

Lincoln Park, Michigan
August 29, 2005

REGULAR MEETING

The meeting was called to order at 8:00 p.m., Mayor Pro Tem Mark Kandes presiding.

Pledge of Allegiance to the Flag

Invocation by Father Gerard Cupple of St. Henry's Church..

PRESENT: Councilpersons Valerie Brady, Mario DiSanto, Michael Higgins, Thomas Murphy and Frank Vaslo. Mayor Brown entered the meeting at 8:07 p.m.

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

Mayor's remarks

RESOLUTION 05-354 Minutes

By Councilman Higgins, supported by Councilman DiSanto

RESOLVED, that the minutes of the Regular Meeting held under the date of August 22, 2005 be approved as recorded.

Motion unanimously carried.

Better Home Awards presented to the Herzog Family of 1265 LeJeune and the Richmond Family of 934 Progress

RESOLUTION 05-355 Open Bid/2005 Paving Program

By Councilwoman Brady, supported by Councilman Murphy

RESOLVED, that the City Clerk be authorized to open bid proposals received marked "2005 Lincoln Park Paving Program".

Motion unanimously carried.

RESOLUTION 05-356 Refer Above Bids

By Councilwoman Brady, supported by Councilman DiSanto

RESOLVED, that the bid proposals received marked "2005 Lincoln Park Paving Program" be referred to the Director of Public Services and & Engineering, and Superintendent of Public Works for tabulation and recommendation.

Motion unanimously carried.

RESOLUTION 05-353A Adopt Ord./Chap. 281-Cultural Comm.

By Councilman Higgins, supported by Councilman Vaslo

RESOLVED, that "AN ORDINANCE TO AMEND THE CODIFIED ORDINANCES OF THE CITY OF LINCOLN PARK BY ADDING A NEW CHAPTER 281, ENTITLED CULTURAL COMMISSION", be given its third and final reading by TITLE ONLY and Adopted.

Motion unanimously carried

ADOPTED: Aug. 29, 2005

PUBLISHED: Sep. 7, 2005

EFFECTIVE: Sep. 7, 2005

RESOLUTION 05-357 GELC Letter of Understanding

By Councilwoman Brady, supported by Councilman DiSanto
WHEREAS, the appointed position of Superintendent of Utilities & Support Services has become vacant; and
WHEREAS, it has been found that it is in the best interest of the City to establish 2 Public Service Divisional Supervisor positions in lieu of filling the Superintendent of Utilities & Support Services position; and
WHEREAS, said positions would be best suited to be placed in the Governmental Employees Labor Council (GELC); and
WHEREAS, a memorandum of understanding has been reached between the Union and the City; 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 memorandum of understanding appears to be in the best interest of the City and therefore Council hereby ratifies the aforesaid agreement.
BE IT FURTHER RESOLVED, that the City Manager is hereby authorized to execute the agreement.
Motion unanimously carried.

RESOLUTION 05-358 Tetra-Tech Engineer Contract

By Councilman Vaslo, supported by Council President Kandes
RESOLVED, that the Mayor and City council for the City of Lincoln Park, authorize the Mayor and Clerk to execute and sign contracts with Tetra-Tech, Inc. for general engineering services for the 2005/2006 and 2006/2007 fiscal years, with the third year as an option.
Motion unanimously carried.

RESOLUTION 05-359 Media Relations Policy

By Councilwoman Brady, supported by Councilman Murphy
WHEREAS, it is in the best interests of the City that a media relations policy be implemented, and
WHEREAS, the purpose of this policy is to set forth the guidelines under which media relations will be administered, allowing for consistency and accuracy in communications.
NOW, THEREFORE BE IT RESOLVED, that the **Media Relations Policy** be adopted in its entirety.
Motion carried.
NAYS: Councilpersons Kandes, Vaslo, and Mayor Brown

RESOLUTION 05-360 Approve Block Party/1400 Progress

By Councilwoman Brady, supported by Councilman DiSanto
RESOLVED, that the residents of the 1400 Block of Progress (between Fort Park & Lafayette) be granted permission to have a block party on **Saturday, September 10, 2005** from 12:00 p.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 05-361 Approve Block Party/3000 Electric

