

CITY OF WAYNE
CITY COUNCIL
REGULAR MEETING NO. 2008-23 - JULY 1, 2008
WAYNE CITY HALL
3355 SOUTH WAYNE ROAD
8:00 P.M.

A regular meeting of the Wayne City Council was held on Tuesday, July 1, 2008, at 8:00 p.m. in the Council Chamber of Wayne City Hall, 3355 South Wayne Road.

Mayor Haidous called the meeting to order at 8:00 p.m. and led the Council and the audience in the Pledge of Allegiance to the Flag.

Members Present: Mayor Abdul Haidous, Mayor Pro Tem Donna M. McEachern, Thomas H. Kelly, Albert M. Damitio, Pamela Dobrowolski, Susan M. Rowe, Mathew P. Mulholland

Members Absent: None

Also Present: Richard S. Clark, City Attorney; John J. Zech, City Manager; Mary E. Carney, City Clerk

07-08-0340 Motion by McEachern, seconded by Dobrowolski and unanimously carried, it was resolved to approve the Minutes of the Regular Meeting of June 10, 2008, as printed.

07-08-0341 Motion by McEachern, seconded by Dobrowolski and unanimously carried, it was resolved to approve the Minutes of the Special Meeting of June 17, 2008, as printed.

Presentation of a Resolution of Appreciation was made to Rose Quesada for her years of service as a crossing guard.

07-08-0342 Motion by McEachern, seconded by Rowe and unanimously carried, it was resolved to approve the request from the Parks & Recreation Department for a Special Event Permit for the 2008 Wheelfest and to waive all fees.

07-08-0343 Motion by Dobrowolski, seconded by Rowe and unanimously carried, the following resolution was adopted:

RESOLUTION

WHEREAS, bids were requested by the 29th District Court for a roof top furnace; and

WHEREAS, seven (7) bids were received, opened and publicly read by the City Clerk at 9:00 a.m., Wednesday, June 18, 2008, in the Council Chamber of City Hall as follows:

Acme Heating & Cooling	\$5,750.00
Tech Mechanical, Inc.	\$5,865.00
Robertson Morrison, Inc.	\$6,400.00 w/alternates
Supreme Heating & Supple	\$6,468.00
Kropf Mechanical Services Co.	\$8,298.00
Johnson Controls, Inc.	\$9,665.00
TJ Associates, LLC	\$9,850.00

WHEREAS, the bids were sent to the Department for evaluation and recommendation has been received;

NOW, THEREFORE, BE IT RESOLVED, that the low bid submitted by Acme Heating & Cooling in the amount of \$5,750.00, to be paid from the FY '08-'09 29th District Court Repairs and Maintenance Budget, be accepted in the best interest of the City.

07-08-0344 Motion by McEachern, seconded by Rowe and unanimously carried, the following resolution was adopted:

RESOLUTION

WHEREAS, bids were requested for inspection and maintenance services for the back-up generators; and

WHEREAS, five (5) bids were received, opened and publicly read by the City Clerk at 9:00 a.m., Wednesday, June 18, 2008, in the Council Chamber of City Hall as follows:

DAC Technologies, Inc., New Hudson, MI	\$1,120.00
Bratcher Electric, Inc., Wayne, MI	\$2,080.00
Wolverine Power Systems, Wixom, MI	\$2,262.00
W.W. Williams, Dearborn, MI	\$2,850.00
Cummins Bridgeway, LLC, New Hudson, MI	\$3,685.00

WHEREAS, the bids were sent to the Department for evaluation and recommendation has been received;

NOW, THEREFORE, BE IT RESOLVED, that the low bid submitted by DAC Technologies, Inc., in the amount of \$1,120.00, to be paid from various department's FY '08-'09 Repairs and Maintenance Budgets, be accepted in the best interest of the City.

