REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

OCTOBER 13, 2009

09-373 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, Councilwoman Janet S. Badalow, Council Chairman Kenneth R. Baron, Councilman Tom Berry, Councilwoman Margaret M. Horvath, Councilman Roy Pilot, 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, Comptroller Barrow, Corporation Counsel Miotke, Deputy Clerk Pawlukiewicz, Deputy Comptroller Macari, Fire Chief Gurka, Human Resource Director Sobota-Perry, Library Director Mccaffrey, Police Chief Gavin, Public Service Administrator Franzil.

Council Chairman Baron asked for a moment of silence for the passing of long time resident and TIFA board member Don Titus. The Pledge of Allegiance was led by Treasurer John Riley.

09-374 Motion by Councilwoman Badalow, seconded by Councilman Berry, that the Agenda for the Regular Meeting of October 13, 2009, be approved as submitted.

Motion unanimously adopted.

09-375 Motion by Councilman Berry, seconded by Councilwoman Van Houten, that the Minutes from the Regular Meeting of September 22, 2009, be approved as submitted.

Motion unanimously adopted.

09-376 Motion by Councilwoman Van Houten, seconded by Councilman Horvath, that Current Claims 6-1 through 6-32, be approved as submitted.

1. ALLCOURT – Refinish Gym Floor – Inv. 220 dated 09/23/09 from A/C 101-691-932-000 (Repair/Maint) $2,640.00. ENC. Recreation
2. ALLEN BROTHERS – Legal Fees NSP Grant – Inv. 33517 dated 09/29/09 from A/C 274-673-930-091 (NSP) $3,381.75. Misc. Grants
3. BROADSPIRE – Excess Insurance Premium – Inv. 55052 dated 09/23/09 from A/C 101-200-724-000 (Work. Comp.) $27,458.00. General Govt.
4. CALLAHAN, LAWRENCE F – Incinerator Property Inspections/Survey – Inv. 6750-H dated 07/09/09 from A/C 101-200-807-000 (Misc. Exp.) $2,500.00. See Budget Amendment. General Govt.
5. COMPUTER TECHNOLOGIES, INC. – Data Processing – Inv. 70478, dated 09/18/09; 70481, dated 09/25/09 and 70488, dated 10/02/09 from A/C 101-258-932-000 (Repair/Maint) $4,172.50; A/C 592-536-932-000 (Repair/Maint) $5,202.50 and A/C 274-673-930-091 (NSP) $532.50. Data Processing
6. CONFERENCE OF WESTERN WAYNE – Annual Dues for Membership – Inv. dated 09/23/09 from A/C 101-200-958-000 (Membership) $8,019.00. General Govt.
7. CUMMINGS, MC CLOREY, DAVIS & ACHO – Legal Services August 2009 – Inv. 171291 and 171292 dated 09/25/09 and 171185, 171186, 171187 dated 09/16/09 from A/C 101-200-817-000 (Prof/Consult) $2,592.00 and A/C 592-536-817-000 (Prof/Consult) $2,138.10. General Govt.
8. DOWNRIVER COMMUNITY CONFERENCE – Annual Dues for Membership – Inv. dated 09/23/09 from A/C 101-200-958-000 (Memberships) $4,750.00. General Govt.
9. E & N CEMENT – Pavement Repairs (2) Inv.'s dated 10/06/09 from A/C 592-537-818-000 (Contract Serv.) $138,254.45. Water Dept.
10. EAGER BEAVER – Grass/Weed Cutting – Inv. 09/16/09 and 09/25/09 from A/C 101-200-963-000 (Grass/Weeds) $3,674.30. General Govt.
11. EVANS, PLETKOVIC & RHOADES – Attorney Work Comp Case – Ck. Req. dated 09/23/09 from A/C 101-200-724-000 (Work Comp) $2,660.00. General Govt.
12. FILEONQ – Maint Contract 01/01/10 – 12/31/10 – Inv. 2570 dated 09/18/09 from A/C 101-300-818-000 (Contract Serv.) $5,569.74. Police Dept.
13. GIARMARCO, MULLINS & HORTON – MDEQ Permit, Water Issues and Wayne County Litigation – Inv. dated 09/15/09 (MDEQ); Inv. 90422, 88397-000B and 89397-001B dated 09/15/09 from A/C 592-536-817-000 (Prof/Consult) $6,225.50. Water Dept.
14. HYDRODESIGNS – Cross Connection Contract – Inv. 20399-IN dated 08/31/09 from A/C 592-537-818-000 (Contract Serv.) $2,623.00. Water Dept.
15. MMRMA –Liability Insurance Renewal –Inv. 92766-1 dated 09/18/09 from A/C

