

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. Dan Russell of First Baptist Church.

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 04-288 Minutes

By Councilman Murphy, supported by Council President Kandes.

RESOLVED, that the minutes of the Regular Meeting held under the date of June 1, 2004 be approved as recorded.

Motion unanimously carried.

(NOTE: A Closed Meeting was held 6-1-04 at 7 pm re: Labor Negotiations.)

RESOLUTION 04-289 Appt. M. Besasparis/Sr. Citizen Comm.

By Councilwoman Brady, supported by Councilman Higgins.

RESOLVED, that Mary Ann Besasparis of 1455 Washington, Lincoln Park, Michigan, be appointed to the Lincoln Park Senior Citizen Commission to fill the vacant position for a term to expire May 1, 2007.

Motion unanimously carried.

RESOLUTION 04-290 Appt. Z. Hanket/Sr. Citizen Comm.

By Councilman Higgins, supported by Councilman DiSanto.

RESOLVED, that Zanada Hanket of 1637 Cleveland, Lincoln Park, Michigan, be appointed to the Lincoln Park Senior Citizen Commission to fill the vacant position for the term to expire May 1, 2007.

Motion unanimously carried.

PRESENTATION Certificates of Appreciation to Boy Scouts, from Troop 1380, Stephen J. Mixter for his renovation of the Memorial Park Rose Garden and Jerry Murray for his renovation of the Veterans Memorial Wall.

RESOLUTION 04-291 Reconsideration of Vote/FAILED

By Councilman Murphy, supported by Councilwoman Brady.

WHEREAS, Councilpersons Thomas Murphy and Valerie Brady have filed the necessary paperwork requesting RECONSIDERATION on Resolution #04-286, as adopted at the Regular Council Meeting of June 1, 2004.

THEREFORE BE IT RESOLVED, that the request to Reconsider the adoption of the Proposed Budget for FY '04-'05 be APPROVED.

YEAS: Councilman Murphy.

NAYS: Councilpersons Brady, DiSanto, Higgins, Kandes, Vaslo, and Mayor Brown.

Public Hearing re: Dangerous Buildings at 1478 College, 1857 Hanford, 989 Kings, 1423 Pagel, and 851 Park.

CALLED TO ORDER

1478 College – Garage only PUBLIC COMMENT No party of interest in attendance.

1857 Hanford – PUBLIC COMMENT Owner of record will demolish garage himself.

989 Kings – PUBLIC COMMENT Owner of record appeared.

1423 Pagel – PUBLIC COMMENT Home Cummings Financial representative appeared.
851 Park – PUBLIC COMMENT No party of interest in attendance.

RECONVENE Regular Meeting.

Public Hearing regarding the Dangerous Building located at 1478 College (garage only) continued for a period of 28 days to secure proper notice.

RESOLUTION 04-292 Order to Demolish/1857 Hanford Garage Only

By Council President Kandes, supported by Councilman Higgins.

WHEREAS, the Dangerous Building and Code Appeals Board issued an order to **demolish** the structure located at **1857 Hanford (garage only)**, said order being issued subsequent to a hearing of the facts pertaining to this matter and identified as **CASE # 04-04**, which was held on **February 25, 2004** in accordance with Section 1444.04 of the Codified Ordinances of the City of Lincoln Park; and

WHEREAS, the Dangerous Building and Code Appeals Board has filed a report of it’s findings and a copy of it’s order with this Council and with each party having a recorded interest in the subject property; and

WHEREAS, the City Council has established the date of **June 7, 2004**, the date for a hearing to review the findings and order of said Board, the owner or party of interest having been given the opportunity to show cause why said structure should not be demolished, and the Council having duly held such hearing. **The owner of record has appeared and has no objections. Said owner will demolish the garage himself.**

NOW, THEREFORE BE IT RESOLVED, that said order of the Dangerous Building and Code Appeals Board to demolish and remove the structure located at **1857 Hanford (garage only)**, Lincoln Park MI, is hereby approved by the Council of the City of Lincoln Park; and

BE IT FURTHER RESOLVED, that the Superintendent of Public Works is hereby directed to comply with the order of the Board as approved by Council after 20 days from the date of this resolution; and BE IT FURTHER RESOLVED, that the Superintendent of Public Works shall determine the date of demolition and shall notify each party of interest as required by Section 1444.10 of the Codified Ordinances; and

BE IT FURTHER RESOLVED, that the cost of the demolition shall be assessed against the real property on which said structure is located, such costs shall be reported to the City Assessor who shall place said lien.

