

## REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

OCTOBER 11, 2005

05-336 The meeting was called to order at 8:05 p.m. by Council Chair Elizabeth J. Agius.

Roll Call showed the following:

Present: Council Chair Elizabeth J. Agius, Councilwoman Janet S. Badalow, Councilman Kenneth R. Baron, Councilwoman Ann Brown, Councilman Bob Constan, Councilwoman Catherine L. Heise, Councilwoman Margaret M. Van Houten.  
Absent: None.  
Also Present: Mayor Paletko, Administrative Assistant Kramarz, City Clerk Dudzinski, Deputy Clerk Pawlukiewicz, Treasurer Riley, Comptroller Barrow, Assessor Riedel, Building & Engineering Director Sobh, Fire Chief Gurka, Police Chief Gust, Recreation Director Grybel, Public Service Administrator Franzil, Community & Economic Development Director Jamal.

The Pledge of Allegiance was led by the new Fire Chief Andy Gurka.

05-337 Motion by Councilwoman Brown, seconded by Councilman Constan, that the Agenda for the Regular Meeting of October 11, 2005, be approved with the moving of the presentation by the Dearborn Heights Rotary Club to the end of the meeting.

Motion unanimously adopted.

05-338 Motion by Councilwoman Brown, seconded by Councilman Baron, that the Minutes from the Regular Meeting of September 27, 2005, are approved as submitted.

Motion unanimously adopted.

05-339 Motion by Councilwoman Van Houten, seconded by Councilman Baron, that Current Claims 6-1 through 6-22 be approved as submitted.

1. E & N CEMENT – Pavement Repairs – Inv. dated 10/04/05 from A/C 101-440-880-000 (Road Repairs) \$55,814.50. DPW-Highway
2. CAREER DIRECTIONS – Promotional Exam Fire Chief – Inv. 509106 dated 9/19/05 from A/C 101-221-817-000 (Prof. Consult) \$5,500.00 See Budget Amendment. Act 78
3. CITY OF DEARBORN – AFIS Evidence Processing – Inv. 102372 dated 09/13/05 from A/C 101-300-818-000 (Contract Services) \$2,025.00. Police Department
4. CONFERENCE OF WESTERN WAYNE – Annual Membership & Dues 2005-06 – Inv. dated 09/13/05 from A/C 101-200-958-000 (Dues/memberships) \$8,019.00. General Govt.
5. FIRST STEP – Services Rendered August 2005 – Inv. dated 09/27/05 from A/C 101-300-818-000 (Contract Services) \$1,646.51. Police Department
6. HEIGHTS TREE SERVICE – Tree Trimming/Removals – Inv. 72 dated 10/02/05 from A/C 101-440-820-000 (Trees) \$4,765.50. DPW-Highway
7. INNOVATIVE ENVIRONMENTAL SOLUTIONS, INC. – Quarterly Verification Subsurface Water Monitoring – Inv. 13833 dated 08/26/05 from A/C 103-960-938-205 (Municipal Park Improv.) \$3,374.00. CDBG
8. J.Q. INC. – Grass & Weed Cutting Charges – Inv. dated 09/09/05 and 09/28/05 from A/C 101-200-963-000 (Grass/Weeds) \$17,360.00. General Govt.
9. JOHNSON CONTROLS – Maintenance Contract – Inv. 50721157 dated 07/25/05 from A/C 101-265-818-000 (Contract Services) \$19,561.00. Building Maintenance
10. LANZO LINING SERVICES, INC. – Sanitary Sewer Lining Project – Inv. dated 09/30/05 from A/C 592-540-818-040 (Contract Services) \$120,744.00. Water Dept.
11. NTH CONSULTANTS – West Dearborn CSO Feasibility Study – Inv. 535990 dated 09/14/05 from A/C 592-xxx-154-000 (Sewers) \$9,609.91. Water Dept.
12. NAGEL CONSTRUCTION – Sewer Cleaning Project – Inv. 2155 dated 09/29/05 from A/C 592-540-818-030 (Contract Services) \$13,036.80. Water Dept.
13. PLANTE & MORAN – Accounting & Auditing Services – Inv. 93857, 93859, 93858 dated 09/26/05 from A/C 101-200-817-000 (Prof. Consult) \$30,180.00 and A/C 592-536-817-000 (Prof. Consult) \$10,850.00. General Govt.
14. SOMMERS/SCHWARTZ – Water Legal Issues – Inv. 190537 dated 08/05/05; Inv. 191178 and 191179 dated 09/07/05 from A/C 592-536-817-000 (Prof. Consult) \$4,213.00. Water Dept.
15. STATE OF MICHIGAN – MDOT – Progress Billing Ford Road Improvements – Inv. 279640 and 279639 dated 09/29/05 from A/C 202-202-880-300 (Street Rehab.) \$26,762.18. Major Streets
16. STATEWIDE SECURITY TRANSPORT – Prisoner Food & Lodging – Inv. dated 09/14/05 from A/C 101-200-868-000 (Prisoners) \$3,721.24. General Govt.

