

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

OCTOBER 28, 2008

08-415 The meeting was called to order at 8:32 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 Director Sobh, Community & Economic Development Director Jamal, Comptroller Barrow, Corporation Counsel Miotke, Deputy Clerk Pawlukiewicz, Emergency Management Director Ankrapp, Fire Chief Gurka, Human Resource Director Sobota-Perry, Library Director Mccaffrey, Police Chief Gavin, Public Service Administrator Franzil, Deputy Recreation Director Constan.

The Pledge of Allegiance was led by Comptroller Barrow.

08-416 Motion by Councilwoman Van Houten, seconded by Councilman Berry, that the Agenda for the Regular Meeting of October 28, 2008, be approved with revised Agenda Item 11-D (National Electric Code).

Motion unanimously adopted.

08-417 Motion by Councilman Brown, seconded by Councilwoman Badalow, that the Minutes from the Regular Meeting of October 14, 2008, be approved as submitted.

Motion unanimously adopted.

08-418 Motion by Councilman Berry, seconded by Councilman Brown, that Fund Transfer 6-A and Current Claims 6-1 through 6-35, be approved as submitted.

A. \$59,617.00 transferred from B&E Lease Pay A/C 101-371-716-000 \$13,540.00 and B&E Salaries A/C 101-371-706-000 \$46,077.00 to B & E Capital Outlay A/C 101-371-981-000 to cover the cost of new vehicles for the Building Department inspectors.

1. ACCUMED BILLING, INC. – Rescue Runs September 2008 – Inv. dated 10/03/2008 from A/C 101-000-626-000 (Rescue Runs) \$6,345.78. General Govt.
2. BLUE STAR, INC. – Old Police Station Demo – Final – Ck. Req. dated 07/23/2008 from A/C 103-960-938-205 (Park Renovation) \$1,150.72 and A/C 103-960-938-206 (Park Renovation) \$8,624.28. CDBG
3. CMP DISTRIBUTORS, INC. – Federal Tactical Rifle – Inv. 10088 dated 09/25/2008 from A/C 101-300-744-000 (Ammo.) \$1,508.00. ENC. Police Dept.
4. CENTRAL WAYNE COUNTY SANITATION AUTHORITY – Monthly Debt and Services – Inv. dated 09/30/2008 from A/C 101-200-810-000 (Sanitation) \$73,878.60. General Govt.
5. COMPUTER TECHNOLOGIES, INC. – Data Processing – Inv. 70334 dated 10/10/2008 and Inv. 70329 dated 10/03/2008 from A/C 101-258-932-000 (Repair/Maint) #3,692.50 and A/C 592-536-932-000 (Repair/Maint) \$3,692.50. Data Processing
6. E & N CEMENT – Pavement Repairs (2) Inv.'s dated 10/21/2008 from A/C 101-440-880-000 (Road Repairs) \$62,880.42 and A/C 592-537-818-000 (Contract Services) \$6,951.91. DPW-Water
7. E-LIGHT LLC – Emergency Vehicle Alert System – Inv. dated 06/18/2008 from A/C 101-335-818-000 (Contract Services) \$9,275.00. See Budget Amendment. Fire Dept.
8. EVANS, PLETKOVIC & RHODES – Legal Service Workers Compensation – Ck. Req. Dated 10/08/2008 from A/C 101-200-724-000 (Workers Comp) \$1,935.90. General Govt.
9. GARDEN CITY HOSPITAL – Workers Compensation Injury Surgery – Ck. Req. Dated 10/08/2008 from A/C 101-200-724-000 (Work Comp) \$1,634.55. General Govt.
10. GIARMARCO, MULLINS & HORTON – Legal Service Water Department – Inv. 88397 dated 10/03/2008 from A/C 592-536-817-000 (Prof/Consult) \$1,860.00. Water Dept.
11. GREG DAVIS LANDSCAPING SERVICE – Tree Planting Program – Inv. 5404 dated 08/13/2008 from A/C 101-440-820-000 (Tree Trimming) \$20,400.00. DPW-Highway
12. HYDRODESIGNS – Cross Connection Program – Inv. 18852-IN dated 09/30/2008 from A/C 592-536-817-000 (Prof/Consult) \$3,074.00. Water Dept.
13. KOALA-T CONSTRUCTION – Splash Park Project – Cert. #2 dated 09/15/2008 from A/C 103-960-938-205 (Municipal Park) \$8,685.00. CDBG
14. KOALA-T CONSTRUCTION – Van Houten Park Renovation – Cert #3 dated 09/15/2008 from A/C 103-960-960-205 (Park Renovation) \$19,539.00. CDBG

