

REGULAR MEETING

The meeting was called to order at 8:00 p.m., Mayor Frank Vaslo presiding

Pledge of Allegiance

Moment of Silence

PRESENT: Councilpersons Valerie Brady, Mario DiSanto, Mark Kandes, Thomas McPartlin,
Thomas Murphy and Michael Myers

ALSO PRESENT: City Manager Steve Duchane, City Attorney Ed Zelenak and
City Clerk Donna Breeding

Mayor's Remarks

RESOLUTION 08-236 Minutes

By Councilman Myers, supported by Councilman McPartlin

RESOLVED, that the minutes of the Regular Meeting held under the date of July 7, 2008 be approved as recorded.

Motion unanimously carried.

(NOTE: Study Session held July 2, 2008 at 9:00 p.m.)

Commercial Property Beautification Award Presented to Sam Falk, owner of 2371 Fort St.

RESOLUTION 08-237 Open Bids/Foreclosure Counseling

By Council President Murphy, supported by Councilman Brady

RESOLVED, that the bids marked "Foreclosure Counseling" be opened.

Motion carried.

NAY: Councilman Kandes

RESOLUTION 08-238 Refer Above Bids

By Council President Murphy, supported by Councilman Myers

RESOLVED, that the bids marked "Foreclosure Counseling" be referred to a committee made up of CDBG Director Don Cook, Finance Director Lisa Santos, and Purchasing Specialist Jan Patmalnieks for collective review and recommendation to the Mayor and City Council.

Motion carried.

NAY: Councilman Kandes

RESOLUTION 08-239 North Branch Ecorse Creek Project

By Mayor Vaslo, supported by the Full Council

WHEREAS, Pursuant to a Petition filed by the City of Dearborn Heights under the Michigan Drain Code, the County of Wayne has worked with the North Branch Ecorse Creek communities since January 2005 to develop a Flood Mitigation Plan, and

WHEREAS, Wayne County has recommended that the next element of the Flood Mitigation Plan is a design and engineering study that will be assessed against the North Branch Ecorse Creek Drainage District in an estimated amount of \$7 to \$10 million.

THEFORE BE IT RESOLVED, that the City of Lincoln Park will support the design and engineering phase of the North Branch Ecorse Creek Flood Mitigation Plan, contingent upon the costs of the engineering phase being fully assessed against parcels in the City of Dearborn Heights and not across the full North Branch Ecorse Creek Drainage District.

BE IT FURTHER RESOLVED, that the City of Lincoln Park demands that Wayne County re-evaluate its assessment roll and methodology by 2011, based on the science and engineering data gathered as a result of the project's design and engineering phase, in a way that takes into account Lincoln Park's location in the Ecorse Creek watershed, and the city's true impact on downstream flooding conditions.

Motion unanimously carried.

RESOLUTION 08-240 MDEQ Pollution Control Permit

By Mayor Vaslo, supported by the Full Council

WHEREAS, the Michigan Department of Environmental Quality has issued a final Watershed Permit and Jurisdictional Permit, and

WHEREAS, the City of Lincoln Park contests the issuance of said Watershed Permit and Jurisdictional Permit for reasons to be listed in its Petition for Contested Case.

THEREFORE, NOW BE IT RESOLVED, that the Mayor and City Council of the City of Lincoln Park authorize its City Attorney, Edward M. Zelenak, to file a Petition for Contested Case for Watershed Permit, Permit No. MIG610000, and Jurisdictional Permit, Permit No. MIS049000 with the Michigan Department of Environmental Quality.

Motion unanimously carried.

RESOLUTION 08-241 Expediting Fee/Inspection Reports

By Councilman Myers, supported by Council President Murphy

WHEREAS, the Building Department receives in excess of 500 requests annually to expedite an inspection report generated for a house resale and, in order to allow the department to process inspection reports in the order received or - to provide cost recovery if additional efforts are requested to expedite an inspection report, an additional fee of \$25.00 will be required for all requests to provide said inspection reports sooner than 5 business days, as is the current policy;

NOW THEREFORE BE IT RESOLVED, that the Mayor and City Council authorize a revision to the 2008-2009 fee schedule to include a \$25.00 expediting fee for resale inspection reports.

Motion unanimously carried.

