

NOVEMBER 26, 1991

91-611 The meeting was called to order at 8:00 p.m., by Council Chairman Daniel S. Paletko.

Roll call showed the following:

Present: Councilman Gary P. Blackburn, Councilman Robert L. Brown, Councilwoman Ruth A. Canfield, Councilman Joseph F. Kosinski, Councilman Joseph V. Kosinski, Council Chairman Daniel S. Paletko.

Absent: Councilman Jerome P. Chismar.

Also Present: Mayor Van Houten, Corporation Counsel Dadaou, Clerk McLachlan, Deputy Clerk Sheridan, Comptroller Barrow, Deputy Comptroller Monson, Assessor Welch, Personnel Director Sullivan, Police Chief DiPrima, Deputy Police Chief Jednacz, Fire Chief Lewis, Recreation Director Grybel, Public Service Administrator Preston, Community Development Director Oliverio.

The Pledge of Allegiance was led by Exie Markowsky.

91-612 Motion by Councilwoman Ruth A. Canfield, supported by Councilman Joseph F. Kosinski, that the agenda for the Regular Meeting of November 26, 1991, be approved as submitted with the add on of Item 6A Fund Transfer (Budget Amendment).

Motion adopted.

91-613 Motion by Councilman Joseph V. Kosinski, supported by Councilwoman Ruth A. Canfield, that the minutes from the Regular Meeting of November 12, 1991, be approved as submitted.

Motion adopted.

The Public Hearing for Special Land Use for a proposed home occupation/limousine business at 23563 Powers, was called to order at 8:02 p.m. by Council Chairman Daniel S. Paletko.

City Clerk McLachlan read the Notice of Public Hearing:

Notice of Public Hearing. Please take notice that a Public hearing will be held on Tuesday, November 26, 1991, by the City Council of the City of Dearborn Heights at the Administration Building, 6045 Fenton Avenue, Dearborn Heights, Michigan at 8:00 P.M. for the purpose of hearing objections, if any, for Special Land Use for proposed home occupation/limousine business for property located at 23563 Powers between Madison and Grindley Park. Said property being more particularly described as follows: Lot 99 Dearborndale Gardens Sub. T.2S., R.10E., L.69, P.4 W.C.R.. Signed, Robert G. McLachlan, City Clerk, Dearborn Heights, Michigan. Published 11/7/91 in the City's official newspaper. Proof of Service conducted by Corporation Counsel to affected residents including utilities. Four communications returned as "Undeliverable". Communication from the Detroit Water and Sewerage Department, "For Special Land Use for proposed home occupation/limousine business for property located at 23563 Powers between Madison and Grindley Park. A review of our Water System Maps indicate there is no apparent conflict with any City of Detroit Water and Sewerage Department Transmission Facilities". No other communications Mr. Chairman.

Council Chairman Daniel S. Paletko asked if anyone in the audience had any questions and/or comments.

Lawrence Coogan - 5556 Allen Road, Allen Park - Petitioner's attorney. Explained why he felt the Special Land Use should be approved even suggested stipulations could be included.

224 Virginia McGuire - 23575 Powers - Next door neighbor. No objections.

Mr. Riopelle - 23460 Hanover - Doesn't think 5 limousines should be in a residential area.

Al Berish - 23539 Powers - Lives 2 doors down, no traffic tie ups. No objections.

Joyce Robbins - 4173 Katherine - Concerned about vehicle repairs on the property and parking of any other vehicles.

Mr. Regis - Petitioner - Stated no repairs. Parks his Camaro on property and small van in street in front of home.

Ms. Robbins stated 7 vehicles in violation of City Ordinance.

Chairman Paletko stated that it would be covered in the Special Land Use. Council decisions supersedes the Zoning Board of Appeals.

Exie Markowsky - 5336 Westpoint - Spoke in favor of petitioner.

Chairman Paletko stated that this would be on the agenda of December 10, 1991.

