

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

DECEMBER 9, 2008

08-470 The meeting was called to order at 8:14 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: City Clerk Dudzinski, Mayor Paletko, Treasurer Riley, Administrative Assistant Kramarz, Assessor McDermott, Building & Engineering Inspector Whitehead, Community & Economic Development Director Jamal, Comptroller Barrow, Corporation Counsel Miotke, Emergency Management Director Ankrapp, Fire Chief Gurka, Human Resource Director Sobota-Perry, Library Director Mccaffrey, Police Chief Gavin, Public Service Administrator Franzil.

The Pledge of Allegiance was led by Fire Chief and Goodfellows President Andy Gurka.

08-471 Motion by Councilman Brown, seconded by Councilwoman Van Houten, that the Agenda for the Regular Meeting of December 9, 2008, be approved as submitted.

Motion unanimously adopted.

08-472 Motion by Councilwoman Badalow, seconded by Councilman Brown, that the Minutes from the Regular Meeting of November 25, 2008, be approved as submitted.

Motion unanimously adopted.

08-473 Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that Fund Transfer 6-A and 6-B and Current Claims 6-1 through 6-33, be approved as submitted.

- A. \$1,200.00 Transferred from Contingency (A/C 101-200-997-000) to Civil Service Prof/Consult (A/C 101-200-817-000) to cover the cost of testing for DPW
- B. \$4,000.00 Transferred from Fire Department Schooling (A/C 101-335-825-000) to Fire Department Training (A/C 101-335-962-000) to maintain balanced line items in the Fire Department Budget.

- 1. AGNEW GRAPHIC SIGNS – Lettering for New Rescue – Inv. 4339 dated 10/24/08 from A/C 101-335-981-000 (Capital Outlay) \$1,959.00. ENC. Fire Department
- 2. ALLIANCE BENEFIT GROUP – Actuarial Services GASB 45 – Inv. 61024 dated 10/31/08 from A/C 101-200-817-000 (Prof/Consult) \$3,375.00 and A/C 592-536-817-000 (Prof/Consult) \$1,125.00. General Govt.
- 3. CENTRAL WAYNE COUNTY SANITATION AUTHORITY – Operating & Administration October 2008 – Inv. dated 10/31/08 from A/C 101-200-810-000 (Sanitation) \$76,116.35. General Govt.
- 4. CINTAS CORPORATION – Uniforms for DPW Workers – Inv. 164208, 164209 and 164210 dated 10/24/08 from A/C 592-xxx-110-000 (Inventory) \$6,896.55. ENC. Water Dept.
- 5. CITY OF INKSTER – Annual Fee DEQ NPDES CSO Permit – Ck. Req. Dated 12/02/08 from A/C 592-xxx-154-000 (Sewers) \$3,000.00. Water Dept.
- 6. COMPUTER TECHNOLOGIES INC. – Data Processing – Inv. 70347 dated 11/07/08 from A/C 101-258-932-000 (Repair/Maint) \$2,592.50 and A/C 592-536-932-000 (Repair/Maint) \$2,592.50. Data Processing
- 7. CRANE PRINTING COMPANY – 18,000 2008 Tax Mailers – Inv. 079 dated 11/24/08 from A/C 101-253-728-000 (Supplies) \$2,250.00. ENC. Treasurer
- 8. DEARBORN SURGERY CENTER, LLC – Surgery Workers Compensation Case – Ck. Req. dated 11/13/08 from A/C 101-200-724-000 (Work Comp.) \$3,408.64. General Govt.
- 9. ELECTION SYSTEM & SOFTWARE – Maintenance/Support of Equipment – Inv. 702703 dated 11/12/08 from A/C 101-190-932-000 (Repair/Maint) \$5,453.00. Elections
- 10. FIFTH THIRD BANK – Principal & Interest Telephone Equipment – Inv. 810822190 dated 11/14/08 from A/C 11-200-853-000 (Telephone) \$27,858.60. General Govt.
- 11. CUMMINGS, MCCLOREY, DAVIS & ACHO – Labor Services October 2008 – Inv. 160708 and 160710 dated 11/24/08 from A/C 101-200-817-000 (Prof/Consult) \$5,650.50. General Govt.
- 12. GIARMARCO, MULLINS & HORTON – Attorney Fees October 2008 – Inv. 22 dated 11/11/08 from A/C 592-536-817-000 (Prof/Consult) \$2,004.00. Water Dept.

