

# MINUTES DECEMBER 11, 2018

## REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

**18-420** The meeting was called to order at 8:02 p.m. by Council Chairwoman Malinowski Maxwell.

Roll Call showed the following:

Present: Council Chairwoman Denise Malinowski Maxwell, Councilman Dave Wassim Abdallah, Councilman Bill Bazzi, Councilman Robert Constan, Councilwoman Lisa Hicks-Clayton, Councilman Ray Muscat, Councilman Tom Wencel.

Absent: None.

Also Present: City Clerk Prusiewicz, Mayor Paletko, Chief of Staff Laslo, Community & Economic Development Director Hachem, Comptroller Vance, Corporation Counsel Miotke, Emergency Management Director Gavin, Fire Chief Brogan, Human Resource Director Sobota-Perry, Library Director McCaffery, Ordinance Enforcement Director McIntyre, Police Chief Voltattorni.

The Pledge of Allegiance was led by Council Chairwoman Denise Malinowski Maxwell.

**18-421** Motion by Councilman Constan, seconded by Councilman Bazzi, that the Agenda for the Regular Meeting of December 11, 2018, with the addition of 8-D, DHPEA/TPOAM 2016-2021 Contract and two Memorandums of Understandings and 8-E, Extension of DHPEA/TPOAM pension benefits to the non-union employees of the City of Dearborn Heights, be approved.

Motion unanimously adopted.

**18-422** Motion by Councilman Abdallah, seconded by Councilwoman Hicks-Clayton, that the Minutes from the Regular Meeting of November 27, 2018 be approved as outlined.

Motion unanimously adopted.

**18-423** Motion by Councilman Constan, seconded by Councilman Muscat, that Current Claims 6-1 through 6-36, **subject to the clarification/correction of Claim 6-35**, be approved as submitted.

|     |                                           |                    |              |               |
|-----|-------------------------------------------|--------------------|--------------|---------------|
| 1.  | A Land Construction                       | Cont Services      | \$27,949.00  | DPW           |
| 2.  | Compass Minerals America                  | Road Supply        | \$24,887.94  | Highway       |
| 3.  | Artistic Landscaping Lawn Service         | Sidewalk/Weed      | \$6,433.00   | Ordinance     |
| 4.  | cbts                                      | SenCitizen         | \$7,709.87   | Parks & Rec   |
| 5.  | cbts                                      | Supplies           | \$6,044.78   | Parks & Rec   |
| 6.  | Central Wayne County Sanitation Authority | Sanitation         | \$62,881.24  | GeneralGovt   |
| 7.  | Compulocks Brands Inc.                    | Capital Outlay     | \$1,529.58   | Comptroller   |
| 8.  | Contractors Connection                    | Inv-Auto Parts     | \$1,754.55   | Water         |
| 9.  | Cummings, McClorey, Davis & Acho          | Prof/Con           | \$4,320.00   | GeneralGovt   |
| 10. | D & D Water & Sewer                       | Water System       | \$94,616.70  | Water         |
| 11. | Dearborn Tree Service                     | Tree Removal       | \$4,900.00   | Highway       |
| 12. | EJ USA, Inc.                              | Inv-piping/transmg | \$4,101.70   | Water         |
| 13. | Etna Supply                               | Inv-Auto Parts     | \$14,274.13  | Water         |
| 14. | FBH Architectural Security, Inc.          | Cont Services      | \$2,196.00   | Recreation    |
| 15. | Ferguson Waterworks                       | Inv-piping/trans   | \$3,407.83   | Water         |
| 16. | Hydro Corp                                | Cont Services      | \$2,976.00   | Water         |
| 17. | J & B Medical Supply                      | Medical Sup        | \$3,714.47   | Fire          |
| 18. | Library Network, The                      | Capital Outlay     | \$29,133.01  | Library       |
| 19. | Metro Carpet and Floors                   | SenCitizen         | \$3,510.00   | Parks & Rec   |
| 20. | Michigan Humane Society                   | Animal Pro         | \$3,960.00   | Ordinance     |
| 21. | M.M.R.M.A.                                | Insurance          | \$366,483.00 | Water         |
|     | M.M.R.M.A.                                | Insurance          | \$50,000.00  | GeneralGovt   |
| 22. | Nagel Construction, Inc.                  | Cont Services      | \$35,134.28  | Water         |
| 23. | Northwestern University                   | Training           | \$4,250.00   | Police        |
| 24. | Paylocity                                 | Cont Services      | \$14,596.66  | GeneralGovt   |
| 25. | Physio-Control, Inc.                      | Cont Services      | \$2,948.76   | Fire          |
| 26. | R & R Fire Truck Repair                   | Rep & Mtce Equip   | \$4,262.00   | Fire          |
| 27. | RKA Petroleum, Inc.                       | Motor Fuel         | \$26,124.40  | Water         |
| 28. | RKA Petroleum, Inc.                       | Motor Fuel         | \$6,078.34   | Fire          |
| 29. | Revize LLC                                | Prof/Con           | \$3,950.00   | GeneralGovt   |
| 30. | Tredroc Tire Services                     | Inv/auto           | \$2,342.08   | Water         |
| 31. | Wade Trim                                 | Eng Service        | \$5,630.70   | B&E Dept      |
| 32. | Walt Kempinski Graphics                   | Newsletter Exp     | \$2,234.05   | Cable TV      |
| 33. | Wayne County                              | Sewage Disposal    | \$346,102.52 | Water         |
| 34. | Miotke, Gary T.                           | Coun. Services     | \$11,097.90  | GeneralGovt   |
| 35. | Secrest, Wardle, Lynch, Hampton et al.    | Coun. Services     | \$9,066.50   | GeneralGovt   |
| 36. | Star Fence Company                        | Supplies           | \$1,600.00   | Building/Mtce |

