

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

JANUARY 13, 1998

98-001 The meeting was called to order at 8:12 p.m. by temporary Chairwoman Joyce A. Robbins, City Clerk.

Temporary Chairwoman Robbins stated "We will be moving the Council Reorganization as shown on the Agenda to precede the Pledge of Allegiance. I will consider the Roll Call as being taken and all members recorded as being present.

Present: Councilman Kenneth R. Baron, Councilwoman Janet L. Blackburn, Councilwoman Margaret M. Horvath, Council Chairman Joseph V. Kosinski, Councilman Daniel S. Paletko, Councilwoman Margaret Van Houten, Councilman Gregg Zulinski.

Absent: None.

Also Present: Mayor Canfield, Executive Assistant Heise, Corporation Counsel Berry-Harris, City Clerk Robbins, Deputy Clerk Lutz, Treasurer Riley, Comptroller Barrow, Assessor Welch, Building & Engineering Director Opalewski, Human Resources Director Sullivan, Police Chief Webber, Fire Chief Langlois, Recreation Director Grybel, Public Service Administrator Blackburn, Community Development Director Oliverio.

At this time I will open nominations for the Chair of the Council of the City of Dearborn Heights."

Councilman Zulinski nominated Councilman Joseph Kosinski.

Temporary Chairwoman Robbins stated "I have a nomination of Mr. Joseph Kosinski for the Chair of the Dearborn Heights City Council. Are there any other nominations?"

Councilwoman Blackburn nominated Councilman Dan Paletko.

Temporary Chairwoman Robbins replied "I have a second nomination for Dan Paletko of the Dearborn Heights City Council. Are there any other nominations? Are there any other nominations? Are there any other nominations? Hearing no other nominations I will at this time close nominations. At this time I will take a Roll Call vote for the office of Chairman of the Dearborn Heights City Council. As I call your name please state your preference for Mr. Joseph Kosinski or Mr. Daniel Paletko."

Councilman Baron voted Kosinski
Councilwoman Blackburn voted Paletko
Councilwoman Horvath voted Kosinski
Councilman Kosinski voted Kosinski
Councilman Paletko voted Paletko
Councilman Van Houten voted Kosinski
Councilman Zulinski voted Kosinski.

Temporary Chairwoman Robbins "Thank you, the vote shows that the next Chairman of the Dearborn Heights City Council is Mr. Joseph Kosinski. Mr. Chairman please take your seat."

Council Chairman Kosinski opened nominations for Council Chair Pro Tem. "Are there any nominations?"

Councilwoman Horvath nominated Councilman Zulinski.

Council Chairman Kosinski asked "Is there a second person to be nominated? Is there a second person to be nominated for Chairman Pro Tem? And for the third and final request is there a

second person to be nominated for Chairman Pro Tem. If not, I look for a motion to declare Gregg Zulinski as Chair Pro Tem."

98-002 Moved by Councilwoman Horvath, seconded by Councilwoman Van Houten, to declare Gregg Zulinski as the Chair Pro Tem of the Dearborn Heights City Council.

The Pledge of Allegiance was led by the Boy Scouts of America, who were present in preparation for Government Day that will occur next month.

98-003 Motion by Councilman Baron, seconded by Councilwoman Horvath, that the Agenda for the Regular Meeting of January 13, 1998, be approved as submitted.

Motion unanimously adopted.

98-004 Motion by Councilwoman Horvath, seconded by Councilwoman Van Houten, that the Minutes from the Regular Meeting of December 22, 1997, be approved as submitted.

Motion unanimously adopted.

The Public Hearing for the vacation of the east/west alley north of Ford Road between Burger and McMillan Avenue was called to order at 8:21 p.m., by Council Chairman Joseph V. Kosinski.

Council Chairman Kosinski asked the City Clerk to read the official Notice of Public Hearing.

PLEASE TAKE NOTICE that a Public Hearing will be held on January 13, 1998, by the City Council of the City of Dearborn Heights at the Administrative Building, 6045 Fenton Avenue, Dearborn Heights, Michigan at 8 p.m., for the purpose of hearing objections, if any, to a petition to vacate the east/west alley north of Ford Road between Burger and McMillan Avenue. Said property legally described as follows:

The East-West alley North of Ford Road bounded on the West by the section of the alley previously vacated, bounded on the South by Lots 24 through 26, bounded on the East by McMillan Street and bounded on the North by Lot 27 and a vacated North-South alley. All contained within DEARBORN FORD ROAD SUBDIVISION. T2S, R10E, Liber 41 Page 43, Wayne County Records.