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13. GARY MIOTKE – Legal Services November 2008 – Inv. dated 12/02/08 from A/C 101-210-826-000 (Counsel Services) \$6,360.00. Corporation Counsel
14. SECREST, WARDLE, LYNCH... - Legal Services October 2008 – Inv. dated 12/02/08 from A/C 101-210-826-000 (Counsel Services) \$9,846.00. Corporation Counsel
15. HEIGHTS TREE SERVICE – Tree Trimming & Removals – Inv. dated 12/02/08 from A/C 101-440-820-000 (Trees) \$4,253.40. DPW-Highway
16. HERRICK MEDICAL CENTER – Surgery Workers Compensation Case – Ck. Req. dated 10/29/08 from A/C 101-200-724-000 (Work Comp) \$1,849.33. General Govt.
17. HYDRO DESIGNS – Cross Connection Program – Inv. 18993-IN dated 10/31/08 from A/C 592-536-817-000 (Prof/Consult) \$3,074.00. Water Dept.
18. JOHNSON CONTROLS – Repair of Boiler Leaks & Maintenance Contract – Inv. 8071768 dated 08/07/08 and Inv. 59535560 dated 11/03/08 from A/C 101-265-818-000 (Contract Services) \$7,376.00 and A/C 738-738-931-000 (Repair/Maint) \$2,125.52. Libraries/Building Maint
19. NAGEL CONSTRUCTION – Sewer Cleaning Program – Inv. 2567 dated 11/25/08 from A/C 592-540-818-030 (Contract Services) \$32,630.48. Water Dept.
20. OAKWOOD HOSPITAL – Hospitalization Workers Compensation Case – Ck. Req. dated 11/08/08 from A/C 101-200-724-000 (Work Comp) \$8,005.04. General Govt.
21. PLANTE & MORAN – Accounting Services October/November 2008 – Inv. 386354 dated 11/25/08 and Inv. 382978 dated 11/10/08 from A/C 592-536-817-000 (Prof/Consult) \$6,305.00. Water Dept.
22. PSYBUS – Evaluation of Employee – Inv. dated 06/30/08 from A/C 101-300-818-000 (Contract Services) \$3,875.00. Police Dept.
23. R & R TRUCK REPAIR – Repair 1996 Pierce Engine – Inv. 35643 and 34644 dated 11/17/08 from A/C 101-335-932-000 (Repair/Maint) \$5,619.38. ENC. Fire Dept.
24. SHEMIN – Nursery Supplies – Inv. 389389 and 389391 dated 11/10/08 from A/C 101-265-931-000 (Repair/Maint) \$2,615.00. ENC. Building Maintenance
25. STATE OF MICHIGAN MDOT – Telegraph Road Reconstruction – Inv. 311579 dated 11/19/08 from A/C 202-202-880-300 (Road Construction) \$15,512.29. Major Streets
26. SYSTEMP – Misc. Repairs at Justice Center – Inv. 7430 dated 10/14/08; Inv. 7326 dated 09/04/08; Inv. 7650 dated 11/13/08; Inv. 7429 dated 10/14/08 and Inv. 7574 dated 10/21/08 from A/C 101-300-818-000 (Contract Services) \$9,744.70. Police Dept.
27. THE LIBRARY NETWORK – Book Services, Telecommunications – Inv. 38229 dated 11/04/08; Inv. 38109 dated 10/23/08 and Inv. 38163 dated 10/24/08 from A/C 738-738-853-000 (Telephones) \$11,644.72 and A/C 738-738-981-000 (Capital Outlay) \$6,449.40. Libraries
28. THE SENIOR ALLIANCE – Annual Dues 2009 – Inv. dated 11/23/08 from A/C 101-691-885-000 (Senior Programs) \$4,661.00. Recreation
29. TRYBUSKI LANDSCAPING – Grass & Weed Cutting (2) Inv.'s from A/C 101-200-963-000 (Grass/Weeds) \$6,011.30. General Govt.
30. WADE-TRIM & ASSOCIATES – Storm Water Matters, DWSD Assistance, Downriver Assistance, Street Repair, Water Master Plan – Inv. 97457, 97459, 97458, 97460, 97465 and 97466 dated 11/25/08 from A/C 592-xxx-154-000 (Sewers) \$6,941.50 and A/C 202-202-880-300 (Street Construction) \$32,387.47. DPW-Water
31. WAYNE COUNTY – DEPARTMENT OF ENVIRONMENT – Downriver Excess Flow 12/08 – Inv. 246049 dated 12/01/08 from A/C 592-537-929-000 (Sewage) \$28,965.00. Water Dept.
32. WOLVERTON TRANSPORT INC. – Removal of Debris from DPW Yard – Inv. dated 11/19/08 from A/C 101-200-810-000 (Sanitation) \$7,680.00. General Govt.
33. WONDERLIC, INC. – Testing for Laborer – Inv. 6209174 dated 10/07/08 from A/C 101-220-817-000 (Prof/Consult) \$1,900.00. See Fund Transfer. Civil Service

Motion unanimously adopted.

- 08-474** Motion by Councilman Berry, seconded by Councilman Brown, that the low bid from Quality One Construction Company, 7921 Normile, Detroit, MI 48126, for the CEDD Side Entrance Door Installation Project located at Berwyn Senior Center, 26155 Richardson, in the amount of \$11,778.00, and payment thereof, be approved, per Community & Economic Development Director Jamal, communication dated November 26, 2008. Further, that the Treasurer be authorized to return bid deposits to the unsuccessful bidders and Mayor and Clerk sign the contract on behalf of the city.

