REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL

SEPTEMBER 28, 2010

10-345 The meeting was called to order at 8:12 p.m. by Council Chairman Kenneth R. Baron.

Roll Call showed the following:

Present:	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:	Councilwoman Elizabeth J. Agius.
Also Present:	City Clerk Dudzinski, Mayor Paletko, Treasurer Riley, Administrative Assistant Kramarz, Building & Engineering Director Sobh, Community & Economic Development Director Amen, Comptroller Barrow, Corporation Counsel Miotke, Deputy Clerk Pawlukiewicz, Emergency Management Director Ankrapp, Deputy Fire Chief Zalucki, Human Resource Director Sobota-Perry, Library Director Mccaffery, Police Chief Gavin, Public Service Administrator Franzil, Recreation Director Grybel, Brownfield/TIFA Administrator Oliverio.

The Pledge of Allegiance was led by Councilman Roy Pilot.

10-346 Motion by Councilwoman Badalow, seconded by Councilman Berry, that the Agenda for the Regular Meeting of September 28, 2010, be approved as submitted.

Motion adopted.

10-347 Motion by Councilman Pilot, seconded by Councilwoman Badalow, that the Minutes from the Regular Meeting of September 14, 2010, be approved as submitted.

Motion adopted.

10-348 Motion by Councilwoman Van Houten, seconded by Councilwoman Horvath, that Current Claims 6-1 through 6-27, be approved as submitted.

1. A LAND CONSTRUCTION INC. – Sidewalk Replacement for Water Main Breaks – Inv. dated 09/20/10 from A/C 592-537-818-000 (Contract Services) $6,415.00. Water Dept.
2. ACCUMED BILLING – Rescue Runs August 2010 – Inv. dated 09/01/10 from A/C 101-000-626-000 (Rescue) $5,096.62. General Govt.
3. ARTISTIC LAWN SERVICES – Grass/Weed Cutting Services – Inv. dated 09/09/10 from A/C 101-200-963-000 (Weeds) $9,823.68. General Govt.
4. BRANTLEY DEVELOPMENT LLC – Grass/Weed Cutting Services – Inv. DH0011 dated 09/07/10 from A/C 101-200-963-000 (Weeds) $675.25. General Govt.
5. E & N CEMENT – Pavement Repairs – Two (2) Inv.'s dated 09/21/10 from A/C 101-440-880-000 (Road Repairs) $33,457.32 and A/C 592-537-818-000 (Contract Services) $48,905.73. DPW-Water
6. LAW ENFORCEMENT ASSOCIATES – Weatherproof Tactical Repeater – Inv. 1001926-IN dated 06/24/10 from A/C 265-330-831-265 (Forfeiture) $3,025.00. Forfeiture
7. LEADER PRINTING & MAILING SERVICES – Fall/Winter Information booklets – Inv. 2766 dated 09/07/10 from A/C 101-691-887-000 (Recreation Program) $1,780.00. Recreation
8. LEMMEN OIL – Unleaded/Diesel Fuel – Inv. 616613 dated 08/30/10 from A/C 592-xxx-110-005 (Inventory) $32,028.89. Water Dept.
9. MMRMA – Liability Insurance Coverage – Inv. 93167-2 dated 08/09/10 from A/C 101-200-911-000 (Insurance) $387,329.00. General Govt.
10. MC KENNA ASSOCIATES – NSP State Administration Service July 2010 – Inv. dated 08/04/10 from A/C 274-673-930-091 (NSP) $10,203.37. Misc. Grants
11. NAGEL CONSTRUCTION – Sewer Cleaning Program – Inv. 2845 dated 09/15/10 from A/C 592-540-818-030 (Contract Services) $15,883.06. Water Dept.
12. NEW IMAGE BUILDING SERVICES, INC. – Cleaning Libraries September 2010 - Inv. 64210 dated 09/01/10 from A/C 738-738-818-000 (Contract Services) $2,214.00. Libraries
13. PLANTE & MORAN – Audit and Accounting Services – Inv. 1778/4-557535 dated 09/08/10 from A/C 101-200-817-000 (Prof/Consult) $2,210.00; A/C 592-536-817-000 (Prof/Consult) $820.00 and A/C 103-960-918-209 (Administration) $4,490.00. General Govt.
14. RIO SUPPLY MICHIGAN METER – 3" Compound Meter and Supplies – Inv. 82766 dated 09/10/10 from A/C 592-xxx-111-002 (Inventory) $2,106.60. Water Dept.

