

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

DECEMBER 14, 1999

99-524 The meeting was called to order at 8:12 p.m. by Council Chairman Joseph V. Kosinski.

Roll Call showed the following:

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, Corporation Counsel Miotke, City Clerk Robbins, Deputy Clerk Pawlukiewicz, Treasurer Riley, Comptroller Barrow, Assessor Pargo, Building & Engineering Director Opalewski, Human Resources Director Sullivan, Police Chief Webber, Fire Chief Barnett, Public Service Administrator Blackburn, Community Development Director Oliverio.

The Pledge of Allegiance was led by Fire Chief Barnett.

99-525 Motion by Councilman Baron, seconded by Councilwoman Blackburn, that the Agenda for the Regular Meeting of December 14, 1999, be approved with the addition of 9-K Appraisal of Utility Personal Property.

Motion unanimously adopted.

99-526 Motion by Councilman Paletko, seconded by Councilwoman Blackburn, that the Minutes from the Regular Meeting of November 23, 1999, be approved as submitted.

Motion unanimously adopted.

99-527 Motion by Councilwoman Horvath, seconded by Councilman Zulinski, that Current Claims 6-1 through 6-29, be approved as submitted.

1. ACCUMED BILLING - October 1999 Billing for Ambulance Runs - Inv. dated 11/02/99 from A/C 101-000-626-000 (Ambulance Runs) \$1,944.13. General Govt.
2. AUDIA CONCRETE CONSTRUCTION - Water Main Breaks Sidewalk Repairs - Inv. dated 12/01/99 from A/C 592-537-818-000 (Contract Services) \$12,893.72. Water Dept.
3. AUDIA CONCRETE - 1999 Sidewalk Replacement Program - Various Inv.'s from A/C 101-200-963-000 (Sidewalks) \$225,885.10. General Govt.
4. CENTRAL WAYNE COUNTY SANITATION AUTHORITY - Materials delivered 09/99 & Admin. Debt 11/99 Inv. dated 11/17/99 from A/C 101-200-810-000 (Sanitation) \$167,378.36. General Govt.
5. CITY OF DEARBORN - AFIS Evidence Processing 04/99-07/99 - Inv. 61444 dated 10/21/99 from A/C 101-300-818-000 (Contract Services) \$1,665.00. Police Dept.
6. E & N CEMENT - Pavement Repairs - 2 Inv.'s dated 12/04/99 from A/C 101-440-880-000 (Road Repairs) \$14,862.83 and A/C 592-537-818-000 (Contract Services) \$54,111.50. DPW-Water.
7. ELECTION SYSTEMS & SOFTWARE - Annual Software License Fees - Inv. 412422 dated 11/11/99 from A/C 101-190-932-000 (Repair/Maint.) \$4,114.00. Elections.
8. ELLEFSON BUILDING DEMOLITION CO. - Various Inv.'s from A/C 101-371-818-010 (Demo) \$45,718.75. Building/Eng.
9. GARDEN CITY OSTEOPATHIC HOSPITAL - Shoulder Surgery - Ck. Req. dated