Written comments may be directed to the City Clerk's office, 6045 Fenton, Dearborn Heights, MI 48127. Helene S. Sheridan, Clerk, Dearborn Heights. Published January 1, 1998 and January 8, 1998.

Corporation Counsel has submitted Proof of Service to Detroit Edison, Michcon, Ameritech, Detroit Water & Sewerage Department and area residents. The City of Detroit Water & Sewerage Department submitted a letter stating no conflict with any DWSD water and sewerage transmission facilities. Michcon responded not involved and had no objection. No other communications, Mr. Chairman.

Council Chairman Kosinski asked if there was anyone in the audience who wished to speak for or against the proposed alley vacation.

Mr. Gary Treadway, 27089 East River Road, Grosse Ile, "I am the owner of the property being asked to be vacated."

Council Chairman Kosinski "What is the purpose of vacating the alley?"

Mr. Treadway "We are doing a new building at my business which is a Dairy Queen and the Building Department is asking that the alley be vacated."

Council Chairman "Our Building Department made the request?"

Mr. Treadway replied "Yes."

Council Chairman Kosinski asked if there were any questions from the Council body?

Councilman Paletko "Are you basically going to have the same thing you have now or are you planning to upscale or change it?"

Mr. Treadway "Yes, we are up scaling a brand new building and tearing down the lock up building."

Councilman Paletko "So are you going to be open all twelve months?"

Mr. Treadway "No sir."

Council Chairman Kosinski "Is there anything else to come from the Council body or the general public at large?"

Mayor Canfield "They are already using that area it's just a matter of making it official."

Mr. Treadway "They are requiring me to put up a wall at the back of the lot."

Council Chairman Kosinski asked if there were any other questions or comments, hearing none he asked that the public hearing be closed.

98-005 Motion by Councilman Paletko, seconded by Councilman Baron, that the public hearing be closed and that the east/west alley north of Ford Road bounded on the West by the section of the alley previously vacated, bounded on the South by Lots 24 through 26, bounded on the East by McMillan Street and bounded on the North by Lot 27 and a vacated North/South alley. All contained within DEARBORN FORD ROAD SUBDIVISION, T2S, R10E, Liber 41, Page 43, Wayne County Records retaining however, the full width for the entire length of the alley proposed to be vacated, which shall be reserved for public utilities as and for access for maintenance and/or installation thereof, be vacated.

Motion unanimously adopted.

The Public Hearing for the vacation of the east/west alley north of Ford Road between Burger and McMillan Avenue closed at 8:25 p.m.

The Public Hearing for the Special Land Use request from the Northwest Alano Club, 25605 Joy Road was called to order at 8:25 p.m., by Council Chairman Joseph V. Kosinski.

Council Chairman Kosinski asked the City Clerk to read the official Notice of Public Hearing.

PLEASE TAKE NOTICE that a Public Hearing will be held on January 13, 1998, by the City Council of the City of Dearborn Heights at the Administrative Building, 6045 Fenton Avenue, Dearborn Heights, Michigan at 8 p.m., for the purpose of hearing objections, if any, to a Special Land Use request from the Alano Club, 25605 Joy Road, Dearborn Heights, MI to establish an arcade license for a private club. Said property legally described as follows:

Part of NW 1/4 SEC 5 T2S, R10E beginning S 00D, 13M, 22S East 60.04 feet and S 88D, 09M, 22S East 310.39 feet from NW corner of SEC 5 thence S 88D, 09M, 22S East 262 feet thence due S 300.16 feet thence N 88D, 09M, 22S, W 262 feet thence due N 300.16 feet to the Point of Beginning 1.81 acres. Parcel No. 82 33 004 99 0008 701.

Written comments may be directed to the City Clerk's office, 6045 Fenton, Dearborn Heights,

MI 48127. Helene S. Sheridan, Clerk, Dearborn Heights. Published January 8, 1998.

