

**REGULAR MEETING OF THE DEARBORN HEIGHTS CITY COUNCIL**

**MARCH 12, 2002**

**02-110** The meeting was called to order at 8:02 p.m. by Council Chair Daniel S. Paletko.

Roll Call showed the following:

**Present:** Councilwoman Elizabeth J. Agius, Councilwoman Janet S. Badalow, Councilman Kenneth R. Baron, Councilman Bob Constan, Council Chair Daniel S. Paletko, Councilwoman Margaret M. Horvath, Councilwoman Margaret M. Van Houten.

**Absent:** None.

**Also Present:** Mayor Canfield, Corporation Counsel Miotke, City Clerk Robbins, Deputy Clerk Pawlukiewicz, Treasurer Riley, Comptroller Barrow, Deputy Comptroller Macari, Assessor Reidel, Deputy Assessor Cooper, Acting Building & Engineering Director Lamontagne, Police Chief Gust, Deputy Fire Chief McElroy, Recreation Director Grybel, Public Service Administrator Blackburn, Community Development Director Oliverio.

The Pledge of Allegiance was led by Lyskawa Post Commander Tom Janson.

Lyskawa Post Commander Tom Janson and Tom Wayne, Chairman of Pvt. John Lyskawa Post #7546 presented the annual "Fireman and Policeman of the Year " awards to Fire Marshal John McDonagh and Police Lieutenant Karol Kapelczak.

**02-111** Motion by Councilwoman Van Houten, seconded by Councilman Constan, that the Agenda for the Regular Meeting of March 12, 2002, be approved as submitted.

Motion unanimously adopted.

**02-112** Motion by Councilman Baron, seconded by Councilwoman Van Houten, that the Minutes from the Regular Meeting of February 26, 2002, be approved as submitted.

Motion unanimously adopted.

**02-113** Motion by Councilwoman Horvath, seconded by Councilman Baron, that Current Claims 6-1 through 6-22, be approved as submitted.

1. CENTRAL WAYNE COUNTY SANITATION AUTHORITY - Monthly Debt/Operations/Waste - Inv. dated 02/15/02 from A/C 101-200-810-000 (Sanitation) \$162,531.38. General Govt.

2. D H RAIDERS/REDSKINS FOOTBALL - Youth Football Allotment 2001 - Ck. Req. dated 02/22/02 from A/C 101-691-887-000 (Recreation Programs) \$7,750.00. Recreation.
3. D & R EXPERT TREE - Storm - Inv. #5 dated 02/09/02; Inv. #6 dated 02/25/02 and Inv. #7 dated 03/04/02 from A/C 101-440-880-000 (Trees) \$23,800.00. DPW-Highway.
4. ELLEFSON BUILDING DEMO - Hauling Tree Debris - Storm - Various Invs from A/C 101-200-810-000 (Sanitation) \$14,040.00. General Govt.
5. FANNING, HOWEY ASSOCIATES - Arch/Eng. Services Library Board - Inv. 1090591 dated 02/28/02 from A/C 738-738-807-000 (Misc.) \$5,184.00. Library.
6. IDEA SHIELD - Signs & Brackets Warren Avenue Streetscape - Inv. 26817-IN dated 02/28/02 from A/C 103-960-944-099 (Streetscape) \$9,997.00. CDBG.
7. INNOVATIVE ENVIRONMENTAL SOLUTIONS - Analytical Results Map MDEQ Format - Inv. 9067 dated 01/31/02 from A/C 101-300-818-000 (Contract Services) \$2,663.50. Police Dept.
8. LACARIA CONCRETE CONSTRUCTION - 2001 Sidewalk Replacement Program - Ck. Req. Dated 03/01/02 from A/C 101-200-963-000 (Sidewalks) \$301,393.02. See Budget Amendment. General Govt.
9. NAGEL CONSTRUCTION - Sewer Cleaning Program - Inv. 1525 dated 02/25/02 from A/C 592-540-818-030 (Contract Services) \$9,187.50. Water Dept.
10. PAINTER & RUTHENBERG - Roll Off Service February 2002 - Inv. 49998 dated 03/01/02 from A/C 101-200-810-000 (Sanitation) \$4,246.00. General Govt.
11. QUAD-TRAN OF MICHIGAN - Data Processing March 2002 - Inv. 3798 dated 02/28/02 from A/C 101-130-818-000 (Contract Services) \$3,200.00 and A/C 101-130-728-000 (Supplies) \$840.30. District Court.
12. ST. MARY MERCY HOSPITAL - Test for Lawrence Duffany Return to Work - Inv. dated 04/25/01 from A/C 101-300-818-000 (Contract Services) \$1,630.00. Police Dept.
13. STANDARD FEDERAL - Bond Payment Interest Fire Station - Inv. dated 02/26/02 from A/C 101-200-996-004 (Fire Bonds) \$84,043.15. See Budget Amendment. General Govt.
14. STATEWIDE SECURITY TRANSPORT - Prisoner Food & Lodging - Inv. dated 02/21/02 from A/C 101-200-868-000 (Prisoners) \$5,225.00. General Govt.
15. TMP ARCHITECTURE - Canfield Arena Renovation - Inv. 9248A dated 02/28/02 from A/C 103-960-930-201 (Ice Arena) \$9,517.50. CDBG.
16. TAYLOR RECYCLING INC. - Monthly Recycling Charges - Inv. 1839 dated 01/28/02 from A/C 101-200-810-000 (Sanitation) \$1,511.10. General Govt.
17. TODAYLINK, LLC - Connection/Support DHOL - Inv. 1029 dated 03/04/02 from A/C 101-200-819-999 (Internet) \$7,519.80. General Govt.
18. TRI-MOUNT LEGACY PARK - Return Escrow Deposit - Ck. Req. dated 01/15/02 from A/C 592-XXX-255-000 (Jobs-in-Progress) \$52,946.17. Water Dept.

