

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

DECEMBER 22, 1997

97-646 The meeting was called to order at 8:08 p.m. by Council Chairman Joseph V. Kosinski.

Roll Call showed the following:

Present: Councilman Kenneth R. Baron, Councilwoman Margaret M. Horvath, Council Chairman Joseph V. Kosinski, Councilman Daniel S. Paletko, Councilman Frank J. Slomzenski, Councilman Donald R. Wyatt, Councilman Gregg Zulinski.

Absent: None.

Also Present: Mayor Canfield, Administrative Assistant Heise, Corporation Counsel Assistant Sunisloe, Deputy Clerk Robbins, Treasurer Riley, Comptroller Barrow, 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.

The Pledge of Allegiance was led by Councilman Slomzenski and Councilman Wyatt.

97-647 Motion by Councilman Zulinski, seconded by Councilman Baron, that the Agenda for the Regular Meeting of December 22, 1997, be approved with additions of Current Claim 6-20 (Olson Cement Company invoices) and Agenda Item 13-F (SDD-SDM License Transfer 3976 Pelham). Further, that Agenda Item 13-C (Rezoning/Special Land Use 24327 Joy Road) be considered immediately following approval of Minutes.

Motion unanimously adopted.

97-648 Motion by Councilman Paletko, seconded by Councilman Baron, that the City Counsel add Legal Opinion # 89, dated December 16, 1997 related to CM 97-635, which requested an opinion concerning Longevity Pay for Elected Officials as Agenda Item 9

Motion unanimously adopted.

97-649 Motion by Councilman Wyatt, seconded by Councilwoman Horvath, that the Minutes from the Regular Meeting of December 9, 1997, be approved as submitted.

Motion unanimously adopted.

97-650 Motion by Councilwoman Horvath, seconded by Councilman Slomzenski, that the City Council concur with the recommendation from the Planning Commission, PC# 97-13 for the rezoning of property located at 24327 Joy Road from C-1 (Neighborhood Business District) to R1-B (Single Family Residential), legally described as Lots 749 to 752 inclusive also Lots 865 to 869 inclusive, Greater Detroit Fordson Highway Subdivision. Further, that Corporation Counsel be authorized to prepare the proper ordinance.

Motion unanimously adopted.

97-651 Motion by Councilman Baron, seconded by Councilman Zulinski, that Current Claims 6-1 through 6-20, be approved as submitted.

1. BUSINESS RECORDS CORPORATION - Maint. Voting Tabulation Computer System - Inv. 558722 dated 11/17/97 from A/C 101-190-932-000 (Repair/Maint.) \$3,844.00. City Clerk.
2. CENTRAL WAYNE COUNTY SANITATION AUTHORITY - December 1997 Monthly Requirements - Inv. dated 12/02/97 from A/C 101-200-810-000

