

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

OCTOBER 23, 1990

90-537 The meeting was called to order at 8:20 p.m., by Council Chairman Paletko.

Roll call showed the following:

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

Absent: None.

Also Present: Mayor Van Houten, Administrative Assistant Hitsky, Corporation Counsel Dadaou, Clerk McLachlan, Deputy Clerk Sheridan, Treasurer Plawecki, Comptroller Barrow, Assessor Welch, Building & Engineering Director Hamel, Personnel Director Sullivan, Police Chief DiPrima, Fire Chief Lewis, Deputy Fire Chief Carr, Recreation Director Grybel, Public Service Administrator Preston, Community Development Director Oliverio.

The Pledge of Allegiance was led by Councilman Gary P. Blackburn.

Crestwood High School S.A.D.D. (Students Against Driving Drunk) presented red boutonnieres and ribbons to the Council.

90-538 Motion by Councilman Robert L. Brown, supported by Councilwoman Ruth A. Canfield, that the agenda for the Regular Meeting of October 23, 1990, be approved as submitted, with the deletion of Item 9B re: Rescinding C.M. 88-722, Sale of City owned property and the addition of: Item 9-O re: MSHDA Grant application; Item 13D re: Water Meter Replacement Program; Item 13E re: Allied Veterans flag raising ceremony on Veteran's Day; Item 13F re: Allied Veterans holding a parade on Veteran's Day.

Motion unanimously adopted.

90-539 Motion by Councilman Joseph F. Kosinski, supported by Councilman Robert L. Brown, that the minutes from the Regular Meeting of October 9, 1990, be approved as submitted.

Motion unanimously adopted.

The Public Hearing for Special Land Use in a C-2 District for proposed outside sales and storage of fence and landscape components on Van Born between Banner Avenue and Telegraph Road was to order at 8:27 p.m. by Council Chairman Daniel S. Paletko.

Clerk McLachlan read the official notice.

PLEASE TAKE NOTICE that a Public Hearing will be held on Tuesday, October 23, 1990, 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 the Special Land Use in a C-2 District for proposed outside sales and storage of fence and landscape components for property located on the north side of Van Born between Banner Avenue and Telegraph Road. Said property being more particularly described as follows:

Lots 1 through 19 inclusive except the south 7 feet thereof; also lots 47 through 56 inclusive; also adjacent vacated alley, Pilgrim Telegraph Subdivision Town 2 South, Range 10 East, Liber 53, Page 19, Wayne County Records.

Written comments may be directed to the City Clerk's office, 6045 Fenton Avenue, Dearborn Heights, Michigan 48127.

ROBERT G. McLACHLAN, CMC-CLERK, City of Dearborn Heights.
Published in the City's official newspaper on October 11, 1990.

I am in receipt of a communication from Robert Brown of Alexandria, Virginia - Initially it may possibly bring in additional revenue to the City, it will be a long term detriment to the value of the surrounding area, and therefore to the future City revenues. As an owner of the property known as D29 33 044499 0020 (2nd lot west of Banner on Van Born Road) this affects the value of my property and limits the possibilities for the types of business which will locate in the area. My property is for sale and the people with which we have had discussions are looking to build on the site. Please notify me as to your receipt of this letter and the outcome of the public hearing.

There is a communication from Jessie R. Field of 24321 Hanover - Regarding the storage and sales of fencing at Ash Fence (24130 VAN BORN), I have the following comments: As it stands, the fence totally obscures the approaching traffic from Amherst. Drivers going north on Banner between Van Born to Hanover must slow to a near stop since many drivers ignore the stop sign. I personally have had several close calls. The stop sign is placed at the very top of the pole so high that some drivers do not see it. If they want to store and sell, from only the west side of the building and remove the obstruction from the east end of the building, then I have no objections. I suggest that some members of the Council drive through the intersection and observe the problem for themselves. Sincerely, Jessie R. Fields.

Council Chairman Daniel S. Paletko - My understanding is that the sign is going to be taken care of in the morning.

Council Chairman Daniel S. Paletko asked for comments or questions from the audience.