Corporation Counsel has submitted Proof of Service to Detroit Edison, Michcon, Ameritech, Detroit Water & Sewerage Department and area residents. The City of Detroit Water & Sewerage Department submitted a letter stating no conflict with any DWSD water and sewerage transmission facilities. No other communications Mr. Chairman.

Council Chairman Kosinski asked if there was anyone in the audience who wished to speak for or against the proposed Special Land Use request for an arcade license.

Due to the length of this Public Hearing all comments can be found in the official Public Hearing records on file in the City Clerk's office.

Mr. Vern Thick, Chairman of the Northwest Alano Club was present for questions. Several area residents opposed the granting of an arcade license for the club stating various reasons such as congested parking lot, traffic, unsupervised children left in parking lot, loud music, drinking and drugs.

Council Chairman Kosinski asked if there were any other questions or comments, hearing none he asked that the public hearing be closed.

98-006 Motion by Councilwoman Van Houten, seconded by Councilman Baron, that the public hearing be closed.

Motion unanimously adopted.

The Public Hearing for the Special Land Use request from the Northwest Alano Club to establish an arcade license for a private club closed at 9:05 p.m.

98-007 Motion by Councilman Zulinski, seconded by Councilwoman Van Houten, that Current Claims 6-1 through 6-17, be approved as submitted.

1. APOLLO FIRE EQUIPMENT - Bunker Gear - Inv. 20693 dated 07/23/97, CM 97-413 from A/C 101-335-981-000 (Fire Capital Outlay) \$67,312.08. Fire Dept.
2. BIS COMPUTER SOLUTIONS - Software Maint. Police Dept. Computer - Inv. MS0198 dated 12/01/97 from A/C 101-300-818-000 (Contractual Services) \$9,600.00. Police Dept.
3. E & N CEMENT - Pavement Repairs - Two (2) Inv.'s dated 12/20/97 from A/C 101-440-880-000 (Road Repairs) \$8,609.19 and from A/C 592-537-818-000 (Contractual Services) \$6,257.82. DPW-Water.
4. MICHIGAN HUMANE SOCIETY - Animal Processing November 1997 - Inv. 5737 dated 11/30/97 from A/C 101-200-806-000 (Animal Processing) \$1,863.00. General Govt.
5. PAINTER & RUTHENBERG - Newsprint Pick-up November 1997 - Inv. 13371 dated 12/05/97 from A/C 101-200-810-000 (Sanitation) \$1,885.00. General Govt.
6. PLANTE & MORAN - Auditing and Accounting Fees - Inv. 493220; 493221 dated 12/22/97 and Inv. 488245 dated 11/19/97 from A/C 101-200-817-000 (Professional & Consult) \$785.00 and from A/C 592-536-817-000 (Professional & Consult) \$8,485.00. General Govt.
7. QUAD-TRAN OF MICHIGAN - Data Processing January 1998 - Inv. 2777 dated 12/30/97 from A/C 101-130-818-000 (Contractual Services) \$3,135.00 and from A/C 101-130-728-000 (Office Supplies) \$ 94.00. District Court.
8. SEMCOG - Annual dues 1998 - Inv. dated 12/31/97 from A/C 101-200-858-000 (Dues, Memberships) \$6,920.00. General Govt.
9. SUN ENVIRONMENTAL SYSTEMS - Katherine Street Bridge Removal - Cert #2 dated 12/22/97 from A/C 103-960-942-096 (Katherine Bridge) \$59,016.85 and from A/C 103-960-942-097 (Katherine Bridge) \$4,539.84. Community Devel.
10. WADE-TRIM/ASSOCIATES - 1997 Bridge Inspections - Inv. 55753 dated

