

REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

OCTOBER 13, 1992

92-511 The meeting was called to order at 8:20 p.m., by Council Chairman Daniel S. Paletko.

Roll call showed the following:

Present: Councilman Gary P. Blackburn, Councilman David C. Brunell, Councilwoman Ruth A. Canfield, Councilman Joseph V. Kosinski, Council Chairman Daniel S. Paletko.
 Absent: Councilman Robert L. Brown.
 Also Present: Mayor Van Houten, Corporation Counsel Dadaou, City Clerk Sheridan, Deputy Clerk Robbins, Comptroller Barrow, Deputy Comptroller Monson, Assessor Welch, Building & Engineering Director Hamel, Personnel Director Sullivan, Police Chief DiPrima, Fire Chief Lewis, Deputy Fire Chief Langlois, Recreation Director Grybel, Public Service Administrator Preston, Community Development Director Oliverio.

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

Recreation Director Grybel and Kurt Tegtmeier Community Development Vice-President of the Dearborn Heights Jaycees presented ribbons to the winners of the annual Punt, Pass, and Kick Contest.

92-512 Motion by Councilman Joseph V. Kosinski, supported by Councilman Gary P. Blackburn, that the agenda for the Regular Meeting of October 13, 1992, be approved as submitted.

Motion adopted.

92-513 Motion by Councilwoman Ruth A. Canfield, supported by Councilman Joseph V. Kosinski, that the minutes from the Regular Meeting of September 22, 1992, be approved as submitted.

Motion adopted.

92-514 Motion by Councilman David C. Brunell, supported by Councilwoman Ruth A. Canfield, that the minutes from the Special Meeting of September 29, 1992, be approved as submitted.

Motion adopted.

The Public Hearing to hear objections, if any, for Special Land Use for property at 22412 Van Born, was called to order at 8:32 by Council Chairman Daniel S. Paletko.

City Clerk Sheridan read the official notice:

Notice of Public Hearing. Please take notice that a Public Hearing will be held on Tuesday, October 13, 1992, by the City Council of the City of Dearborn Heights at the Administration Building, 6045 Fenton, Dearborn Heights, Michigan at 8:00 P.M. for the purpose of hearing objections, if any, for the Special Land Use for proposed arcade, amusement establishment, billiard hall, pinball parlor or pool hall for property located on the north side of Van Born Road between Pardee and Kaufman. Said property described as follows:

Lots 429 to 435 inclusive, except southerly 17 feet thereof, also south 1/2 adjacent vacated alley, Pardee's Monroe Blvd. Subdivision. T2S R10E L47 P56 WCR. Commonly known as 22412 Van Born Road.

Written comments may be directed to the City Clerk's office, 6045 Fenton, Dearborn Heights, Michigan 48127. Helene S. Sheridan, Clerk, Dearborn Heights. Published in the City's official newspaper October 8, 1992.

I have Proof of Service from Corporation Counsel notifying affected residents. A communication from Martha Lasky of Kaufman Street objecting to the Special Land Use. No other communications Mr. Chairman.

Council Chairman Daniel S. Paletko asked if anyone in the audience had any questions and/or comments.

Speaking in opposition of the Special Land Use were:

Gary Walker - 5675 Pardee
 Rena Hill for Frank Hill - 5730 Kaufman
 Susan Vokal - 5733 Kaufman
 Carol & George Kachaturoff - 5686 Kaufman
 Martha Lasky - 5644 Kaufman

Council Chairman Daniel S. Paletko asked for a show of hands from residents opposed to the Special Land Use. There were several hands raised. He then asked for a show of hands from anyone in favor of this request. There were none. Mr. Paletko further stated that the Dearborn Heights Planning Commission recommended denial of this request and that this would be on the next Council agenda of October 27, 1992.

92-515 Motion by Councilwoman Ruth A. Canfield, supported by Councilman David C. Brunell, that the Public Hearing be closed.

Motion adopted.

The Public Hearing for Special Land Use for property at 22412 Van Born, closed at 8:42 p.m.

92-516 Motion by Councilman Gary P. Blackburn, supported by Councilman Joseph V. Kosinski, that Current Claims 6-1 through 6-20 be approved as submitted.

