

REGULAR MEETING

The meeting was called to order at 8:00 p.m., Mayor Pro Tem Michael S. Higgins presiding

Pledge of Allegiance to the Flag

Invocation by Rev. Jim James of Dix United Methodist Church

PRESENT: Councilpersons Mario DiSanto, Mark Kandes, Thomas McPartlin, Thomas Murphy,
Frank Vaslo and Mayor Steven M. Brown *entered meeting at 8:07 p.m.

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

Mayor's Remarks

RESOLUTION 07-252 Minutes

By Councilman DiSanto, supported by Councilman Kandes

RESOLVED, that the minutes of the Regular Meeting held under the date of July 16, 2007 be approved as recorded.

Motion unanimously carried.

RESOLUTION 07-253 Accounts & Claims Payable

By Councilman Kandes, supported by Councilman DiSanto

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

Warrant Report: \$388,653.01

Motion unanimously carried

Mayor Brown entered meeting at 8:07 p.m.

RESOLUTION 07-254 Vacate Easement/Marshall Ave.

By Councilman Vaslo, supported by Councilman McPartlin

WHEREAS, Ms. Anita Tang, owner of the properties identified as 26160 and 26180 Outer Drive, Lincoln Park, Michigan, requests that the City of Lincoln Park relinquish its interests in public utility easements retained after the rights-of way of Marshall Ave. and a public alley (recorded in liber 23366, page 912 and liber 15330, page409, Wayne County Records, respectively), were vacated.

WHEREAS, the City neither owns nor operates any public utility within said easements and realizes no practical benefit from the retaining of said easements.

BE IT RESOLVED, that easements previously retained over the vacated portion of Marshall Ave and the vacated portion of the alley as further described in the documents (attached) identified as "Plan of Description - Sketch" (Exhibit "A") and "Plan of Description – Legal" (Exhibit B), as prepared by Urban Engineering Co., dated 7-03-2007, be abandoned, discontinued and extinguished. (Exhibit A & B inserted in minute book).

Motion unanimously carried.

RESOLUTION 07-255 Purchase Tax Reverted Properties

By Councilman Kandes, supported by Councilman Murphy

WHEREAS, the Wayne County Treasurer has foreclosed upon several properties within the City of Lincoln Park, pursuant to Michigan Public Act 123 of 1999, MCL 211.78 et. Seq., as amended, due to unpaid 2004 and/or prior year's delinquent taxes.

WHEREAS, The City may purchase said property for the minimum bid as established by the Wayne County Treasurer.

continued

BE IT RESOLVED, That the Mayor and City Council employ the City's right to purchase the following properties:

1359 Ferris I.D. # 45-002-05-0101-300

2908 Fort I.D. # 45-013-04-0066-000

1775 Buckingham I.D. # 45-015-01-0410-000

1085 Kings I.D. # 45-019-01-1101-000

4071 Lafayette I.D. # 45-021-07-0025-000

and direct the administration to submit a request to purchase the aforementioned properties to the Wayne County Treasurer for the minimum bid. Funds to come from Account #101-923-975.

Motion carried.

NAYS: Councilpersons DiSanto and Higgins

RESOLUTION 07-256 Intergovernmental Coop Legislation

By Councilman Murphy, supported by Councilman Vaslo

WHEREAS, Governor Jennifer Granholm and many legislators have called on local governments to consolidate services and create cost savings for local taxpayers; and

WHEREAS, the greatest expenditures for local units of government are in personnel expenses; and

WHEREAS, local governments and officials seek efficiencies in government on a regular basis in order to save taxpayer dollars; and

WHEREAS, it is prudent for communities to consolidate in order to save dollars and create efficiencies; and

WHEREAS, consolidations involve disparities of compensation in existing contracts that provide for salary, benefits, health care, pensions, etc. that usually need to be on the same level as a practical matter when discussing the agreements with the local employee unions; and

WHEREAS, the Urban Cooperation Act (PA 7 of 1967), Intergovernmental Transfer of Functions and Powers Act (PA 8 of 1967), Emergency Services to Municipalities Act (PA 57 of 1988), and Metropolitan Councils Act (PA 292 of 1989) contain language which acts as a disincentive for consolidation of services; and

WHEREAS, language within the acts provide that transferred employees performing under contracts for consolidated service shall be in no worse position with respect to wage and benefits than prior to the transfer; and

WHEREAS, elimination of this language would result in more consolidation and collaboration with taxpayer savings since new contracts can effectively be collectively bargained; and

WHEREAS, elimination of this language will not affect current contracts (which are protected in the act), but will allow for more productive immediate negotiations upon consolidation; and

WHEREAS, these changes are found in SB 550 and 551; and

WHEREAS, these changes were in the original version of HB 4266 and HB 4246, but were amended out of the bills when passed by the House of Representatives, and

WHEREAS, these acts, in conjunction with PA 312 of 1969, discourage fire and police consolidation and any local savings to taxpayers because control of the bargaining process is taken out of the hands of the locals and given to an independent arbitrator who is restricted by the language prohibiting employees from being harmed in the consolidation acts.

THEREFORE BE IT RESOLVED that the City of Lincoln Park requests that the Legislature and Governor approve SB 550 and 551, the original versions of HB 4266 and 4246, or any other legislation that amends the Urban Cooperation Act (PA 7 of 1967), Intergovernmental Transfer of Functions and Powers Act (PA 8 of 1967), Emergency Services to Municipalities Act (PA 57 of 1988), and Metropolitan Councils Act (PA 292 of 1989) to remove the language that prevents employees from being harmed so that new contracts can be negotiated with a result of savings to taxpayers and communities; and to allow communities to create new contracts through collective bargaining after consolidation; and to save taxpayer dollars and create local government efficiencies.

Motion unanimously carried.

RESOLUTION 07-257 Block Party/1100 Block of White

By Councilman McPartlin, supported by Councilman Murphy

RESOLVED, that the residents of the 1100 Block of White (between Electric & McKinley) be granted permission to have a block party on **Saturday, August 11th, 2007** 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.

RESOLUTION 07-258 Block Party/1900 Block of Riverbank

By Councilman DiSanto, supported by Councilman McPartlin

RESOLVED, that the residents of the 1900 Block of Riverbank (between Alley West of Dix and Hazel) be granted permission to have a block party on **Saturday, August 11th, 2007** 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

There being no further business, the meeting adjourned at 8:43 p.m.

STEVEN M. BROWN, MAYOR

DONNA BREEDING, CITY CLERK

3.

Lincoln Park, Michigan
July 23, 2007

STUDY SESSION

Called to order at 8:45 p.m., Mayor Brown presiding.

PRESENT: DiSanto, Higgins, Kandes, McPartlin, Murphy and Vaslo

ALSO PRESENT: Manager Duchane and Clerk Breeding

Item Discussed:

- Police & Fire and Municipal Employees Pre-funded Health Care transfer to MERS
- Continuous street flooding- 600 Block of Moran

Study Session concluded at 9:49 pm

Donna Breeding
City Clerk