

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

DECEMBER 9, 2003

03-432 The meeting was called to order at 8:01 p.m. by Council Chair Elizabeth J. Agius.

Roll Call showed the following:

Present: Council Chair Elizabeth J. Agius, Councilman Kenneth R. Baron, Councilwoman Janet S. Badalow, Councilwoman Ann Brown, Councilman Bob Constan, Councilwoman Catherine L. Heise, Councilwoman Margaret M. Van Houten.
Absent: None.
Also Present: Mayor Canfield, Executive Assistant Horvath, Corporation Counsel Miotke, City Clerk Robbins, Treasurer Riley, Comptroller Barrow, Deputy Comptroller Macari, Assessor Riedel, Building & Engineering Director Kissinger, Police Chief Gust, Fire Marshall McDonagh, Recreation Director Grybel (arrived at 8:08 p.m.), Public Service Administrator Franzil, Community Development Director Oliverio, Grants Coordinator Klimchalk.

The Pledge of Allegiance was led by retiring elected officials Mayor Ruth Canfield and Clerk Joyce Robbins.

03-433 Motion by Councilman Baron, seconded by Councilman Constan, that the Agenda for the Regular Meeting of December 9, 2003, be approved with the addition of Agenda item 9-F, Plante & Moran Audit Reports.

Motion unanimously adopted.

03-434 Motion by Councilman Constan, seconded by Councilman Baron, that the Minutes from the Regular Meeting of November 25, 2003 be approved as submitted.

Motion unanimously adopted.

03-435 Motion by Councilman Baron, seconded by Councilman Constan, that Current Claims 6-1 through 6-27, be approved as submitted.

1. CUMMINGS, MC CLOREY, DAVIS.... - Labor Attorney Fees October 2003 - Inv. 52750 dated 11/19/03 from A/C 101-200-817-000 (Prof/Consult) \$6,460.00. General Govt.
2. GARY MIOTKE - Legal Services October & November 2003 - Inv. dated 12/02/03 from A/C 101-210-826-000 (Counsel Services) \$11,799.75. Corp. Counsel.
3. SECREST, WARDLE, LYNCH - Legal Services September & October 2003 - Inv. 1088293 and 1090687 from A/C 101-210-826-000 (Counsel Services) \$6,708.50. Corp. Counsel.
4. E & N CEMENT - Pavement Repairs - Inv. dated 11/30/03 and 12/01/03 from A/C 592-537-818-000 (Contract Serv) \$41,794.95. Water Dept.
5. ELLEFSON BUILDING DEMO - Load & Haul Debris - Inv. 316 dated 12/01/03 from A/C 101-200-810-000 (Sanitation) \$23,900.00. General Govt.
6. HEIGHTS TREE SERVICE - Tree Trimming & Removals - Inv. 27 and 29 from A/C 101-440-820-000 (Trees) \$8,250.00. DPW-Highway.
7. J Q INC. - Grass/Weed Cutting Services - Two (2) Inv's dated 12/01/03 from A/C 101-200-963-000 (Weeds) \$4,810.00. General Govt.
8. MMRMA - Liability Insurance Premium - Inv. 90154-2 dated 09/09/03 from A/C 101-200-911-000 (Insurance) \$703,805.00. General Govt.
9. OAKWOOD HOSPITAL - Work Comp Injury - T Tolentino - Ck. Req. dated 11/20/03 from A/C 101-200-724-000 (Work Comp) \$4,286.63. General Govt.
10. QUAD-TRAN OF MICHIGAN - Data Processing December 2003 - Inv. 4239 dated 11/26/03 from A/C 101-130-818-000 (Contract Serv) \$3,600.00 and A/C 101-130-728-000 (Supplies) \$608.55. District Court.
11. STATE OF MICHIGAN - MDOT - Resurfacing Telegraph - Van Born - Dartmouth - Inv. AP 261417 dated 11/20/03 from A/C 202-202-880-300 (Streets) \$2,008.11. Major Streets.
12. STATEWIDE SECURITY TRANSPORT - Prisoner Food & Lodging October 2003 - Inv. dated 11/17/03 from A/C 101-200-868-000 (Prisoners) \$4,235.78. General Govt.
13. TODAYLINK, LLC - Internet Connect Support Nov/Dec 2003 - Inv. 1050 dated 12/01/03 from A/C 101-200-819-999 (Internet) \$5,782.00. General Govt.
14. WADE-TRIM/ASSOCIATES - 2003 Bridge Inspection Program - Inv. 80557 dated 11/19/03 from A/C 101-440-818-000 (Contract Serv) \$14,604.50. DPW-Highway.
15. WADE-TRIM/ASSOCIATES - CDBG Assistance 2003-2004 - Inv. 80605 dated 11/21/03 from A/C 103-960-918-203 (Admin) \$1,024.70. CDBG.
16. WADE-TRIM/ASSOCIATES - DHT/Down River Tech Assistance - Inv. 80580 dated 11/20/03 from A/C 592-XXX-154-000 (Sewers) \$693.50. Water Dept.