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- 11/17/99 from A/C 101-200-724-000 (Workers Comp.) \$3,373.06. General Govt.
10. INSITUFORM TECH - Sewer Lining Project - Inv. 130-155 dated 09/27/99 from A/C 592-540-818-040 (Contract Services) \$15,205.80. Water Dept.
 11. JOHNSON CONTROLS - Maintenance Agreement City Buildings - Inv. 85909085 dated 07/02/99 from A/C 101-265-818-000 (Contract Services) \$15,648.00. Building Maint.
 12. LIFE SUPPORT TRAINING INST. - Paramedic Training - Inv. 2593 dated 10/29/99 from A/C 101-335-962-000 (Paramedic Training) \$4,350.00. Fire Dept.
 13. MMRMA - Additional Contribution - Inv. R395 dated 11/19/99 from A/C 101-200-911-000 (Insurance) \$200,000.00. General Govt.
 14. NAGEL CONSTRUCTION - Sewer Cleaning Program - Inv. 1217 dated 11/30/99 from A/C 592-540-818-030 (Contract Services) \$18,912.41. Water Dept.
 15. PAINTER & RUTHENBERG - Roll Off Services October '99 - Inv. 32327 dated 11/02/99 from A/C 101-200-810-000 (Sanitation) \$3,492.00. General Govt.
 16. PLANTE & MORAN - Auditing Service for Single Audit - Inv. 622935 dated 10/19/99 and Inv. 627451 dated 11/11/99 from A/C 103-960-918-098 (Admin.) \$3,500.00. Community Devel.
 17. QUAD-TRAN OF MICHIGAN - Data Processing December '99 - Inv. 3228 dated 11/30/99 from A/C 101-130-818-000 (Contract Services) \$3,200.00 and A/C 101-130-728-000 (Supplies) \$775.80. District Court.
 18. STATEWIDE SECURITY TRANSPORT - Prisoner Food & Lodging October '99 - Inv. dated 11/24/99 from A/C 101-200-868-000 (Prisoners) \$14,492.06. General Govt.
 19. TODAY LINK - Connection Charges November '99 - Inv. 1002 dated 12/02/99 from A/C 101-200-819-999 (Internet) \$5,389.25. General Govt.
 20. WADE-TRIM/ASSOCIATES - Canfield Center Parking Lot - Inv. 11/12/99 from A/C 101-265-981-000 (Capital Outlay) \$905.50. Building Maint.
 21. WADE-TRIM/ASSOCIATES - Legacy Park Condo's Water Main - Inv. 63879 dated 11/12/99 from A/C 592-XXX-255-000 (Jobs in Progress) \$2,886.80. Water Dept.
 22. WADE-TRIM/ASSOCIATES - 1999 Bridge Inspections - Inv. 63871 dated 11/12/99 from A/C 101-440-818-000 (Contract Services) \$3,174.00. DPW-Highway.
 23. WADE-TRIM/ASSOCIATES - Corrective Action Plan - Inv. 63504 dated 10/15/99 and Inv. 63929 dated 11/12/99 from A/C 592-XXX-154-000 (Sewers) \$3,798.30. Water Dept.
 24. WADE-TRIM/ASSOCIATES - Downriver Sewer Service - Inv. 63873 dated 11/12/99 from A/C 592-XXX-154-000 (Sewers) \$552.00. Water Dept.
 25. WADE-TRIM/ASSOCIATES - Phase II CSO Planning Services - Inv. 63503 dated 10/15/99 and Inv. 63298 dated 11/12/99 from A/C 592-XXX-154-000 (Sewers) \$8,557.76. Water Dept.
 26. WADE-TRIM/ASSOCIATES - Street Sweeping Project - Inv. 63930 dated 11/12/99 and Inv. 63628 dated 10/15/99 from A/C 592-XXX-154-000 (Sewers) \$7,467.12. Water Dept.
 27. WADE-TRIM/ASSOCIATES - Library Feasibility Study - Inv. 63194 dated 09/15/99 from A/C 103-960-932-099 (Library) \$882.22. Community Devel.
 28. WADE-TRIM/ASSOCIATES - CDBG ERR Assistance 1999-2000 - Inv. 63976 dated 11/16/99 from A/C 103-960-918-098 (Admin.) \$94.33. Community Devel.
 29. WESTLAND TREE SERVICE - Tree Trimming & Removals - Inv. dated 12/06/99 from A/C 101-440-820-000 (Tree Trimming) \$17,109.15. DPW-Highway.

Motion unanimously adopted.

- 99-528** Motion by Councilman Zulinski, seconded by Councilman Baron, that the low bid from United Floor Center, 3806 Rochester Road, Troy, MI 48083, for carpeting, in the amount of \$2,695.00, and payment thereof, be approved, per Building & Engineering

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Director Opalewski, communication dated November 22, 1999.

Motion unanimously adopted.

- 99-529** Motion by Councilman Paletko, seconded by Councilwoman Blackburn, that the low bid from Interior Environments, LLC, 26935 Northwestern Hwy., Suite 510, Southfield, MI 48034, for office cubicles, in the amount of \$9,221.35, and payment thereof, be approved, per Building & Engineering Director Opalewski, communication dated November 22, 1999. Further, that the Treasurer be authorized to return bid deposits to the unsuccessful bidders.

Motion unanimously adopted.

- 99-530** Motion by Councilwoman Van Houten, seconded by Councilman Zulinski, that the low bid from J & R Farm Tractor Company, 15330 S Dixie Highway, Monroe, MI 48161, for one (1) Tractor-Loader-Backhoe with trade-in, in the amount of \$30,059.00, and payment thereof, be approved, per Public Service Administrator Blackburn, communication dated November 23, 1999. Further, that the Treasurer be authorized to return bid deposits to the unsuccessful bidders. Monies for this purchase have been allocated in Water Department Capital Outlay A/C 592-537-981-000.