101-200-911-000 (Insurance) $738,073.00. General Govt.

16. MAGICAL TOUCH – Grass/Weed Cutting – Inv. dated 10/05/09 and 10/07/09 from A/C 101-200-963-000 (Grass/Weeds) $22,351.75. General Govt.
17. NAGEL CONSTRUCTION – Sewer Cleaning Program – Inv. 2692 dated 10/01/09 from A/C 592-540-818-030 (Contract Serv.) $28,411.27. Water Dept.
18. OAKWOOD HOSPITAL – (2) Workers Compensation Injury – Ck. Req. dated 09/08/09 and 09/17/09 from A/C 101-200-724-000 (Work Comp) $9,527.44. General Govt.
19. PLANTE & MORAN – Audit Services June 30, 2009 Inv. 469027 dated 07/28/09 from A/C 101-200-817-000 (Prof/Consult) $27,570.00, 592-536-817-000 (Prof/Consult) $5,050.00 and 103-960-918-209 (Admin) $3,340.00. General Govt.
20. QUAD-TRAN OF MICHIGAN – Data Processing October 2009 – Inv. 5482 and 5483 dated 09/30/09 from A/C 101-130-818-000 (Contract Serv.) $4,500.00, 101-130-728-000 Supplies) $1,328.34 and 101-200-728-000 (Supplies) $2,399.76. District Court
21. RIO SUPPLY MICHIGAN METER – Meter Supplies – Inv. 80604 dated 08/04/09; 80634 and 80633 dated 08/11/09 from A/C 592-xxx-111-002 (Inventory) $3,378.10. Water Dept.
22. SHOREVIEW ELECTRIC – Purchase/Install Ceiling Fans – Inv. 11472 dated 05/04/09 from A/C 103-960-963-208 (Berwyn) $890.00 and A/C 103-960-962-206 (Eton) $890.00. CDBG
23. STATE OF MICHIGAN – MDOT – Telegraph Road Bridges – Inv. AP319727 and 319728 dated 09/17/09 from A/C 202-202-880-330 (Roads) $3,034.01. Major Streets
24. STATEWIDE SECURITY TRANSPORT – Prisoner Food & Lodging August 2009 – Inv. dated 09/15/09 from A/C 101-200-868-000 (Prisoners) $9,001.78. General Govt.
25. SYSTEMP – Services Performed for Repairs – Inv. 9009 dated 09/02/09 from A/C 101-300-818-000 (Contract Serv.) $3,435.50. Police Dept.
26. THE LIBRARY NETWORK – Annual Delivery Services – Inv. 39499 dated 09/30/09 from A/C 738-738-818-000 (Contract Serv.) $1,500.00. Libraries
27. TRYBUSKI LANDSCAPING – Grass/Weed Cutting – Inv. 09/08/09 – 09/12/09 and Inv. 09/17/09 – 09/18/09 from A/C 101-200-963-000 (Grass/Weeds) $6,671.95. General Govt.
28. US BANK – Interest Due on Library Bonds and Wastewater Disposal Bonds – Inv. due 11/01/09 from A/C 738-738-998-500 (Interest) $104,487.13 and A/C 592-905-993-006 (Interest) $13,842.50. Libraries
29. WADE TRIM ASSOCIATES – Kroger Gas Station, Weddel Water Main, Street Repair Program, Plot Plan – Inv. 99160, 99157 and 99158 dated 09/24/09; 98834 dated 07/21/09 and 98912 dated 08/19/09 from A/C 101-200-817-000 (Prof/Consult $5,250.00; 592-537-818-000 (Contract Serv.) $8,566.52; 202-202-880-300 (Streets) $120.00; 592-xxx-255-000 (Jobs in Progress) $181.31 and 101-371-809-000 (Eng. Serv.) $772.50. Water Dept.
30. WAYNE COUNTY – DEPT. OF ENVIRONMENT – Bonds Payments and Tunnel Reserve/Replacement – Inv. 252908 dated 09/17/09; 252938 and 252951 dated 09/18/09 and 251823 dated 10/01/09 from A/C 592-905-993-001 (Bonds) $5,761.94; 592-905-991-000 (Bonds) $785,000.00; 592-905-995-001 (Interest) $171,650.00, 592-536-927-110 (Tunnel Reserve) $24,420.00 and 592-537-929-000 (Sewers) $27,309.00. Water Dept.
31. WAYNE COUNTY – DEPT. OF ENVIRONMENT – 2009 Assessment – Alliance of DR Watersheds – Inv. 251225 dated 06/08/09 from A/C 592-536-802-000 (Memberships) $13,029.29. Water Dept.
32. MICHIGAN MUNICIPAL LEAGUE – Unemployment Compensation 3rd Quarter – From A/C 101-200-725-000 (Unemployment) $1,877.39. General Fund