91-614 Motion by Councilman Joseph F. Kosinski, supported by Councilman Gary P. Blackburn, that the Public Hearing be closed.

Motion adopted.

The Public Hearing for Special Land Use for a proposed home occupation/limousine business closed at 8:30 P.M.

91-615 Motion by Councilman Gary P. Blackburn, supported by Councilman Robert L. Brown, that Fund Transfer 6A (Budget Amendment) and Current Claims 6-1 through 6-25 be approved as submitted.

- A. \$736.00 from Revenue A/C 628-000 (Sidewalk Income) to Expenditure A/C 200-963 (Sidewalks, Weeds & Approach) due to extra sidewalk repair in the 1991 Sidewalk Program. Comptroller.
- 1. AIR COMPRESSOR SALES & SERVICE - Repair compressor at Fire Station #1. Inv. 16465, 10/25/91. From A/C 335-932 (Repair & Maint) \$1,875.00 (Enc.). Fire.
- 2. ANGELO IAFRATE CONSTRUCTION COMPANY - 1991 Street Resurfacing Program. Cert. No. 1. Job No. DHT 2328-03. From A/C 440-880 (Road Repairs) \$203,853.79 (Enc.). DPW.
- 3. E & N CEMENT - Pavement repairs. (2) Inv. 11/16/91. From A/C 440-880 (Road Repairs) \$8,099.65 and A/C 537-818 (Contractual Services) \$3,388.05. DPW/Water.
- 4. GARDEN CITY OSTEO HOSPITAL - Knee arthroscopy for David Kopchia. Ck. req. 11/6/91. From A/C 200-724 (Workers Compensation) \$1,955.06. Gen. Govt.
- 5. GORDON WARREN - Interest due per settlement of court case. Ck. req. 11/6/91. From A/C 200-807 (Misc. Expenses) \$268.37. Gen. Govt.
- 6. HARD ROCK CONCRETE, INC. - 1991 Sidewalk Replacement Program. Inv. 000004-000003, 11/5/91. From A/C 200-963 (Sidewalks, Weeds & Approach) \$51,292.45. Gen. Govt.
- 7. NAGEL CONSTRUCTION COMPANY - 1991 Sewer Cleaning Program. (2) Cert. No. 1, 11/18/91. Job. No. DHT. 2224-21-E/D. From A/C 440-880 (Road Repairs) \$10,447.87 and A/C 540-818 (Contractual Services) \$55,377.67. DPW & Water.
- 8. QUAD-TRAN OF MICHIGAN, INC. - Data professing service for November 1991. Inv. 10/31/91. From A/C 130-818 (Contractual Services) \$2,500.00. Dist. Court.
- 9. THE SENIOR ALLIANCE, INC. - FY92 dues. Inv. FY92-039, 10/28/91. From A/C 691-885 (Senior Citizens) \$3,042.00. Recreation.
- 10. STRINGARI, FRITZ, KREGER, AHERN - Legal services for October 1991. Inv. 10/31/91. From A/C 200-817 (Professional & Consult) \$5,541.82. Gen. Govt.
- 11. SWEEPSTER - Misc. brooms and waffers. Inv. 29604, 10/15/91. From A/C 440-782 (Road Maint Supplies) \$4,141.80 (Enc.). DPW.