07-08-0345 Motion by McEachern, seconded by Rowe and unanimously carried, the following resolution was adopted:

RESOLUTION

WHEREAS, bids were requested for the Peace Memorial Fountain Pool Coating; and

WHEREAS, two (2) bids were received, opened and publicly read by the City Clerk at 9:00 a.m., Wednesday, June 25, 2008, in the Council Chamber of City Hall as follows:

Advanced Pool Services, Inc., Milford, MI	\$ 7,875.00
Alternate #1	\$ 6,000.00
Alternate #2	\$ 6,900.00
Metro Joint Sealants, Troy, MI	\$16,700.00

WHEREAS, the bids were sent to the Department for evaluation and recommendation has been received; and

WHEREAS, the bids did not meet all bid specifications;

NOW, THEREFORE, BE IT RESOLVED, that all bids submitted for the Peace Memorial Fountain Pool Coating be rejected in the best interest of the City.

07-08-0346 Motion by McEachern, seconded by Damitio and unanimously carried, it was resolved to approve the annual renewal of a Taxi Cab License with Taxi Town, Inc., (Wayne Cab).

07-08-0347 Motion by Dobrowolski, seconded by Damitio and unanimously carried, it was resolved to approve a Materials Recovery Facility License for Annapolis Auto Parts, 36597 Annapolis Street.

07-08-0348 Motion by Rowe, seconded by McEachern and unanimously carried, it was resolved to approve a Materials Recovery Facility License for Broome's Auto Parts, 4322 Walker Street.

07-08-0349 Motion by Dobrowolski, seconded by Mulholland and unanimously carried, it was resolved to approve a Materials Recovery Facility License for Scrap Busters Auto & Truck Parts, LLC., 39165 Maple Street.

07-08-0350 Motion by Rowe, seconded by Mulholland and unanimously carried, it was resolved to approve a Materials Recovery Facility License for Weiser Recycling, Inc., 35900 Clinton Street.

07-08-0351 Motion by Rowe, seconded by Dobrowolski and unanimously carried, it was resolved to approve a Materials Recovery Facility License for Renu Recycling, Inc., 34939 Brush Street.

07-08-0352 Motion by McEachern, seconded by Mulholland and unanimously carried, it was resolved to adopt Ordinance 2008-03, an ordinance to amend the codified ordinances of the City of Wayne, as follows:

ORDINANCE NO. 2008-03

AN ORDINANCE TO AMEND THE CODIFIED ORDINANCES OF THE CITY OF WAYNE

THE CITY OF WAYNE ORDAINS:

Section 1. THAT THE CODIFIED ORDINANCES OF THE CITY OF WAYNE BE AMENDED BY THE ADDITION OR AMENDMENT TO PART SIX, GENERAL OFFENSES; CHAPTER 604, ADMINISTRATION AND ENFORCEMENT

604.11 Resisting Arrest. No person shall resist arrest, or physically obstruct an arrest, by any officer empowered to make such arrest.

Section 2. That this Ordinance shall be published as required by law.

Section 3. That this Ordinance shall become effective ten days after enactment and upon publication thereof.

07-08-0353 Motion by McEachern, seconded by Dobrowolski and unanimously carried, it was resolved to approve the reappointment of Patrick Biondi to the Personnel Board until April of 2011.

07-08-0354 Motion by Rowe, seconded by Mulholland and unanimously carried, it was resolved to approve the appointment of John J. Zech as the Municipal Employees Retirement System (MERS) Officer Delegate for the period of July 1, 2008 to June 30, 2009.

07-08-0355 Motion by Rowe, seconded by McEachern and unanimously carried, it was resolved to approve the appointment of Robert C. English as the MERS Officer Alternate for the period of July 1, 2008 to June 30, 2009.

07-08-0356 Motion by Mulholland, seconded by McEachern and unanimously carried, it was resolved to approve the appointment of Bill Copland, 4444 Washington Street, to the Cemetery Board to July 2012.

07-08-0357 Motion by Dobrowolski, seconded by Damitio and unanimously carried, it was resolved to approve the reappointment of Ron Hays to the Commission on Aging to July 2011.