Minutes OCTOBER 28, 2008 Continued

15. LEMMEN OIL – Unleaded Gas & Diesel DPW – Inv. 604915 dated 09/29/2008 from A/C 592-xxx-110-005 (Inventory) \$41,231.06. ENC. Water Dept.
16. MCKENNA & ASSOCIATES – Planning Commission Services & Home Foreclosures – Two (2) Inv.'s dated 10/08/2008 from A/C 101-801-817-000 (Prof/Consult) \$6,705.39 and A/C 101-200-817-000 (Prof/Consult) \$1,684.14. General Govt.
17. MILLIMAN – 2009 RDS Attestation & Certification – Inv. dated 10/06/2008 from A/C 101-200-716-000 (Health) \$1,750.00. General Govt.
18. NAGEL CONSTRUCTION INC. – Sewer Construction Program – Inv. 2550 dated 10/20/2008 from A/C 592-540-818-303 (Contract Services) \$17,859.69. Water Dept.
19. NEW IMAGE BUILDING SERVICES – Cleaning Service Libraries – Inv. 48228 dated 10/01/2008 from A/C 738-738-818-000 (Contract Services) \$2,214.00. Libraries
20. NIGHTINGALE-ALAN MEDICAL EQUIPMENT – AD & PD Needles – Inv. 81861 dated 10/02/2008 from A/C 101-335-730-020 (Medical Supplies) \$1,500.00. ENC. Fire Dept.
21. NORTH AMERICAN SALT COMPANY – Road Salt Delivery – Inv. 70242473 dated 09/16/2008 from A/C 101-440-782-000 (Road Supplies) \$19,973.59. ENC. DPW-Highway
22. OAKLAND COUNTY – CLEMIS System & Modems/Antennas – Inv. 1513, 1495, 1494 and 1496 dated 09/30/2008 from A/C 101-300-818-000 (Contract Services) \$17,534.00. Police Dept.
23. P.A.L.S. – Reimbursement for Renovation – Inv. dated 10/03/2008 from A/C 103-960-935-206 (Facility Rehab) \$849.14 and A/C 103-960-939-207 (P.A.L.S. Rehab) \$15,000.00. CDBG
24. PLANTE & MORAN – Auditing Service & Health Insurance Development – Inv. 376872 dated 10/13/2008 and Inv. 371898 dated 09/24/2008 from A/C 101-200-716-000 (Health Ins.) \$7,700.00; A/C 738-738-818-000 (Contract Services) \$250.00; A/C 103-960-918-208 (Admin) \$2,000.00 and A/C 103-960-900-208 (Rehab) \$1,300.00. General Govt.
25. PRESSURE VALVE TESTING – Testing Equipment – Inv. 4074 dated 09/08/2008 from A/C 101-335-981-000 (Capital Outlay) \$3,836.10. ENC. Fire Dept.
26. QUAD-TRAN OF MICHIGAN – Data Processing October 2008 – Inv. 5304 and 5305 dated 09/30/2008 from A/C 101-130-818-000 (Contract Services) \$4,350.00; A/C 101-130-728-000 (Supplies) \$1,396.90 and A/C 101-200-728-000 (Supplies) \$2,886.16. District Court
27. SLC METER SERVICE, INC. – Misc. Meter Supplies – Inv. 226083 dated 09/12/2008 from A/C 592-xxx-111-002 (Inventory) \$4,005.14. ENC. Water Dept.
28. SHRADER TIRE & OIL – Tires – Inv. 113444 dated 09/03/2008 from A/C 592-xxx-110-000 (Inventory) \$2,684.80. ENC. Water Dept.
29. STATEWIDE SECURITY TRANSPORT – Prisoner Food/Lodging September & August 2008 – Inv. dated 10/14/2008 and Inv. dated 09/10/2008 from A/C 101-200-868-000 (Prisoners) \$17,789.98. General Govt.
30. TRYBUSKI LANDSCAPING – Grass/Weed Cutting Program – Various Inv.'s from A/C 101-200-963-000 (Grass/Weeds) \$16,482.06. General Govt.
31. W.L. BOWLES – Haul & Dispose of Water Main Break Materials – Inv. 7627 dated 10/14/2008 from A/C 592-537-818-000 (Contract Services) \$14,490.00. Water Dept.
32. WAYNE COUNTY DEPARTMENT OF ENVIRONMENT – Excess Flow 10/08 – 12/08 – Inv. 247789 dated 10/10/2008 from A/C 592-537-929-000 (Sewage) \$227,010.87. Water Dept.
33. WAYNE COUNTY ACCOUNTS RECEIVABLE – Traffic Signal Maintenance Sept. 2008 – Inv. 1003847 dated 10/09/2008 from A/C 101-440-925-000 (Signals) \$5,345.06. DPW-Highway
34. WONDERLIC – Annual Position System License – Inv. 6207709 dated 09/03/2008 from A/C 101-220-817-000 (Prof/Consult) \$1,900.00. Civil Service
35. THE LIBRARY NETWORK – Monthly Services & Technology – Inv. 38010 dated 10/07/2008 and Inv. 37536 dated 09/30/2008 from A/C 738-738-827-000 (Library Network) \$12,630.59 and A/C 738-738-981-000 (Capital Outlay) \$15,426.59. Libraries