12. WADE-TRIM/IMPACT - Dearborn Heights CHAS. Inv. 37939, 11/12/91. Job. No. DHT 6165-04. From A/C 103-960-918-090 (Administration) \$7,061.72. Comm. Dev.
13. WADE-TRIM/ASSOCIATES - 1991 Sewer Cleaning Program. Inv. 38044, 11/14/91. Job No. DHT 2224-20D. From A/C 440-880 (Road Repairs) \$4,727.50 and A/C 540-818 (Contractual Services) \$9,607.50. DPW & Water.
14. WADE-TRIM/ASSOCIATES - 1991 Sewer Cleaning Program. Inv. 37909, 11/13/91. Job No. DHT 2224-21. From A/C 540-818 (Contractual Services) \$1,374.50. Water.
15. WADE-TRIM/ASSOCIATES - 1991 Street Resurfacing Program. Inv. 38045, 11/14/91. Job No. DHT 2328-02. From A/C 440-880 (Road Repairs) \$15,660.71 (Enc.). DPW.
16. WADE-TRIM/ASSOCIATES - 1991 Street Resurfacing Project. Inv. 37915, 11/13/91. Job No. DHT 2328-03. From A/C 440-880 (Road Repairs) \$1,625.75. DPW.
17. WADE-TRIM/ASSOCIATES - Arbor Lane watermain construction. Inv. 37913, 11/13/91. Job No. DHT 2321-02. From A/C 255-000 (Jobs In Progress) \$430.00. Water.
18. WADE-TRIM/ASSOCIATES - Assistance in preparation of Act 51 Report. Inv. 37908, 11/13/91. Job No. DHT 1001-91. From A/C 440-880 (Road Repairs) \$55.50. DPW.
19. WADE-TRIM/ASSOCIATES - Canfield & Eton reroofing. Inv. 37923, 11/13/91. Job No. DHT 2343.02. From A/C 274-673-981-091 (Reroofing) \$356.50. Recreation.
20. WADE-TRIM/ASSOCIATES - Colgate & Powers sewer relining. Inv. 37920, 11/13/91. Job No. DHT 2340-02. From A/C 540-981 (Capital Outlay) \$1,065.50. Water.
21. WADE-TRIM/ASSOCIATES - Gulley Road bridge repair. Inv. 37916, 11/13/91. Job No. DHT 2330-03. From A/C 440-880 (Road Repairs) \$1,000.75. DPW.
22. WADE-TRIM/ASSOCIATES - Phase X Watermain Replacement Program. Inv. 37926, 11/13/91. Job No. DHT 2212-34. From A/C 103-960-925-090 (Watermain) \$650.00. Comm. Dev.
23. WADE-TRIM/ASSOCIATES - Swapka/Municipal Parking Lots. Inv. 37914, 11/13/91. Job No. DHT 2327-03. From A/C 274-673-938-090 (Swapka/Municipal Parking) \$2,185.70. Recreation.
24. WAYNE COUNTY - DEPT. OF ROADS - Traffic signal maint for October 1991. Inv. 73416, 11/13/91. From A/C 440-925 (Traffic Signal Maint) \$3,430.81. DPW.
25. WAYNE COUNTY - GENERAL FUND ACCT - 1989-90 and 1990-91 Tax Roll & Delinquent Tax Rolls. Inv. 31975, 7/14/90-\$70,000.00, Inv. 33108, 7/13/91-\$70,000.00. From A/C 202-090 (Accounts Payable) \$140,000.00. Gen. Govt.

Motion adopted.

- 91-616 Motion by Councilwoman Ruth A. Canfield, supported by Councilman Joseph F. Kosinski, that the low bid from Stanson Wrecking Company for demolition of all buildings at 5140 Westpoint in the amount of \$3,479.00, and payment thereof, be approved, per Building & Engineering Director Hamel, communication dated November 7, 1991. Further, that the Treasurer be authorized to return bid deposits to the unsuccessful bidders.

Motion adopted.

- 91-617 Motion by Councilwoman Ruth A. Canfield, supported by Councilman Gary P. Blackburn, that the low bid from Campus Ford for one (1) 1991 Ford Ranger 4 X 2 Pickup truck in the amount of \$9,999.00, and payment thereof, be approved, per Deputy Building & Engineering Director DeBerardino, communication dated November 18, 1991. Further, that the Treasurer be authorized to return bid deposits to the unsuccessful bidders.

Motion adopted.