Motion unanimously adopted.

09-377 Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that the City Council concurs with and approves the request from Robichaud High School, 3601 Janet, to conduct their annual Homecoming Parade on Friday October 16, 2009, beginning at 1:00 pm at Robichaud High School, west on Penn to Beech Daly, south on Beech Daly to Annapolis, east on Annapolis to Gulley, north on Gulley to Carlysle, west on Carlysle to Janet, north on Janet back to the school, per Kellie Cunningham, Principal, Robichaud High School and Mayor Paletko, communication dated October 1, 2009. The Police and Fire Department's to provide escort and assistance.

Motion unanimously adopted.

09-378 Motion by Councilwoman Horvath, seconded by Councilwoman Badalow, that the City Council acknowledges receipt of a generous grant from Target, in the amount of $1,300.00, to the library for assistance in the summer reading program, per Michael Mccaffery, Library Director, communication dated September 24, 2009.

Motion unanimously adopted.

09-379 Motion by Councilwoman Badalow, seconded by Councilman Berry, that the City Council concurs with and approves the Budget Amendment to cover the cost of the incinerator property purchase including closing costs as follows:

Increase Revenues A/C 101-00-699-0	Appropriate Fund Balance $75,000.00
Increase Expenditures A/C 101-200-807-0	Miscellaneous Expenses $75,000.00

Per, Comptroller Barrow, communication dated October 6, 2009.

Motion unanimously adopted.

09-380 Motion by Councilwoman Horvath, seconded by Councilwoman Agius, that the City Council concurs with and approves the reappointment of Mrs. Marilyn Somers, Mrs. Mary Fisher, Mr. Dave Rhodes and Mr. Ed Schulte to the Parks & Recreation Commission, terms to expire September 30, 2012, per Recreation Director, communication dated September 23, 2009.

Motion unanimously adopted.

09-381 Motion by Councilwoman Van Houten, seconded by Councilwoman Horvath, that the City Council concurs with and approves the Municipal Credit and Community Credit Contract for FY 2010 in the amounts of $54,755 in Municipal Credit monies and $83,729 in Community Credit monies, including Exhibit B, Project Operating Budget, per Deputy Director Constan, communication dated October 1, 2009. Further, that the Mayor and City Clerk be authorized to sign documents on behalf of the City.

Motion unanimously adopted.

09-382 Motion by Councilwoman Horvath, seconded by Councilman Berry, that the City Council concurs with and approves the quote from Meggitt Training Systems, 296 Brogdon Road, Suwanee, GA 30024 for the purchase of 2,000 pounds of granulated rubber at the cost of $800.00 and three (3) mats, at a cost of $900.00 per mat, for a total purchase price of $4,100.00 which includes shipping and handling, per Police Chief Gavin, communication dated September 21, 2009. Funds for this purchase were budgeted in the 2009-2010 Targets and Ammunition account.

