

Lincoln Park, Michigan
January 6, 2014

REGULAR MEETING

The meeting was called to order at 7:30 p.m., Mayor Thomas E. Karnes presiding

Pledge of Allegiance to the Flag

Invocation by Reverend Gary Schippling of Blessed Hope Church

PRESENT: Councilpersons Mario DiSanto, Deborah Henderson, Larry Kelsey, Thomas Murphy and Elliott Zelenak. Councilperson Mark Kandes entered the meeting at 7:35

ALSO PRESENT: City Manager Joseph Merucci, City Attorney Ed Zelenak and Asst. City Clerk Kerry Kehrer

Mayor's remarks

Designate Thomas Murphy as DCC Alternate Representative

Councilman Kandes entered the meeting.

RESOLUTION 2014-01 Approve Consent Agenda

By Councilman Kandes, supported by Councilman Zelenak

RESOLVED, that the following items listed under the consent agenda be approved as presented to the Mayor and City Council:

1. Approval of Minutes:
 - a. Regular Meeting held December 16, 2013
 - b. Special Meeting held December 20, 2013
 - c. Special Meeting held December 27, 2013
2. Appointments:
 - a. Historical Commission (F. Maniaci, K. Maniaci, Turinsky)
 - b. Police & Fire Retirement Commission (Jankowski, Kelsey)

Motion unanimously carried.

ca-1a **RESOLUTION 2014-02 Minutes/Regular Meeting**

RESOLVED, that the minutes of the Regular Meeting held under the date of December 16, 2013 be approved as recorded.

ABSTAINED: Councilwoman Henderson

Approved

ca-1b **RESOLUTION 2014-03 Minutes/Special Meeting**

RESOLVED, that the minutes of the Special Meeting regarding Deficit Reduction Plan & Labor Negotiations held under the date of December 20, 2013 be approved as recorded.

ABSTAINED: Councilman Zelenak

Approved

ca-1c **RESOLUTION 2014-04 Minutes/Special Meeting**

RESOLVED, that the minutes of the Special Meeting regarding Command Officers Association Tentative Agreement held under the date of December 27, 2013 be approved as recorded.

ABSTAINED: Councilpersons Henderson and Murphy

Approved

ca-2a **RESOLUTION 2014-05 Appointment/Hist. Comm/F. Maniaci**

RESOLVED, that Frank Maniaci, 834 Cloverlawn, Lincoln Park, MI, be appointed to the Historical Commission with a term expiring January 6, 2018.

NO: Councilman DiSanto

Approved

ca-2a **RESOLUTION 2014-06 Reappointment/Hist. Comm/K. Maniaci**
RESOLVED, that Karen Maniaci, be reappointed to the Historical Commission with a term expiring May 30, 2017.
Approved

ca-2a **RESOLUTION 2014-07 Reappointment/Hist. Comm/Turinsky**
RESOLVED, that Joseph Turinsky, be reappointed to the Historical Commission with a term expiring May 30, 2017.
Approved

ca-2b **RESOLUTION 2014-08 Reappointment/P&F Ret. Comm/Jankowski**
RESOLVED, that Thomas Jankowski is reappointed to the Police and Fire Retirement Board with a term to expire July 1, 2016.
Approved

ca-2b **RESOLUTION 2014-09 Appointment/P&F Ret. Comm/Kelsey**
RESOLVED, that for the purposes of the City Charter and City Code, the City Council hereby appoints Council Liaison Larry Kelsey as Trustee to the Police and Fire Pension Board and shall be in effect until November 21, 2016. Such appointment complies with the language and the spirit of the Charter by appointing a Council Member as the City has neither a Council Member acting as Chairperson of the Finance Committee nor a Council Member acting as the City Controller.
Approved

RESOLUTION 2014-10 Special Event/McCaffery's/Ice Luge Party

By Councilman Kandes, supported by Councilman Zelenak
RESOLVED, that Special Event Permit #1 be approved for McCaffery's Bar to hold an Ice Luge Fundraiser, to benefit "Mittens for Detroit" at 4210 Fort St., Lincoln Park, Michigan on January 11, 2014 from 10:00 a.m. to 11:00 p.m. under the following conditions:

1. Tent to be inspected by the Fire Department prior to use.
2. Special Event to cease at 11:00 p.m. per Municipal Code 666.04
3. Applicant shall be responsible for clean-up of all debris associated with event from surrounding properties.

Motion unanimously carried.

RESOLUTION 2014-11 Special Event/McCaffery's/St. Patrick's Day

By Councilman Zelenak, supported by Councilman Kelsey
RESOLVED, that Special Event Permit #2 be approved for McCaffery's Bar to hold a St Patrick's Day Fundraiser, to benefit "Project Scissor Gait Foundation" at 4210 Fort St., Lincoln Park, Michigan on March 17, 2014 from 7:00 a.m. to 11:00 p.m. under the following conditions:

1. Tent to be inspected by the Fire Department prior to use.
2. Special Event to cease at 11:00 p.m. per Municipal Code 666.04
3. Applicant shall be responsible for clean-up of all debris associated with event from surrounding properties.
4. All monies owed to the City must be paid in full prior to event.

Motion unanimously carried.