Mr. Ash, the applicant, introduced Bob DeMille as the person that will purchasing the property.

Mr. DeMille - If we need to do something there, remove the slats or whatever, we will be glad to work with the City with whatever needs to be done. The fencing that does go out towards the front, we will be removing that fence that goes out towards Van Born. That will be removed for the landscaped area that we indicated on the drawings.

Councilwoman Ruth A. Canfield - That's the corner that would be Van Born and Banner? That fence would be removed?

Councilman Gary P. Blackburn - The part they're talking about is right at the corner of Amherst and Hanover. There's a bunch of wood laying against the fence and that's their objections. A bunch of slats, not the fence itself.

Mr. DeMille - Those are obscuring slats, they will be removed. That's not a problem. I believe the gentleman that wrote the letter has the vacant lot across the side street may be up for sale.

Mr. McLachlan - He lives in Virginia.

Councilwoman Ruth A. Canfield - He says that this is a detriment to the sale of this property? We'll look into this.

Council Chairman Daniel S. Paletko - Are you intending to still operate the same kind of business after you reopen?

Mr. DeMille - Exactly the same, only better.

Mr. McLachlan - Mr. Ash has been a good citizen in Dearborn Heights for many, many years.

Mr. Ash - Dearborn Heights has been good to us.

Lady in the audience - Ash Fence Company has always been very helpful to the citizens. If we needed anything they couldn't get, they would tell us where to find it.

Council Chairman Daniel S. Paletko asked if anyone else in the audience had any questions or comments. Hearing none, he asked that the public hearing be closed.

90-540 Motion by Councilman Robert L. Brown, supported by Councilman Joseph V. Kosinski, that the Public Hearing for Special Land Use be closed.

Motion unanimously adopted.

The Public Hearing closed at 8:35 p.m.

90-541 Motion by Councilman Robert L. Brown, supported by Councilman Jerome P. Chismar, that Current Claims 6-1 through 6-16 be approved as submitted.

1. CENTRAL WAYNE COUNTY SANITATION AUTHORITY - Materials delivered September 1990. Inv. 10/2/90. From A/C 200-810 (Sanitation) \$146,418.75. Gen. Govt.
2. CITY OF DEARBORN - Sewage disposal and water charges 6/20 - 9/30/90. Inv. 1398, 10/4/90. From A/C 537-929 (Sewage Disposal Charges) \$2,500.19 and A/C 537-928 (Water Purchased) \$700.81. Water.
3. E & N CEMENT - Pavement repairs. (2) inv. 10/13/90. From A/C 440-880 (Road Repairs) \$16,603.38 and A/C 537-818 (Contractual Services) \$12,550.04. DPW & Water.
4. GARDEN CITY HOSPITAL - Various testing for Stanley Witt. Check request 10/3/90. From A/C 200-724 (Workers Compensation) \$1,710.57. Gen. Govt.
5. IMPERIAL BLACKTOP PAVING CO. - 1989 Pavement Joint & Crack Sealing Program. Cert. No. 4, 9/28/90. Job No. DHT 2296-04. From A/C 440-880 (Road Repairs) \$823.27. DPW.
6. IMPERIAL BLACKTOP PAVING CO. - 1990 Pavement Joint & Crack Sealing Program. Cert. No. 5, 9/28/90. Job No. DHT 2296-04-A. From A/C 440-880 (Road Repairs) \$45,638.96. DPW.
7. MANUFACTURERS NATIONAL BANK - Phase II Bonds NH/RV Project, interest only. Inv. 9/19/90. From A/C 905-955-002 (Interest Phase II) \$255,523.25. Water.
8. MILLER, CANFIELD, PADDOCK & STONE - Professional services rendered NH/RV Project. Inv. 10/10/90. From A/C 537-973 (Sewers Capital Outlay) \$2,610.39. Water.
9. NATIONAL LEAGUE OF CITIES - Membership dues for 1/1-12/31/91. Inv. 01A129, 10/1/90. From A/C 200-958 (Dues, Membership, Subscr.) \$3,372.00. Gen. Govt.
10. PAINTER & RUTHENBERG - Roll off service September 1990. Inv. 6772, 10/1/90. From A/C 200-810 (Sanitation) \$4,900.00. Gen. Govt.
11. WADE-TRIM/ASSOCIATES - Watermain Replacement Phase VIII. Inv. 34804, 8/8/90. Job No. DHT 2212-30. From A/C 103-960-125-089 (Watermain Replacement) \$140.70 (Enc.). Comm. Dev.
12. WADE-TRIM/ASSOCIATES - DPW building reroofing. Inv. 35195, 10/8/90. Job No. DHT 9815-01. From A/C 536-970 (Capital Outlay) \$3,594.16. Water.
13. WADE-TRIM/ASSOCIATES - Easements for NH/RV Project. Inv. 35263, 10/10/90. Job No. DHT 2214-08. From A/C 537-973 (Sewers Capital Outlay) \$285.80. Water.
14. WADE-TRIM/ASSOCIATES - Sewer evaluation NH/RV Project. Inv. 35262, 10/10/90. Job No. DHT 2214-03. From A/C 537-973 (Sewers Capital Outlay) \$622.65. Water.
15. WADE-TRIM/ASSOCIATES - Berwyn Center Parking Lot. Inv. 35084, 9/13/90. Job No. DHT 2301-03. From A/C 103-960-121-189 (Berwyn Parking Lot) \$6,038.43. Comm. Dev.
16. NAGLE PAVING CO. - Berwyn Center Parking Lot Improvements. Cert. No. 1, 9/13/90. Job No. DHT 2301-04. From: A/C 274-673-981-089 (Berwyn Parking Lot) \$7,328.65; A/C 691-981 (Recreation Capital Outlay) \$15,579.00; A/C 103-960-121-089 (Berwyn Parking Lot) \$15,000.00; A/C 103-960-121-189 (Berwyn Parking Lot) \$6,401.24. Comm. Dev. & Recreation.

