

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

NOVEMBER 9, 2010

10-379 The meeting was called to order at 8:00 p.m. by Council Chairman Kenneth R. Baron.

Roll Call showed the following:

Present: Councilwoman Elizabeth J. Agius, Councilman Ned Apigian, Councilwoman Janet S. Badalow, Council Chairman Kenneth R. Baron, Councilman Tom Berry, 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 Inspector Whitehead, Community & Economic Development Director Amen, Comptroller Barrow, Corporation Counsel Miotke, Deputy Clerk Pawlukiewicz, Deputy Comptroller Macari, Emergency Management Director Ankrapp, Fire Chief Gurka, Human Resource Director Sobota-Perry, Library Director Mccaffery, Police Chief Gavin, Public Service Administrator Franzil, Deputy Recreation Director Constan.

The Pledge of Allegiance was led by Councilman Ned Apigian.

10-380 Motion by Councilwoman Badalow, seconded by Councilwoman Van Houten, that the Agenda for the Regular Meeting of November 9, 2010, be approved as submitted.

Motion unanimously adopted.

10-381 Motion by Councilwoman Van Houten, seconded by Councilman Berry, that the Minutes from the Regular Meeting of October 26, 2010, be approved as submitted.

Motion unanimously adopted.

10-382 Motion by Councilman Berry, seconded by Councilwoman Agius, that Current Claims 6-1 through 6-16, be approved as submitted.

1. ALLEN BROTHERS – NSP Program Review – Inv. 37405 dated 10/22/10 from A/C 274-673-930-091 (NSP) \$540.00. General Govt.
2. BROADSPIRE SERVICES INC. – Workers Compensation Third Party Administrator Excess Insurance Premium – Inv. 0198858-IN dated 10/22/10 and Inv. 0197517-IN dated 01/01/11 from A/C 101-200-724-000 (Work Comp) \$40,477.00. General Govt.
3. COMPUTER TECHNOLOGIES, INC. – Data Processing – Inv. 70691, dated 10/15/10; Inv. 70694 dated 10/22/10 and 70697 dated 10/29/10 from A/C 101-258-932-000 (Repair/Maint) \$4,230.00 and A/C 592-536-932-000 (Repair/Maint) \$127.50. Data Processing
4. E & N CEMENT – Pavement Repairs – Inv. dated 11/02/10 from A/C 592-537-818-000 (Contract Serv.) \$80,631.87. Water Dept.
5. FILEONQ, INC. – Software Maint/Support 2011 – Inv. 2938 dated 10/22/10 from A/C 101-300-818-000 (Contract Serv.) \$5,862.60. Police Dept.
6. HYDRODESIGNS – Cross Connection Program – Inv. 23117IN dated 09/30/10 from A/C 592-536-817-000 (Prof/Consult) \$2,623.00. Water Dept.
7. NAGEL CONSTRUCTION – Sewer Cleaning Program – Inv. 2876 dated 11/01/10 from A/C 592-540-818-030 (Contract Serv.) \$20,808.17. Water Dept.
8. PLANTE & MORAN – Audit Fees Year End 06/30/10 – Inv. 569079 dated 10/26/10 from A/C 101-200-817-000 (Prof/Consult) \$10,440.00 and A/C 592-536-917-000 (Prof/Consult) \$1,420.00. General Govt.
9. STATEWIDE SECURITY TRANSPORT, INC. – Prisoner Food & Lodging September 2010 – Inv. dated 10/19/10 from A/C 101-200-868-000 (Prisoners) \$4,636.70. General Govt.
10. THE LIBRARY NETWORK – Monthly Books/Subscriptions – Inv. 41757 dated 09/30/10 from A/C 738-738-981-000 (Capital Outlay) \$9,047.87. Libraries
11. WADE-TRIM ASSOCIATES – Misc. Water Dept. Study, Storm Water Assistance – Inv. 101211 and 101213 dated 10/27/10 from A/C 592-537-817-000 (Prof/Consult) \$3,178.75 and A/C 592-xxx-154-000 (Sewers) \$595.00. Water Dept.
12. WAYNE COUNTY DEPARTMENT OF ENVIRONMENT – Excess Flow Oct-Dec 2010 – Inv. 258014 dated 10/27/10 and 258036 dated 10/28/10 from A/C 592-537-929-000 (Sewage) \$400,279.49. Water Dept.
13. W L BOWLES – Removal of Debris Water Main Repair – Inv. 8031 dated 10/21/10 from A/C 592-537-818-000 (Contract Serv.) \$3,150.00. Water Dept.
14. CUMMINGS, MC CLOREY, DAVIS & ACHO – Labor Matters & Loose/Brown Litigation – Inv. 181359, 181360 and 181361 dated 10/22/10 from A/C 101-200-817-000 (Prof/Consult) \$17,131.50. General Govt.

Minutes **NOVEMBER 9, 2010** Continued

15. GARY MIOTKE – Legal Services October 2010 – Inv. dated 11/02/10 from A/C 101-210-826-000 (Counsel Serv.) \$11,332.90. Corp. Counsel
16. SECREST, WARDLE, LYNCH ...- Legal Services September 2010 – Inv. dated 11/02/10 from A/C 101-210-826-000 (Counsel Serv.) \$6,152.00. Corp. Counsel

Ayes: Councilwoman Agius, Councilman Apigian, Councilwoman Badalow, Council Chairman Baron, Councilman Berry, Councilwoman Van Houten.
Nays: Councilwoman Horvath.
Absent: None.

Motion adopted.