## Minutes DECEMBER 11, 2018 Continued

Ayes: Council Chairwoman Malinowski Maxwell, Councilman Abdallah, Councilman Constan, Councilwoman Hicks-Clayton, Councilman Muscat, Councilman Wencel.  
Nays: Councilman Bazzi.  
Absent: None.

Motion adopted.

- 18-424** Motion by Councilman Abdallah, seconded by Councilman Bazzi, to authorize the Comptroller's office to advertise and receive bids for the Old Orchard Pond Restoration Project, as outlined in Item 7-A. Per Public Service Administrator Zimmer communication dated December 3, 2018.

Motion unanimously adopted.

- 18-425** Motion by Councilman Muscat, seconded by Councilman Abdallah, to approve the annual permits and performance resolutions for special events and work to be performed on County Road Rights-of-Way in the City's jurisdiction during 2019 and direct the City Clerk and Mayor to sign on behalf of the City, as outlined in Item 8-A. Per Mayor Paletko communication dated November 30, 2018.

Motion unanimously adopted.

- 18-426** Motion by Councilman Abdallah, seconded by Councilman Constan, to approve and authorize the Mayor to sign the PA 202 Corrective Action Plan and to file the information with the State of Michigan in December, as outlined in 8-B. Per Martin J. Olejnik, Plante Moran, communication dated December 6, 2018.

Motion unanimously adopted.

- 18-427** Motion by Councilwoman Hicks-Clayton, seconded by Councilman Abdallah, to refer back to administration the Warren Valley Golf Consultant Agreement, as outlined in 8-C. Per Mayor Paletko communication dated December 4, 2018.

Motion unanimously adopted.

- 18-428** Motion by Councilman Abdallah, seconded by Councilwoman Hicks-Clayton, to approve the agreement with the Dearborn Heights Public Employees Association (DHPEA/TPOAM) for the years 2016 through 2021 and the two Memorandums of Understanding and to authorize the Mayor and the City Clerk to sign the agreement on behalf of the City, as outlined in Item 8-D. Per Mayor Paletko communication dated December 10, 2018.

Motion unanimously adopted.

- 18-429** Motion by Councilman Abdallah to extend the Dearborn Heights Public Employees Association (DHPEA/TPOAM) pension benefits to the non-union employees of the City of Dearborn Heights. Further, that a first draft of an ordinance be read that reflects these changes from Corporation Counsel Miotke, as outlined in Item 8-E. Per Mayor Paletko communication dated December 10, 2018.

Motion did not receive a second.

- 18-430** Motion by Councilwoman Hicks-Clayton, seconded by Councilman Bazzi, to approve and authorize the Annual Publication of the Amended Notice of Meetings as required under Public Act No. 267, Public Acts of 1976, on the City's website, as outlined in 9-A. Per City Clerk Walter Prusiewicz communication dated December 5, 2018.

Motion unanimously adopted.

- 18-431** Motion by Councilman Abdallah, seconded by Councilman Bazzi, to approve the Agreement between the City of Dearborn Heights and the River Oaks Estates Community Association relative to access to undertake project to improve the Old Orchard Pond and to authorize the Mayor and City Clerk to execute the agreement on behalf of the City, as outlined in Item 9-B. Per Corporation Counsel communication dated December 4, 2018.

Motion unanimously adopted.

- 18-432** Motion by Councilman Muscat, seconded by Councilman Bazzi, to accept the MI-Wish grant through the State, as outlined in Item 9-C. Per Fire Chief Brogan communication dated November 27, 2018.

Motion unanimously adopted.

- 18-433** Motion by Councilman Muscat, seconded by Councilman Abdallah, to approve the purchase of 11 Blackhawk Concealment Holsters, 11 Smith and Wesson MP 2.0 Compact 45 and 8 Smith and Wesson .45, as outlined in 9-D. Per Police Chief Voltattorni communication dated November 19, 2018.

Motion unanimously adopted.

- 18-434** Motion by Councilman Constan, seconded by Councilman Abdallah, to approve the purchase and payment of 10 Fully Equipped Primary Weapon Systems for Tactical Response Unit, as outlined in 9-E. Per Police Chief Voltattorni communication dated November 19, 2018.

