

REGULAR MEETING

The meeting was called to order at 8:05 p.m., Mayor Steven M. Brown presiding.

Pledge of Allegiance to the Flag

Moment of silence

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

ALSO PRESENT: City Attorney Ed Zelenak and Deputy Clerk Janice S. Hochberg

Mayor's remarks

RESOLUTION 06-15 Minutes

By Councilman DiSanto, supported by Council President Higgins

RESOLVED, that the minutes of the Regular Meeting held under the date of January 17, 2006 be approved as recorded.

Motion unanimously carried.

By Councilman DiSanto, supported by Councilman McPartlin, that the minutes of the Special Meeting held 1-17-06 at 7:05 p.m. regarding the Audit Presentation be approved as printed.

RESOLUTION 06-16 Accounts & Claims Payable

By Councilman DiSanto, supported by Council President Higgins

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

Warrant Report: \$424,010.51

withholding Check #20591.

Motion unanimously carried.

RESOLUTION 06-17 Open Bids/Brochures

By Councilman Murphy, supported by Councilman McPartlin

RESOLVED, that the City Clerk be authorized to open bid proposals received marked "BROCHURES -2006".

Motion unanimously carried.

RESOLUTION 06-18 Referral of above bids

By Council President Higgins, supported by Councilman Kandes

RESOLVED, that the bid proposals received marked "BROCHURES -2006" be referred to the Purchasing Specialist, Director of Parks & Recreation, and Finance Director for tabulation and recommendation.

Motion unanimously carried.

RESOLUTION 06-19 Sell Real Property/Beatrice & Outer Dr.

By Councilman McPartlin, supported by Council President Higgins

RESOLVED, that upon the recommendation of the City Property Committee the offer to purchase a small remnant piece of unbuildable real property located adjacent to 2116 Beatrice Street in Detroit, Michigan, Parcel ID number 45002990001000, to Mr. & Mrs. Ernest Monroe for the sum of \$300.00 is hereby accepted and the Mayor and City Clerk are hereby authorized to execute the necessary documents to accomplish said transfer of ownership.

Motion unanimously carried.

RESOLUTION 06-20 Auth. to Sign MDOT Permits

By Councilman Kandes, supported by Councilman Vaslo

WHEREAS, the City of Lincoln Park, hereinafter referred to as the "GOVERNMENTAL BODY" from time to time makes applications to the Michigan Department of Transportation, hereinafter referred to as the "DEPARTMENT" for permits, hereinafter referred to as "PERMIT", to construct operate, use and/or maintain utility or other facilities, or to conduct other activities on, over and under State trunkline right of ways at various locations within and adjacent to its corporate limits,

continued

NOW, THEREFORE, in consideration of the DEPARTMENT granting such PERMIT, the GOVERNMENTAL BODY agrees that:

1. It will faithfully fulfill all permit requirements and will indemnify, save harmless, represent and defend the State of Michigan, Michigan Transportation Commission, the DEPARTMENT, and all officers, agents, and employees thereof and those governmental bodies performing permit activities for the DEPARTMENT and all officers, agents and employees thereof, pursuant to a maintenance contract for any and all claims of every kind for injuries to, or death of any and all persons and, or loss of, or damage to property, and environmental damage or degradation, and from attorney's fees and related costs arising out of, or by reason of the presence of the GOVERNMENTAL BODY'S facilities and/or its installation, construction, operation, maintenance, or other activities which are being performed under the terms of the PERMIT on, over and/or under the State trunkline right of way, except claims resulting from the sole negligence or willful acts or omissions of said DEPARTMENT, its officers, agents, employees and contracting governmental bodies and officers, agents, and employees thereof, performing permit activities
2. The DEPARTMENT shall not be subject to any obligations or liabilities by vendors and contractors of the GOVERNMENTAL BODY, or their subcontractors, or any other person not a party to the PERMIT, without its specific prior written consent and notwithstanding the issuance of the PERMIT.
3. It will, by its own volition and/or request by the DEPARTMENT, promptly restore and/or correct physical or operating damages to any State trunkline right of way resulting or arising out of the installation, construction, operation, and/or maintenance of the GOVERNMENTAL BODY'S facilities pursuant to a PERMIT issued by the DEPARTMENT.
4. The incorporation by the DEPARTMENT of this Resolution as part of a PERMIT does not preclude the DEPARTMENT requiring additional performance security or insurance when deemed necessary by the DEPARTMENT.
5. This Resolution shall continue in force from the date hereof until cancelled by the GOVERNMENTAL BODY or the DEPARTMENT with no less than thirty (30) days prior written notice to the other party. It will not be cancelled, or otherwise terminated by the GOVERNMENTAL BODY with regard to any PERMIT which has already been issued or activity which has already been undertaken,

BE IT RESOLVED, that the following position or positions are hereby authorized to make application to the Michigan Department of Transportation for the necessary permit to work within State trunkline rights of way on behalf of the GOVERNMENTAL BODY:

- WILLIAM BOHLEN, SUPERINTENDENT OF DEPT. OF PUBLIC WORKS**
- WILLIAM TURNER, FIELD SUPERVISOR**
- RONALD DEPALMA, FIELD SUPERVISOR**

Motion unanimously carried.

RESOLUTION 06-21 Attend Training/Fire Dept.

By Councilman Murphy, supported by Councilman McPartlin

Resolved, that Lt. James Lees and Lt. Victor Bonora be allowed to attend the Fire Department Instructor's Conference to be held in Indianapolis, Indiana April 24-29, 2006. Costs for registration/conference fees not to exceed \$1260.00, costs for lodging not to exceed \$710.70, costs of meals not to exceed \$600.00, and transportation costs not to exceed \$80.00 as transportation will be provided by a city vehicle. Total costs not to exceed \$2650.70. Funds to come from Fire Account 101-340-960, Training.

Motion unanimously carried.

RESOLUTION 06-22 Solicit bids/Ambulance Service

By Councilman Murphy, supported by Councilman McPartlin

WHEREAS, the current contract for ambulance services has expired, 01/04/06,

BE IT RESOLVED, that the Mayor and Council authorize the Purchasing Agent to advertise and solicit bids for ambulance services for the City of Lincoln Park.

Motion unanimously carried.

CITIZENS COMMUNICATIONS

ORAL REPORTS OF THE MAYOR AND COUNCIL

There being no further business, the meeting adjourned at 8:55 p.m.

STEVEN M. BROWN, MAYOR

JANICE S. HOCHBERG, DEPUTY CLERK