Motion unanimously adopted.

09-383 Motion by Councilwoman Agius, seconded by Councilwoman Horvath, that proposed Ordinance H-09-09, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS AMENDING CHAPTER 6 OF THE CITY CODE PERTAINING TO ANIMALS, ARTICLE VIII, REGULATIONS PERTAINING TO DANGEROUS OR VICIOUS ANIMALS, SECTION 6-162, DEFINITIONS, TO ESTABLISH THAT AN ANIMAL THAT LEAVES THE PROPERTY OF THE OWNER AND KILLS OR SERIOUSLY INJURES ANOTHER ANIMAL IS A DANGEROUS ANIMAL AND SECTION 6-163(b)(1) TO CORRECT CITATION ERRORS, be considered read for the 1st time.

Motion unanimously adopted.

09-384 Motion by Councilwoman Badalow, seconded by Councilwoman Van Houten, that proposed Ordinance H-09-10, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY AMENDING SECTION 28-28 IN ORDER TO IMPROVE IT (Obligation to keep safe any sidewalk or apron, et al.), be considered read for the 1st time.

Motion unanimously adopted.

09-385 Motion by Councilwoman Horvath, seconded by Councilman Berry, that proposed Ordinance H-09-11, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY AMENDING SECTIONS 6-46 AND 6-47 REGARDING RACING PIGEONS IN ORDER TO IMPROVE THEM IN SEVERAL WAYS (Compliance generally), be considered read for the 1st time.

Motion unanimously adopted.

09-386 Motion by Councilwoman Agius, seconded by Councilwoman Horvath, that the Resolution from the City of Ecorse re: Pancreatic Cancer Awareness Month, be received, contents noted and filed.

Motion unanimously adopted.

09-387 Motion by Councilwoman Agius, seconded by Councilwoman Horvath, that the Resolution from the City of Ecorse re: Downriver Utility Authority be received, contents noted and filed.

Motion unanimously adopted.

09-388 Motion by Councilwoman Agius, seconded by Councilwoman Horvath, that the Resolution from the City of Ecorse re: Downriver Utility Authority Cost Sharing, be received, contents noted and filed.

Motion unanimously adopted.

09-389 Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that tabled CM 09-347, General Government Pension Board Appointment, be brought back to the table.

Motion unanimously adopted.

09-390 Motion by Councilwoman Van Houten, seconded by Councilman Pilot, that Councilwoman Janet Badalow be appointed to the General Government Pension Board, term to expire December 2009.

Motion unanimously adopted.

09-391 Motion by Councilwoman Horvath, seconded by Councilwoman Agius, that the business licenses for Dawg House, 21350 Van Born Road and JP'S 3 Inc., 25034 Ford Road, be approved.

Motion unanimously adopted.

09-392 Motion by Councilwoman Badalow, seconded by Councilwoman Van Houten, that the request from MZ Store, Inc., 27338 W Warren to transfer ownership of 2009 SDD & SDM licensed business from F S & O, Inc. to MZ Store, Inc., be approved and the Liquor Control Commission be so notified. ID# 518890.

Motion unanimously adopted.

09-393 Motion by Councilwoman Van Houten, seconded by Councilwoman Horvath, that the communication from David Whitfield, American Corporate Services re: Expansion of the Dearborn Heights Cafeteria Plan be referred to a Committee of the Whole Study Session, Tuesday, October 20, 2009 at 7:00 pm.

Motion unanimously adopted

09-394 Motion by Councilwoman Horvath, seconded by Councilwoman Agius, that the meeting be adjourned.

Motion unanimously adopted.

The meeting adjourned at 8:45 PM

S. JUDITH DUDZINSKI
CITY CLERK

KENNETH R. BARON
COUNCIL CHAIRMAN

MARIA E. LAWRENCE
COUNCIL SECRETARY