07-08-0358 Motion by Mulholland, seconded by McEachern and unanimously carried, it was resolved to approve the reappointment of John VanStipdonk to the Commission on Aging to July 2011.

07-08-0359 Motion by Rowe, seconded by McEachern and unanimously carried, it was resolved to approve the reappointment of Thomas Daily to the Cemetery Board to

July 2012.

07-08-0360 Motion by Rowe, seconded by McEachern and unanimously carried, it was resolved to approve the reappointment of Ira F. Bunek to the Development Area Citizens Council to July 2011.

07-08-0361 Motion by Mulholland, seconded by McEachern and unanimously carried, it was resolved to approve the reappointment of Shirley Castaldini to the Development Area Citizens Council to July 2011.

07-08-0362 Motion by Rowe, seconded by Dobrowolski and unanimously carried, it was resolved to approve the reappointment of Mayra Jares to the Development Area Citizens Council to July 2011.

07-08-0363 Motion by Mulholland, seconded by Rowe and unanimously carried, it was resolved to approve the reappointment of Robert Boyles to the Zoning Board of Appeals to July 2011.

07-08-0364 Motion by Rowe, seconded by McEachern and unanimously carried, it was resolved to approve the reappointment of Dennis Hermatz to the Zoning Board of Appeals to July 2011.

07-08-0365 Motion by Rowe, seconded by McEachern and unanimously carried, it was resolved to approve the reappointment of Quentin York to the Zoning Board of Appeals to July 2011.

07-08-0366 Motion by McEachern, seconded by Mulholland and unanimously carried, it was resolved to approve the reappointment of Art Carpenter to the Historical Commission to July 2011.

07-08-0367 Motion by Dobrowolski, seconded by McEachern and unanimously carried, it was resolved to approve the reappointment of Darlene Hawley to the Historical Commission to July 2011.

07-08-0368 Motion by McEachern, seconded by Damitio and unanimously carried, it was resolved to approve the reappointment of Edward McMurray to the Historical Commission to July 2011.

07-08-0369 Motion by Rowe, seconded by Mulholland and unanimously carried, it was resolved to approve the reappointment of Robert Boyles to the Planning Commission to July 2011.

07-08-0370 Motion by Mulholland, seconded by Rowe and unanimously carried, it was resolved to approve the reappointment of Patricia Rice to the Planning Commission to July 2011.

07-08-0371 Motion by McEachern, seconded by Mulholland and unanimously

carried, it was resolved to approve the reappointment of Gilbert Cox to the Recreation Advisory Board to July 2011.

07-08-0372 Motion by Mulholland, seconded by McEachern and unanimously carried, it was resolved to approve the reappointment of Teresa Harnos to the Recreation Advisory Board to July 2011.

07-08-0373 Motion by Rowe, seconded by Mulholland and unanimously carried, it was resolved to approve the reappointment of Pamela Perdue to the Recreation Advisory Board to July 2011.

Upon the request of Mayor Haidous for comments from persons in the audience on matters not covered by the Council Agenda, the following were expressed:

Keith Butkovich, 4424 Second Street, stated that he had spoken with the City Manager regarding the high grass in the median of Michigan Avenue and while he was informed that the area was the responsibility of the County, he wondered if volunteers would be able to cut the grass as it looks very bad.

Mayor Haidous informed him that the City and he himself personally, have contacted the County and Wayne County Executive Ficano, regarding this issue and that he hopes to have results by next week. He further stated that to have volunteers mow the grass would be a liability issue.

Mayor Haidous recognized Renee Quesada, in attendance at the meeting honoring her Mother.