15. SYSTEMP CORPORATION – Services Performed at Justice Center – Inv. 10132 dated 07/07/10 from A/C 101-300-818-000 (Contract Services) $1,156.44 and A/C 101-130-932-000 (Repair/Maint) $582.56. Justice Center
16. THE LIBRARY NETWORK – Monthly Books & Subscriptions – Inv. 41513 dated 09/02/10 from A/C 738-738-981-000 (Capital Outlay) $5,371.61. Libraries
17. TIRE DISCOUNT HOUSE, INC. – Misc. Tires/Supplies – Inv. 18643 dated 08/24/10 from A/C 101-300-932-000 (Repair/Maint) $1,690.68. Police Dept.
18. US BANK – Interest on Bonds – Inv. dated 09/17/10 from A/C 738-738-998-500 (Bond Interest) $178,557.51. Libraries
19. ULTRA GREEN LAWN SOLUTIONS – Grass/Weed Cutting Services – Inv. dated 09/15/10 – Two (2) Inv.'s dated 09/20/10 from A/C 101-200-963-000 (Weeds) $3,877.22. General Govt.
20. UNITED STATES DEPARTMENT OF THE INTERIOR – Streamgaging Ecorse Creek Agreement 10E4MI244500600 – Inv. 0-2445-DPR091 dated 09/17/10 from A/C 592-xxx-154-000 (Sewers) $15,500.00. Water Dept.
21. W L BOWLES – Haul Away Debris Water Main Breaks – Inv. 7885 dated 09/16/10 from A/C 592-537-818-000 (Contract Services) $4,200.00. Water Dept.
22. WADE-TRIM ASSOCIATES – Parkland Park Pump Station, Engineering Assistance – Inv. 100449 dated 05/28/10; 100247 dated 04/19/10; 100133 dated 03/22/10 and 047050 dated 09/14/10 from A/C 592-xxx-154-000 (Sewers) $18,203.21. Water Dept.
23. WASTE MANAGEMENT – Roll Off Service August 2010 – Inv. 1717-0 dated 09/01/10 from A/C 101-200-810-000 (Sanitation) $1,830.03. General Govt.
24. WAYNE COUNTY ACCOUNTS RECEIVABLE – Traffic Signal Maint August 2010 – Inv. 1005020 dated 09/08/10 from A/C 101-440-925-000 (Signals) $5,284.12. DPW-Highway
25. CUMMINGS, MC CLOREY, DAVIS & ACHO – Water/Sewer Issues/Flooding – Inv. 180520, 180521, 180522, 180523, 180524 and 180525 dated 09/10/10 from A/C 592-536-817-000 Prof/Consult) $13,551.50. Water Dept.
26. GIARMARCO, MULLINS & HORTON – MDEQ Phase II & Sewer Issues – Inv. 90422 and 88397 dated 09/13/10 from A/C 592-536-817-000 (Prof/Consult) $2,880.00. Water Dept.
27. KELLER THOMA – Council General Matters – Inv. 91676 dated 09/01/10 from A/C 101-200-817-000 (Prof/Consult) $330.00. General Govt.

Motion adopted.

10-349 Motion by Councilman Berry, seconded by Councilwoman Van Houten, to amend CM 10-230, License Processing Fee for Film and Related Production Activities from $500.00 to $30.00.

Motion adopted.

10-350 Motion by Councilwoman Van Houten, seconded by Councilman Berry, that the City Council concurs with and approves Change Order #1 with Jenkins Construction, Inc., 985 East Jefferson Avenue, Suite 300, Detroit, MI 48207 for the 2007 CDBG Water Main project, in the amount of $41,884.37, per Community & Economic Development Director Amen, communication dated September 20, 2010 and Wade Trim Associates, Inc., 25251 Northline Road, PO Box 10, Taylor, MI 48180, communication dated August 24, 2010. Further, that the final Certificate for Payment No. 4, be approved as follows: CDBG A/C 960-925-207 $77,376.21 and DPW/General Fund $14,920.88 for a grand total of $92,297.09. Further, that the Mayor be authorized to sign the Change Order and Certificate for Payment on behalf of the City.