Motion unanimously adopted.

- 08-419** Motion by Councilwoman Badalow, seconded by Councilman Brown, that the City Comptroller be authorized to advertise for bids, per specifications, for an electrical upgrade at the Eton and Berwyn Senior Citizen Centers, per the request of Recreation Director Grybel, communication dated October 20, 2008. Funds for this project will be allocated from CDBG.

Motion unanimously adopted.

- 08-420** Motion by Councilwoman Badalow, seconded by Councilwoman Agius, that the lowest bidder meeting all specifications All-Pro Exercise, 24166 Haggerty Road, Farmington Hills, MI 48335, for three (3) Matrix R5X Recumbent Exercise Cycles, in the amount of \$5,985.00, and payment thereof, be approved, per Recreation Director Grybel, communication dated October 21, 2008. Further, that the Treasurer be authorized to return bid deposits to the unsuccessful bidders.

Motion unanimously adopted.

- 08-421** Motion by Councilman Berry, seconded by Councilwoman Horvath, that the City Council

concurs with and approves the purchase of three (3) 2009 Ranger 4 x 2 Super Cab Trucks from Jack Demmer Ford, 21531 Michigan Avenue, Dearborn, MI 48124, at the price not-to-exceed \$44,910.00 and payment thereof. Further, the purchase of one (1) 2009 Ford Fusion SE for Building & Engineering Director Sobh from Jorgensen Ford, 8333 Michigan Avenue, Detroit, MI 48210, at the price not-to-exceed \$14,706.52, and payment thereof, per Mayor Paletko, communication dated October 22, 2008. All vehicles are to be marked with the City seal after delivery.

Motion unanimously adopted.

- 08-422** Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that the AT&T Master Agreement for Managed Internet Services be referred back to Administration.

Motion unanimously adopted.