By consensus of Council, Communications and Reports were received and filed or acted upon as indicated:

- a. Memo from the City Engineer concerning a meeting to discuss the John Hix Road Reconstruction, which will be held on Wednesday, July 9, 2008, at 7:00 p.m., at the Library
- b. Memo from the Police Chief regarding a questions raised by Councilman Kelly at the June 17, 2008 City Council meeting concerning a traffic issue on Newberry Street and Michigan Avenue West
- c. Letter from Robin Ancona, Director, Telecommunicaton Division, State of Michigan, regarding options for cable customers
- d. Letter from The Senior Alliance concerning a service assessment report
- e. Email from the Michigan Municipal League (MML) regarding Statutory Revenue Sharing
- f. Memo from the Director of the Parks and Recreation Department concerning the Recreation Advisory Board/Recreation Foundation Golf Outing, which will be held

- on Wednesday, July 16, 2008 at Gateway Golf Course
- g. Memo from the Director of the Parks and Recreation Department concerning Leisure Services Summer Programs
 - h. Memo from the Director of the Parks and Recreation Department regarding upcoming activities at the Senior Center
 - i. Memo from the Director of the Parks and Recreation Department concerning upcoming Health and Wellness Programs
 - j. Memo from the Director of the Parks and Recreation Department regarding upcoming Summer Theater Programs
 - k. Memo from the Director of the Parks & Recreation Department concerning the Michigan Council for Arts and Cultural Affairs grant award
 - l. Memo from the Director of the Parks & Recreation Department regarding the Soroptimist Park Play 4 All Boundless Playground
 - m. Memo from the Assistant Director of Parks & Recreation Department concerning the revenues from the 2008 Fireworks
 - n. Fax alert from the Conference of Western Wayne (CWW) regarding a proposed bill that would give counties the right to raise gas and diesel taxes
 - o. Flyer concerning a fundraiser that will be held at Jimmy John's to benefit the Friends Project

07-08-0374 Motion by Kelly, seconded by Rowe and unanimously carried, it was resolved to approve Weed List No. 2008-5, as follows:

019-03-0037-302	020-01-1020-000	020-01-1161-000
020-01-1308-000	017-08-0017-000	019-01-0252-300
016-05-0103-000	003-01-0086-000	003-01-0151-303
016-01-0337-002	010-01-0436-000	024-02-0030-000
019-01-0292-000	019-02-0928-002	014-99-0001-000
016-01-0021-002	021-03-0020-000	016-01-0185-000
016-01-0256-000	013-01-0090-000	

07-08-0375 Motion by Dobrowolski, seconded by Rowe and unanimously carried, it was resolved to approve the renewal of a contract with Coverall Cleaning Concepts in the amount of \$460.00 per month, to provide janitorial services, to be paid from the Department of Public Works FY '08-'09 Contractual Services Budget.

07-08-0376 Motion by Rowe, seconded by McEachern and unanimously carried, it was resolved to approve entering into a Professional Services Agreement with

Signature Associates, regarding the sale of 3030 S. Wayne Road.

07-08-0377 Motion by Dobrowolski, seconded by Rowe and unanimously carried, it was resolved to approve declaring 34261 Richard Street, a Hazard/Nuisance, on an emergency basis, and assess the charges to the owner of record.

07-08-0378 Motion by McEachern, seconded by Rowe and unanimously carried, it was resolved to approve an amendment to the contract with Irish Grading & Excavating and for the effective date of the contract to be June 4, 2008.

07-08-0379 Motion by Dobrowolski, seconded by Damitio and unanimously carried, it was resolved to approve the fourth year of a possible five year contract with Bratcher Electric, for an amount not to exceed \$5,400.00, to provide electrical service at the 2008 Wheelfest, to be paid from the FY '08-'09 Wheelfest Contractual Services Budget.

07-08-0380 Motion by McEachern, seconded by Mulholland and unanimously carried, it was resolved to approve rescinding a Professional Services Agreement with Galactic Transit Authority (GTA), concerning the 2008 Wheelfest.

07-08-0381 Motion by Dobrowolski, seconded by Rowe and unanimously carried, it was resolved to approve entering into a Professional Services Agreement with Galactic Transit Authority (GTA), to provide inflatables at the 2008 Wheelfest.

07-08-0382 Motion by Damitio, seconded by Rowe and unanimously carried, it was resolved to approve entering into a Professional Services Agreement with Family Fun Tyme Amusement, LLC., to provide a carnival at the 2008 Wheelfest.

