

## 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 Reverend Ray Shelton of Friendship Baptist Church

PRESENT: Councilpersons Mario DiSanto, Michael Higgins, Thomas McPartlin, Thomas Murphy and Frank Vaslo

ABSENT: Councilperson Mark Kandes

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

Mayor's Remarks

### **RESOLUTION 06-44 Minutes**

By Council President Higgins, supported by Councilman DiSanto

RESOLVED, that the minutes of the Regular Meeting held under the date of February 6, 2006 be approved as recorded.

Motion unanimously carried.

By Councilman DiSanto, supported by Council President Higgins, that the minutes of the Public Hearing held February 6, 2006 regarding the Proposed Five-Year Parks & Recreation Master Plan be approved as printed.

PROCLAMATION to the Jolly Bunch Senior Club – 30<sup>th</sup> Anniversary

### **RESOLUTION 06-45 Open Bids/Banking Services**

By Councilman Murphy, supported by Councilman DiSanto

RESOLVED, that the City Clerk be authorized to open bid proposals received marked "BANKING SERVICES"

Motion unanimously carried.

### **RESOLUTION 06-46 Refer above bids**

By Councilman Murphy, supported by Councilman DiSanto

RESOLVED, that the bid proposals received marked "BANKING SERVICES" be referred to the Treasurer, Finance Director and City Manager for tabulation and recommendation.

Motion unanimously carried.

### **RESOLUTION 06-47 Continue Public Hearing/1374 Fort Park**

By Councilman DiSanto, supported by Councilman McPartlin

RESOLVED, that the Public Hearing set for February 13, 2006 at 8:00 p.m., regarding the demolition of 1374 Fort Park, be continued for a period of 60 days (April 17, 2006). The property agent has complied with the ordered Dangerous Building inspection, and has made progress on removing safety hazards.

Motion unanimously carried.

### **RESOLUTION 06-48 Approve Sale of Property/Outer Dr.**

By Councilman Vaslo, supported by Council President Higgins

RESOLVED, that upon the recommendation of the City Property Committee the offer to purchase vacant property on Outer Drive, four parcels known as Tax Parcel ID Numbers 45-001-03-0090-000; 45-001-03-0089-001; 45-001-03-0084-000 and 45-001-04-0251-000, to Mr. Herb Worthy for the sum of \$45,000.00 is hereby accepted, subject to a 90 day due diligence period, and the Mayor and City Clerk are hereby authorized to execute the necessary documents to accomplish said transfer of ownership.

Motion unanimously carried.

**RESOLUTION 06-49 Authorize Preparation/Master Plan**

By Councilman Vaslo, supported by Councilman McPartlin

**RESOLVED**, that McKenna Associates is hereby retained to provide planning services on the revision of the *Comprehensive Development Master Plan* at a cost of \$30,000 plus an estimated \$2,500 in documented reimbursable costs, said services to be provided over the next nine to twelve month period of time and the Mayor and City Clerk are authorized to execute said contract on behalf of the City.

Funds to come from the following sources: Lincoln Park EDC providing \$5,000, Lincoln Park DDA providing \$5,000, City General Revenue Account Number 101923 810C  
Motion unanimously carried.

**RESOLUTION 06-50 Proposed Ord. Amend/Chapter 666.01**

By Councilman Murphy, supported by Councilman DiSanto

**RESOLVED**, that an Ordinance to amend the Codified Ordinances of the City of Lincoln Park by adding a new Subsection (34) to Chapter 666.01 **Peace Disturbances**, be given its first and second reading:

**THE CITY OF LINCOLN PARK ORDAINS**

That the Municipal Code of the City of Lincoln Park be amended by adding a new subparagraph (34) to Section .01 of Chapter 666 **PEACE DISTURBANCES**, to read as follows:

CHAPTER 666.01 (34) Urinate or defecate on any street, sidewalk or in any public area of a public carrier, public building or place of public assemblage.

Motion unanimously carried.

**RESOLUTION 06-51 Proposed Ord. Amend./Chapter 291**

By Councilman Vaslo, supported by Councilman DiSanto

**RESOLVED**, that an ordinance to amend the Codified Ordinances of the City of Lincoln Park by adding a new Chapter 291, **REMOVAL FROM BOARDS AND COMMISSIONS**, be given its first and second reading:

**THE CITY OF LINCOLN PARK ORDAINS**

That the Municipal Code of the City of Lincoln Park be amended by adding a new Chapter 291 entitled **REMOVAL FROM BOARDS AND COMMISSIONS**, to read as follows:

**CHAPTER 291. REMOVAL FROM BOARDS AND COMMISSIONS.**

291.01 In addition to existing statutory and Charter provisions governing the removal of a member from a city board or commission, an individual appointee may be removed for "**just cause**".

**291.02 "Just cause"** shall be defined for the purpose of this Chapter as including, but not limited to the following:

- (a) Failure to qualify within 10 days after his/her appointment as prescribed by Charter or Code.
- (b) Failure to perform duties of his/her office for a period of ninety (90) days, death, resignation, moves from the City, conviction of a felony by a court of competent jurisdiction, misconduct in office, or is judicially declared to be incompetent.

**291.03 Prima Facie Evidence of Just Cause; Resignation**

In accordance with this definition, when it appears that a board or commission member meets any of the above qualifying circumstances, notice shall be sent to the board or commission member with a resignation form to be executed by said appointee indicating concurrence with said removal for just cause.

If this resignation is not returned to the city in ten (10) days, the City Council shall terminate the appointment for cause and declare a vacancy at a regular City Council meeting. A replacement appointment shall be made as soon as practicable.

Motion unanimously carried.

**RESOLUTION 06-52 Transfer Liquor License to 912 Dix**

By Councilman Murphy, supported by Council President Higgins

**RESOLVED**, that Mayor and Council approve the request from Jose G. T. Longoria and Leticia Longoria to transfer ownership of 2005 Class C licensed business, located in escrow at 9411 Telegraph, Taylor, MI 48180, Wayne County, from Las Huastecas Mexican Restaurant, Inc.; and transfer location (governmental unit) (MCL 436.1531(1) to 912 Dix, Lincoln Park, MI 48146, Wayne County.

Motion unanimously carried.

**RESOLUTION 06-53 Solicit Bids/Fire Hydrants/CDBG**

By Councilman McPartlin, supported by Councilman Murphy

RESOLVED, That William Hatley, Director of Community Planning & Development is hereby authorized to solicit sealed bids for the purchase of Detroit Breakaway Fire Hydrants based upon the written specifications of the City DPS to be used in the designated CDBG areas of the community. Funds to come from CDBG Program Year Budget Account Number 24930-75512 and 24931-75512 "Fire Hydrant Replacement"

Motion unanimously carried.

**RESOLUTION 06-54 Set Special Meeting/Ballot Proposals**

By Councilman DiSanto, supported by Council President Higgins

RESOLVED, that a Special Meeting of the Mayor and Council be scheduled for February 21, 2006 at 6:30 p.m. in the John A. Aloisi Council Chambers at City Hall, 1355 Southfield Rd., Lincoln Park, to discuss potential ballot proposals, and

BE IT FURTHER RESOLVED, that the City Attorney be directed to prepare alternative language on said ballot proposals.

Motion unanimously carried.

CITIZENS COMMUNICATIONS

ORAL REPORTS OF THE MAYOR AND COUNCIL

There being no further business, the meeting adjourned at 9:13 p.m.

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**STEVEN M. BROWN, MAYOR**

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**DONNA BREEDING, CITY CLERK**