Minutes **OCTOBER 11, 2005** Continued

17. WADE TRIM ASSOCIATES – House Grades/Plot Plans – Inv. 87483 and 87482 dated 08/15/05 from A/C 101-371-809-000 (Engineering Services) \$1,070.50. Building Eng.
18. WAYNE COUNTY ACCOUNTS RECEIVABLE – Traffic Signal Maintenance August 2005 – Inv. 1001797 dated 09/13/05 from A/C 101-440-925-000 (Signals) \$4,180.51. DPW-Highway
19. WAYNE COUNTY DEPARTMENT OF ENVIRONMENT – Downriver Excess Flow 09/05 – Inv. 229261 dated 09/01/05 from A/C 592-537-929-000 (Sewage) \$23,362.00. Water Dept.
20. WAYNE COUNTY DEPARTMENT OF ENVIRONMENT – Principal & Interest Due on Bonds – Inv. 229581 and 229580 dated 09/21/05 from A/C 592-905-992-003 (Principal CSO) \$670,000.00; A/C 592-905-992-004 (Interest CSO) \$229,841.25 and A/C 592-905-995-000 (Interest NHRV) \$55,740.01. Water Dept.
21. GARY MIOTKE – Legal Services September 2005 – Inv. dated 10/04/05 from A/C 101-210-826-000 (Counsel Services) \$6,327.50. Corporation Counsel
22. SECREST, WARDLE, LYNCH... - Legal Services August 2005 – Inv. dated 10/04/05 from A/C 101-210-826-000 (Counsel Services) \$5,901.50. Corporation Counsel

Motion unanimously adopted.

- 05-340** Motion by Councilman Baron, seconded by Councilman Constan, that the low bid from S & J Paving Company, 35971 Michigan Avenue, Canton, MI 48188, for the 2004 CDBG Berwyn Center Improvements/Parking Lot addition, in the amount of \$21,995.00, and payment thereof, be approved, per Community and Economic Development Director Jamal, communication dated October 3, 2005. Further, that the Mayor and Clerk be authorized to sign the contract on behalf of the City.

Motion unanimously adopted.

- 05-341** Motion by Councilman Baron, seconded by Councilman Constan, that the communication from Mayor Paletko dated October 5, 2005 re: Local Officers Compensation Commission reappointments of Donald Killion, term to expire May 2011; Susan Domagalski, term to expire May 2012 and the appointment of Anthony Perry to fill the unexpired term of the late Joseph Connor, term to expire May 2009, be received, contents noted and filed.

Motion unanimously adopted.

- 05-342** Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that the City Council concurs with and approves the Action Plan/Timeline for the transitioning from the Wayne County Library System to a municipal library, per Mayor Paletko, communication dated October 5, 2004.

Motion unanimously adopted.

- 05-343** Motion by Councilwoman Brown, seconded by Councilman Baron, that the City Council concurs with and approves the parade route request from Robichaud Senior/Junior High School to conduct their annual Homecoming Parade scheduled for October 14, 2005 starting at 1:15 p.m. and proceeding from Robichaud, west on Penn to Beech Daly; south on Beech Daly to Annapolis; east on Annapolis to Gulley; north on Gulley to Carlisle; west on Carlisle to Janet then north on Janet to school per, Mayor Paletko, communication dated October 6, 2005 and Pamela Harris, Principal Robichaud Senior/Junior High School. Further, the Fire and Police Departments to provide escort and assistance as needed.

Motion unanimously adopted.

- 05-344** Motion by Councilman Constan, seconded by Councilwoman Badalow, that the City Council concurs with and approves the Budget Amendment to cover promotional exams for the Police and Fire Departments as follows:

|                       |                     |
|-----------------------|---------------------|
| INCREASE REVENUES     | A/C 101-000-699-000 |
| Appro. Fund Balance   | \$10,000.00         |
| INCREASE EXPENDITURES | A/C 101-221-817-000 |
| Prof/Consult Act 78   | \$10,000.00         |

per, Comptroller Barrow, communication dated October 4, 2005.

Motion unanimously adopted.

- 05-345** Motion by Councilman Baron, seconded by Councilman Constan, that the City Council concurs with and approves the proposed Rehabilitation Manual Updates and Changes and authorize

the Department to make future adjustments when needed, dissolve the Loan Review Board and declare all previous versions of the Rehabilitation Manual null and void, per Hassane Jamal, communication dated October 4, 2005.

Motion unanimously adopted.

- 05-346** Motion by Councilwoman Badalow, seconded by Councilwoman Brown, that the City Council concurs with and approves the request to purchase 30,000 (1200 books of 25) Uniform Law Citations, at a cost of \$4,171.20, and payment thereof, from Rotary Multi Form, 2501 Plainfield Avenue, Grand Rapids, MI, under State of Michigan bid #071B2001453, per Police Chief Gust, communication dated September 28, 2005.

Motion unanimously adopted.