Motion unanimously adopted.

- 99-531** Motion by Councilman Baron, seconded by Councilman Paletko, that the bid from Knapheide Jursik Truck Equipment, 4103 Holiday Drive, Flint, MI 48507-3512, for three (3) dump body, spreader, hoist and central hydraulic systems, in the amount of \$59,910.00, and payment thereof, be approved, per Public Service Administrator Blackburn, communication dated November 29, 1999. Monies for this purchase have been allocated in Highway Capital Outlay A/C 592-440-981-000.

Motion unanimously adopted.

- 99-532** Motion by Councilman Zulinski, seconded by Councilman Baron, that the low bid from Metro Ford Inc., 3500 S Martin Luther King Blvd., Lansing, MI 48910, for one (1) 3 to 4 yard dump truck w/front plow and salt spreader, in the amount of \$29,967.00, and payment thereof, be approved, per Public Service Administrator Blackburn, communication dated November 29, 1999. Further, that the Treasurer be authorized to return bid deposits to the unsuccessful bidders. Funds for this purchase have been allocated in the Building/Maintenance Capital Outlay A/C 101-265-981-000.

Motion unanimously adopted.

- 99-533** Motion by Councilman Paletko, seconded by Councilman Zulinski, that the lowest bidder meeting all specifications Bill Wink Chevrolet-GMC, 10700 Ford Road, PO Box 1286, Dearborn, MI 48121, for one (1) mechanics truck w/lift gate, in the amount of \$29,914.00, and payment thereof, be approved, per Public Service Administrator Blackburn, communication dated November 24, 1999. Further, that the Treasurer be authorized to return bid deposits to the unsuccessful bidders. Funding for this purchase have been allocated in the Water Department Capital Outlay A/C 592-536-981-000.

Motion unanimously adopted.

- 99-534** Motion by Councilwoman Blackburn, seconded by Councilwoman Van Houten, that the City Council concurs with and approves the expenditure for the Federal unfunded mandate "Consumer Confidence Report" for 1998-99, in an amount not to exceed \$15,000.00, per Mayor Canfield, communication dated December 6, 1999. This report

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is required by the Federal Clean Water Act and the Michigan Safe Drinking Water Act and must be prepared and mailed out to all residential and commercial water customers.

Motion unanimously adopted.

- 99-535** Motion by Councilman Baron, seconded by Councilman Zulinski, that the communication from Mayor Canfield, dated December 6, 1999 re: The Appointment of Laura Wilinski, 24635 Colgate to the City Beautiful Commission, term to expire September 2000, be received, contents noted and filed.

Motion unanimously adopted.

- 99-536** Motion by Councilman Paletko, seconded by Councilwoman Van Houten, that the City Council concurs with and approves the request from the Dearborn Heights Lions Club for their annual street sales of candy canes on Saturday, December 18, 1999 at various locations throughout the City.

Motion unanimously adopted.

- 99-537** Motion by Councilwoman Van Houten, seconded by Councilman Baron, that the City Council concurs with and approves the reappointment of Theodore Monolidis and Dwight Vincent to the Dearborn Heights Canvassing Board, terms to expire December 31, 2003.

Motion unanimously adopted.

- 99-538** Motion by Councilwoman Horvath, seconded by Councilwoman Van Houten, that the City Clerk be authorized to prepare for a Special Election on Tuesday, May 9, 2000 for the proposed millage renewal for contract obligation to the Central Wayne County Sanitation Authority.

Motion unanimously adopted.

- 99-539** Motion by Councilwoman Van Houten, seconded by Councilwoman Horvath, to refer to Corporation Counsel the proposed millage renewal for the Central Wayne County Sanitation Authority for review and drafting and return to City Council for final approval.

Motion unanimously adopted.

- 99-540** Motion by Councilman Paletko, seconded by Councilman Zulinski, that the City Council concurs with and approves the Telecommunications Facility Landlord/Tenant Agreement with AT&T Wireless PCS LLC, dba AT&T Wireless Services, 26877 Northwestern Highway, Suite 350, Southfield, MI 48034 for co-location on the existing Sprint Spectrum cellular tower located at the Department of Public Works yard per, Executive Assistant Heise, communication dated December 6, 1999. Further, that the Mayor and City Clerk be authorized to sign the agreement on behalf of the City.

