

**REGULAR MEETING**

The meeting was called to order at 8:04 p.m., Mayor Steven M. Brown presiding.

Pledge of Allegiance to the Flag

Invocation by Rev. John Peck of Bethel Assembly of God

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

**RESOLUTION 05-282 Minutes**

By Councilman DiSanto, supported by Councilman Higgins

RESOLVED, that the minutes of the Regular Meeting held under the date of July 5, 2005 be approved as recorded.

Motion carried.

ABSTAIN: Mayor Brown

**RESOLUTION 05-283 Appt. Cable Comm.**

By Councilman Vaslo, supported by Councilman Higgins

RESOLVED, that Matthew Werling be appointed to the Cable Commission with a term to expire January 1, 2008.

Motion unanimously carried.

**RESOLUTION 05-284 Appt. Cable Comm.**

By Councilwoman Brady, supported by Councilman DiSanto

RESOLVED, that Jayson Hall be appointed to the Cable Commission to fill the un-expired term ending 1/1/07.

Motion unanimously carried.

**RESOLUTION 05-285 Accounts & Claims Payable**

By Council President Kandes, supported by Councilman DiSanto

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

Warrant Report: \$1,126,542.34

Motion unanimously carried.

**RESOLUTION 05-286 Sidewalk Replacement Criteria**

By Councilwoman Brady, supported by Councilman Vaslo

**WHEREAS**, the city Department of Public Services recommends the adoption of the following sidewalk replacement evaluation criteria:

- 1) Trip hazards exceeding three quarters (3/4) of an inch.
- 2) Cross slopes exceeding a half-inch (1/2) per foot from the inside edge towards the outside edge (the outside edge being the edge of sidewalk nearest the street line).
- 3) Individual slabs that are broken into more than three pieces.
- 4) Significant surface deterioration from spalling or pitting over 33% of an individual slab.
- 5) Holes in excess of three quarters (3/4) of one inch in depth or width.
- 6) If any section of the sidewalk is tilted from the outside edge toward the inside edge (the outside edge being the edge of sidewalk nearest the street line).
- 7) Any section or sections where water is ponding will be removed.
- 8) Milling will not be permitted if at any point the trip hazard exceeds 3/4"

AND

**continued**

**BE IT RESOLVED**, that the Mayor and Council authorize DPS to commence sidewalk evaluations utilizing this criteria immediately for the 2005 sidewalk replacement program.

By Councilwoman Brady, supported by Councilman Murphy

RESOLVED, that the original motion be amended by removing item #2 from the sidewalk criteria.

YEAS: Councilpersons Brady, DiSanto, Higgins, Murphy

NAYS: Councilperson Kandes, Vaslo and Mayor Brown

By Council President Kandes, supported by Councilwoman Brady

RESOLVED, that item 2 in the original resolution be reinstated to read: Cross slopes exceeding a 1" per foot from the inside edge towards the outside edge (the outside edge being the edge of sidewalk nearest the street line).

YEAS: Councilpersons Brady, DiSanto, Higgins, Kandes, Vaslo and Mayor Brown

NAY: Councilperson Murphy

**ROLL CALL VOTE ON THE ORIGINAL RESOLUTION AS AMENDED**

YEAS: Councilpersons Brady, DiSanto, Higgins, Kandes, Vaslo and Mayor Brown

NAY: Councilperson Murphy

**RESOLUTION 05-287 Participation Res. Rehab Loans**

By Councilman Vaslo, supported by Council President Kandes

RESOLVED, that the following citizens be approved for participation in the CDBG Residential Rehabilitation Program, for a loan not to exceed \$15,000.00.

**#1230DL Nicole Kuhn – 671 Cleveland**

**New windows, cement work, kitchen updates**

**#1231DL Ann Marie Sheedy – 4151 Hubbard**

**New windows, update flooring**

BE IT FURTHER RESOLVED; that William D. Hatley, Director of Community Planning and Development is hereby authorized and directed to process these applications in accordance with the Policy and Procedures Guidelines previously approved. Funds to come from 30<sup>th</sup> Program Year CDBG Budget Account Number 24930 720R.

Motion unanimously carried.

**RESOLUTION 05-288 Ratify Contract/Crossing Guards**

By Councilman DiSanto, supported by Council President Kandes

WHEREAS, the AFSCME, Local 628 B (Crossing Guards) have entered into negotiations with the City concerning matters involving wages, hours and conditions of employment; and

WHEREAS, an amicable settlement of the contract issues has been arrived at; and

WHEREAS, the settlement is well within the guidelines that the City has established for all bargaining unit employees.

