92307-02 from A/C 101-200-911-000 (Insurance) $361,660.00. General Govt.
24. NAGEL CONSTRUCTION – Sewer Cleaning Program – Inv. 2574 dated 12/30/08 from A/C 592-540-818-030 (Contract Services) $23,453.65. Water Dept.
25. NEW IMAGE BUILDING SERVICES – Library Cleaning December 2008 – Inv. 49807 dated 12/01/08 from A/C 738-738-818-000 (Contract Services) $2,214.00. Libraries
26. PLANTE & MORAN – Accounting Services November 2008 & Medical Insurance – Inv. 389654 dated 12/09/08 and Inv. 394596 dated 12/29/08 from A/C 101-200-716-000 (Health Insurance) $6,985.00 and A/C 592-536-817-000 (Prof/Consult) $1,560.00. General Govt.
27. OTIS – Elevator Service Contract 2009 – Inv. 65085109 dated 12/22/08 from A/C 101-300-818-000 (Contract Services) $4,560.90. Police Dept.
28. PRIORITY ONE EMERGENCY – Misc. Equipment on New Police Vehicles – Various Invoices from A/C 101-300-981-000 (Repair/Maint) $23,059.32. Police Dept.
29. QUAD-TRAN OF MICHIGAN – Data Processing December 2008 – Inv. 5333 and 5334 dated 11/28/08 from A/C 101-130-818-000 (Contract Services) $4,350.00; A/C 101-130-728-000 (Supplies) $1,501.45 and A/C 101-200-728-000 (Supplies) $2,334.78. District Court
30. RDS SERVICES LLC – Retiree Drug Subsidy Services – Inv. 20777 dated 12/15/08 from A/C 101-200-817-000 (Prof/Consult) $7,500.00. General Govt.
31. RKA PETROLEUM COS., INC. – Unleaded & Diesel Fuels – Inv. 613451 and 613452 dated 12/05/08; Inv. 615548 dated 12/23/08 and Inv. 616546 and 616504 dated 12/31/08 from A/C 101-335-867-000 (Fuel) $2,498.99. Fire Dept.
32. SLC METER – Misc. Meters and Supplies – Various Inv.'s from A/C 592-xxx-111-002 (Inventory) $17,975.94. Water Dept.
33. STATE OF MICHIGAN MDOT – Telegraph Road Construction & Michigan Ave. – Inv. AP 311966 dated 12/11/08 and Inv. AP 312032 dated 12/15/08 from A/C 202-202-880-300 (Roads) $22,250.31. Major Streets
34. STATEWIDE SECURITY TRANSPORT – Prisoner Food & Lodging November 2008 – Inv. dated 12/11/08 from A/C 101-200-868-000 (Prisoners) $5,855.03. General Govt.
35. THE LIBRARY NETWORK – November 2008 Orders – Inv. 38268 dated 12/02/08 from A/C 738-738-981-000 (Capital Outlay) $12,224.94 and A/C 738-738-802-000 (Dues) $16,999.83. Libraries
36. WADE-TRIM – Right-of-Way, House Grades, Plot Plan, Street Field Inspection, Water Master Plan, Construction Streets – Inv. 97529, 97532, 97530 and 97525 dated 12/12/08 and Inv. 97456 and 97455 dated 11/25/08 from A/C 101-371-809-000 (Engineering) $1,748.50; A/C 202-202-880-300 (Construction) $17,206.06 and A/C 592-xxx-154-000 (Sewers) $8,830.00. DPW-Water/Building Engineering
37. WASTE MANAGEMENT – Roll-Off Service November/December 2008 – Inv. dated 12/01/08 and 01/01/09 from A/C 101-200-810-000 (Sanitation) $3,553.50. General Govt.
38. WAYNE COUNTY ACCOUNTS RECEIVABLE – Traffic Signal Maint October 2008 – Inv. 1003898 dated 12/05/08 from A/C 101-440-925-000 (Signal Maint) $5,150.79. DPW-Highway

39. WAYNE COUNTY – DEPARTMENT OF ENVIRONMENT – Misc. Drain Repairs & Excess Flow – Inv. 246050 dated 01/01/09 and Inv. 248861 dated 12/16/08 from A/C 101-200-988-000 (Drains) $7,922.06 Fund Transfer and A/C 592-537-929-000 (Sewage) $28,965.00. Water Dept. / Gen. Govt
40. WOLVERTON TRANSPORT – Debris Removal DPW – Inv. dated 12/13/08 from A/C 101-200-810-000 (Sanitation) $8,762.50. General Govt.
41. CUMMING, MC CLOREY, DAVIS & ACHO – Legal Services Labor November 2008 – Inv. 161574 and 161575 dated 12/17/08 from A/C 101-200-817-000 (Prof/Consult) $3,861.00. General Govt.
42. GARY MIOTKE – Legal Services December 2008 – Ck. Req. dated 01/07/09 from A/C 101-210-826-000 (Counsel Services) $8,289.60. Corp. Counsel
43. SECREST, WARDLE, LYNCH…- Legal Services November 2008 – Ck. Req. dated 01/07/09 from A/C 101-210-826-000 (Counsel Services) $5,961.00. Corp. Counsel

Motion unanimously adopted.