AYES: Councilwoman Blackburn, Councilwoman Horvath, Council Chairman Kosinski, Councilman Paletko, Councilwoman Van Houten, Councilman Zulinski.

NO: Councilman Baron.

ABSENT: None.

Motion adopted.

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- 99-541 Motion by Councilman Baron, seconded by Councilwoman Blackburn, that the City Council concurs with and approves BS&A, Inc. Licensing Agreement for the Windows version of the Equalizer, at a cost of \$11,259.00 and the Support Agreement, at a cost of \$2,800.00, and payment thereof, per Assessor Pargo, communication dated December 7, 1999. These agreement have been encumbered in the 1998-99 Capital Outlay A/C 101-209-981-000 and the 1999-2000 Contractual Services A/C 101-209-818-000. Further, that Assessor Pargo be authorized to sign the agreements on behalf of the City.

Motion unanimously adopted.

- 99-542 Motion by Councilman Paletko, seconded by Councilwoman Blackburn, that the Budget Amendment to cover the final invoices for the 1999 Sidewalk Replacement Program, be approved as follows:

INCREASE REVENUES	SIDEWALKS
# 101-000-628-000	\$ 230,000.00

INCREASE EXPENDITURES	SIDEWALKS
# 101-200-963-000	\$ 230,000.00

per, Comptroller Barrow, communication dated December 14, 1999.

Motion unanimously adopted.

- 99-543 Motion by Councilman Paletko, seconded by Councilwoman Blackburn, that the Budget Amendment to cover the cost of Election Tabulating Equipment Maintenance Agreement, be approved as follows:

INCREASE REVENUES	APPRO. FUND BALANCE
# 101-000-699-000	\$ 3,050.00

INCREASE EXPENDITURES	ELECTION REPAIR/MAINT.
# 101-190-932-000	\$ 3,050.00

per, Comptroller Barrow, communication dated December 14, 1999.

Motion unanimously adopted.

- 99-544 Motion by Councilman Paletko, seconded by Councilwoman Blackburn, that the Budget Amendment to cover the cost of Building Demolitions, be approved as follows:

INCREASE REVENUES	DEMOLITION FEES
# 101-000-640-000	\$75,000.00

INCREASE EXPENDITURES	DEMOLITION FEES
# 101-371-818-010	\$75,000.00

per, Comptroller Barrow, communication dated December 14, 1999.

Motion unanimously adopted.

- 99-545 Motion by Councilman Paletko, seconded by Councilwoman Blackburn, that the Budget Amendment to cover the cost of an upgrade for the Equalizer Network, be approved as follows:

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INCREASE REVENUES
101-000-699-000

APPRO. FUND BALANCE
\$2,895.00

INCREASE EXPENDITURES
101-371-818-000
101-209-818-000
101-253-818-000

CONTRACTUAL SERVICES
\$ 965.00
965.00
965.00

per, Comptroller Barrow, communication dated December 14, 1999.

Motion unanimously adopted.

99-546 Motion by Councilwoman Horvath, seconded by Councilwoman Van Houten, that the City Council support and approve the Dearborn Heights/Redford Township Fire and Life Safety Commission Goals and Activities as follows:

WHEREAS, 22% of the catastrophic residential fires (defined as a fire that kills more than five people) in the United States in 1998 were here in Michigan; and

WHEREAS, on August 7, 1998 at 4:33 a.m., a twenty-six year old man and four children died from smoke inhalation in a home that did not have a smoke detector; and

WHEREAS, firefighters across our nation believe that they have a responsibility not only to suppress fires, handle hazardous spills and fumes, and respond to threatening conditions and medical emergencies; they believe that they are responsible for educating the general public, developing community awareness and reaching out to the families they serve to promote fire and life safety; and

WHEREAS, the Fire Departments of the City of Dearborn Heights and the Charter Township of Redford have formed a partnership to share knowledge, resources, and current technology and tactics; and

WHEREAS, these Departments have formed the "Dearborn Heights-Redford Township Fire Safety Commission" and the Commission is preparing to solicit funds from private foundations and corporations to secure a fire safety demonstration house, towing vehicle, training and teaching firefighter hours and educational materials; and

WHEREAS, the Commission has designed an aggressive, curriculum based program, targeting the thousands of children who attend public and private schools in the two communities and have developed a philosophy to:

- . Instruct children in the basic principles of fire and life safety
- . Reinforce fire safety principles by actual practice in a simulated home environment
- . Create dialog between children and their parents regarding fire safety
- . Expand the program to include senior citizens and preschoolers, and