- 10-383** Motion by Councilwoman Van Houten, seconded by Councilwoman Agius, that the City Comptroller be authorized to advertise for bids, per specifications, for Tree Removal, Tree Trimming and Stump Removal, per the request of Public Service Administrator Franzil, communication dated November 1, 2010. It is assumed that Bid-Net will be used for this bid.

Motion unanimously adopted.

- 10-384** Motion by Councilwoman Horvath, seconded by Councilman Berry, that the City Council concurs with and approves the appointments of Tom Wencel, 4218 Tulane, to fill a vacancy previously occupied by Amber Thompson, term to expire September 2011; Mark Byrnes, 3936 Syracuse, to fill a vacancy previously occupied by Emily Kleszcz, term to expire September 2013 and State Rep Bob Constan, 5527 Heather Lane, to fill a vacancy previously occupied by Don Titus, term to expire September 2013, to the Watershed Stewards Commission. Further that the following members be reappointed:

Barbara Goryca, 25547 Tireman, Steven Ray, 6665 Parkland, and Edward Sperkowski, 7350 Inkster #150, terms to expire September 2012; Steven Roberts, 24337 Pennie and Trevor Tuto-Anderson, 23854 Ann Arbor Trail, terms to expire 2013 and Emily Kleszcz, 18330 Powers, to the alternate position previously occupied by Rep. Bob Constan, on the Commission, term to expire September 2011, per Mayor Paletko, communication dated November 14, 2010.

Motion unanimously adopted.

- 10-385** Motion by Councilwoman Badalow, seconded by Councilwoman Agius, that the communication from Mayor Paletko, dated November 9, 2010 re: The appointment of Kathryn Sobota, 440 Cronin to the City Beautiful Commission, term to expire September 2013, be received, contents noted and filed.

Motion unanimously adopted.

- 10-386** Motion by Councilwoman Van Houten, seconded by Councilwoman Horvath, that the City Council concurs with and approves the SMART Municipal and Community Credit Contract for FY 2011, in the amount of \$54,755 in Municipal Credit monies and \$83,729 in Community Credit monies, per Deputy Recreation Director Constan, communication dated October 27, 2010. Further, that the Mayor and City Clerk be authorized to sign the contract together with Exhibit B, Project Operating Budget and submit to SMART.

Motion unanimously adopted.

- 10-387** Motion by Councilman Berry, seconded by Councilwoman Van Houten, that the City Council concurs with and approves replacing the dead end water mains from Lafayette to George Avenue and replace the water main on Lafayette from City Hall to Ford Road, per Public Service Administrator Franzil, communication dated November 1, 2010 and Wade Trim Associates, Inc., 25251 Northline Road, PO Box 10, Taylor, MI 48180, communication dated October 29, 2010. Further, that a Change Order be issued with Troelsen Excavating, in the amount of \$302,592 together with construction engineering and contingency budgets of \$39,300 and \$30,200 respectively, for a total project cost of \$372,092 and authorize the Mayor and Clerk sign the Change Order when prepared.

Motion unanimously adopted.

- 10-388** Motion by Councilman Berry, seconded by Councilwoman Horvath, that proposed Ordinance H-10-08, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY AMENDING ARTICLE II OF CHAPTER THIRTY THREE OF THE

CODE REGARDING TREE REGULATIONS, AND MORE SPECIFICALLY BY AMENDING SECTIONS 33-30, 33-37 AND 33-39 IN ORDER TO IMPROVE THE REGULATION OF TREES, be considered read for the first time and referred back to Council Chairman to schedule a study session next week.

Motion unanimously adopted.

- 10-389** Motion by Councilwoman Agius, seconded by Councilwoman Badalow, that the communication from Clean Water Action, 205 ½ N Main Street, Ann Arbor, MI 48101 re: Canvassing door-to-door in the City of Dearborn Heights through November 30, 2010 from dawn to dusk only, per City Ordinance, be received, contents noted and filed.

Motion unanimously adopted.

- 10-390** Motion by Councilwoman Van Houten, seconded by Councilman Apigian, that the City Council concurs with and approves Target Corporation (A Minnesota Corporation) request for new SDM License and New Direct Connection to be located at 26650 Ford, Dearborn Heights, MI 48127, Wayne County, and the Liquor Control Commission be so notified. ID # 556927

Ayes: Councilman Apigian, Councilwoman Badalow, Council Chairman Baron, Councilwoman Horvath, Councilwoman Van Houten.
Nays: Councilwoman Agius, Councilman Berry.
Absent: None.

Motion adopted.

- 10-391** Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that the City Council concurs with and approves engineering services of Wade Trim Associates, Inc., 25251 Northline Road, PO Box 10, Taylor, MI 48180 to prepare the Final Basis of Design Report for the Lower Rouge CSO Outfalls as outlined in the communication from Daniel R. Brooks, PE, Wade-Trim Associates, Inc., at a cost not-to-exceed \$44,500.00.

Motion unanimously adopted.

- 10-392** Motion by Councilwoman Horvath, seconded by Councilwoman Agius, that the business license renewal for JP'S 3 Inc., DBA JP'S III, 25034 Ford, be approved.

Motion unanimously adopted.

- 10-393** Motion by Councilwoman Horvath, seconded by Councilwoman Agius, that the meeting be adjourned.

Motion unanimously adopted.

The meeting adjourned at 8:46 PM

S. JUDITH DUDZINSKI
CITY CLERK

KENNETH R. BARON
COUNCIL CHAIRMAN

MARIA E. LAWRENCE
COUNCIL SECRETARY