- 12/08/97 from A/C 101-440-818-000 (Contractual Services) \$1,132.50. DPW-Highway.
11. WADE-TRIM/ASSOCIATES - Construction Engineering Cherry Hill Resurfacing - Inv. 55761 dated 12/08/97 from A/C 202-202-880-300 (Street Construction) \$5,093.05. Major Streets.
 12. WADE-TRIM/ASSOCIATES - Design Services Beech Daly/Cherry Hill - Inv. 55766 dated 12/08/97 from A/C 202-202-880-300 (Street Construction) \$4,609.10. Major Streets.
 13. WADE-TRIM/ASSOCIATES - Plans & Specs Doxtator Relief Sewer - Inv. 55764 dated 12/08/97 from A/C 592-XXX-154-000 (Sewers) \$6,530.50. Water Dept.
 14. WAYNE COUNTY DEPARTMENT OF ROADS - Traffic Signal Modernization - Inv. 89118 dated 11/17/97 from A/C 101-440-818-000 (Contractual Services) \$2,009.98. DPW-Highway.
 15. WAYNE OAKLAND CONTRACTING INC. - Parkland Park Improvements - Cert. #3 dated 11/30/97 from A/C 103-960-924-097 (Parkland Park) \$49,751.50. Community Develop.
 16. WEBNET, INC. - Dial-Up Services January 1998 - Inv. 18097 dated 12/15/97 from A/C 101-200-819-999 (Webnet) \$4,100.00. General Govt.
 17. WESTLAND TREE SERVICE - Tree Trimming/Removals - Inv. dated 01/05/98 from A/C 101-440-820-000 (Tree Trimming) \$6,399.13. DPW-Highway.

Motion unanimously adopted.

- 98-008** Motion by Councilman Baron, seconded by Councilman Zulinski, that the City Comptroller be authorized to advertise for bids, per specifications, for emergency light bars for patrol cars, per the request of Police Chief Webber and Police Captain Gust, communication dated January 5, 1998. This purchase is budgeted in Capital Outlay account.

Motion unanimously adopted.

- 98-009** Motion by Councilwoman Horvath, seconded by Councilwoman Blackburn, that the City Comptroller be authorized to advertise for bids, per specifications, for Uniform Law Citations, per the request of Police Chief Webber and Captain Gust, communication dated January 5, 1998.

Motion unanimously adopted.

- 98-010** Motion by Councilwoman Van Houten, seconded by Councilwoman Horvath, that the lone bidder, Salma Abdelwali, 3937 Vassar, for the purchase of City owned parcel Lot 186 Dearborn Estates Subdivision, Sidwell 33-045-03-0186-000, in the amount of \$4,500.00, be approved, per Assessor Welch, communication dated December 18, 1997. Further, purchaser to assume all costs of sale and sale to be consummated by March 1, 1998 or permission to purchase will be rescinded, the bid deposit retained and the lot returned to the inventory of the City.

Motion unanimously adopted.

- 98-011** Motion by Councilman Paletko, seconded by Councilwoman Horvath, that the Resolution Recognizing Vietnam Veteran's Monument Month in Dearborn Heights be adopted as follows:

WHEREAS, the City of Dearborn Heights extends its sincere thanks for the sacrifice and dedication of our Vietnam veterans; and

WHEREAS, we must never forget the debt we owe the men and women who have served with duty and loyalty our nation during the Vietnam conflict, nor should we ever take for granted their contributions and sacrifices, and must remember with honor those

who unselfishly put themselves in harm's way for the cause of freedom; and

WHEREAS, like veterans of wars past, our Vietnam veterans - in spite of many obstacles - have moved on to become leaders in our society, becoming a powerful force of progress and opportunity in business, science, politics, and the arts; and

WHEREAS, one irrefutable fact remains: 2,649 Michigan residents, 12 of which were from Dearborn Heights, lost their lives during the war, or remain listed as missing in action; and

WHEREAS, to honor their valor, the Vietnam Monument Commission of Michigan will construct a state-of-the-art Michigan Vietnam Monument in our State Capitol, which will be a place of healing for family and friends, as well as an educational legacy about the Vietnam Era for future generations.

NOW, THEREFORE, BE IT RESOLVED, THAT:

The City of Dearborn Heights joins with our Vietnam veterans from across Michigan, and especially in Dearborn Heights, as we honor those veterans, both living, fallen and missing, through our commemorative Vietnam Era display at City Hall as we observe Vietnam Monument Memorial Month; furthermore, that we enjoin our support to create a Vietnam Monument in our State Capitol as a permanent reminder to their valiant service.

Motion unanimously adopted.