Motion unanimously adopted.

90-542 Motion by Councilman Jerome P. Chismar, supported by Councilman Joseph V. Kosinski, that the City Clerk be authorized to advertise for sealed bids for the sale of City owned property, Lots 829 to 832 inclusive, Rougelvania Subdivision #2, west of 25645 Powers Avenue. Minimum bid, \$4,000.00, per Deputy Assessor Woolever, communication dated October 16, 1990.

Motion unanimously adopted.

- 90-543 Motion by Councilwoman Ruth A. Canfield, supported by Councilman Robert L. Brown, that the City Clerk be authorized to advertise for bids, per specifications, for one (1) copier-printer, per the request of Recreation Director Grybel, communication dated October 8, 1990. Monies to come from A/C 691-981.

Motion unanimously adopted.

- 90-544 Motion by Councilman Joseph V. Kosinski, supported by Councilman Robert L. Brown, that the only bid meeting specifications from Gregware Equipment Co. for three (3) Gledhill 818S "Tail-Spin" Spreaders or equal in the amount of \$9,000.00, and payment thereof, be approved. Monies to come from A/C 440-981, per Public Service Administrator Preston, communication dated October 12, 1990. Further, that the Treasurer be authorized to return bid deposits to the unsuccessful bidders.

Motion unanimously adopted.

- 90-545 Motion by Councilwoman Ruth A. Canfield, supported by Councilman Jerome P. Chismar, that Mayor Van Houten's communication dated October 17, 1990 regarding the reappointment of Walter Bartnick, Richard Buckholz, and William Eby to the Recreation Commission, terms expiring September 30, 1993, be received, contents noted and filed.

Motion unanimously adopted.

- 90-546 Motion by Councilman Jerome P. Chismar, supported by Councilman Gary P. Blackburn, that the City Council concurs with and approves the split of Lots 442 to 447 Hawthorne Golf View Subdivision to reflect the following legal description:

N. 15 feet of Lots 442 to 447 incl., also S 43 feet of adj. vac. street, Hawthorne Golf View Sub. T2S R10E L56 P62 WCR.

S. 95 feet of Lots 442 to 447 incl., also N 1/2 adj. vac. alley, Hawthorne Golf View Sub. T2S R10E L56 P62 WCR.

Per Deputy Assessor Woolever, communication dated October 16, 1990.