09-005 Motion by Councilwoman Van Houten, seconded by Councilwoman Agius, that the low bid from Musco Sports Lighting, 2107 Stewart Road, Muscatine, IA 52761, for Central Park Softball Field Lighting System Equipment, in the amount of $59,900.00, and payment thereof, be approved, per Recreation Director Grybel, communication dated December 19, 2008. Further, that the Treasurer be authorized to return bid deposits to the unsuccessful bidders.

Motion unanimously adopted.

09-006 Motion by Councilman Brown, seconded by Councilwoman Agius, that the low bid from MHM Construction, 997 Troy Court, Troy, MI 48083, for the installation of lighting at the Central Park Softball Field, in the amount of $38,820.00, and payment thereof, be approved, per Recreation Director Grybel, communication dated January 6, 2009. Further, that the Treasurer be authorized to return bid deposits to the unsuccessful bidders. Funds for this purchase are available in the 2008-09 Capital Outlay budget A/C 691-981.

Motion unanimously adopted.

09-007 Motion by Councilwoman Horvath, seconded by Councilman Berry, that the low bid from J & J Digital Solutions, 16661 Racho Road, Taylor, MI 48180, for one (1) Ricoh Priport DX 4542, in the amount of $4,487.20, and payment thereof, be approved, per Recreation Director Grybel, communication dated January 5, 2009. Further, that the Treasurer be authorized to return bid deposits to the unsuccessful bidders. Funds for this purchase are available in the 2008-09 Capital Outlay budget A/C 691-981.

Motion unanimously adopted.

09-008 Motion by Councilwoman Van Houten, seconded by Councilman Brown, that the City Council concurs with and approves the Annual Application and Permit for Miscellaneous Operations within State Trunkline Right of Way together with the Performance Resolution for Governmental Agencies, per Mayor Paletko, communication dated January 2, 2009. Further that Public Service Administrator Franzil be authorized to sign the documents on behalf of the City.

Motion unanimously adopted.

09-009 Motion by Councilwoman Badalow, seconded by Councilwoman Van Houten, that Council Chairman Baron schedule a Committee of the Whole Study Session at the next available date to discuss Semi-Paperless/E-packets/email usage, per Councilwoman Badalow, communication dated January 3, 2009.

Motion unanimously adopted.

09-010 Motion by Councilwoman Badalow, seconded by Councilwoman Van Houten, that Council Chairman Baron schedule a Committee of the Whole Study Session at the next available date to discuss Current Usage of City Buildings, per Councilwoman Badalow, communication dated January 3, 2009.

Motion unanimously adopted.

09-011 Motion by Councilwoman Badalow, seconded by Councilwoman Van Houten, that Council Chairman Baron schedule a Committee of the Whole Study Session at the next available date to discuss the City Website, per Councilwoman Badalow, communication dated January 3, 2009. Further that Kim Nielsen, Computer Technologies and a representative from E-Gov be present.

Motion unanimously adopted.

09-012 Motion by Councilwoman Van Houten, seconded by Councilman Brown, that the following tabled, pending or referred Council Motions be, Referred to File:

06-071 Agenda 02/28/06 – Refer to Study Session – Business Licensing Ordinance
06-079 Agenda 02/28/06 – Refer to Study Session – Motor Vehicles for Hire Ordinance
08-023 Agenda 01/22/08 – Removed – Draft of Business Registration Ordinance
08-089 Agenda 02/12/08 – 1st Reading of Proposed Ordinance – Business Registration
08-132 Agenda 03/11/08 – Referred to Study Session - $1.00 HOME Program
08-172 Agenda 04/08/08 – Refer to Corp. Counsel – 2006 Mechanical, Plumbing and Electrical Codes

Per, Council Chairman Baron, communication dated January 6, 2009.

Motion unanimously adopted.

09-013 Motion by Councilwoman Agius, seconded by Councilman Berry, that the City Council adopt the City of Dearborn Heights Department of Community and Economic Development Property Rehabilitation Program Intent and Application dated January 2009, per Community and Economic Development Director Jamal, communication dated January 6, 2009. Further, that Community & Economic Development Director Jamal be authorized to package the revised Rehabilitation Intent and Application accordingly, make future adjustments to the program and related documents and declare all previous versions of the Rehabilitation Intent and Application null and void, per Community and Economic Development Director Jamal, communication dated January 6, 2009.

Motion unanimously adopted.

09-014 Motion by Councilwoman Badalow, seconded by Councilwoman Agius, that the City Council concurs with and approves Change Orders and Payment Request #1 from Mando Construction, 12383 15 Mile Road, Sterling Heights, MI 48312, in the amount of $57,458.59, for the CDBG FY 2006 ADA Restroom Facility Improvement Project, per Community and Economic Development Director Jamal, communication dated January 6, 2009.

Motion unanimously adopted.