1. COMERICA BANK - Loan payment - Meter Project. Interest and principal due 11/1/92. From A/C 905-991-004 (Meter Financing) \$119,737.89. Water.
2. COMERICA BANK - NH/RV Phase II Bonds. Interest due 11/1/92. From A/C 905-995-002 (Phase II Interest) \$215,069.00. Water.
3. CONFERENCE OF WESTERN WAYNE - 1993 dues. Inv. 004, 9/14/92. From A/C 200-958 (Dues, Memberships, Subscript) \$4,988.00. Gen. Govt.
4. DADAOU & STEVENS - Legal services for September 1992. Inv. 10/1/92. From A/C 210-826 (Counsel Services) \$12,884.74. Corp. Counsel.
5. E & N CEMENT - Pavement repairs. (2) 9/26/92. From A/C 440-880 (Road Repairs) \$15,548.34 & A/C 537-818 (Contractual Services) \$10,659.99. DPW & Water.
6. HARD ROCK CONCRETE, INC. - Partial payment of Sidewalk Program & City Hall work. Inv. 4-5, 9/14; 4-6, 9/29/92. From A/C 200-963 (Sidewalks, Weeds, Approach) \$65,797.58 & A/C 265-931 (Repair & Maint) \$9,348.00. Gen. Govt. & Bldg. Maint.
7. IOSCO COUNTY SHERIFF'S DEPT. - Prisoner food & lodging July & August 1992. Inv. 8/17/92, 9/13/92. From A/C 200-868 (Prisoner Food & Lodging) \$5,217.38. Gen. Govt.
8. MICHIGAN HUMANE SOCIETY - Animal processing fees for August 1992. Inv. 4870, 8/31/92. From A/C 200-806 (Animal Processing) \$1,880.00. Gen. Govt.
9. MINCHER FLOOR COMPANY - Install new floor, JFK Library. Inv. 5861, 9/4/92. From A/C 960-972-091 (Barrier Free Library) \$1,450.00 (Enc.). Comm. Dev.
10. PLANTE & MORAN - Accounting services for August 1992. Inv. 17784-189582, 9/16/92. From A/C 536-817 (Professional & Consult) \$2,025.00. Water.
11. QUAD-TRAN OF MICHIGAN - Data processing services for October 1992. Inv. 466, 9/30/92. From A/C 130-818 (Contractual Services) \$3,000.00. Dist. Court.

12. WADE-TRIM/ASSOCIATES - Contract administration Phase X Watermain. Inv. 40108, 9/10/92. Job No. DHT 2212-36. From A/C 960-925-091 (Watermain) \$1,335.30. Comm. Dev..
13. WADE-TRIM/ASSOCIATES - Contract administration bridge removals. Inv. 40113, 9/10/92. Job No. DHT 2313-11. From A/C 960-946-091 (Bridge Removals) \$460.50 (Enc.). Comm. Dev.
14. WADE-TRIM/ASSOCIATES - Flow monitoring report for Downriver System. Inv. 40142, 9/11/92. Job No. DHT 2311-04. From A/C 536-818 (Contractual Services) \$7,102.90. Water.
15. WAYNE COUNTY - DEPT. OF PUBLIC WORKS - Interest on Phase I NH/RV Bonds. Inv. 81749, 9/10/92. From A/C 905-995 (Phase I Interest) \$184,640.00. Water.
16. WAYNE COUNTY - DEPT. OF PUBLIC WORKS - Sewage Disposal Bond payments. Inv. 81749, 81739, 9/10/92. From A/C 200-992 (Sewage Disposal Bond Payment) \$12,502.82. Gen. Govt.
17. WAYNE COUNTY - DEPT. OF ROADS - Traffic signal maint, August 1992. Inv. 75652, 9/10/92. From A/C 440-925 (Traffic Signal Maint) \$3,114.56. DPW.
18. WAYNE COUNTY - GENERAL FUND ACCT - Ecorse Creek operation and maintenance. Inv.'s: 33669, 12/17/91; 33791, 1/29/92; 34120, 4/29/92; 34443, 8/11/92. From A/C 537-927 (Wayne County Retention Basin) \$313,181.75. Water.
19. WESTLAND TREE SERVICE - Tree trimming & removals. Inv. 10/5/92. From A/C 440-820 (Tree Trimming & Removal) \$3,442.95) DPW.
20. THE WYATT COMPANY - Actuarial services for June/July 1992. Inv. 8/31/92. From A/C 200-817 (Professional & Consult) \$18,955.00. Gen. Govt.