Motion unanimously adopted.

- 90-547 Motion by Councilman Joseph V. Kosinski, supported by Councilman Robert L. Brown, that the City Council concurs with and approves authorizing Mayor Van Houten signing a letter of intent to purchase a computer system from New World Systems for City Hall. Further, that the Clerk and Treasurer be authorized to return bid bonds and bid deposits to the various vendors that are not part of this final project, per Comptroller Barrow, communication dated October 17, 1990.

Motion unanimously adopted.

- 90-548 Motion by Councilman Joseph V. Kosinski, supported by Councilwoman Ruth A. Canfield, that the City Council concurs with and approves a budget amendment in the Water Fund for recording June 30, 1990 open encumbrances to fiscal year 1990-1991 for the Water Department Computer System as follows:

Revenues:

A/C 699.000 - Appropriation from Fund Balance \$90,681.96

Expenditures:

A/C 536-970 - Capital Outlay \$90,681.96

Per Deputy Comptroller Monson, communication dated October 16, 1990.

Motion unanimously adopted.

90-549 Motion by Councilman Robert L. Brown, supported by Councilman Gary P. Blackburn, that the City Council concurs with and approves Community Development Budget balances as of June 30, 1990 in the amount of \$1,405,415.49, be carried forward to fiscal year 1990-1991, as outlined in Deputy Comptroller Monson's communication dated October 17, 1990.

Motion unanimously adopted.

90-550 Motion by Councilman Joseph F. Kosinski, supported by Councilman Gary P. Blackburn, that the City Council concurs with and approves the disposal of obsolete and unrepairable equipment, as outlined in Police Chief DiPrima's communication dated October 9, 1990.

Motion unanimously adopted.

90-551 Motion by Councilwoman Ruth A. Canfield, supported by Councilman Gary P. Blackburn, that the City Council concurs with and approves a "Letter of Understanding" amending the current collective bargaining agreement between the City and the Firefighters Union extending the probation periods of two newly hired firefighters, per Fire Chief Lewis, communication dated October 16, 1990.

Motion unanimously adopted.

90-552 Motion by Councilman Jerome P. Chismar, supported by Councilman Joseph F. Kosinski, that the low quote from Lacaria Custom Cabinets for a work unit assembly, per specifications, in the amount of \$2,300.00, and payment thereof, be approved. Monies to come from A/C 335-981, per Fire Chief Lewis, communication dated October 9, 1990.

Motion unanimously adopted.

90-553 Motion by Councilwoman Ruth A. Canfield, supported by Councilman Jerome P. Chismar, that the City Council concurs with and approves entering into a maintenance agreement with John Cini and Frank Lopez at 27189 W. Warren (Bob Sak's Jeep Eagle) for installation of a catch basin in the parking lot and paving of a parking lot, per Deputy Building Director/Plan Examiner Marchand, communication dated October 8, 1990. Further, authorizes Mayor Van Houten and Clerk McLachlan signing said agreement.

Motion unanimously adopted.

90-554 Motion by Councilman Jerome P. Chismar, supported by Councilman Joseph V. Kosinski, that the City Council concurs with and approves entering into a maintenance agreement with Nicholas Gastaris at 22402 Van Born (formerly Stanley's) for installation of a catch basin in the parking lot and paving of a front parking lot, per Deputy Building Director/Plan Examiner Marchand, communication dated August 13, 1990. Further, authorizes Mayor Van Houten and Clerk McLachlan signing said agreement.

Motion unanimously adopted.

90-555 Motion by Councilman Joseph V. Kosinski, supported by Councilman Robert L. Brown, that the City Council concurs with and approves Industrial Waste Control charges for commercial water billing accounts, effective July 1990, as outlined in Public Service Administrator Preston's communication dated October 15, 1990.

Motion unanimously adopted.

90-556 Motion by Councilwoman Ruth A. Canfield, supported by Councilman Gary P. Blackburn, that the City Council concurs with and approves Mayor Van Houten and Clerk McLachlan signing an amusement ride contract with Pugh Shows for the Spirit '91 festival to be held at the Canfield Community Center July 3 through July 7, 1991, per Recreation Director Grybel, communication dated October 18, 1990.