09-015 Motion by Councilman Brown, seconded by Councilwoman Badalow, that the City Council concurs with and approves the disposal of one (1) Ricoh Duplicator JP5000 and one (1) Ricoh Copy Machine Aficio 1027, per Recreation Director Grybel, communication dated January 7, 2009.

Motion unanimously adopted.

09-016 Motion by Councilman Berry, seconded by Councilwoman Badalow, that the City Council concurs with and approves the proposal from TMP Associates, Inc., 1191 W Square Lake Road, Bloomfield Hills, MI 48303, to begin the first phase, Program Verification and Schematic Design drawings for the purpose of constructing a new Community Recreation Center, in an amount not-to-exceed $136,500.00, 7% of estimated construction costs of 13 million dollars, per Recreation Director Grybel, communication dated January 6, 2009. Further, that the Mayor be authorized to sign the proposal on behalf of the City.

Motion unanimously adopted.

09-017 Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that the communication from Police Chief Gavin, dated January 7, 2009 re: Purchase of two (2) police dogs and training be referred to a Committee of the Whole Study Session with representatives from the Macomb Criminal Justice Training Center and the Oakland Police Dog Academy.

Motion unanimously adopted.

Amended 3-24-09 (see cm 09-114)

09-018 Motion by Councilwoman Badalow, seconded by Councilwoman Van Houten, that the City Council concurs with and approves the purchase of in-car video system and related equipment for patrol cars, from L3 Communications, Mobile Vision, Inc., 90 Fanny Road, Boonton, NJ 07005, ~~and payment of $70,000.00 for the first payment of three~~, per Police Chief Gavin, communication dated January 7, 2009. Funds are budgeted in the 2008-09 capital outlay account.

Motion unanimously adopted.

09-019 Motion by Councilwoman Horvath, seconded by Councilwoman Van Houten, that the City Council concurs with and approves a 12 month Service Agreement with Motorola, 1309 East Algonquin Road, Schaumburg, IL 60196, from January 1, 2009 through December 31, 2009, at a cost of $37,018.08, and payment there, which reflects an increase of $1,067.76, per Police Chief Gavin, communication dated December 16, 2008. Further, that Mayor Paletko be authorized to sign the Agreement on behalf of the City.

Motion unanimously adopted.

09-020 Motion by Councilwoman Badalow, seconded by Councilwoman Van Houten, that the City Council concurs with and approves the Wayne County Department of Public Services Permit to Construct, Operate, Use, and/or Maintain Permit for Star International Academy to perform work in the right-of-way, per Public Service Administrator Franzil, communication dated January 2, 2009.

Motion unanimously adopted.

09-021 Motion by Councilwoman Badalow, seconded by Councilwoman Van Houten, that the City Council concurs with and approves the Star International Academy Operation and Maintenance Agreement between the City of Dearborn Heights and Star Academy and further, that the Clerk and Mayor sign documents on behalf of the City.

Motion unanimously adopted.

09-022 Motion by Councilwoman Badalow, seconded by Councilwoman Van Houten, that the motion approving the Wayne County Department of Public Services Permit to Construct, Operate, Use and/or Maintain Permit for Star International Academy, be rescinded.

Motion unanimously adopted.

09-023 Motion by Councilwoman Van Houten, seconded by Councilman Berry, that the Operation and Maintenance Agreement for Star International Academy be referred back to Corporation Counsel.

Motion unanimously adopted.

09-024 Motion by Councilman Brown, seconded by Councilman Berry, that the proposed Ordinance H-09-01, Dangerous Buildings be considered read for the first time and referred back to Corporation Counsel Miotke.

Motion unanimously adopted.

09-025 Motion by Councilwoman Badalow, seconded by Councilwoman Van Houten, that the City Council concurs with and approves Permanent Traffic Control Device Request No. P-176, No Parking Monday thru Friday 7am to 4pm, for northbound Vernon between George and Midway, per Police Captain JW LaBenne, Administrative Services Division communication dated September 22, 2008. This sign will ease congestion allowing for better traffic flow for both the residents and patrons of the schools.

Motion unanimously adopted.

09-026 Motion by Councilwoman Horvath, seconded by Councilwoman Agius, that business license renewal for Tailgaters Sports Bar and Grill, 25380 Van Born.

Motion unanimously adopted.

09-027 Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that the request from Norgren Tailgators, LLC to transfer ownership of 2008 Class C-SDM licensed business with Sunday Sales, Dance Entertainment Permit and Outdoor Service Area (1 area), from Tailgators Sports Bar and Grill, LLC; and request a New Add Bar Permit located at 25380 Van Born, Dearborn Heights, MI 48125 be approved and the Liquor Control Commission be so notified. ID# 484687

Motion unanimously adopted.

09-028 Motion by Councilwoman Horvath, seconded by Councilwoman Agius, that the meeting be adjourned.

Motion unanimously adopted.

The meeting adjourned at 10:15 PM

S. JUDITH DUDZINSKI
CITY CLERK

KENNETH R. BARON
COUNCIL CHAIRMAN

MARIA E. LAWRENCE
COUNCIL SECRETARY