RESOLUTION 08-242 Wayne County Dix Road Project

By Councilman Kandes, supported by Council President Murphy

WHEREAS, the City of Lincoln Park believes quality roads are a vital part of any community, and WHEREAS, certain improvements are necessary to Toledo Road to increase traffic safety and to encourage economic development; and

WHEREAS, County of Wayne has committed to resurfacing the Road in an area generally described as Toledo Road from Goddard (Moran) to Southfield (M-39) and the City of Lincoln Park will assist financially in the resurfacing of the Road; and

WHEREAS, City of Lincoln Park, will provide payment to the County of Wayne in the amount of \$213,989, based on the total cost of the project

NOW THEREFORE BE IT RESOLVED, that the City of Lincoln Park City Council does hereby approve the proposed Agreement between the City of Lincoln Park and County of Wayne for the resurfacing of Toledo Road from Goddard (Moran) to Southfield (M-39)

BE IT FURTHER RESOLVED, the Mayor and City Clerk are authorized to execute the Agreement on behalf of the City of Lincoln Park.

Motion unanimously carried.

No Action taken on Resolution to Transfer Funds for Planning Consultant fees/SOB.

RESOLUTION 08-243 Waive Bid/Soil Boring/Lions Park

By Councilman McPartlin, supported by Councilwoman Brady

WHEREAS, The City of Lincoln Park previously contracted with STE Constuction Services (STE) to fill, grade and seed Lion's Park per a contract awarded on February 26, 2007 and; work on the project has not been satisfactorily completed as of July 11, 2008 and; STE has been given sufficient notice that it has not properly fulfilled the conditions of it's contract with the City of Lincoln Park and; the City of Lincoln Park has not received a certification from STE decaring fill material placed as free of contaminants and safe to use and; it is recommended that soil testing be undertaken in accordance with recommendations received from Dziurman / Associates, P.C., as detailed in their proposal dated June 23, 2008.

NOW THEREFORE BE IT RESOLVED, in order to safeguard the Health, Safety and Welfare of the residents of the City of Lincoln Park and all who use Lion's Park, that the Mayor and City Council terminate the contract with STE Construction Services, Inc. (STE), waive the bidding process in order to expeditiously secure necessary testing of fill material placed in Lion's Park by STE and authorize Dziurman / Associates, P.C. to proceed with soil testing and analysis as outlined in said proposal in an amount not to exceed \$11,130.00, to insure Lion's Park is free of contaminants and safe for public use.

Motion unanimously carried.

RESOLUTION 08-244 Approve Block Party/4100 Agnes

By Councilman McPartlin, supported by Councilman DiSanto
RESOLVED, that the residents of the 4100 block of Agnes (between Goddard & Brest) be granted permission to have a block party on Sunday, August 3, 2008 from 11 a.m. until 9 p.m. under the following conditions:

1. That the street be barricaded at each end and closed to vehicular traffic.
2. That the party be over by 9:00 P.M. or dusk, whichever comes first, and the street be reopened to traffic.

Per the recommendation of the Police Department.
Motion unanimously carried.

RESOLUTION 08-245 Approve Block Party/3000 Electric

By Councilman DiSanto, supported by Councilman Myers
RESOLVED, that the residents of the 3000 block of Electric (between Mayflower & Capitol) be granted permission to have a block party on Saturday, August 23, 2008 from 12 p.m. until 9 p.m. under the following conditions:

1. That the street be barricaded at each end and closed to vehicular traffic.
2. That the party be over by 9:00 P.M. or dusk, whichever comes first, and the street be reopened to traffic.

Per the recommendation of the Police Department.
Motion unanimously carried.

RESOLUTION 08-246 Approve Block Party/1900 Riverbank

By Councilwoman Brady, supported by Councilman McPartlin
RESOLVED, that the residents of the 1900 block of Riverbank (between Dix & Hazel) be granted permission to have a block party on Saturday, August 9, 2008 from 9 a.m. until 9 p.m. under the following conditions:

1. That the street be barricaded at each end and closed to vehicular traffic.
2. That the party be over by 9:00 P.M. or dusk, whichever comes first, and the street be reopened to traffic.

Per the recommendation of the Police Department.
Motion unanimously carried.

CITIZENS COMMUNICATIONS

ORAL REPORTS OF THE MAYOR AND COUNCIL

CITY MANAGER REPORT

There being no further business, the meeting adjourned at 9:17 p.m.

FRANK VASLO, MAYOR

DONNA BREEDING, CITY CLERK