By Councilman Higgins, supported by Councilman DiSanto
RESOLVED, that the residents of the 3000 Block of Electric (between Mayflower & Capitol) be granted permission to have a block party on **Saturday, September 10, 2005** from 12:00 p.m. until 9:00 p.m. under the following conditions:
2. 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 05-362 Street Maint. & Infrastructure Commission

By Councilwoman Brady, supported by Councilman DiSanto

WHEREAS, the Mayor and City Council have initiated the development of financing plan for the renewal of the voter approved millage for street improvements, and

WHEREAS, in 2005, new methods and considerations were applied to the street programs in addition to new funding from federal sources, and

WHEREAS, recommendations of professionals in support of the Mayor and City Council advise that a new vision taking into account complete infrastructure needs including street surfaces, Right of Way areas, water sewer and storm sewer systems be applied, this suggests that all methods and practices be further studied and new recommendations be made to address City needs.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council direct that an ordinance creating a Street Maintenance and Infrastructure Advisory Commission be written and submitted to the Mayor and City Council for adoption at the next regular City Council meeting.

Motion carried.

NAYS: Councilpersons Kandes, Vaslo, and Mayor Brown

RESOLUTION 05-363 Attend Training/IT Specialist

By Councilman Vaslo, supported by Council President Kandes

RESOLVED, that Mayor and Council authorize Gene Perrow, IT Specialist, to attend the MUNIS User Conference in Nashville, Tennessee on September 11, 2005 through September 14, 2005. The cost of the conference is \$700.00 for the registration, approximately \$375 for lodging, approximately \$175 for airfare, and approximately \$70.00 for meal expenses. Funds to come from account number 664915 960. An expense report will be completed upon return from this conference.

Motion unanimously carried.

RESOLUTION 05-364 Attend MAPERS/P & F

By Council President Kandes, supported by Councilman DiSanto

WHEREAS, the Board of Trustees is subject to Public Act 314 of 1965, as amended, which imposes a fiduciary responsibility and a prudent expert standard upon the members of the Board, and

WHEREAS, said statute and applicable case law imposes personal liability upon individual trustees for any breach of fiduciary responsibility, and

WHEREAS, the Michigan Association of Public Employee Retirement Systems is holding its Fall Conference, at Grand Traverse Resort, Acme, Michigan, September 23 through September 27, 2005, at which many issues applicable to the continued sound administration of the Retirement System will be discussed and information provided by the various professionals participating in the conference and involved in public pension trust fund administration, and

WHEREAS, the Board of Trustees is of the opinion that attendance at said educational conference is in the best interests of the Retirement System, its members, beneficiaries and employer-sponsor,

THEREFORE, BE IT RESOLVED, that the Mayor and City Council concur with the Police and Fire Retirement system Board of Trustees to send any trustee who so desires to attend the Michigan Association of Public Employee Retirement systems Fall Conference 2005, at no cost to the General Fund. All expenses are to be paid from investment earnings of the Retirement System.

Motion unanimously carried.

CONTINUED

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RESOLUTION 05-365 Attend Training/CSO

By Councilman Murphy, supported by Councilman DiSanto

RESOLVED, that Mayor and Council authorize Community Service Officer Gregory Mitchell to attend an "In-Service Training Program" sponsored by the Michigan Association of Animal Control Officers (MAACO) to be held in Lansing, Michigan on Tuesday, September 27, 2005, through Thursday, September 29, 2005. The approximate cost of this training session is \$313.00. This includes \$170.00 for the Full Conference Fee and \$143.00 for the lodging expenses for two nights. Officer Mitchell will submit an expense report, with receipts, upon his return from the training. Funds to come from the Police Department's Training School Account 101.305.960. A Department vehicle will be used.

Motion unanimously carried.

CITIZENS COMMUNICATIONS

ORAL REPORTS OF THE MAYOR AND COUNCIL

There being no further business, the meeting adjourned at 10:20 p.m.

STEVEN M. BROWN, MAYOR

DONNA BREEDING, CITY CLERK