- (Sanitation) \$169,684.00. General Govt.
3. CITY OF INKSTER - Half Share Construction Cherry Hill Road - Inv. 00265 dated 12/10/97 from A/C 202-202-880-300 (Street Construction) \$27,671.44. DPW-Highway.
 4. E & N CEMENT - Pavement Repairs - Two Inv.'s dated 12/13/97 from A/C 101-440-880-000 (Road Repairs) \$11,362.24 and from A/C 592-540-818-000 (Contractual Services) \$10,003.63. DPW-Water.
 5. M.M.R.M.A. - Third Payment Annual Premium - Inv. 60412-2 dated 09/26/97 from A/C 101-200-911-000 (Insurance) \$180,900.00. General Govt.
 6. NATIONAL LEAGUE OF CITIES - Annual Dues 1998 - Inv. 01A560 dated 10/10/97 from A/C 101-200-958-000 (Dues, Membership) \$3,793.00. General Govt.
 7. OLSON CEMENT COMPANY - Final Payment Various Cement Work - See Council Motion 87-435 from A/C 101-200-863-000 (Sidewalks) \$2,448.88. General Govt.
 8. PAINTER & RUTHENBERG - Roll-Off Services October 1997 - Inv. 12769 dated 11/11/97 from A/C 101-200-810-000 (Sanitation) \$17,200.00. DPW-Highway.
 9. PLANTE & MORAN - Auditing Services June 30, 1997 - Inv. 488424, 488241, 488243 dated 11/19/97; Inv. 483540, 483541 dated 10/21/97 from A/C 101-200-817-000 (Professional & Consult) \$28,900.00 and from A/C 592-536-817-000 (Professional & Consult) \$3,000.00. General Govt.
 10. QUAD-TRAN OF MICHIGAN - Data Processing Services December 1997 - Inv. 2759 dated 11/26/97 from A/C 101-130-818-000 (Contractual Services) \$3,135.00 and A/C 101-130-728-000 (Office Supplies) \$556.30. District Court.
 11. RIC-MAN CONSTRUCTION - Downriver Relief Sewer Project - Cert. #3 dated 12/09/97 from A/C 592-XXX-152-000 (Water System) \$233,231.40. Water Dept.
 12. STATEWIDE SECURITY TRANSPORT - Prisoner Food & Lodging October 1997 - Inv. Dated 11/26/97 from A/C 101-200-868-000 (Prisoner Food & Lodging) \$9,373.55. General Govt.
 13. WADE-TRIM/ASSOCIATES - Assist City with CSO Permits - Inv. 55773 dated 12/08/97 from A/C 592-XXX-152-000 (Water System) \$910.90.
 14. WADE-TRIM/ASSOCIATES - Construction Engineering for Cabri Lanes Condo - Inv. 55760 dated 12/10/97 from A/C 592-XXX-255-000 (Jobs-in-Progress) \$280.40. Building/Engineering.
 15. WADE-TRIM/ASSOCIATES - Inspection Days Downriver Relief Sewer - Inv. 55877 dated 12/09/97 from A/C 592-XXX-152-000 (Water System) \$8,200.56. Water Dept.
 16. WADE-TRIM/ASSOCIATES - Downriver Tech Assistance/Flow Monitoring - Inv. 55757 dated 12/08/97 from A/C 592-XXX-152-000 (Water System) \$15,078.88. Water Dept.
 17. WADE-TRIM/ASSOCIATES - Construction Engineering for Katherine Street Bridge - Inv. 55758 dated 12/08/97 from A/C 103-960-942-096 (Bridge) \$1,567.70. Community Devel.
 18. WAYNE COUNTY - DEPARTMENT OF ENVIRONMENT - Reserve & Maint. of Retention CSO Basin - Inv. 87460 dated 11/25/97 from A/C 592-537-927-100 (CSO Basin) \$131,596.70. Water Dept.
 19. WESTLAND TREE SERVICE - Tree Trimming & Removals - Inv. Dated 11/26/97 from A/C 101-440-820-000 (Tree Trimming) \$8,344.21. DPW-Highway.
 20. OLSON CEMENT COMPANY - Miscellaneous Curb Drops - Various Inv.'s from A/C 103-960-972-097 (Curb Cuts) \$27,831.40. (See Budget Amendment) \$27,831.40.

Motion unanimously adopted.

97-652 Motion by Councilman Paletko, seconded by Councilman Slomzenski, that the only bidder meeting all specifications, Wolverine Truck Sales Inc., 33550 Wyoming, Dearborn, MI 48120, for one (1) L8000 Dump Truck, in the amount of \$64,972.00 less trade-in \$2,272.00, for a total of \$62,700.00, and payment thereof, be approved, per Public Service Administrator Blackburn, communication dated November 24, 1997.

Motion unanimously adopted.

- 97-653** Motion by Councilman Paletko, seconded by Councilman Baron, that the City Council adopt the 1997-98 Water Department Budget, in the amount of \$12,079,190.00 and the 1997-98 Major & Local Streets Budget, in the amount of 2,847,268.00 per, Mayor Canfield, communication dated December 15, 1997.

Motion unanimously adopted.

- 97-654** Motion by Councilwoman Horvath, seconded by Councilman Zulinski, that the communication from Mayor Canfield, dated December 5, 1997 re: The Mayoral reappointments of Karen Payne and Michael Trohimczyk to the City Beautiful Commission, terms to expire September, 2000 be received, contents noted and filed.

Motion unanimously adopted.

- 97-655** Motion by Councilman Baron, seconded by Councilwoman Horvath, that the City Council authorize the disposal of broken and/or unusable office equipment and furniture:

Nine (9) Victor or Monroe Adding Machines tag #'s 2941, 2929, 3961, 3832, 3847, 3831, 1358, 3861 and 3841; Three (3) Royal or IBM Typewriters tag # 1307, 1328, 2221 and three (3) Chairs tag # 1306, 1288 and 2221 per, Treasurer Riley, communication dated December 12, 1997.

Motion unanimously adopted.

- 97-656** Motion by Councilman Slomzenski, seconded by Councilman Wyatt, that the City Council discontinue the practice of elected officials receiving longevity pay as of December 31, 1997.

AYES: Councilman Slomzenski, Councilman Wyatt, Councilman Zulinski.
NAYS: Councilman Baron, Councilwoman Horvath, Council Chairman Kosinski, Councilman Paletko.
ABSENT: None.