19. WADE-TRIM/ASSOCIATES - Phase II CSO Planning Services - Inv. 72662 dated 02/20/02 from A/C 592-XXX-154-000 (Sewers) \$3,430.15. Water Dept.
20. WADE-TRIM/ASSOCIATES - Street Sweeping - Water Quality Project - Inv. 72663 dated 02/20/02 (592-XXX-154-000) Sewers \$6,185.82. Water Dept.
21. WAYNE COUNTY DEPARTMENT OF ENVIRONMENT - Ecorse Creek Abatement Drain Oper/Maint. - Inv. 205860 dated 02/13/02 from A/C 592-537-927-000 (Ecorse Creek) \$152,675.52. Water Dept.
22. WAYNE COUNTY DEPARTMENT OF ENVIRONMENT - Excess Flow Downriver System - Inv. 206057 dated 02/25/02 from A/C 592-537-929-000 (Sewage) \$23,838.00. Water Dept.

Motion unanimously adopted.

- 02-114** Motion by Councilman Baron, seconded by Councilwoman Agius, that the City Comptroller be authorized to advertise for bids, per specifications, for two (2) sections of spectator bleachers to be installed at Swapka-Powers Softball Field, per the request of Recreation Director Grybel, communication dated February 26, 2002. Monies to fund this project have been previously approved in the CDBG Program.

Motion unanimously adopted.

- 02-115** Motion by Councilwoman Van Houten, seconded by Councilman Constan, that the communication from Mayor Canfield, dated March 6, 2002 re: The reappointment of Eric Watland to the Electrical Examining Board, term to expire March 2005 be received, contents noted and filed.

Motion unanimously adopted.

- 02-116** Motion by Councilwoman Horvath, seconded by Councilman Baron, that Council Chair Paletko schedule a Committee of the Whole Study Session to discuss E-Packets. This meeting to include representatives from either the City of Troy or Farmington Hills who currently use this format.

Motion unanimously adopted.

- 02-117** Motion by Councilman Baron, seconded by Councilwoman Horvath, that the City Council approve the redrafted Headlee Override ballot language showing three bullet points and further authorize the City Clerk to schedule a Special Election on June 4, 2002.

AYES: Councilwoman Agius, Councilman Baron, Councilman Constan,  
Councilwoman Horvath, Councilwoman Van Houten.

NO: Councilwoman Badadow, Council Chair Paletko.

ABSENT: None.  
Motion adopted.

- 02-118** Motion by Councilman Baron, seconded by Councilwoman Van Houten, that the Budget Amendment to cover the cost of interest payment and base fees for the Fire Station bonds be approved as follows:

INCREASE REVENUES	APPRO. FUND BALANCE
#101-000-699-000	\$1,512.00
INCREASE EXPENDITURES	FIRE STATION BOND
#101-200-996-004	\$1,512.00

per Comptroller Barrow, communication dated March 6, 2002.

Motion unanimously adopted.

- 02-119** Motion by Councilman Baron, seconded by Councilwoman Van Houten, that the Budget Amendment to cover the 2001 Summer Sidewalk Replacement Program be approved as follows:

INCREASE REVENUES	SIDEWALKS
#101-000-628-000	\$200,000.00
INCREASE EXPENDITURES	SIDEWALKS
#101-200-963-000	\$200,000.00

per Comptroller Barrow, communication dated March 6, 2002.

Motion unanimously adopted.

- 02-120** Motion by Councilwoman Badalow, seconded by Councilman Constan, that the City Council authorize one (1) Shell Oil facility in the north end (Tele-Warren, 23955 Warren) and one (1) Shell Oil facility in the south end (Andy and Bros., Inc., 24010 Van Born Road) for fueling of Police Department vehicles, per Police Chief Gust, communication dated February 26, 2002.

