

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

NOVEMBER 23, 2004

04-504 The meeting was called to order at 8:02 p.m. by Council Chair Elizabeth J. Agius.

Roll Call showed the following:

Present: Council Chair Elizabeth J. Agius, Councilwoman Janet S. Badalow, Councilman Kenneth R. Baron, Councilwoman Ann Brown, Councilman Bob Constan, Councilwoman Catherine L. Heise, Councilwoman Margaret M. Van Houten.

Absent: None.

Also Present: Mayor Paletko, Administrative Assistant Kramarz, Deputy Clerk Pawlukiewicz, Treasurer Riley, Comptroller Barrow, Assessor Riedel, Building & Engineering Director Sobh, Deputy Fire Chief Klovski, Fire Marshal Gurka, Police Chief Gust, Recreation Director Grybel (arrived at 8:09 p.m.), Public Service Administrator Franzil, Community & Economic Development Director Jamal (arrived at 8:20 p.m.), TIFA Administrator Oliverio.

The Pledge of Allegiance was led by TIFA Administrator Oliverio.

Mayor Paletko, Councilman Baron were presented with checks from TIFA Board Vice President Exie Markowsky and President Don Titus. TIFA is a government sponsored program created in 1986 in the Westwood School District. The City partnered with TIFA and because of all that the City has done the board presented a check in the amount of \$175,000 and an additional \$30,000 to fund a Crime Prevention Officer for the TIFA district.

04-505 Motion by Councilman Baron, seconded by Councilwoman Brown, that the Agenda for the Regular Meeting of November 23, 2004, be approved as submitted.

Motion unanimously adopted.

04-506 Motion by Councilwoman Van Houten, seconded by Councilwoman Brown, that the Minutes from the Regular Meeting of November 9, 2004, be approved as submitted.

Motion unanimously adopted.

04-507 Motion by Councilwoman Brown, seconded by Councilman Baron, that Current Claims 6-1 through 6-18, be approved as submitted.

1. ACCUMED BILLING INC. – Ambulance Billing October 2004 – Inv. dated 11/02/04 from A/C 101-000-626-000 (Ambulance) \$4,008.52. Fire Dept.
2. APLHA PSYCHOLOGICAL SERVICES, P C – Psychological Assessment & Evaluation – Inv. dated 10/25/04 from A/C 101-300-818-000 (Contract Serv.) \$2,300.00. Police Dept.
3. CENTURY CEMENT CO. – 2004 Street Repair Program – Cert #7 dated 11/09/04 from A/C 202-202-880-300 (Road Repairs) \$84,804.00. Major Streets.
4. E & N CEMENT – Pavement Repairs – Inv. dated 11/15/04 from A/C 592-537-818-000 (Contract Serv.) \$37,886.97. Water Dept.
5. HEIGHTS TREE SERVICE – Tree Trimming & Removals – Inv. #53 dated 11/14/04 from A/C 101-440-820-000 (Trees) \$15,990.00. DPW-Highway.
6. J. Q. INC. – Grass/Weed Cutting – Inv's dated 10/26/04 from A/C 101-200-963-000 (Weeds) \$12,890.00. General Govt.
7. JOHNSON CONTROLS – Maintenance Contract 11/01/04 – 01/31/05 – Inv. 52581618 dated 11/02/04 from A/C 101-265-818-000 (Contract Serv.) \$16,906.75. Building Maintenance.
8. NAGEL CONSTRUCTION – Sewer Cleaning Program – Inv. 2006 dated 11/08/04 from A/C 592-540-818-303 (Contract Serv.) \$11,259.80. Water Dept.
9. PAINTER & RUTHENBERG – Roll-Off Service October 2004 – Inv. 11062 dated 11/01/04 from A/C 101-200-810-000 (Sanitation) \$3,311.00. General Govt.
10. PLANTE & MORAN – Accounting Services October 2004 – Inv. 17611 dated 11/09/04 from A/C 592-536-817-000 (Prof/Consult) \$3,505.00. Water Dept.
11. STATE OF MICHIGAN – DEQ – Annual Water Permit for Water Billing – Inv. 311105 dated 10/30/04 from A/C 592-536-818-000 (Contract Serv.) \$12,145.83. Water Dept.
12. STATE OF MICHIGAN – MDOT – Local Progress Billing Telegraph Road – Inv. AP271251 dated 11/01/04 from A/C 202-202-880-3000 (Road Repairs) \$1,098.18. Major Streets.
13. WADE-TRIM/ASSOCIATES – 2003 Street Repair – Const/Admin/Survey – Inv. 84245 and 84572 dated 10/19 and 11/10/04 from A/C 202-202-880-300 (Road Repairs) \$25,317.91. Major Streets.
14. WADE-TRIM/ASSOCIATES – 2004 Street Repair Program – Inspection – Inv. 84571 dated 11/10/04 from A/C 202-202-880-300 (Road Repairs) \$12,528.00. Major Streets.
15. CUMMINGS, MCCLOREY, DAVIS & ACHO, PLC – Labor Matters October 2004 – Inv. 66515 dated 11/08/04 from A/C 101-200-817-000 (Prof/Consult) \$2,570.00. General Govt.

Minutes **NOVEMBER 23, 2004** Continued

16. GARY MIOTKE – Legal Services October 2004 – Inv. dated 11/16/04 from A/C 101-210-826-000 (Counsel Services) \$5,027.25. General Govt.
17. SOMMERS, SCHWARTZ, SILVERY & SCHWARTZ – Legal Services Water Issues – Inv. 184581 dated 11/05/04 from A/C 592-536-817-000 (Prof/Consult) \$2,629.00. Water Dept.
18. SECREST, WARDLE, LYNCH, HAMPTON, TRUEX & MORLEY – Water Issues Central Wayne Energy Recovery – Inv. 1118783 and 1118784 dated 10/18/04 from A/C 592-536-817-000 (Prof/Consult) \$731.50. Water Dept.