- 08-423** Motion by Councilman Brown, seconded by Councilwoman Agius, that the Budget Amendment to cover the cost of the new E-Lights at Beech Daly and Ford Roads be approved as follows:

INCREASE REVENUES	RESCUE RUNS
101-00-626-0	\$ 9,275.00
INCREASE EXPENDITURES	FIRE CONTRACTUAL SERVICES
101-335-818-0	\$9,275.00

Per, Comptroller Barrow, communication dated October 21, 2008.

Motion unanimously adopted.

- 08-424** Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that the City Council concurs with and approves Change Order #4 for the Van Houten (Municipal) Park Renovation Project from Koala-T Construction, Inc., 424 Ferry Avenue, Pontiac, MI 48341, in the amount of \$26,500, for the construction of a 30' x 35' pavilion adjacent to the splash pad, per Recreation Director Grybel, communication dated October 21, 2008. Further, that the Mayor be authorized to sign the change order on behalf of the City. Funds are available in the CDBG program.

Motion unanimously adopted.

- 08-425** Motion by Councilwoman Agius, seconded by Councilman Berry, that the City Council concurs with and approves the purchase of one (1) Tornado 20" 1600 RPM Burnisher Floor Machine for Canfield Community Center, from Allied-Eagle Supply Company, 1801 Howard Street, Detroit, MI 48216, in the amount of \$800.00 and payment thereof, per Recreation Director Grybel, communication dated October 21, 2008. Funds are available in Parks & Recreation Materials and Supplies A/C 691-728.

Motion unanimously adopted.

- 08-426** Motion by Councilwoman Horvath, seconded by Councilman Berry, that the City Council concurs with and approves the SMART Municipal and Community Credit Contracts for FY 2009 in the amounts of \$54,755 (Municipal) and \$83,729 (Community) for FY 2009, per Deputy Recreation Director Constan, communication dated October 10, 2008. Further, that the Mayor and City Clerk be authorized to sign the Municipal and Community Credit Contract together with Exhibit B, Project Operating Budget on behalf of the City.

Motion unanimously adopted.

- 08-427** Motion by Councilwoman Horvath, seconded by Councilman Berry, that the City Council concurs with and approves the SMART Project Operating Budget (Exhibit B), in the total amount of \$138,484.00, per Deputy Recreation Director Constan, communication dated October 10, 2008.

Motion unanimously adopted.

- 08-428** Motion by Councilwoman Badalow, seconded by Councilwoman Agius, that the City Council concurs with and approves Change Order #3 for the Van Houten (Municipal) Park Improvement Project, with Koala-T Construction Inc., 424 Ferry Avenue, Pontiac, MI 48341, for the following additional items:

- Item 1 – Add \$2,151.67 custom color for soft splash pad;
- Item 2 – Add \$600.00 for two (2) decorative signage boulders;
- Item 3 – Add \$94.50 for fence removal at Lafayette Street;

Minutes OCTOBER 28, 2008 Continued

Item 4 - Add\$4,921.00 to patch old police station parking lot;
Item 5 – Add \$10,261.89 for splash pad back-flow preventer and water meter;
Item 6 – Deduct \$1,500.00 for modified splash pad fence, for an additional \$16,429.06 to the cost of the project, per Recreation Director Grybel, communication dated October 13, 2008. Further, that the Mayor be authorized to sign the Change Order on behalf of the City. Funds are available through CDBG.

Motion unanimously adopted.