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17. WADE-TRIM/ASSOCIATES - Housing Impediments Study - Inv. 80607 dated 11/21/03 from A/C 103-960-918-202 (Admin) \$1,677.59 and A/C 103-960-918-203 (Admin) \$8,789.87. CDBG.
18. WADE-TRIM/ASSOCIATES - Kinloch Avenue Right-of-Way Dedication - Inv. 80521 dated 11/19/03 from A/C 203-203-880-000 (Streets) \$2,261.47. Local Streets.
19. WADE-TRIM/ASSOCIATES - Phase I Warren Avenue Business District - Inv. 80396 dated 11/17/03 from A/C 103-960-918-203 (Admin) \$482.63. CDBG.
20. WADE-TRIM/ASSOCIATES - Phase II CSO Control Sewer Design - Inv. 80630 dated 11/22/03 from A/C 592-XXX-154-000 (Sewers) \$39,233.83. Water Dept.
21. WADE-TRIM/ASSOCIATES - Residential Rehab - Inv. 80606 dated 11/21/03 from A/C 103-960-900-202 (Housing Rehab) \$388.10. CDBG.
22. WADE-TRIM/ASSOCIATES - SPR Collision Shop 6216 Telegraph - Inv. 77308 dated 03/11/03 from A/C 101-371-809-000 (Engineering) \$525.00. Bldg/Eng.
23. WADE-TRIM/ASSOCIATES - Warren Avenue Sign Guidelines - Inv. 80608 dated 11/21/03 from A/C 103-660-944-202 (Streetscape) \$826.20. CDBG.
24. WADE-TRIM/ASSOCIATES - Water Main Construction Administration and Survey - Inv. 80558 dated 11/20/03 from A/C 103-960-925-203 (Water Main) \$6,282.66. CDBG.
25. WAYNE COUNTY ACCOUNTS RECEIVABLE - Staffing/Services Libraries - Inv. 219429 and 219428 dated 11/20/03 from A/C 738-738-807-000 (Misc Charges) \$30,933.28. Libraries.
26. WAYNE COUNTY DEPARTMENT OF ENVIRONMENT - CSO Basin Operation/Maintenance - Several Inv's dated 1999-2003 from A/C 592-XXX-202-000 (Accounts Payable) \$1,862,406.88. Water Dept.
27. WAYNE COUNTY DEPARTMENT OF ENVIRONMENT - Excess Flow Downriver System - Inv 219413 dated 11/20/03 from A/C 592-537-929-000 (Sewage) \$22,765.00. Water Dept.

Motion unanimously adopted.

- 03-436** Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that the City Council concurs with and approves the 2003-2006 Collective Bargaining Agreement between the City of Dearborn Heights and Local 290 American Federation of State, County and Municipal Employees (AFSCME), per Mayor Canfield, communication dated December 3, 2003. Further, that the Mayor and Clerk be authorized to sign the Agreement on behalf of the City.