Motion unanimously adopted.

- 18-435** Motion by Councilwoman Hicks-Clayton, seconded by Councilman Bazzi, to approve the payment to Motorola in the amount of \$19,369.49 for the annual lease for portable radios. This amount is an annual fee and will be taken from the Police Department's contractual services account, as outlined in 9-F. Per Police Chief Voltattorni communication dated November 29, 2018.

Motion unanimously adopted.

- 18-436** Motion by Councilman Abdallah, seconded by Councilwoman Hicks-Clayton, to concur with the recommendation of a 60 day extension of Nagel Construction, Inc., Sewer Cleaning/Televising Contract, as outlined in 9-G. Per Public Service Administrator Zimmer communication dated December 3, 2018.

After Council discussion, Councilman Abdallah offered the following amended motion:

Motion by Councilman Abdallah, seconded by Councilwoman Hicks-Clayton, to extend the current contract with Nagel Construction, Inc., for a maximum period to January 31, 2019 to provide sufficient time to interview the low bidder(s) and make a recommendation of contract award to the Council Body.

Motion unanimously adopted.

- 18-437** Motion by Councilwoman Hicks-Clayton, supported by Councilman Abdallah, to move to a Study Session the 2018-19 Water Budget, as outlined in 9-H. Per Public Service Administrator Zimmer communication dated December 4, 2018.

Motion unanimously adopted.

- 18-438** Motion by Councilman Muscat, supported by Councilman Bazzi, to move that Proposed Ordinance No. H-18-07, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY ADDING SECTION 2-1 CONCERNING MARKING CITY-OWNED VEHICLES WITH THE CITY SEAL.

THE CITY OF DEARBORN HEIGHTS ORDAINS THAT THE CODE OF ORDINANCES OF THE CITY OF DEARBORN HEIGHTS, MICHIGAN, IS HEREBY AMENDED BY ADDING A SECTION, TO BE NUMBERED 2-1 be considered read for the second time and become effective upon publication, as outlined in Item 11-A.

Motion unanimously adopted.

- 18-439** Motion by Councilman Abdallah, supported by Councilman Bazzi, to move that Ordinance No. H-18-09, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY ADDING A NEW ARTICLE IV UNDER CHAPTER 8 AND A NEW SECTION 8-60 PROHIBITING MARIHUANA ESTABLISHMENTS WITHIN THE CITY.

THE CITY OF DEARBORN HEIGHTS ORDAINS THAT THE CODE OF ORDINANCES OF THE CITY OF DEARBORN HEIGHTS, MICHIGAN, IS HEREBY AMENDED BY ADDING A SECTION, TO BE NUMBERED 8-60 be considered read for both a first and second time and be adopted on an emergency basis, it being declared that this emergency action is necessary for the reasons stated in the ordinance.

Motion unanimously adopted.

- 18-440** Motion by Councilman Abdallah, supported by Councilman Constan, to concur with Comptroller Vance and adopt the following Community Development Block Grant Fund Deficit Elimination Plan Resolution, as outlined in 11-C. Per Comptroller Vance communication dated December 4, 2018.

WHEREAS The City of Dearborn Heights' Community Development Block Grant Fund has a \$4,014 deficit fund balance as of June 30, 2018; and

WHEREAS, 1971 PA 140 requires that a Deficit Elimination Plan be formulated by the local unit of government and filed with the Michigan Department of Treasury;

NOW THEREFORE, IT IS RESOLVED that the City of Dearborn Heights' legislative body adopts the following as the City of Dearborn Heights' Community Development Block Grant Fund Deficit Elimination Plan:

A reimbursement request of \$7,643.00 has been submitted with additional expenses subsequent to June 30, 2018, which will be received during fiscal year ended June 30, 2019, thus eliminating the deficit in the Fund.

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BE IT FURTHER RESOLVED that the City of Dearborn Heights' Comptroller submits the Deficit Elimination Plan to the Michigan Department of Treasury for certification.

Motion unanimously adopted.

- 18-441** Motion by Councilman Muscat, seconded by Councilman Bazzi, to approve the Business License renewals for Livernois Motorsports & Engineering, 2500 S. Gulley and Polish Legion AM Vets #16, 25222 Warren, as outlined in Item 13-A.

Motion unanimously adopted.

No Motion was made or offered for the new Business License for Automania LLC, 22120 Van Born, as outlined in 13-B.

- 18-442** Motion by Councilman Abdallah, seconded by Councilman Bazzi to approve the new Business License for MHS International, 20475 W. Warren, as outlined in 13-C.

Motion unanimously adopted.

- 18-443** Motion by Councilman Muscat, seconded by Councilman Constan, that the meeting be adjourned.

Motion unanimously adopted.

The meeting adjourned at 10:25 p.m.

**WALTER J. PRUSIEWICZ**  
**CITY CLERK**

**DENISE MALINOWSKI MAXWELL**  
**COUNCIL CHAIRWOMAN**

**LYNNE SENIA**  
**COUNCIL SECRETARY**