- 91-618 Motion by Councilman Robert L. Brown, supported by Councilman Joseph V. Kosinski, that the City Council concurs with and approves authorizing an additional \$5,000 budget for Wade-Trim/Associates continuing engineering services relative to the Court-mandated Downriver Wastewater Control System lawsuit, per Mayor Van Houten, communication dated November 20, 1991.

Motion adopted.

- 91-619 Motion by Councilwoman Ruth A. Canfield, supported by Councilman Joseph V. Kosinski, that the City Council concurs with and approves authorizing up to \$5,000 additional funding to Wade-Trim/Associates to attend meetings and address technical issues with the combined sewer overflows and the current MDNR/Judge Feikens proceedings, per Mayor Van Houten, communication dated November 20, 1991.

Motion adopted.

- 91-620 Motion by Councilman Joseph V. Kosinski, supported by Councilman Robert L. Brown, that the City Council concurs with and approves authorizing Community Development Director Oliverio, preparing a Michigan Equity Program grant, to be submitted by January 15, 1992, for the Historical Addition to the Caroline Kennedy Library. Local match to be funded through Community Block Grant Program if other funding sources aren't available, per Mayor Van Houten, communication dated November 20, 1991.

Motion adopted.

- 91-621 Motion by Councilman Robert L. Brown, supported by Councilman Gary P. Blackburn, that the City Council concurs with and approves authorizes Mayor Van Houten and City Clerk McLachlan signing the collective bargaining agreement between the Dearborn Heights Police Supervisors Association and the City of Dearborn Heights for 1989-1993 per Mayor Van Houten, communication dated November 18, 1991. Further, the Letter of Understanding be accepted as presented.

Motion adopted.

- 91-622 Motion by Councilman Joseph F. Kosinski, supported by Councilman Robert L. Brown, that the City Council concurs with and approves the reappointments for Tim Cale, Patrick Colburn and Robert Woods to the Tax Increment Finance Authority, terms expiring in December 1995, per Mayor Van Houten, communication dated November 18, 1991.

Motion adopted.

- 91-623 Motion by Councilman Robert L. Brown, supported by Councilwoman Ruth A. Canfield, that the City Council concurs with and approves rescheduling the Regular Council Meeting of December 24, 1991 to a Special Council Meeting on December 17, 1991 at 8:00 p.m.. Further, authorizes the City Clerk advertise this meeting change in the City's official newspaper, per Council Chairman Daniel S. Paletko, communication dated November 21, 1991.

Motion adopted.

- 91-624 Motion by Councilman Joseph F. Kosinski, supported by Councilman Gary P. Blackburn, that the City Council concurs with and approves the reappointment of Ruth A. Canfield as the Alternate Delegate to the Central Wayne County Sanitation Authority, term expiring June, 1993, per Council Chairman Daniel S. Paletko, communication dated November 20, 1991.

Motion adopted.

- 91-625 Motion by Councilwoman Ruth A. Canfield, supported by Councilman Joseph V. Kosinski, that Gary McDermott's request to purchase City-owned property, Lot 32 Van Born Little Farms on Cummings Avenue, be denied, per recommendation of Assessor Welch, communication dated November 19, 1991.

Motion adopted.

- 91-626 Motion by Councilman Robert L. Brown, supported by Councilman Joseph V. Kosinski, that the City Council concurs with and approves amending C.M. 90-359, and change the amount from \$5,500.00 to \$5,555.00 for the sale of City owned property, per Assessor Welch, communication dated November 19, 1991.

Motion adopted.

- 91-627 Motion by Councilman Joseph F. Kosinski, supported by Councilman Joseph V. Kosinski, that the City Council concurs with and approves the disposal of equipment as outlined in Fire Chief Lewis' communication dated November 19, 1991.

Motion adopted.