Motion unanimously adopted.

- 03-437** Motion by Councilman Baron, seconded by Councilwoman Badalow, that the City Council concurs with and approves the reappointment of Robert Calhoun, Al Nason and Robert Woods, to the Tax Increment Finance Authority, terms to expire December 2007, per Mayor Canfield, communication dated December 3, 2003.

Motion unanimously adopted.

- 03-438** Motion by Councilwoman Van Houten, seconded by Councilwoman Heise, that the City Council in accordance with past practice extend to the non-union employees the terms and conditions of the 2003-2006 AFSCME Contract, per Mayor Canfield, communication dated December 3, 2003.

Motion unanimously adopted.

- 03-439** Motion by Councilwoman Van Houten, seconded by Councilwoman Brown, that the City Council concurs with and approves the reappointments of Theodore Monolidis and Dwight H. Vincent to the Dearborn Heights Canvassing Board, terms to expire December 31, 2007.

Motion unanimously adopted.

- 03-440** Motion by Councilman Constan, seconded by Councilwoman Badalow, that the City Council concurs with and approves the reappointment of John J. Riley to the General Government Pension Board, term to expire December 31, 2005, per Treasurer Riley, communication dated December 3, 2003.

Motion unanimously adopted.

- 03-441** Motion by Councilman Baron, seconded by Councilman Constan, that the low quote from Midwest Media Group, Inc., 1350 Fourteen Mile Road #101, Clawson, MI 48017, for the complete Avid Editing System with options shown on Attachment E and E1 cable equipment for the Government Access Channel WDHT, in the amount of \$35,689, and payment thereof, be approved, per Community Development Director Oliverio, communication dated December 3, 2003.

Motion unanimously adopted.

- 03-442** Motion by Councilman Baron, seconded by Councilman Constan, that the bid bond from Roscor, in the amount of \$7,491.65, be retained by the City.

Motion unanimously adopted.

- 03-443** Motion by Councilman Constan, seconded by Councilman Baron, that the request from Police Chief Gust, dated November 25, 2003 to auction the following vehicles obtained through Operation Push-off:

1987 Ford four door - 2FABP74F0HX190283; 1990 Chrysler four door - 1C3XZ56R2LD900507; 1996 Ford two door - 1FASP11J5TW141039 and 1988 Lincoln four door - 1LNBM82F7JY742004, be approved.

Motion unanimously adopted.

- 03-444** Motion by Councilman Baron, seconded by Councilman Constan, that the communication from Community Development Director Oliverio, dated December 1, 2003 re: Proposed CDBG Budget for 2004-2005, be received, contents noted, and filed.

Motion unanimously adopted.

- 03-445** Motion by Councilman Constan, seconded by Councilman Baron, that the City Council accept the 2002-2003 Fiscal Year Audit Reports prepared by Plante & Moran, LLC, P O Box 307, Southfield, MI 48037.

Motion unanimously adopted.

- 03-446** Motion by Councilwoman Van Houten, seconded by Councilwoman Heise, that proposed Ordinance H-03-17, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY AMENDING SECTION 6-164 OF SAID CODE REGARDING SPECIAL REGULATIONS PERTAINING TO DANGEROUS OR VICIOUS ANIMALS, be considered read for the first and second time to become effective upon publication in the City's official newspaper of record.

Motion unanimously adopted.

- 03-447** Motion by Councilman Baron, seconded by Councilwoman Badalow, that tabled CM 03-364, the 2003-2004 Water Department Budget, be brought back on the table.

Motion unanimously adopted.

- 03-448** Motion by Councilman Baron, seconded by Councilwoman Van Houten, that the proposed 2003-2004 Water Department Budget for fiscal year 2003-2004, in the amount of \$17,680,015.00, the proposed 2003-2004 Major Streets Budget, in the amount of \$3,422,500.00 and the proposed Local Streets Budget, in the amount of \$1,283,250.00, be adopted.