AYES: Councilman Gary P. Blackburn, Councilwoman Ruth A. Canfield, Councilman Joseph V. Kosinski, Council Chairman Daniel S. Paletko.

NAYS: Councilman David C. Brunell.

ABSENT: Councilman Robert L. Brown.

Motion adopted.

- 92-517 Motion by Councilman David C. Brunell, supported by Councilwoman Ruth A. Canfield, that the request of Recreation Director Grybel dated September 29, 1992 regarding advertising for bids for a Steel Fitness Course, be tabled to a Committee of the Whole Study Session.

Motion adopted.

- 92-518 Motion by Councilman Joseph V. Kosinski, supported by Councilman Gary P. Blackburn, that the City Council concurs with and approves Mayor Van Houten and City Clerk Sheridan signing the A.F.S.C.M.E. Union Contract for July 1, 1990 through June 30, 1994 on behalf of the City, with reservations indicated in Mayor Van Houten's communication dated October 7, 1992.

Motion adopted.

- 92-519 Motion by Councilman Joseph V. Kosinski, supported by Councilwoman Ruth A. Canfield, that the City Council concurs with and approves Mayor Van Houten and City Clerk Sheridan signing the Dearborn Heights Supervisors Association Union Contract for July 1, 1990 through June 30, 1993 on behalf of the City, per Mayor Van Houten, communication dated October 7, 1992.

Motion adopted.

- 92-520 Motion by Councilwoman Ruth A. Canfield, supported by Councilman David C. Brunell, that the City Council concurs with and approves Mayor Van Houten and City Clerk Sheridan signing the Dearborn Heights Professional Firefighters Union Contract for July 1, 1992 through June 30, 1996 on behalf of the City, per Mayor Van Houten, communication dated October 7, 1992.

Motion adopted.

- 92-521 Motion by Councilman Joseph V. Kosinski, supported by Councilwoman Ruth A. Canfield, that Mayor Van Houten's communication dated October 5, 1992 regarding the reappointment of Barbara Lemecha to the City Beautiful Commission through September 1995, be received, contents noted and filed.

Motion adopted.

- 92-522 Motion by Councilwoman Ruth A. Canfield, supported by Councilman David C. Brunell, that Mayor Van Houten's communication dated October 5, 1992 regarding the reappointment of George Paron to the Sign Board of Appeals through September 1995, be received, contents noted and filed.

Motion adopted.

- 92-523 Motion by Councilman Joseph V. Kosinski, supported by Councilman Gary P. Blackburn, that the City Council concurs with and approves the appointment of Richard Bartholomew of 21044 Ann Arbor Trail to the Board of Review, term expiring July 1, 1995, per Mayor Van Houten, communication dated October 5, 1992.

Motion adopted.

- 92-524 Motion by Councilwoman Ruth A. Canfield, supported by Councilman Gary P. Blackburn, that a Public Hearing be held on Tuesday, November 10, 1992 at 7:30 p.m. for an amendment to Block Grant Funds for a pedestrian bridge over Ecorse Creek, per Council Chairman Daniel S. Paletko, communication dated October 7, 1992.

Motion adopted.

- 92-525 Motion by Councilwoman Ruth A. Canfield, supported by Councilman David C. Brunell, that the City Council concurs with and approves the appointment of Robert E. Smith to the Board of Appeals to fill the vacancy created from the resignation of Joyce Robbins. Term to expire May, 1993, per Council Chairman Daniel S. Paletko, communication dated October 7, 1992.

Motion adopted.

- 92-526 Motion by Councilman David C. Brunell, supported by Councilman Joseph V. Kosinski, that the City Council concurs with and approves the appointment of John R. Nicholl, to fill the vacancy of Maurice Osaer on the Recreation Commission, term to expire September, 1994, per Council Chairman Daniel S. Paletko, communication dated October 7, 1992.

Motion adopted.