07-08-0383 Motion by McEachern, seconded by Mulholland and unanimously carried, it was resolved to approve the buyback of three cemetery lots.

07-08-0384 Motion by Dobrowolski, seconded by Mulholland and unanimously carried, the following resolution was adopted:

**A RESOLUTION ADOPTING A FINAL PROJECT PLAN
FOR WASTEWATER SYSTEM IMPROVEMENTS AND
DESIGNATING AN AUTHORIZED PROJECT REPRESENTATIVE**

WHEREAS, the City of Wayne recognized the need to make improvements to its existing Rouge Valley Sewage Disposal System; and

WHEREAS, the City of Wayne authorized Orchard, Hiltz & McCliment, Inc., to prepare a Project Plan, which recommends the implementation of a Short-Term Corrective Action Plan to rehabilitate pipelines and siphons, manholes and regulators pursuant to ACO-SW 06-010; and

WHEREAS, said Project Plan was presented at a Public Hearing held on June 10, 2008 and public comments have been considered and addressed;

NOW, THEREFORE BE IT RESOLVED, that the City of Wayne formally adopts said Project Plan and agrees to implement the Short Term Corrective Action Plan.

BE IT FURTHER RESOLVED, that the Director of the Wayne County Department of Environment, a position currently held by Kurt L. Heise, is designated as the authorized representative for all activities associated with the project referenced above, including the submittal of said Project Plan as the first step in applying to the State of Michigan for a revolving fund loan to assist in the implementation of the selected alternative.

Upon the request of Mayor Haidous for comments from members of the City Council on matters not covered by the Council Agenda, the following were expressed:

Mayor Haidous recognized Scott Gocaj, owner of the U. S. 12 Restaurant, in attendance at the meeting. Mayor Haidous stated that the renovations to his business looked very good.

Councilman Mulholland wished everyone a happy 4th of July and also wished everyone safe travels.

Councilwoman Rowe echoed his wishes.

Mayor Haidous echoed the wishes also. He further thanked the Parks and Recreation Department, the Police Department, Fire Department and Public Works Department for a good fireworks show that was well organized. He further thanked Oakwood Annapolis Hospital for raising a portion of the funds for the display and also all the persons and businesses that donated to the fireworks.

Mayor Pro Tem McEachern informed everyone of the fundraising nights at Jimmy John's for the Friends Project. It will be every Thursday night in July from 4 p.m. to 8 p.m. Jimmy John's will donate 15% of the purchase to the project.

Mayor Pro Tem McEachern further stated that at the last Council meeting she had thanked Richard Story and Matthew Miller for the wonderful renovations at the Historical Museum, but also wanted to thank the Historical Commission for their efforts also.

She informed Scott Gocaj that she too was very pleased with the great renovations to his business.

She also informed Parks and Recreation Director Kim Alexander and Assistant Parks and Recreation Director Jeff Rutter that she and her family thoroughly enjoyed the fireworks and wished everyone a happy 4th of July.

Councilwoman Dobrowolski also echoed the comments regarding the fireworks saying they were fabulous and one of the best displays she has seen.

Councilman Kelly wished America Happy Birthday!

Mayor Haidous wished everyone a happy and safe 4th of July.

07-08-0385 Motion by Rowe, seconded by McEachern and unanimously carried, it was resolved to accept the Consent Calendar without exception as follows:

- a. 2020 Committee Minutes of June 25
- b. Beautification Committee Minutes of June 2
- c. Wheelfest Commission Minutes of May 27
- d. Wheelfest Commission Minutes of June 19
- e. Retirement Board Minutes of June 16
- f. Zoning Board of Appeals Minutes of June 12

07-08-0386 Motion by Rowe, seconded by Dobrowolski and unanimously carried, it was resolved to adjourn the meeting at 8:42 p.m.

Mary E. Carney
City Clerk

Abstract published July 10, 2008