Motion defeated.

- 97-657** Motion by Councilman Paletko, seconded by Councilman Baron, that the communication from Councilman Slomzenski, dated December 17, 1997 re: Longevity Pay Based on Council Service be received, contents noted and filed.

Motion unanimously adopted.

- 97-658** Motion by Councilman Baron, seconded by Councilman Zulinski, that the City Council concurs with and approves an Amendment to the Berwyn School purchase from the Crestwood School District which revises the legal descriptions and plat maps for the purchase of the Berwyn School and that the revisions be incorporated into the original purchase offer which inadvertently omitted Lots 622 through 626 and the N 24 ft. of Lot 627 Valley Park Sub No 2 per, Administrative Assistant Heise, communication dated December 17, 1997. Further, that the Mayor and City Clerk sign on behalf of the City.

Motion unanimously adopted.

- 97-659** Motion by Councilwoman Horvath, seconded by Councilman Zulinski, that the City Council approve a Budget Amendment to cover the salary, fringe benefits and supplies needed for the new employee in the District Court as follows:

INCREASE REVENUES

DISTRICT COURT REVENUES

# 101-000-655-000	\$ 19,000.00
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INCREASE EXPENDITURES	DISTRICT COURT SALARIES
# 101-130-706-000	\$ 11,500.00

INCREASE EXPENDITURES	DISTRICT COURT FRINGE BENEFITS
# 101-130-726-000	\$ 2,500.00

INCREASE EXPENDITURES	DISTRICT COURT CAPITAL OUTLAY
# 101-130-981-000	\$ 5,000.00

per, Comptroller Barrow, communication dated December 17, 1997.

Motion unanimously adopted.

- 97-660** Motion by Councilman Baron, seconded by Councilwoman Horvath, that the City Council approve a Budget Amendment to cover the finalization of the 1997 Curb Cut Program as follows:

DECREASE EXPENDITURE	CDBG CONTINGENCY
# 103-960-997-097	\$ 7,332.00

INCREASE EXPENDITURE	CDBG CURB CUTS
# 103-960-972-097	\$7,332.00

per, Comptroller Barrow, communication dated December 16, 1997.

Motion unanimously adopted.

- 97-661** Motion by Councilman Zulinski, seconded by Councilwoman Horvath, that Wade-Trim/Associates, 25185 Goddard Road, PO Box 10, Taylor, MI 48180 be authorized to prepare the plans and specifications and go out for bids for the Municipal Park Walkway, at a cost not-to-exceed \$11,000.00 per, Community Development Director Oliverio, communication dated December 10, 1997. This project is budgeted in the 1997-98 CDBG Program.

Motion unanimously adopted.

- 97-662** Motion by Councilwoman Horvath, seconded by Councilman Baron, that the City Council concurs with and approves the purchase of seven (7) Ford Crown Victoria Police Package Vehicles, at the cost of \$19,525.00 each, for a total of \$136,675.00, and payment thereof, per, Police Chief Webber, communication dated December 12, 1997. This is a State of Michigan bid price and funds are available in the budgeted Capital Outlay Account.

Motion unanimously adopted.

- 97-663** Motion by Councilwoman Horvath, seconded by Councilman Paletko, that the City Council concurs with and approves the purchase of two (2) Ford Crown Victoria's, at a cost of \$19,212.00 each, for a total of \$38,424.00, and payment thereof, per, Public Service Administrator Blackburn, communication dated December 11, 1997. This is a State of Michigan bid price and monies for this purchase to be allocated from Water A/C 592-537-981-000 and Building/Maintenance A/C 592-265-981-000.

Motion unanimously adopted.

- 97-664** Motion by Councilman Baron, seconded by Councilwoman Horvath, that the City Council authorize the disposal of broken and/or defective equipment:

Three (3) Fire Hoses Tag #H623, H664 and H666; One (1) Siren #0496 traded with Vehicle 1231 per, Fire Chief Langlois, communication dated December 10, 1997.

Motion unanimously adopted.

- 97-665** Motion by Councilman Slomzenski, seconded by Councilman Wyatt, that a copy of Council Motion 97-635 along with Section 4.9 of the Charter and the legal opinion from Corporation Counsel be sent to the Attorney General for an opinion on the legality of elected officials receiving longevity pay. Further, that the City Clerk be requested to send said documents.

AYES: Councilman Baron, Council Chairman Kosinski, Councilman Paletko, Councilman Slomzenski, Councilman Wyatt, Councilman Zulinski.

NAYS: Councilwoman Horvath.