- 98-012** Motion by Councilman Paletko, seconded by Councilwoman Van Houten, that the Resolution Recognizing the Life and Legacy of Dr. Martin Luther King Jr. be adopted as follows:

WHEREAS, January 15 is the birthday of the Reverend Dr. Martin Luther King, Jr., whose birth is celebrated on the third Monday of the month; and

WHEREAS, we should take the time to remember the many contributions to American freedom, justice, and equality which were made possible by Dr. King; and

WHEREAS, this great humanitarian, Nobel Peace Prize winner, and Civil Rights leader invited all Americans to share in his dream of freedom and equality, where a person would be judged on the content of his character, and where children of all races, religions, and backgrounds could live and grow in peace and harmony; and

WHEREAS, in recent history, few individuals have epitomized the American ideal of working for brotherhood, and the rights of all people than the late Dr. Martin Luther King, Jr., whose memory has been revered by people of all races and backgrounds in our diverse society; and

WHEREAS, in order to raise consciousness, and educate the people of our City, particularly the children, as to the message of brotherhood, liberty, freedom and equality which guided the footsteps of this entire life.

NOW, THEREFORE, BE IT RESOLVED, THAT:

The City of Dearborn Heights joins with our fellow Americans of every race and background, in acknowledging the great deeds, message, and mission of the late Reverend Dr. Martin Luther King, Jr., on this the occasion of his birth; furthermore, that we re-dedicate ourselves to realizing his dream of tolerance, peace, and a celebration of the diversity of our great country and our City.

Motion unanimously adopted.

- 98-013** Motion by Councilwoman Horvath, seconded by Councilman Baron, that the City Council concurs with and approves the construction Change Order No. 1A to Ric-Man Construction, Inc., 6850 Nineteen Mile Road, Sterling Heights, MI 48314 for the Doxtator Avenue Relief Sewer Project, for the increased amount of \$760,742.50 per, Mayor Canfield, communication dated January 7, 1998. Further, that the Mayor and City Clerk sign the change order.

Motion unanimously adopted.

- 98-014** Motion by Councilwoman Horvath, seconded by Councilman Baron, that the City Council concurs with and approves the budget for engineering services for the Doxtator Avenue Relief Sewer Project to Wade-Trim/Associates, 25185 Goddard Road, PO Box 10, Taylor, MI 48180, in the amount of \$57,000.00 with testing/contingencies budget in the amount of \$104,257.50 and include a maximum incentive to accelerate the conclusion of the project, in the amount of \$15,000 per, Mayor Canfield, communication dated January 7, 1998.

Motion unanimously adopted.

- RESCIND
CM 98-060
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98-015 Motion by Councilwoman Horvath, seconded by Councilman Baron, that the City Council concurs with and approves a separate contract with Ric-Mac Construction, Inc., 6850 Nineteen Mile Road, Sterling Heights, MI 48314, which will require new bonds and insurance for the construction of the Doxtator Avenue Relief Sewer Project per, Mayor Canfield, communication dated January 7, 1998. Further, that the Mayor and City Clerk sign the contract on behalf of the City.

Motion unanimously adopted.

- 98-016** Motion by Councilman Paletko, seconded by Councilman Zulinski, that the City Council concurs with and approves the reappointments of Randolph Erikson and Jeanette Konchel, to the Tax Increment Finance Authority, term to expire December 2001 per, Mayor Canfield, communication dated January 7, 1998.

Motion unanimously adopted.

- 98-017** Motion by Councilman Baron, seconded by Councilwoman Van Houten, that due to the Special Primary and General elections scheduled for Tuesday, February 10 and Tuesday, March 10, 1998 that the regularly scheduled Council Meetings for February 10 and March 10, 1998 be rescheduled to Wednesday, February 11 and Wednesday, March 11, 1998 per, City Clerk Robbins, communication dated January 2, 1998.

Motion unanimously adopted.

- 98-018** Motion by Councilman Paletko, seconded by Councilwoman Horvath, that proposed ordinance H-98-01, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS TO AMEND THE PROVISIONS OF THE CITY OF DEARBORN HEIGHTS GENERAL EMPLOYEES RETIREMENT SYSTEM, CONTAINED IN ARTICLE V OF THE CODE OF ORDINANCES, AS AMENDED, PURSUANT TO SECTION 2-381 OR SAID CODE, TO ADD SECTION 2-25** TO AUTHORIZE DISTRIBUTION OF A DISCRETIONARY SUPPLEMENTAL PAYMENT TO ELIGIBLE RETIREES, be considered read for the first time. Further, that corporation counsel work with General Government legal counsel for drafting of a final ordinance to be read for the second time on January 27, 1998.