Motion unanimously adopted.

- 03-449** Motion by Councilman Baron, seconded by Councilwoman Badalow, that tabled CM 03-363 the water and sewer rate increases, be brought back on the table.

Motion unanimously adopted.

- 03-450** Motion by Councilman Baron, seconded by Councilwoman Badalow, that the City Council concurs with and approves the recommendation from Plante & Moran, 27400 Northwestern Highway, P O Box 307, Southfield, MI 48037-0307, communication dated August 26, 2003 for water and sewer rate increases as follows:

	Current Rate	Proposed Rate	Percent Change
Residential/Bi-monthly Billing			
Water rate per 1,000 cubic feet	\$ 17.45	\$ 18.30	4.9%
Sewer rate per 1,000 cubic feet	22.90	24.50	7.0%
Minimum Bill	\$ 28.71	\$21.62	
(Based on 600 cubic feet)		(Based on 400 cubic feet)	

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Commercial-Monthly Billing

Water rate per 1,000 cubic feet	\$ 17.45	\$ 18.30	4.9%
Sewer rate per 1,000 cubic feet	22.90	24.50	7.0%
Meter maintenance and billing charge:			
3/4" and 5/8" meter	2.25	2.25	
1" meter	3.00	3.00	
1 1/2" meter	4.05	4.05	
2" meter	5.45	5.45	

Minimum commercial monthly billings will be based on 800 cubic feet versus 1,000 cubic feet.
New rates effective for water bills December 1, 2003 and after.

Motion unanimously adopted.

- 03-451** Motion by Councilman Baron, seconded by Councilman Constan, that the City Council concurs with and approves the proposed maximum fee summary for the audit of funds listed for the year ending June 30, 2004 and to be paid in fiscal year 2004-2005, in the amount of \$77,680.00, per Gordon E. Krater, communication dated November 25, 2003. Further, additional audit procedures needed relative to Statement of Auditing Standards No. 99 "Consideration of Fraud in a Financial Statement Audit", are estimated fees between \$5,000 and \$8,000.

Motion unanimously adopted.

- 03-452** Motion by Councilwoman Van Houten, seconded by Councilman Baron, that CM 96-151 the North Huron Valley/Rouge Valley Wastewater System Control Refund be received, contents noted and filed due to Plante & Moran's communication dated November 18, 2003 stating an approximate balance of \$466,000 remaining in the Rouge Valley custodial (construction) account.

Motion unanimously adopted.

- 03-453** Motion by Councilman Baron, seconded by Councilwoman Badalow, that the request from Mr. Robert L. Barrick, Barrick Enterprises, Inc., 25412 Van Born Road, Dearborn Heights, MI 48125, to transfer location of 2003 SDM licensed business with gas pumps to a new building at the same address, be approved and the Liquor Control Commission be so notified. RID #228514.

Motion unanimously adopted.

- 03-454** Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that the communication from Family Entertainment Properties re: Canfield Ice Arena Contract Extension, be referred to a Committee of the Whole Study Session.

Motion unanimously adopted.

- 03-455** Motion by Councilwoman Van Houten, seconded by Councilman Constan, that the communication from Mayor Canfield, dated December 3, 2003 re: Pending retirement effective December 31, 2003, be received, contents noted and filed.

Motion unanimously adopted.

- 03-456** Motion by Councilwoman Van Houten, seconded by Councilwoman Brown, that the communication from Clerk Robbins, dated December 3, 2003 re: Pending retirement effective December 31, 2003, be received, contents noted and filed.

Motion unanimously adopted.

- 03-457** Motion by Councilwoman Van Houten, seconded by Councilman Baron, that the meeting be adjourned.

Motion unanimously adopted.

The meeting adjourned at 9:25 p.m.

JOYCE A. ROBBINS
CITY CLERK

ELIZABETH J. AGIUS, CHAIR
CITY COUNCIL

MARIA E. LAWRENCE
COUNCIL/CLERK SECRETARY