Motion adopted

10-351 Motion by Councilwoman Badalow, seconded by Councilman Pilot, that the City Council concurs with and approves the extension of a three year (3) agreement with Mid America Shows Delaware, Inc. and the City of Dearborn Heights for years 2011 – 2013 as the provider of amusement ride midway for the Spirit Festival, per Recreation Director Grybel, communication dated September 20, 2010. Further, that the Mayor be authorized to sign the agreement on behalf of the City.

Motion adopted.

10-352 Motion by Councilwoman Horvath, seconded by Councilman Pilot, that the City Council concurs with and approves Change Order #8, Contract 071B6200296, between the State of Michigan and Detroit Salt Company, LLC, 12841 Sanders Street, Detroit, MI 48217, for road salt, at a price of $46.11 per ton delivered, per Public Service Administrator Franzil, communication dated September 16, 2010.

Motion adopted.

10-353 Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, to amend CM 10-305 dated August 17, 2010 re: Remediation costs for the incinerator property located at 4901 S Inkster Road, from $200,000.00 to $314,000.00, per Brownfield Administrator Oliverio, communication dated September 23, 2010 and Corporation Counsel Miotke.

Motion adopted.

10-354 Motion by Councilwoman Badalow, seconded by Councilman Berry, that proposed Ordinance H-10-05, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY AMENDING ARTICLE III OF CHAPTER SIX OF THE CODE REGARDING PIGEONS, AND MORE SPECIFICALLY BY AMENDING SECTIONS 6-46 AND 6-47 AND BY ADDING SECTIONS 6-48, 6-49 AND 6-50 IN ORDER TO IMPROVE THE REGULATION OF PIGEONS, be considered read for the second time and become effective upon publication in the City's newspaper as provided by law.

Motion adopted.

10-355 Motion by Councilwoman Badalow, seconded by Councilwoman Van Houten, that proposed Ordinance H-10-07, Zoning Ordinance amendment to include C-3 Commercial District, be considered read for the first time and referred to Corporation Counsel Miotke. Further, that Council Chairman Baron set up a Study Session to include the Planning Commission and Assistant Corporation Counsel Roberts.

Motion adopted.

10-356 Motion by Councilwoman Horvath, seconded by Councilman Pilot, that the communication dated September 10, 2010 re: Girl Scouts of Southeastern Michigan soliciting candy/nut sales starting September 27 to November 29, 2010, and the cookie sales December 20, 2010 through March 27, 2011, be received, contents noted and filed.

Motion adopted.

10-357 Motion by Councilwoman Horvath, seconded by Councilwoman Badalow, that the City Council concurs with and approves the business license renewal for Fetzers on the Beech, 5127 S Beech Daly and Mickey Cooper's Auto Sales, 20032 Van Born Road.

Motion adopted.

10-358 Motion by Councilwoman Horvath, seconded by Councilwoman Van Houten, that the request from NKAK, Inc. to transfer ownership of 2010 SDD & SDM licensed business with Sunday Sales Permit from LS Party Store, Inc., located at 20442 Van Born, Dearborn Heights, MI 48125, Wayne County be approved and the Michigan Liquor Control Commission be so notified. ID# 565095.

Motion adopted.

10-359 Motion by Councilwoman Horvath, seconded by Councilwoman Van Houten, that the City Council concurs with and approves the Letter of Intent (LOI) between GeoUtility, LLC, 8730 Commerce Park Place, Suite C, Indianapolis, Indiana 46268 and the City of Dearborn Heights re: Mutual Intent of the Parties to enter into a Geothermal Power Purchase Agreement or Geothermal Power Purchase Agreements governing the multiple phases of construction, installation and operation of a municipal-based GeoUtility within the City. Further, that the Mayor be authorized to sign the Letter of Intent on behalf of the City.

Motion adopted.

10-360 Motion by Councilwoman Horvath, seconded by Councilwoman Badalow, that the meeting be adjourned.

Motion adopted.

The meeting adjourned at 9:35 PM.

S. JUDITH DUDZINSKI
CITY CLERK

KENNETH R. BARON
COUNCIL CHAIRMAN

MARIA E. LAWRENCE, COUNCIL SECRETARY