

**REGULAR MEETING**

The meeting was called to order at 8:00 p.m., Mayor Steven M. Brown presiding

Pledge of Allegiance to the Flag

Invocation by Rev. Pat Bossio, Sr. of Faith Christian Assembly

PRESENT: Councilpersons Valerie Brady, Mario DiSanto, Michael Higgins, Mark Kandes,  
Thomas Murphy and Frank Vaslo

ALSO PRESENT: City Attorney Ed Zelenak and City Clerk Donna Breeding

Mayor's Remarks

City Manager's Report

**RESOLUTION 05-400 Minutes**

By Councilwoman Brady, supported by Councilman Higgins

RESOLVED, that the minutes of the Regular Meeting held under the date of  
September 26, 2005 be approved as recorded.

Motion carried.

ABSTAIN: Councilpersons DiSanto and Kandes

**RESOLUTION 05-401 Accounts & Claims Payable**

By Councilman Vaslo, supported by Council President Kandes

RESOLVED, that the Accounts & Claims Payable as presented by the Director of Finance to the  
Mayor & Council be approved as follows:

Warrant Report: \$1,102,787.86

Motion unanimously carried.

Councilman DiSanto, "Abstain from Check #19078".

**RESOLUTION 05-402 Budget Adjustment/Assessor**

By Councilman Higgins, supported by Councilman Vaslo

RESOLVED, that the Director of Finance be and is hereby authorized to make the following  
Fiscal Year 2005/2006 budget adjustments to the City Assessor's Revenues and Expenditure line  
items as follows:

<u>DESCRIPTION</u>	<u>ACCOUNT NUMBER</u>	<u>CURRENT BUDGET</u>	<u>PROPOSED BUDGET</u>
Revenues:			
Late Fees Property Transfers	101202-443	\$3,000.00	\$4,800.00
Expenditures:			
Contractual Services	101202-800	\$7,400.00	\$9,200.00

Motion unanimously carried.

**RESOLUTION 05-403 Joint Management Comm. Rep.**

By Councilwoman Brady, supported by Councilman DiSanto

WHEREAS, effective March 1, 1962, a contract was entered by and between the City of  
Belleville, City of Ecorse, City of Lincoln Park, City of River Rouge, City of Southgate, City of  
Wyandotte, City of Allen Park, City of Taylor, City of Dearborn Heights, City of Romulus, City  
of Riverview, Charter Township of Van Buren and Charter Township of Brownstown, (hereafter  
collectively called "the Municipalities", individually, "the Municipality"), being Cities and  
Townships located in the County of Wayne, Michigan and the County of Wayne, a Charter  
County, (hereafter called "the County") for the purposes of establishing the Downriver Sewage  
Disposal System, (hereafter "the System"), for the treatment and disposal of sanitary sewage  
emanating from the Municipalities, and

WHEREAS, that contract, as amended, provided for the operation of said System by the County,  
which contract has an expiration date of March 1, 2012, and

continued

WHEREAS, the System has undergone a major expansion and renovation as a result of U.S. EPA and Michigan Department of Environmental Quality mandates which were set forth in a Consent Decree dated May 24, 1994 in the matter of *United States of America, et al vs. Wayne County Michigan, et al*, Civil Action No. 87-70992, filed in the U.S. District Court, Eastern District of Michigan, Southern Division, and

WHEREAS, as a result of said Consent Decree, including the amendments thereto, the System has undergone a major renovation and expansion, the parties have issued bonds in the aggregate amount of approximately \$350 million pursuant to a Financing Plan and Final Judgment entered in the above referenced matter on March 14, 1994, and

WHEREAS, as a result of said expansion and renovation, and the resulting issuance of bond obligations, all of which have substantially changed the System from that originally designed or contemplated at the execution of the original contract, the parties desire to properly reflect the rights and obligations of the parties as their interest presently appear, and

WHEREAS, the contract and past practices establish the County as the entity responsible for operating, managing and controlling the System, while the Municipalities are responsible for funding the operation, maintenance, expansion, renovation, rehabilitation and capital improvements to the System, and

WHEREAS, the County and Municipalities wish to adjust this relationship as to management, operation and control of the System, to allow the Municipalities more involvement in the operation, management and control of the System by forming a Joint Management Committee pursuant to the terms and conditions set forth in the Joint Management Committee Memorandum of Understanding (Exhibit 1), and

WHEREAS, the purpose of the Joint Management Committee Memorandum of Understanding is to set forth the composition, duties and responsibilities of a Joint Management Committee, which Committee was formed on a one year pilot/experimental basis on January 1, 2002, for the management and control of the System, and

WHEREAS, the Municipalities and the County extended the terms of the Memorandum of Understanding for a period of two years, commencing January 1, 2003, upon the terms and conditions set forth in Section III, Paragraph (1) of the Memorandum of Understanding, and

WHEREAS, the Municipalities and the County extended the terms of the Memorandum of Understanding for a period of one year, commencing January 1, 2005, with an option to extend a second year commencing January 1, 2006 provided the option is exercised by the Municipalities and the County no later than 10 days prior to December 31, 2005 and

WHEREAS, the Municipalities and the County desire to exercise their option and extend the term of the Memorandum of Understanding for a period of one year, commencing January 1, 2006.

NOW THEREFORE BE IT RESOLVED THAT, the City of Lincoln Park hereby approves of and authorizes the full and necessary participation in the Joint Management Committee pursuant to terms and conditions set forth in Exhibit 1.

The City hereby designates the Director of Engineer and Public Services, (GARY MEKJIAN) as its JMC representative and Superintendent of DPS, (WILLIAM BOHLEN) as its alternate representative.

Motion unanimously carried.

#### **RESOLUTION 05-404 Water System Master Plan**

By Councilwoman Brady, supported by Councilman DiSanto

RESOLVED, that the Mayor and Council authorize the Director of Public Services and Engineering to proceed with the Water System Master Plan proposal as provided by the City's engineering consultant, Orchard, Hiltz & McCliment, in an amount not to exceed \$75,000, and BE IT FURTHER RESOLVED, that the funds for this project paid for from account number 592.920.983

Motion unanimously carried.

**RESOLUTION 05-405 Change Order #1/2005 Paving Program**

By Councilman DiSanto, supported by Councilman Higgins

WHEREAS, the City of Lincoln Park is desirous to expand the 2005 Street Repaving Project to include Champaign from Fort Street to Ferris Street,

BE IT RESOLVED, that the Mayor and Council authorize the City Manager and the Director of Public Services & Engineering to sign Change Order #1 to the contract for the 2005 Street Repaving Project in an amount not to exceed \$309,223.26. AND

BE IT FURTHER RESOLVED, that the funding for this expenditure be charged to the 2005 Road Millage fund, account number 450.000.818 in the 2005-06 Fiscal Budget.

Motion carried.

NAY: Councilman Murphy

CITIZENS COMMUNICATIONS

ORAL REPORTS OF THE MAYOR AND COUNCIL

There being no further business, the meeting adjourned at 9:26 p.m.

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STEVEN M. BROWN, MAYOR

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DONNA BREEDING, CITY CLERK