THEREFORE, BE IT RESOLVED, that the agreement appears to be in the best interest of the City and therefore Council hereby ratifies the aforesaid agreement.

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are hereby authorized to execute the contract documents.

Motion carried.

NAY: Councilman Murphy

**RESOLUTION 05-289 Oppose International Border Crossing**

By Councilman Higgins, supported by Councilman DiSanto

WHEREAS, the Federal Government of the United States of America and the Canadian National Government have formed a Bi-National Partnership; and,

WHEREAS, the Bi-National partnership has determined the need for a new international border crossing in the Detroit River Region; and,

WHEREAS, the Michigan Department of Transportation is beginning the Environmental Impact Statement phase of work on the Detroit River International Crossing; and,

WHEREAS, the Michigan Department of Transportation is actively considering Two or more Crossing Corridors with a specific site impacts in the Moran, Southfield neighborhoods in Lincoln Park; and,

WHEREAS, the Michigan Department of Transportation has requested feedback on this matter; and,

WHEREAS, the City of Lincoln Park has the following concerns regarding a Detroit River International Crossing in the Downriver Area:

1. Locating a new bridge in the Downriver Area would have the following significant adverse impacts on Downriver communities:

**continued**

- a. The distance between the interstate highway system (I-75) and the River is greatest in the Downriver Area (approximately five miles) and would therefore require large volumes of truck and automobile traffic on local streets or require the construction of a new trunkline through a number of densely populated communities.
- b. A bridge and associated roadway improvements would create additional traffic congestion in a region that currently suffers from said problems and would present a serious hazard to all residents in the City of Lincoln Park and other Downriver communities.
- c. Significant improvements would be required to local streets that have narrow rights-of way, numerous businesses, closely spaced driveways and numerous local street intersections, and which are not well designed to carry large volumes of through traffic.
- d. Surrounding land uses include local businesses and large residential neighborhoods that would be negatively impacted by obstructing views, increasing traffic and noise, and would result in falling property values.
- e. A bridge and associated roadway improvements would require the displacement of numerous residents and local businesses at a time when Michigan should be encouraging retention of businesses.
- f. A bridge in the Downriver Area would change the current established travel patterns in the region and would have secondary impacts by changing long planned and established land use patterns in the Downriver Area.
- g. A new crossing in the Downriver Area and associated roadway improvements would have secondary impacts of encouraging intensification of land uses in the Downriver Area and could divert economic activity and redevelopment potential away from the City of Detroit.
- h. There would be secondary impacts of development in the area, which would include removal of natural woodlands and vegetation, increased stormwater runoff that would be polluted by construction sediment, and runoff from roads.
- i. The Governor has issued an executive order that all roadway projects incorporate context sensitive design and a significant bridge and major roadway improvement in the Downriver Area would be out of scale and incompatible with the historic and natural character of these communities.

BE IT THEREFORE RESOLVED that the Mayor and City Council requests that an environmental impact statement be prepared that fully assesses the primary and secondary impacts of the proposed bridge on the social, economic, and natural environment, and that public hearings be conducted on such environmental impact statement prior to any Record of Decision being filed by the Michigan Department of Transportation or other applicable agency: and, BE IT FURTHER RESOLVED that the Mayor and City Council hereby vehemently opposes the construction of a Detroit River International Bridge Crossing at Southfield, Moran, or any other Corridor Crossings incorporating the residential neighborhoods due to the negative social, economic, environmental, and interrelated impacts imposed on the residents of Lincoln Park specifically, and on the residents of the adjacent Downriver Communities, in general.  
Motion unanimously carried.

**RESOLUTION 05-290 Refer Proposed Ordinance/Illegal dumping**

By Councilman Murphy, supported by Councilwoman Brady  
RESOLVED, that the proposed ordinances regarding illegal dumping and rewards for the reporting of the illegal dumping, be referred to the City Attorney for formal presentation and adoption. City Attorney's report & recommendation back to the Mayor & Council within 30 days.

Motion unanimously carried.

CITIZENS COMMUNICATIONS

ORAL REPORTS OF THE MAYOR AND COUNCIL

Mayor Brown excused himself at 9:35 p.m.

Councilwoman Brady excused herself at 9:41 p.m.

There being no further business, the meeting adjourned at 9:55 p.m.

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STEVEN M. BROWN, MAYOR

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DONNA BREEDING, CITY CLERK