Motion unanimously adopted.

- 04-508** Motion by Councilman Baron, seconded by Councilwoman Badalow, that the low bid from Bell & Sons, 26514 West Seven Mile Road, Redford, MI 48240-1958, for one (1) Commercial Grade Freezer, Model No. T-49F and one (1) Commercial Grade Refrigerator, Model No. T-49, in the amount of \$4,844.00, and payment thereof, be approved, per Recreation Director Grybel, communication dated November 15, 2004.

Motion unanimously adopted.

- 04-509** Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that the City Council concurs with and approves a Two-Year Interagency Agreement for Recycling between the City of Dearborn Heights and the 20th District Court from January 1, 2005 through January 1, 2007, Mayor Paletko, communication dated November 17, 2004. Further, that the Mayor and City Clerk be authorized to sign the agreement on behalf of the City.

Motion unanimously adopted.

- 04-510** Motion by Councilwoman Badalow, seconded by Councilwoman Heise, that the City Council concurs with and approves the "Resolution for Continuation of Downriver Wastewater Treatment System Joint Management Committee", per Mayor Paletko, communication dated November 17, 2004 and drafted by Patrick B. McCauley, Sommers, Schwartz, Silver & Schwartz, PC, communication dated November 11, 2004 and authorize the Mayor and City Clerk sign the "Resolution" on behalf of the City. Further, that Mayor Paletko be designated representative and Assistant Kristina Kramarz alternate delegate to the Joint Management Committee.

Motion unanimously adopted.

- 04-511** Motion by Councilman Constan, seconded by Councilman Baron, that the City Council concurs with and approves the "Stipulated Agreement Among All Parties Resolving All Outstanding Consent Decree Violations" per Mayor Paletko, communication dated November 17, 2004 and drafted by Patrick B. McCauley, Sommers, Schwartz, Silver & Schwartz, PC., communication dated November 11, 2004. Further, that the Mayor be authorized to sign the Agreement on behalf of the City.

Motion unanimously adopted.

- 04-512** Motion by Councilwoman Van Houten, seconded by Councilman Constan, that the City Council concurs with and approves the "Joint Motion and Brief Among All Parties to Terminate the Consent Decree" per Mayor Paletko, communication dated November 17, 2004 and drafted by Patrick B. McCauley, Sommers, Schwartz, Silver & Schwartz, PC., communication dated November 11, 2004. Further, that the Mayor be authorized to sign the document on behalf of the City.

Motion unanimously adopted.

- 04-513** Motion by Councilwoman Heise, seconded by Councilwoman Badalow, that the City Council concurs with and approves the "Resolution-Wayne County Downriver Collection System Settlement of Legal Action and Termination of Consent Decree" per Mayor Paletko, communication dated November 17, 2004 and drafted by Patrick B. McCauley, Sommers, Schwartz, Silver & Schwartz, PC., communication dated November 11, 2004. Further, that the City Clerk be authorized to certify the Resolution on behalf of the City.

Motion unanimously adopted.

- 04-514** Motion by Councilwoman Van Houten, seconded by Councilman Constan, that the communication from Mayor Paletko, dated November 15, 2004 re: Term corrections to Watershed Stewards Commission members Barbara Goryca, Steve Ray and Edmund Sperkowski to September 2006, be received, contents noted and filed. Further, that the Council concurs with and approves the appointment of Bill Shevchik, 24330 Pennie, term to expire September 2005 and the appointment of Exie Markowsky as an alternate.

Motion unanimously adopted.

- 04-515** Motion by Councilman Baron, seconded by Councilman Constan, that the City Council concurs with and approves the payment of \$20,421.27 to Ellefson Building & Demolition Co, and hold \$39,398.73 in escrow until garnishment is settled, per Comptroller Barrow, communication dated November 17, 2004.

Motion unanimously adopted.

- 04-516** Motion by Councilman Baron, seconded by Councilwoman Brown, that the City Council concurs with and approves the purchase of one (1) 4-1 printer, from Staples, in the amount of \$299.98, and payment thereof, per Community and Economic Development Director Jamal.

Motion unanimously adopted.

- 04-517** Motion by Councilwoman Badalow, seconded by Councilman Constan, that the City Council concurs with and approves the funding for delivery of the City newsletter "Dearborn Heights Today" by US mail, per Community & Economic Development Director Jamal, communication dated November 15, 2004.

Motion unanimously adopted.

- 04-518** Motion by Councilwoman Badalow, seconded by Councilwoman Van Houten, that the City Council concurs with and approves the sale of unused Confined Space Rescue Equipment and various other unused equipment, per Fire Marshal Gurka, communication dated November 10, 2004.

Motion unanimously adopted.

- 04-519** Motion by Councilman Constan, seconded by Councilwoman Badalow, that the City Council concurs with and approves the sale of the following five (5) fire department vehicles: 1996 Chevrolet Lumina; 1997 Chevrolet Lumina; 1999 Ford Taurus; 1999 Ford Crown Victoria and 2001 Ford Explorer, per Fire Marshal Gurka, communication dated November 10, 2004.

Motion unanimously adopted.

- 04-520** Motion by Councilwoman Van Houten, seconded by Councilman Constan, that the meeting be adjourned.

The meeting adjourned at 8:52 p.m.

S. JUDITH DUDZINSKI
CITY CLERK

MARIA E. LAWRENCE
COUNCIL/CLERK SECRETARY

ELIZABETH J. AGIUS, CHAIR
CITY COUNCIL