AYES: Councilwoman Agius, Councilwoman Badalow, Councilman Constan, Council Chair Paletko.

NO: Councilman Baron, Councilwoman Horvath, Councilwoman Van Houten.

ABSENT: None.

Motion adopted.

- 02-121** Motion by Councilman Baron, seconded by Councilwoman Agius, that the City Council concurs with and approves the auction of the following impounded drug forfeiture vehicles:

1995 Ford 4dr 1FALP52U9SA250488; 1996 Dodge 4dr 3B3ES47C4TT318929; 1991 Lincoln 4dr 1LNCM9744MY792316; 1987 Dodge 4dr 1B3BX48K3HN390402; 1992 Chevrolet 2DR 1G1JC1443N7223817; 1984 Ford Van 1FDEE14F3EHA78109 and 1985 Chevrolet 4dr 4D1Y1SK1945FZ112470 per, Police Chief Gust, communication dated February 26, 2002.

Motion unanimously adopted.

- 02-122** Motion by Councilwoman Van Houten, seconded by Councilman Constan, that the quote from Highgate Electric, 29318 Lorie Lane, Suite A, Wixom, MI 48393, for one (1) 200-amp Standby Power Generator, which includes labor and materials for installation, in the amount of \$29,900.00, and payment thereof, be approved, per Public Service Administrator Blackburn, communication dated February 28, 2002. This is approved in the Water Department Capital Outlay account.

Motion unanimously adopted.

- 02-123** Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that proposed Ordinance H-02-03, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY AMENDING SECTION 7-26 THROUGH 7-28 IN ORDER TO REPEAL THE ADOPTION OF THE 1993 BOCA NATIONAL BUILDING CODE, TWELFTH EDITION, 1993 AND TO ADOPT THE MICHIGAN BUILDING CODE 2000 RELATING TO NON-RESIDENTIAL STRUCTURES, be considered read for the second time, to become effective upon publication in the City's official newspaper as provided by law.

Motion unanimously adopted.

- 02-124** Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that proposed Ordinance H-02-04, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY ADDING SECTION 7-29 THROUGH 7-31 IN ORDER TO REPEAL AND TO ADEQUATELY REPLACE THE BOCA NATIONAL BUILDING CODE, TWELFTH EDITION, 1993 BY ADOPTING THE MICHIGAN RESIDENTIAL CODE RELATIVE TO RESIDENTIAL STRUCTURES, be considered read for the second time, to become effective upon publication in the City's official newspaper as provided by law.

Motion unanimously adopted.

- 02-125** Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that proposed Ordinance H-02-05, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY AMENDING SECTION 7-181 AND 7-182 IN ORDER TO REPEAL THE ADOPTION OF THE 1993 BOCA NATIONAL MECHANICAL CODE AND TO ADOPT THE MICHIGAN MECHANICAL CODE 2000, be considered read for the second time, to become effective upon publication in the City's official newspaper as provided by law.

Motion unanimously adopted.

- 02-126** Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that proposed Ordinance H-02-06, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY AMENDING SECTION 7-156 AND 7-157 IN ORDER TO REPEAL THE ADOPTION OF THE 1993 BOCA NATIONAL PLUMBING CODE AND TO ADOPT THE MICHIGAN PLUMBING CODE 2000, be considered read for the second time, to become effective upon publication in the City's official newspaper as provided by law.

Motion unanimously adopted.

- 02-127** Motion by Councilwoman Van Houten, seconded by Councilwoman Badalow, that proposed Ordinance H-02-01, AN ORDINANCE OF THE CITY OF DEARBORN HEIGHTS, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF DEARBORN HEIGHTS, BE AMENDED BY ADDING SECTION 1-11 TO SAID CODE WHICH SETS FORTH ADDITIONAL PROVISIONS REGARDING MUNICIPAL CIVIL INFRACTIONS, be considered read for the second time, to become effective upon publication in the City's official newspaper as provided by law.

Motion unanimously adopted.

- 02-128** Motion by Councilwoman Agius, seconded by Councilman Constan, that the business license for Rose Garden Restaurant, 5680 N Telegraph, be approved.

Motion unanimously adopted.

- 02-129** Motion by Councilwoman Horvath, seconded by Councilman Baron, that the meeting be adjourned.

Motion unanimously adopted.

The meeting adjourned at 8:37 p.m.

**JOYCE A. ROBBINS**  
**CITY CLERK**

**DANIEL S. PALETKO, CHAIR**  
**CITY COUNCIL**

**MARIA E. LAWRENCE**  
**COUNCIL/CLERK SECRETARY**