Motion unanimously adopted.

- 08-475** Motion by Councilwoman Horvath, seconded by Councilwoman Badalow, that the City Council concurs with and approves the Business Registration Fee Schedule as discussed at a Study Session November 18, 2008 and associated with proposed

Ordinance H-08-01, Business Registration of \$30.00 for each business, per City Clerk Dudzinski, communication dated December 1, 2008. Additional registration fees for certain items will be the same as the current Business License Fee Schedule for those items.

Motion unanimously adopted.

- 08-476** Motion by Councilwoman Van Houten, seconded by Councilwoman Agius, that the City Council concurs with and approves extending the terms and conditions, with the exception of salary and overtime, contained within the 2008-2011 Collective Bargaining Agreement by and between the City of Dearborn Heights and Local #1355 of the International Association of Fire Fighters aka Dearborn Heights Professional Firefighters Union Local #1355, AFL-CIO, per Fire Chief Gurka, communication dated November 24, 2008.

Motion unanimously adopted.

- 08-477** Motion by Councilman Berry, seconded by Councilwoman Badalow, that the City Council concurs with and approves the quote from Jorgensen Ford, 8333 Michigan Avenue, Detroit, MI 48210 for one (1) 2009 Ford F150 Pickup 4 x 2 for a total of \$15,896.00 and one (1) 2009 Ford F450 Diesel Service Truck, in the amount of \$67,343.00, and payment thereof, per Public Service Administrator Franzil, communication dated December 1, 2008. These items are budgeted in the 2008-2009 capital outlay account and per State of Michigan Bid pricing.

Motion unanimously adopted.

- 08-478** Motion by Councilman Brown, seconded by Councilwoman Badalow, that the City Council concurs with and approves the quote from Cannon Equipment, 51761 Danview Technology Ct., Shelby Twp, MI 48315 for one (1) 12' Dump Body with hydraulics and salt spreader, in the amount of \$19,697.00, and payment thereof, per Public Service Administrator Franzil, communication dated December 1, 2008. These items are budgeted in the 2008-2009 capital outlay account and per State of Michigan Municipal pricing.

Motion unanimously adopted.

- 08-479** Motion by Councilwoman Horvath, seconded by Councilwoman Agius, that the City Council concurs with and approves Wade-Trim Associates, Inc., 25251 Northline Road, P O Box 10, Taylor, MI 48180 to prepare design plans and specifications, acquire necessary permits for construction and advertise for bids in an amount not-to-exceed \$42,000 for the Weddel Water Main Replacement Project, per Public Service Administrator Franzil, communication dated November 18, 2008 and Wade Trim Associates, communication dated August 20, 2008. This project is a joint effort utilizing Water Department and CDBG funds.

Motion unanimously adopted.

- 08-480** Motion by Councilwoman Badalow, seconded by Councilman Brown, that proposed Ordinance H-08-01, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT CHAPTER 8 OF THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS BE AMENDED BY DESIGNATING SECTIONS 8-1 THROUGH 8-20 AS DIVISION 1 REGARDING BUSINESS LICENSING; BY AMENDING EXISTING SECTION 8-2(c)(2); BY AMENDING EXISTING SECTION 8-5; AND FURTHER BY ADDING DIVISION 2, SECTION 8-21 THROUGH 8-30 REGARDING BUSINESS REGISTRATION, be considered read for the second time and become effective upon publication in the City's official newspaper of record.

Motion unanimously adopted.

- 08-481** Motion by Councilwoman Van Houten, seconded by Councilwoman Agius, that the business license renewal for The Hooch, 5157 S Telegraph Road, be approved.

Motion unanimously adopted.

- 08-482** Motion by Councilwoman Horvath, seconded by Councilman Brown, that the communication from the Dearborn Heights Professional Firefighters Union, Local 1355, IAFF President Mickey Wiewiura, dated December 3, 2008 be referred to Act 345 Pension Commission attorney, Van Overbeke, Michaud and Timmony, 79 Alfred Street, Detroit, MI. 48201 on the legality of whether the City Council has the authority to grant the age waivers requested under the DROP Program or if necessary. Further, that a Study Session be held with the Pension Commission attorney to discuss the findings.

Minutes **DECEMBER 12, 2008** Continued

Motion unanimously adopted.

08-483 Motion by Councilman Berry, seconded by Councilwoman Badalow, to recess for five minutes, time being 8:37 pm.

Motion unanimously adopted.

08-484 Motion by Councilman Berry, seconded by Councilwoman Badalow, to reopen the meeting, time being 8:42 pm.

Motion unanimously adopted.

08-485 Councilwoman Horvath, seconded by Councilwoman Agius, that the meeting be adjourned.

Motion unanimously adopted.

The meeting adjourned at 9:19 pm

**S. JUDITH DUDZINSKI
CITY CLERK**

**MARIA E. LAWRENCE
COUNCIL SECRETARY**

**KENNETH R. BARON
COUNCIL CHAIRMAN**