Motion unanimously adopted.

- 98-019** Motion by Councilwoman Horvath, seconded by Councilman Baron, that the City Council concurs with and approves the reappointment of John Riley II and Joseph V. Kosinski to the General Government Pension Committee, terms to expire December 1999.

Motion unanimously adopted.

- 98-020** Motion by Councilman Zulinski, seconded by Councilwoman Van Houten, that the City Council concurs with and approves the reappointments of Ruth A. Canfield and John J. Riley II to the Central Wayne County Sanitation Authority, terms to expire June, 1999.

Motion unanimously adopted.

- 98-021** Motion by Councilwoman Horvath, seconded by Councilman Zulinski, that the City Council concurs with and approves the reappointment of Ruth A. Canfield and Daniel S. Paletko to the Southeast Michigan Council of Governments, terms to expire December, 1998.

Motion unanimously adopted.

- 98-022** Motion by Councilman Paletko, seconded by Councilman Baron, that the City Council concurs with and approves the Interagency Agreement with the 20th District Court for the Recycling Program per, Executive Assistant Heise, communication dated January 2, 1998. Further, that the Mayor, City Clerk and Honorable Chief Judge Foran sign the agreement.

Motion unanimously adopted.

- 98-023** Motion by Councilwoman Horvath, seconded by Councilman Baron, to amend CM 97-650 by granting a Special Land Use for the property located at 24327 Joy Road, legally described as Lots 749 to 752 inclusive, also Lots 865 to 869 inclusive, Greater Detroit Fordson Highway Subdivision, for the establishment of a church, pursuant to the recommendation of the Planning Commission, Case # PC 97-13, dated December 11, 1997; further, that the Special Land Use be made pursuant to final site plan approval by the Planning Commission.

Motion unanimously adopted.

- 98-024** Motion by Councilwoman Van Houten, seconded by Councilman Zulinski, that the communication from Executive Assistant Heise, dated January 7, 1998 re: Rescinding of CM 96-063, Granting Construction to Comcast Cablevision for Fiber Optic Wire Across City, be referred back to Administration.

Motion unanimously adopted.

- 98-025** Motion by Councilman Paletko, seconded by Councilwoman Van Houten, that the Lot Split Request from Mr. John Muzyka, 7436 Warwick, Detroit, MI 48228, in Murphy Brothers Martin Park Subdivision be referred to the Committee of the Whole Study Session, February 3, 1998, 7:30 p.m. Also that the representative on Doxtator and an applicant on Doxtator be invited to the meeting. Assessor Welch to contact interested residents.

Motion unanimously adopted.

- 98-026** Motion by Councilwoman Van Houten, seconded by Councilman Baron, that the Community Development Block Grant Program Public Hearings be scheduled at 8:00 p.m. as follows:

February 11, 1998
February 24, 1998
March 24, 1998
August 25, 1998

Action Plan Hearing
Floodplain Hearing
Issuance of Findings
Year End Performance

per, Community Development Director Oliverio, communication dated January 5, 1998.

Motion unanimously adopted.

- 98-027** Motion by Councilman Paletko, seconded by Councilman Zulinski, that the City Council concurs with and approves the payment of the prizes under the Safety Award Program as follows:

1st Place \$500.00; 2nd Place \$250.00 and 3rd Place \$100.00 per, Public Service Administrator Blackburn, communication dated January 6, 1998.

Motion unanimously adopted.

- 98-028** Motion by Councilwoman Horvath, seconded by Councilman Zulinski, that the City Council concurs with the recommendation of the Local Officers Compensation Commission and approve the salaries for the years 1998 and 1999 for the Mayor, Treasurer, City Clerk and the City Council, per Chairman Burkmyre, communication dated December 29, 1997.

Motion unanimously adopted.

- 98-029** Motion by Councilman Zulinski, seconded by Councilwoman Horvath, that the meeting be adjourned.

Motion unanimously adopted.

The meeting adjourned at 9:54 p.m.

JOYCE A. ROBBINS
CITY CLERK

JOSEPH V. KOSINSKI, CHAIRMAN
CITY COUNCIL

MARIA E. LAWRENCE
COUNCIL/CLERK SECRETARY