- 92-527 Motion by Councilman Joseph V. Kosinski, supported by Councilman Gary P. Blackburn, that the City Council accepts Councilman Joseph F. Kosinski resignation dated October 1, 1992, from an elected position, effective October 4, 1992. due to his appointment as City Treasurer.

Motion adopted.

- 92-528 Motion by Councilwoman Ruth A. Canfield, supported by Councilman Joseph V. Kosinski, that the City Council concurs with and approves the sale of City owned property, Lots 656 to 659 also the west 19.6 feet in front and 16.36 feet in the rear of Lot 660, Rouge Park Sub. #1, to David Sacco, in the amount of \$1,560.00, and authorizes Mayor Van Houten and City Clerk Sheridan signing the deed in behalf of the City. Purchaser to assume all costs and obligations of sale which is to be consummated prior to January 1, 1993, per Assessor Welch, communication dated October 2, 1992. Further, Mr. Sacco be advised to purchase title insurance.

Motion adopted.

- 92-529 Motion by Councilman Joseph V. Kosinski, supported by Councilman Gary P. Blackburn, that the City Council concurs with and approves a budget amendment in the General Fund for the purchase of a master voters registration file system as follows:

Increase Revenues:

A/C 699-000 - Appropriation from Fund Balance - \$7,250.00

Increase Expenses:

A/C 215-981 - Clerk's Office Capital Outlay - \$7,250.00

Per Comptroller Barrow, communication dated October 6, 1992.

Motion adopted.

- 92-530 Motion by Councilwoman Ruth A. Canfield, supported by Councilman Gary P. Blackburn, that the City Council concurs with and approves rescinding Council Motion 92-445 regarding the demolition of a garage at 5660 Vernon, per Building & Engineering Director Hamel, communication dated October 6, 1992.

Motion adopted.

- 92-531 Motion by Councilman Joseph V. Kosinski, supported by Councilwoman Ruth A. Canfield, that the City Council concurs with and approves the recommendation of Wade-Trim/Associates on releasing payment in the amount of \$17,370.00 to Gregory's Excavating for water main construction for the Industrial Lease Building. Balance to be released when contractor completes necessary paperwork, balance \$1,930.00. Monies to come from an escrow account, per Public Service Administrator Preston, communication dated October 6, 1992.

Motion adopted.

- 92-532 Motion by Councilwoman Ruth A. Canfield, supported by Councilman Gary P. Blackburn, that the City Council concurs with and approves Change Order No. 13 for an increase of \$126,401.08 to authorize Nagel Construction Co., to begin the 1992 Sanitary Sewer and Catch Basin Cleaning Program, per Public Service Administrator Preston, communication dated October 6, 1992.

Motion adopted.

- 92-533 Motion by Councilman Joseph V. Kosinski, supported by Councilwoman Ruth A. Canfield, that the City Council concurs with and approves a Public Hearing be held on Tuesday, November 10, 1992 at 7:00 p.m. to present the Tax Increment Finance Authority Development and Finance Plan, per TIF Administrator Oliverio, communication dated September 24, 1992.

Motion adopted.

- 92-534 Motion by Councilwoman Ruth A. Canfield, supported by Councilman Gary P. Blackburn, that Proposed Ordinance H-92-10, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY REVISING SECTION 14-48 OF CHAPTER 14, ARTICLE III, WHICH AMENDS THE BUILDING OFFICIALS AND CODE ADMINISTRATORS BASIC FIRE PREVENTION CODE, 1987 AS AMENDED, be considered read for the second time and to become effective upon publication in the City's official newspaper as provided by law.

Motion adopted.

- 92-535 Motion by Councilwoman Ruth A. Canfield, supported by Councilman Joseph V. Kosinski, that Proposed Ordinance H-92-11, PROVIDING THAT THE CODE OF ORDINANCE, CITY OF DEARBORN HEIGHTS, BE AMENDED BY REVISING SECTION 14-48(22) OF CHAPTER 14, ARTICLE III OF SAID CODE, be considered read for the second time and to become effective upon publication in the City's official newspaper as provided by law.

Motion adopted.