- 91-628 Motion by Councilwoman Ruth A. Canfield, supported by Councilman Joseph F. Kosinski, that the City Council concurs with and approves Change Order No. 1 for the 1991 Street Resurfacing Program in the Valley View and Hawthorne Hills Subdivision for an increase of \$2,706.15, per recommendation of Wade-Trim/Associates, per Public Service Administrator Preston, communication dated November 20, 1991.

Motion adopted.

- 91-629 Motion by Councilman Joseph V. Kosinski, supported by Councilman Gary P. Blackburn, that the City Council concurs with and approves the purchase of 25 Ash in the amount of 5,000.00 and 24 Maple trees in the amount of \$5,040.00, for a total amount of \$10,040.00, and payment thereof, from Harold Thomas Nursery in the amount of \$10,040.00. Trees to be planted in conjunction with the Van Born Road improvements, from Clippert to Southfield. This is a Community Development Block Grant funded project, per Community Development Director Oliverio, communication dated November 20, 1991.

Motion adopted.

- 91-630 Motion by Councilwoman Ruth A. Canfield, supported by Councilman Gary P. Blackburn, that Proposed Ordinance H-91-9, a Senior Citizen Housing Ordinance, be considered read for the first time.

Motion adopted.

- 91-631 Motion by Councilman Joseph V. Kosinski, supported by Councilwoman Ruth A. Canfield, that the request for Temporary Traffic Control Device #91-01, "No Stopping, Standing or Parking" signs on Richardson be made permanent, be approved.

Motion adopted.

- 91-632 Motion by Councilman Joseph V. Kosinski, supported by Councilwoman Ruth A. Canfield, that the request for Temporary Traffic Control Device #91-02, "Parking for School Busses Only" signs Highview be made permanent, be approved.

Motion adopted.

- 91-633 Motion by Councilman Joseph V. Kosinski, supported by Councilwoman Ruth A. Canfield, that the request for Temporary Traffic Control Device #91-06, "No Parking" signs south of Joy on Fordson Hwy., be made permanent, be approved.

Motion adopted.

- 91-634 Motion by Councilman Joseph V. Kosinski, supported by Councilman Gary P. Blackburn, that the request for Special Land Use request from Raceway Auto Sales, 20066 Van Born, be approved. SPR-91-29.

Motion adopted.

- 91-635 Motion by Councilman Robert L. Brown, supported by Councilman Gary P. Blackburn, that the request from Attorney J. Robert Rock for an Age waiver retirement request from former police officer Richard Ackling, be denied.

Motion adopted.

228-636 Motion by Councilman Joseph F. Kosinski, supported by Councilman Gary P. Blackburn, that the request for renewal of 1991-1992 business license for Jimmy's Showtime Lounge, 27200 Cherry Hill, be approved.

Motion adopted.

91-637 Motion by Councilwoman Ruth A. Canfield, supported by Councilman Robert L. Brown, that tabled C.M. 91-607 re: Vacating a portion of Wormer Avenue, be brought back on the table.

Motion adopted.

91-638 Motion by Councilwoman Ruth A. Canfield, supported by Councilman Joseph F. Kosinski, that a portion of Wormer Avenue, 60 feet wide, bounded on north by Ann Arbor Trail, bounded on the west by Lots 1098 and 1210, bounded on the east by Lot 1099 and the north 1/2 of Lot 1209, and bounded on the south by vacated Wormer Avenue. All contained within Bon Telegraph Subdivision #1 Town 2 South, Range 10 East, Liber 53, page 20, Wayne County Records, retaining however, the full width for the entire length of the street proposed to be vacated, which shall be reserved for public utilities as and for access for maintenance and/or installation thereof, be approved.

Motion adopted.

91-639 Motion by Councilman Gary P. Blackburn, supported by Councilman Joseph F. Kosinski, that the meeting be adjourned.

Motion adopted.

The meeting adjourned at 8:54 p.m..

ROBERT G. McLACHLAN, CMC
CITY CLERK

DANIEL S. PALETKO, CHAIRMAN
CITY COUNCIL