Motion unanimously adopted.

- 90-557 Motion by Councilman Jerome P. Chismar, supported by Councilman Robert L. Brown, that the City Council concurs with and approves Mayor Van Houten and Clerk McLachlan signing a contract with SMART for the 1990-1991 Municipal Credit Program, per Community Development Director Oliverio, communication dated October 17, 1990.

Motion unanimously adopted.

- 90-558 Motion by Councilwoman Ruth A. Canfield, supported by Councilman Jerome P. Chismar, that the City Council concurs with and approves Mayor Van Houten signing Change Order No. 1 for the Berwyn Senior Citizens Center Parking Lot Expansion project for an increase of \$16,751.27, per Community Development Director Oliverio, communication dated October 12, 1990.

Motion unanimously adopted.

- 90-559 Motion by Councilman Joseph V. Kosinski, supported by Councilwoman Ruth A. Canfield, that the City Council concurs with and approves a Grant Application to the Michigan State Housing Development Authority under their WE-CARE Program for the purchase of emergency supplies to be used in the emergency overnight shelter at the Salvation Army on Warren Ave. Further, the City will be responsible for the coordination of the set-up of the Shelter and will provide the necessary personnel and transportation needed during the designated emergency, per CEDD Director Oliverio, communication dated October 19, 1990.

Motion unanimously adopted.

- 90-560 Motion by Councilman Jerome P. Chismar, supported by Councilman Joseph V. Kosinski, that the request from The Kroger Co.-Public Chain to transfer ownership of 1990 SDM licensed business from Meadowdale Foods, Inc. at 20601 W. Warren, Dearborn Heights, MI 48127, Wayne County, be approved and the Liquor Control Commission be so notified.

Motion unanimously adopted.

- 90-561 Motion by Councilwoman Ruth A. Canfield, supported by Councilman Jerome P. Chismar, that the request from Marick, Inc. to transfer ownership from CLANCY'S II, Inc. of 1990 Class C licensed business with Entertainment Without Dressing Rooms Permit at 22120 Van Born, be referred to Police, Fire, Building and Treasurers' Departments.

Motion unanimously adopted.

- 90-562 Motion by Councilman Robert L. Brown, supported by Councilman Joseph F. Kosinski, that the request for renewal of 1990-91 business licenses for: O'Grady's Irish Pub, 3651 Beech Daly; Slam Dunk Saloon, 25380 Van Born; Mickey Cooper's Auto Sales, 20032 Van Born, be approved.

Motion unanimously adopted.

- 90-563 Motion by Councilman Joseph V. Kosinski, supported by Councilwoman Ruth A. Canfield, that the Resolution Authorizing Installment Purchase of Water Meters between the City of Dearborn Heights and Schlumberger Industries Inc. for the acquisition of water meters, be approved upon approval of Corporation Counsel Dadaou.

Motion unanimously adopted.

- 90-564 Motion by Councilman Jerome P. Chismar, supported by Councilwoman Ruth A. Canfield, that the request from the Allied Veterans Council's Commander Voisin of the VFW Lyskawa Post, holding a Flag Raising Ceremony at City Hall on Veteran's Day, November 11, 1990 at 11:00 a.m., be approved.

Motion unanimously adopted.

90-565 Motion by Councilman Jerome P. Chismar, supported by Councilwoman Ruth A. Canfield, that the request from Allied Veterans Council's Adjutant Japowicz of the VFW Moroz Pietrowski Post, holding a parade on Veteran's Day, Sunday November 11, 1990 at 11:00 a.m., be referred to Administration.

Motion unanimously adopted.

90-566 Motion by Councilman Jerome P. Chismar, supported by Councilman Joseph F. Kosinski, that the meeting be adjourned.

Motion unanimously adopted.

The meeting adjourned at 9:10 p.m.

ROBERT G. McLACHLAN, CMC
CITY CLERK

DANIEL S. PALETKO, CHAIRMAN
CITY COUNCIL