- 08-429** Motion by Councilwoman Horvath, seconded by Councilwoman Badalow, that the City Council concurs with and approves the request to auction the following vehicles:

1995 Jeep Station Wagon	1J4FJ27S6SL596852
1992 Honda Four Door	1HGCB7671NA143241
1996 Ford Four Door	1FALP53S4TA109908
1994 Ford Station Wagon	1FBJS31H2RHA96172
1995 Ford Pick Up	1FTDR15X6STA35999
2000 Dodge Four Door	2B3HD46R9YH445897
2000 Jeep Station Wagon	1J4GW58N3YC303255
1995 Ford Station Wagon	1FMEU15H6SLB03595
1989 Chevrolet Four Door	1G1BL51E0KR106446
1990 Oldsmobile Two Door	1G3EZ13C9LU305971
2000 Toyota Two Door	JTDDY32T4Y0025496
2002 Ford Four Door	1FAFP53U92A128239
1993 Ford Four Door	3FAPP13J9PR103583
1999 Pontiac Two Door	1G2JB1247X7579692
1995 Ford Four Door	1FMDU34X5SC16237

Per, Police Chief Gavin, communication dated October 9, 2008.

Motion unanimously adopted.

- 08-430** Motion by Councilman Berry, seconded by Councilwoman Horvath, that proposed ordinance H-08-10, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY AMENDING SECTIONS 7-181 AND 7-182 IN ORDER TO ADOPT THE MICHIGAN MECHANICAL CODE 2006, be considered read for the second time and become effective upon publication in the official newspaper of record.

Motion unanimously adopted.

- 08-431** Motion by Councilman Berry, seconded by Councilwoman Horvath, that proposed ordinance H-08-11, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY AMENDING SECTIONS 7-156 AND 7-157 IN ORDER TO ADOPT THE MICHIGAN PLUMBING CODE 2006, be considered read for the second time and become effective upon publication in the official newspaper of record.

Motion unanimously adopted.

- 08-432** Motion by Councilman Berry, seconded by Councilwoman Horvath, that proposed ordinance H-08-12, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY AMENDING SECTIONS 7-29 THROUGH 7-31IN ORDER TO ADOPT THE MICHIGAN RESIDENTIAL CODE 2006, be considered read for the second time and become effective upon publication in the official newspaper of record.

Motion unanimously adopted.

- 08-433** Motion by Councilman Berry, seconded by Councilwoman Horvath, that proposed ordinance H-08-13, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY AMENDING SECTIONS 7-46 THROUGH 7-48 IN ORDER TO ADOPT THE 2005 EDITION OF THE NATIONAL ELECTRIC CODE, be considered read for the second time and become effective upon publication in the official newspaper of record.

Motion unanimously adopted.

- 08-434** Motion by Councilwoman Horvath, seconded by Councilman Berry, that the City Council concurs with and approves the Metro Act Right of Way Permit Extension; Right-of-Way

Minutes OCTOBER 28, 2008 Continued

Telecommunications Permit Amendment, and the Resolution Approving Telecommunications Permit Amendment, per Gary L. Dovere, Secrest Wardle, communication dated October 8, 2008 and Corporation Counsel Gary Miotke. Further, that the Mayor and City Clerk be authorized to sign the documents on behalf of the City.

Motion unanimously adopted.

- 08-435** Motion by Councilwoman Agius, seconded by Councilwoman Badalow, that business license renewal for Walker's Speakeasy, 8701 N Beech Daly, be approved.

Motion unanimously adopted.

- 08-436** Motion by Councilwoman Van Houten, seconded by Councilwoman Horvath, that the request from Applebee's Restaurants Mid-Atlantic LLC (A Delaware Limited Liability Company, to transfer ownership of 2007 Class C licensed business with official permit (Food) located at 26582 Ford, Dearborn Heights, MI 48127, Wayne County from Applebee's of Michigan, Inc/. be approved and the Liquor Control Commission be so notified. ID# 434598

Motion unanimously adopted.

- 08-437** Motion by Councilwoman Horvath, seconded by Councilwoman Agius, that the meeting be adjourned.

Motion unanimously adopted.

The meeting adjourned at 9:14 PM

**S. JUDITH DUDZINSKI
CITY CLERK**

**KENNETH R. BARON
COUNCIL CHAIRMAN**

**MARIA E. LAWRENCE
COUNCIL SECRETARY**