ABSENT: None.

Motion adopted.

- 97-666** Motion by Councilman Paletko, seconded by Councilman Zulinski, that the opinion letter from Corporation Council, dated December 16, 1997 re: Longevity Pay for Elected Officials be received, contents noted and filed. Further, that it be added to the Opinion File in the City Clerk's Office.

Motion unanimously adopted.

- 97-667** Motion by Councilman Paletko, seconded by Councilman Zulinski, that proposed Ordinance H-97-11, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCE, CITY OF DEARBORN HEIGHTS, BE AMENDED BY REPEALING SECTION 2-182 OF ARTICLE V AND ADDING NEW SECTION 2-182 OF ARTICLE V CHAPTER 2 OF SAID CODE PROVIDING FOR THE DEFINITION OF OF PARTICIPATING UNIT, ONLY, be considered read for the second time with the correction to Section I, date change from January 1, 1998 to December 31, 1997 and to become effective upon publication in the official newspaper.

AYES: Councilwoman Horvath, Councilman Paletko, Councilman Slomzenski, Councilman Zulinski.

NAYS: Councilman Baron, Council Chairman Kosinski, Councilman Wyatt.

ABSENT: None.

Motion adopted.

- 97-668** Motion by Councilman Baron, seconded by Councilwoman Horvath, that the City Council concurs with and approves Traffic Control Device Request T-81, removal of six (6) "No Stopping, Standing, Parking" signs on Powers Avenue in front of Federal School.

Motion unanimously adopted.

- 97-669** Motion by Councilman Baron, seconded by Councilwoman Horvath, that the City Council concurs with and approves Traffic Control Device Request T-82, "No Stopping, Standing, Parking" signs on the south side of Powers from S/E corner of Powers and Cummings to easternmost property line of Federal School.

Motion unanimously adopted.

- 97-670** Motion by Councilman Paletko, seconded by Councilman Zulinski, that the east/west alley located North of Van Born Road legally described as:

Bounded on the north by the east 15' of Lot 962 and all of Lots 963 through 971 inclusive; bounded on the east by Janet Avenue; bounded on the south by Lots 585 through 603 inclusive and bounded on the west by a previously vacated alley, All contained with Rougelvania Subdivision No. 2. T2S, R10E, Liber 55, Page 33, 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.

- 97-671** Motion by Councilman Paletko, seconded by Councilwoman Horvath, that a Public Hearing be held on February 11, 1998, at 8:00 p.m., to hear objections, if any, to the rezoning of property located at 25996 Van Born Road from C-1 (Neighborhood Business District) to C-2 (General Business District), legally described as Lots 2217 through 2223, inclusive, Watsonia Parks Subdivision No. 3.

Motion unanimously adopted.

- 97-672** Motion by Councilman Baron, seconded by Councilman Wyatt, that business license renewal for Mexican Fiesta, 24310 Ford Road, be approved.

Motion unanimously adopted.

- 97-673** Motion by Councilwoman Horvath, seconded by Councilman Baron, that NTH Consultants, Ltd., 38955 Hills Tech Drive, PO Box 9173, Farmington Hills, MI 48333-9171 be appointed to inspect the Canfield Ice Arena roof, at a cost not-to-exceed \$3,500.00 per, Administrative Assistant Heise, communication dated December 18, 1997. Further, that the Mayor and City Clerk sign on behalf on the City.

Motion unanimously adopted.

- 97-674** Motion by Councilman Baron, seconded by Councilman Wyatt, that the request from Patros & Sons, LLC to transfer ownership of 1997 SDD-SDM licensed business from Musial's Super Market, Inc., located at 3976 Pelham, Dearborn Heights, MI 48125 to Nazsar P. Sheena, 26601 Berg Road, Apt. 129, Southfield, MI 48034; Zuhair Sheena, 14011 Oak Park Blvd., Oak Park MI 48237; Talal P. Sheena, 32251 Glen Cove, Apt. 1, Farmington Hills, MI 48334; Tarik P. Sheena, 7072 Alia Vista, West Bloomfield, MI 48322 and Faez Sheena, 6870 Post Oak Drive, West Bloomfield, MI 48322, be approved and the Liquor Control Commission be so notified. #970004668 NLL.

Motion unanimously adopted.

- 97-675** Motion by Councilwoman Horvath, seconded by Councilman Zulinski, that the meeting be adjourned.

Motion unanimously adopted.

The meeting adjourned at 9:37 p.m.

HELENE S. SHERIDAN
CITY CLERK

JOSEPH V. KOSINSKI, CHAIRMAN
CITY COUNCIL