- 92-536 Motion by Councilman Gary P. Blackburn, supported by Councilman Joseph V. Kosinski, that Proposed Ordinance H-92-12, AN ORDINANCE TO AMEND THE CODE OF THE CITY OF DEARBORN HEIGHTS BY CHANGING SECTION 7-156 TO ADOPT PROVISIONS OF THE PLUMBING CODE OF THE STATE OF MICHIGAN TO DESIGNATE AN ENFORCING AGENCY TO DISCHARGE THE RESPONSIBILITIES OF THE CITY OF DEARBORN HEIGHTS UNDER PROVISIONS OF THE STATE CONSTRUCTION CODE ACT (ACT 230 OF THE PUBLIC ACTS OF 1972, AS AMENDED) AND TO REPEAL SECTIONS 7-158 THROUGH 7-162, be considered read for the second time and to become effective upon publication in the City's official newspaper as provided by law.

Motion adopted.

- 92-537 Motion by Councilwoman Ruth A. Canfield, supported by Councilman David C. Brunell, that Proposed Ordinance H-92-13, AN ORDINANCE TO AMEND THE CODE OF THE CITY OF DEARBORN HEIGHTS BY CHANGING SECTION 7-181 TO ADOPT PROVISIONS OF THE MECHANICAL CODE OF THE STATE OF MICHIGAN TO DESIGNATE AN ENFORCING AGENCY TO DISCHARGE THE RESPONSIBILITIES OF THE CITY OF DEARBORN HEIGHTS UNDER PROVISIONS OF THE STATE CONSTRUCTION CODE ACT (ACT 230 OF THE PUBLIC ACTS OF 1972, AS AMENDED), be considered read for the second time and to become effective upon publication in the City's official newspaper as provided by law.

Motion adopted.

- 92-538 Motion by Councilwoman Ruth A. Canfield, supported by Councilman Gary P. Blackburn, that the City Council concurs with and approves entering into a three (3) year contract with a two (2) year option, with Pugh Shows, Inc. for amusement rides for the City's Spirit Festivals, per Recreation Director Grybel, communication dated September 25, 1992.

Motion adopted.

- 92-539 Motion by Councilwoman Ruth A. Canfield, supported by Councilman David C. Brunell, that the City Council concurs with and approves the Spirit '93 Festival schedule as follows:

Amusement rides only:

Wednesday,	June 15, 1992	4:00 PM - 11:00 PM
Thursday,	June 16, 1992	4:00 PM - 11:00 PM
Friday,	June 17, 1992	4:00 PM - 12:00 AM
Saturday,	June 18, 1992	1:00 PM - 12:00 AM
Sunday,	June 19, 1992	1:00 PM - 11:00 PM

July 4th Parade:

Line-up	6:00 PM
Parade	7:00 PM - 9:00 PM
D.J. Music	9:00 PM - 10:15 PM
Fireworks	10:15 PM

Per Recreation Director Grybel, communication dated September 25, 1992.

Motion adopted.

- 92-540 Motion by Councilwoman Ruth A. Canfield, supported by Councilman Joseph V. Kosinski, that Administrative Services Captain David Seipenko's communication dated October 1, 1992 regarding the Traffic Bureau study for the vacating of Waverly south of Midway, be received, contents noted and filed.

Motion adopted.

- 92-541 Motion by Councilwoman Ruth A. Canfield, supported by Councilman David C. Brunell, that the early retirement waiver request from Ruby Bowling be tabled to a Committee of the Whole Study Session.

Motion adopted.

92-542 Motion by Councilman Joseph V. Kosinski, supported by Councilwoman Ruth A. Canfield, that the City Council concurs with the recommendation from Wade-Trim/Associates and approves the purchase of flow metering equipment from Marsh-McBirney, for North Huron Valley/Rouge Valley Local Improvements Project Performance Certification, in the amount of \$94,411.00.

Motion adopted.

92-543 Motion by Councilman Joseph V. Kosinski, supported by Councilwoman Ruth A. Canfield, that the request for a new 1992-1993 business license for Antonio's Cucina Italiano, 26356 Ford Road, be approved.

Motion adopted.

92-544 Motion by Councilman Gary P. Blackburn, supported by Councilman David C. Brunell, that the meeting be adjourned.

Motion adopted.

The meeting adjourned at 9:42 p.m.

HELENE S. SHERIDAN
CITY CLERK

DANIEL S. PALETKO, CHAIRMAN
CITY COUNCIL