WHEREAS, the Dearborn Heights-Redford Township Fire Safety Commission must have the full support of the Mayor and City Council of Dearborn Heights in order to continue their endeavors; and

THEREFORE, BE IT RESOLVED, that the Mayor and Dearborn Heights City Council lends its enthusiastic support to the program and philosophy of the Dearborn Heights-Redford Township Fire Safety Commission; and

BE IT FURTHER RESOLVED, that the Board shall support the Commission's efforts to secure the necessary funding to establish and maintain the fire safety

demonstration house and education program; and

BE IT, THEREFORE PROCLAIMED, that the Mayor and City Council of Dearborn Heights supports, congratulates and encourages the success of the Dearborn Heights-Redford Township Fire Safety Commission.

Motion unanimously adopted.

- 99-547** Motion by Councilman Baron, seconded by Councilwoman Blackburn, that the City Council concurs with and approves a three year (3) year contract extension with E & N Cement Company, Inc., 23938 Woodham, Novi, MI 48374 for repair and replacement of concrete and structures throughout the community as follows:

First year - July 1, 2000 through June 30, 2001, two percent (2%), Second year - July 1, 2001 through June 30, 2002, two percent (2%) and Third year - July 1, 2002 through June 30, 2003, two percent (2%) per, Public Service Administrator Blackburn, communication dated December 6, 1999.

Motion unanimously adopted.

- 99-548** Motion by Councilman Paletko, seconded by Councilwoman Blackburn, that the City Council support and approve the Resolution Opposing Special Tax Breaks for Utilities as follows:

WHEREAS, the State Tax Commission is charged with the proper administration of the laws governing assessments and the levying of taxes in this state; and

WHEREAS, Article 9, Section 3 of the Michigan Constitution mandates that the legislature provide for the *uniform* general ad valorem taxation of tangible personal property, provide for the determination of the true cash value of such personal property and provide the proportion of true cash value at which such property shall be *uniformly* assessed; and

WHEREAS, by administrative fiat, the State Tax Commission has adopted special composite multipliers that must be used in calculating the ad valorem tax assessment of gas and electrical utility transmission and distribution systems throughout the State of Michigan; and

WHEREAS, the adopted multipliers greatly undervalue the taxable property of utility companies; and

WHEREAS, the special utility multipliers effectively grant Michigan utilities millions of dollars in tax breaks that are unavailable to any other Michigan citizen or business; and

WHEREAS, the special utility tax breaks reduce by over one hundred million dollars the local revenues necessary to support essential services provided by schools, community colleges, parks, public safety and other units of local government; and

WHEREAS, the special utility tax breaks unfairly shift significant tax burdens from utilities to other Michigan businesses and citizens, forcing increases in local taxes and/or severe reduction in educational, recreational, public safety or other local governmental services; and

WHEREAS, Court intervention is necessary to stop the ill-advised and unconstitutional special utility tax break;

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NOW THEREFORE BE IT RESOLVED, that the City of Dearborn Heights hereby endorses and pledges its support of the legal challenge to the State Tax Commissions's action.

BE IT FURTHER RESOLVED, the City of Dearborn Heights appropriate funds in the amount of \$1,596 to help offset legal costs and expenses incurred in this challenge per, Assessor Pargo, communication dated December 14, 1999. Further, that the City pledge support to the defense fund in the amount of \$1,596.00.

Motion unanimously adopted.

- 99-549** Motion by Councilman Paletko, seconded by Councilman Zulinski, that the City Council concurs with and approves the Proposed Maximum Audit Fees Schedule for the June 30, 2000 Audit from Plante & Moran, LLP, 27400 Northwestern Highway, Southfield, MI 48037-0307, per, Gordon E. Krater, communication dated November 24, 1999.

Motion unanimously adopted.

- 99-550** Motion by Councilwoman Van Houten, seconded by Councilman Baron, that business license renewal for O'Grady's Irish Pub, 3651 S Beech Daly, Dearborn Heights, MI 48125, be approved.

Motion unanimously adopted.

- 99-551** Motion by Councilman Paletko, seconded by Councilman Zulinski, that the meeting be adjourned.

Motion unanimously adopted.

The meeting adjourned at 10:22 p.m.

JOYCE A. ROBBINS
CITY CLERK

JOSEPH V. KOSINSKI, CHAIRMAN
CITY COUNCIL

MARIA E. LAWRENCE
COUNCIL/CLERK SECRETARY