RESOLUTION 2014-12 Attend Training/Police Dept.

By Council President Murphy, supported by Councilman Kelsey
RESOLVED, that Mayor and Council authorize Lieutenant Joseph Lavis, Lieutenant Raymond Watters, and Detective Ryan Hammerle to attend the "Managing the Property & Evidence Room" seminar being offered at Columbus, Ohio Division of Police Training Academy in Columbus, Ohio. The seminar is held January 7, 2014 through January 8, 2014. The total costs for the seminar and lodging is \$1,056.66 (\$825.00/seminar and \$231.66/lodging). Meal expenses will follow the Travel Policy. A Police Department vehicle will be used. Each officer will complete an Expense Report upon return from training. The funds will come from the Police Department's 302 Training Fund -- 101.000.370PT and the Travel Expense Account 101.305.860.
Motion unanimously carried.

Resolution to Award Bid/Police Vehicle Outfitting - PULLED

RESOLUTION 2014-13 Council Liaison Designations - DIED

By Council President Murphy, supported by Councilman DiSanto
RESOLVED, that Mayor and Council hereby reinstate Council Liaisons for all City Departments.
Councilman DiSanto withdrew his support
Council President Murphy withdrew his motion.
Motion DIED

RESOLUTION 2014-14 Employment Agreement/DDA Director

By Councilman Kelsey, supported by Council President Murphy
WHEREAS, On July 1, 2013, the Lincoln Park Downtown Development Authority entered into an Employment Agreement with Madhu Oberoi to act as their Executive Director for a one year term commencing on July 1, 2013 for the sum of \$30,000.00 per year; and
WHEREAS, Pursuant to the Downtown Development Authority Act, Act 197 of the Public Acts of 1975, being MCL. 125.1655, this employment is subject to the approval of the governing body of the municipality.
NOW THEREFORE BE IT RESOLVED, that the Lincoln Park City Council hereby approves the Employment Agreement between the Lincoln Park Downtown Development Authority and Madhu Oberoi.
Motion carried.
NO: Council President Murphy

RESOLUTION 2014-15 Water Billing Review

By Council President Murphy, supported by Councilman DiSanto
RESOLVED, that the City Manager be instructed to research the records for all water billings in the period of April, May and June of 2013, where these billings carried over into July of 2013.
BE IT FURTHER RESOLVED, that the City Manager be instructed to issue the appropriate credit to each water customer where the new, higher, July 2013 rate was assessed in error.

Motion by Mayor Karnes, supported by Councilman Kelsey
RESOLVED that the above resolution be amended to read:
RESOLVED, that the City Manager be instructed to research the records for all water billings in the period of April, May and June of 2013, where these billings carried over into July of 2013.
BE IT FURTHER RESOLVED, that the City Manager be instructed to issue a report of his findings to the Mayor and Council for review.
NO: Councilpersons DiSanto, Kandes and Murphy
Roll call vote on amended resolution
Motion carried.
NO: Councilman Kandes and Mayor Karnes

RESOLUTION 2014-16 Limited English Proficiency Plan

By Councilman DiSanto, supported by Councilman Kelsey
WHEREAS, in accordance with Title VI non-discrimination laws in regard to providing appropriate access to services and activities provided by federal agencies and recipients of federal assistance, the Limited English Proficiency Plan was drafted to define how the City of Lincoln Park will accommodate persons with Limited English Proficiency, and
WHEREAS, individuals who do not speak English well and who have a limited ability to read, write, speak, or understand English are entitled to language assistance under Title VI of the Civil Rights Act of 1964 with respect to a particular type of service, benefit, or encounter.
NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council approve and adopt the Limited English Proficiency Plan for the City of Lincoln Park.
NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Mayor and City Clerk are authorized to sign any required documents.
Motion unanimously carried.

RESOLUTION 2014-17 Appoint Title VI Coordinator

By Councilman Kelsey, supported by Councilman Zelenak
RESOLVED, that the Mayor and City Council appoint Jennifer Richardson as the Title VI Coordinator for the City of Lincoln Park.
Motion unanimously carried.

RESOLUTION 2014-18 Accounts & Claims Payable

By Councilman DiSanto, supported by Councilman Kelsey
RESOLVED, that the Accounts & Claims Payable as presented by the Finance Director to the Mayor & Council be approved as follows:
Warrant Report: \$562,446.68
Motion unanimously carried.

RESOLUTION 2014-19 Set Special Meeting/Labor Negotiations

By Councilman Kandes, supported by Council President Murphy
RESOLVED, that a Special Meeting of the Mayor & Council be scheduled for Tuesday, January 21, 2014 at 6:45 p.m. in the John A. Aloisi Council Chambers, 1355 Southfield Rd. regarding labor negotiations.
Motion unanimously carried.

CITY MANAGER'S REPORT

CITIZENS COMMUNICATIONS

ORAL REPORTS OF THE MAYOR AND COUNCIL

RESOLUTION 2014-20 Adjournment

By Council President Murphy, supported by Councilman Kandes
RESOLVED, that the meeting be adjourned at 9:18 p.m.
Motion unanimously carried.

THOMAS E. KARNES, MAYOR

KERRY KEHRER, ASST. CITY CLERK