Motion unanimously carried.

RESOLUTION 04-293 Order to Demolish/989 Kings Hwy.

By Council President Kandes, supported by Councilman Higgins.

WHEREAS, the Dangerous Building and Code Appeals Board issued an order to **demolish** the structure located at **989 Kings Hwy**, said order being issued subsequent to a hearing of the facts pertaining to this matter and identified as **CASE # 04-05**, which was held on **February 25, 2004** in accordance with Section 1444.04 of the Codified Ordinances of the City of Lincoln Park; and

WHEREAS, the Dangerous Building and Code Appeals Board has filed a report of it’s findings and a copy of it’s order with this Council and with each party having a recorded interest in the subject property; and

WHEREAS, the City Council has established the date of **June 7, 2004**, the date for a hearing to review the findings and order of said Board, the owner or party of interest having been given the opportunity to show cause why said structure should not be demolished, and the Council having duly held such hearing.

NOW, THEREFORE BE IT RESOLVED, that said order of the Dangerous Building and Code Appeals Board to demolish and remove the structure located at **989 Kings Hwy**, Lincoln Park MI, is hereby approved by the Council of the City of Lincoln Park; and

BE IT FURTHER RESOLVED, that the Superintendent of Public Works is hereby directed to comply with the order of the Board as approved by Council after 20 days from the date of this resolution; and BE IT FURTHER RESOLVED, that the Superintendent of Public Works shall determine the date of demolition and shall notify each party of interest as required by Section 1444.10 of the Codified Ordinances; and

BE IT FURTHER RESOLVED, that the cost of the demolition shall be assessed against the real property on which said structure is located, such costs shall be reported to the City Assessor who shall place said lien.

Motion unanimously carried.

RESOLUTION 04-294 Order to Demolish/1423 Pagel

By Councilman Higgins, supported by Council President Kandes.

WHEREAS, the Dangerous Building and Code Appeals Board issued an order to **demolish** the structure located at **1423 Pagel**, said order being issued subsequent to a hearing of the facts pertaining to this matter and identified as **CASE # 04-07**, which was held on **February 25, 2004** in accordance with Section 1444.04 of the Codified Ordinances of the City of Lincoln Park; and

Continued

WHEREAS, the Dangerous Building and Code Appeals Board has filed a report of it’s findings and a copy of it’s order with this Council and with each party having a recorded interest in the subject property; and

WHEREAS, the City Council has established the date of **June 7, 2004**, the date for a hearing to review the findings and order of said Board, the owner or party of interest having been given the opportunity to show cause why said structure should not be demolished, and the Council having duly held such hearing. NOW, THEREFORE BE IT RESOLVED, that said order of the Dangerous Building and Code Appeals Board to demolish and remove the structure located at **1423 Pagel**, Lincoln Park MI, is hereby approved by the Council of the City of Lincoln Park; and

BE IT FURTHER RESOLVED, that the Superintendent of Public Works is hereby directed to comply with the order of the Board as approved by Council after 20 days from the date of this resolution; and BE IT FURTHER RESOLVED, that the Superintendent of Public Works shall determine the date of demolition and shall notify each party of interest as required by Section 1444.10 of the Codified Ordinances; and

BE IT FURTHER RESOLVED, that the cost of the demolition shall be assessed against the real property on which said structure is located, such costs shall be reported to the City Assessor who shall place said lien.

Motion unanimously carried.

RESOLUTION 04-295 Order to Demolish/851 Park

By Council President Kandes, supported by Councilman Higgins.