- 05-347** Motion by Councilman Baron, seconded by Councilman Constan, that the City Council concurs with and approves a contract extension with Nagel Construction Company, P O Box 10, Moline, MI 49335-0010 for the 2005 -2006 Sanitary Sewer Cleaning and Catch Basin Cleaning Program, under the same prices, terms and conditions of the existing 1988 contract, per Public Service Administrator Franzil, communication dated October 4, 2005. Further, that the Mayor and Clerk be authorized to sign Change Order No. 48 with Nagel Construction Company, in the increased amount of \$124,501.47 for the 2005 Sanitary Sewer Cleaning Program.

Motion unanimously adopted.

- 05-348** Motion by Councilman Baron, seconded by Councilman Constan, that a Public Hearing be held on Wednesday, November 9, 2005, at 8:00 p.m., to hear objections, if any, to the Special Land Use request to erect a one-story oil change facility at the corner of Van Born and Weddel (PC 05-03 & SPR 05-27). Further, that Assistant Corporation Counsel Mark Roberts be authorized to prepare the Notice and Proof of Service.

Motion unanimously adopted.

- 05-349** Motion by Councilwoman Van Houten, seconded by Councilwoman Brown, that the City Council nominate Frances Geiger to Mayor Paletko as a future appointee to fill the unexpired term on the Commission on Aging, per Councilwoman Badalow, communication dated October 5, 2005.

Motion unanimously adopted.

- 05-350** Motion by Councilwoman Badalow, seconded by Councilman Constan, that proposed Ordinance H-05-03, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS PROMOTING CIVIL RIGHTS IN THE CITY OF DEARBORN HEIGHTS BY ESTABLISHING A COMMUNITY AND CULTURAL RELATIONS COMMISSION; PROVIDING FOR ITS COMPOSITION, TERMS AND ADMINISTRATIVE SUPPORT; DEFINING ITS PURPOSE, DUTIES AND RESPONSIBILITIES AND REGULATING ITS MEETINGS, be considered read for the 2<sup>nd</sup> time and become effective upon publication in the City's official newspaper of record.

Motion unanimously adopted.

- 05-351** Motion by Councilwoman Badalow, seconded by Councilman Baron, to amend Sections A-1 and A-2 of proposed ordinance H-05-03 to include "familial status" before marital status.

Motion unanimously adopted.

- 05-352** Motion by Councilwoman Badalow, seconded by Councilman Baron, to amend Sections A-1 and A-2 of proposed ordinance H-05-03 to include "gender identity or expression" after sexual orientation.

Aye: Councilwoman Agius, Councilwoman Badalow, Councilman Baron, Councilwoman Brown, Councilman Constan, Councilwoman Heise.

Nays: Councilwoman Van Houten.

Absent: None.

Motion adopted.

Council Chair Agius asked for a vote on the original motion.

Motion unanimously adopted.

- 05-353** Motion by Councilman Constan, seconded by Councilwoman Van Houten, to allow Councilwoman Van Houten's objections to the addition of the phrases "sexual orientation" and

Minutes **OCTOBER 11, 2005** Continued

"gender identity or expression" to be noted in the record.

Aye: Councilman Constan, Councilwoman Van Houten.

Nays: Councilwoman Agius, Councilwoman Badalow, Councilman Baron, Councilwoman Brown, Councilwoman Heise.

Absent: None.

Motion defeated.

- 05-354** Motion by Councilman Baron, seconded by Councilwoman Brown, that the City Council concurs with and approves Permanent Traffic Control Device Request T-147 the installation of five (5) "No Parking 8:00 a.m.-4:00 p.m. School Days Only" signs along the east side of Vernon between Kennedy to Hillcrest school parking lot; corner of Vernon and Shields; corner of Vernon and Kennedy and three spaced out as evenly as possible between the two corner postings on the east side of Vernon. Complaints from Hillcrest School staff and area residents have requested the postings to alleviate the congestion during mornings and afternoon student drop off and pick up.

Motion unanimously adopted.

- 05-355** Motion by Councilwoman Van Houten, seconded by Councilman Baron, that business license renewals for Cooper's Garage, Billy Cooper Used Cars, 21244 Van Born, Donovan VFW, 25620 Van Born; Walker's Speakeasy, 8701 N Beech Daly and Randy's Robindale Bar, 25122 Warren, be approved.

Motion unanimously adopted.

Council Chair Agius announced the representative from the Dearborn Heights Rotary Club had arrived for the presentation.

Wendy Victor, in honor of the 100<sup>th</sup> Anniversary of Rotary Club Internationals Centennial, presented a check to the City of Dearborn Heights in the amount of \$6,244.00 for the purchase and installation of electronic scoreboard for the Central Park Softball field. Dedication is tomorrow at the ball field at noon.

- 05-356** Motion by Councilman Baron, seconded by Councilman Constan, that the meeting be adjourned.

Motion unanimously adopted.

The meeting adjourned at 8:56 p.m.

**S. JUDITH DUDZINSKI**  
**CITY CLERK**

**MARIA E. LAWRENCE**  
**COUNCIL SECRETARY**

**ELIZABETH J. AGIUS, CHAIR**  
**CITY COUNCIL**