WHEREAS, the Dangerous Building and Code Appeals Board issued an order to **demolish** the structure located at **851 Park**, said order being issued subsequent to a hearing of the facts pertaining to this matter and identified as **CASE # 04-08**, which was held on **February 25, 2004** in accordance with Section 1444.04 of the Codified Ordinances of the City of Lincoln Park; and

WHEREAS, the Dangerous Building and Code Appeals Board has filed a report of it’s findings and a copy of it’s order with this Council and with each party having a recorded interest in the subject property; and

WHEREAS, the City Council has established the date of **June 7, 2004**, the date for a hearing to review the findings and order of said Board, the owner or party of interest having been given the opportunity to show cause why said structure should not be demolished, and the Council having duly held such hearing. NOW, THEREFORE BE IT RESOLVED, that said order of the Dangerous Building and Code Appeals Board to demolish and remove the structure located at **851 Park**, Lincoln Park MI, is hereby approved by the Council of the City of Lincoln Park; and

BE IT FURTHER RESOLVED, that the Superintendent of Public Works is hereby directed to comply with the order of the Board as approved by Council after 20 days from the date of this resolution; and BE IT FURTHER RESOLVED, that the Superintendent of Public Works shall determine the date of demolition and shall notify each party of interest as required by Section 1444.10 of the Codified Ordinances; and

BE IT FURTHER RESOLVED, that the cost of the demolition shall be assessed against the real property on which said structure is located, such costs shall be reported to the City Assessor who shall place said lien.

Motion unanimously carried.

RESOLUTION 04-296 Execute MDOT Contract

By Councilwoman Brady, supported by Councilman DiSanto.

RESOLVED, that the Mayor and City Clerk are hereby authorized to sign the MDOT Contract No. 04-5205 for reconstruction along Highway M-39 from Lafayette Blvd. to Porter Avenue.

BE IT FURTHER RESOLVED, that the City of Lincoln Park’s portion will be **\$48,300** to be taken from **Account #202-451-818S, State Contracts**.

Motion unanimously carried.

RESOLUTION 04-297 Refer Firework Ordinance/City Attorney

By Councilman Murphy, supported by Councilwoman Brady.

RESOLVED, that the request to amend the Lincoln Park Municipal Code, CHAPTER 1610 Section F2701.0 regarding Michigan legal fireworks, be referred to the City Attorney for preparation of the ordinance amendment.

Motion unanimously carried.

RESOLUTION 04-298 Extend Contract/Weed Control Program

By Councilwoman Brady, supported by Councilman Higgins.
RESOLVED, that the bid process be waived for the Weed Control Program for city-owned properties and the **contract with Weed Eraser be extended by one year**, at the same rates. FURTHER BE IT RESOLVED, that the funds for the municipal areas, streets and walks be drawn from Account Number 101-445-818, in the amount of \$7,950.00, and the parks weed control be drawn from Account Number 101-704-935P, in the amount of \$2,480.00.
Motion unanimously carried.

RESOLUTION 04-299 Change Req. #3/City Parking Lot Repl.

By Councilwoman Brady, supported by Councilman DiSanto.
RESOLVED, that the Mayor and Council approve Change Request Number Three for the “City Parking Lot Replacement Project”. This change request approves the additional costs associated with various field changes and extra work completed on the project.
BE IT FURTHER RESOLVED, that the costs associated with the change request, \$59,579.26, will be funded by the following city accounts:

101 263 931 PL (Parking Lot)	\$ 905.00
101 720 965 P (Capital Improvement Parking Lot)	\$ 1,951.25
101 445 818 D (Dumping – U.R. Contract)	\$ 3,652.40
420 720 782 P (Capital Improvement Fund)	\$53,070.61

BE IT FURTHER RESOLVED, that the Mayor and Council authorize the DPS Superintendent to sign the official change order on behalf of the City.
Motion unanimously carried.

RESOLUTION 04-300 Appr Block Party/500 Block of Mill

By Councilman Vaslo, supported by Councilman Murphy.
RESOLVED, that the residents of the 500 Block of Mill (between Applewood & Elliott) be granted permission to have a block party on **Saturday, July 3, 2004 from 11:00 a.m. until 9:00 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 open to traffic.

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

RESOLUTION 04-301 Authorize Cruisin’ Downriver Permits

By Councilman Murphy, supported by Councilman Higgins.
RESOLVED, that Special Event Permits be approved for the “Cruisin’ Downriver Event” to be held in the City of Lincoln Park on June 26, 2004 for the following participants:
#3 Maui Wowi
#4 Clowns of Color – Kids Corner
Motion unanimously carried.

CITIZENS COMMUNICATIONS

ORAL REPORTS OF THE MAYOR AND COUNCIL

There being no further business, the meeting adjourned at 10:37 p.m.

STEVEN M. BROWN, MAYOR

DONNA BREEDING, CITY CLERK