

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 John Peck of Bethel Assembly of God

PRESENT: Councilpersons Chris Dardzinski, Mario DiSanto, Larry Kelsey, and Elliott Zelenak

ABSENT: Councilpersons Mark Kandes, and Thomas Murphy

ALSO PRESENT: City Manager Matt Coppler, City Attorney Ed Zelenak, and Asst. City Clerk Kerry Kehrer

Mayor's remarks

Mayoral Re-appointment of Donald McTaggart to the Housing Commission. Term to expire December 31, 2020

RESOLUTION 2016-08 Approve Consent Agenda

By Councilman Kelsey, supported by Councilman Dardzinski

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

1. Approve Minutes – Regular Meeting held January 4, 2016

Motion unanimously carried.

ca-1

RESOLUTION 2016-09 Minutes/Regular Meeting

RESOLVED, that the minutes of the Regular Meeting held under the date of January 4, 2016 be approved as recorded.

(NOTE: Study Session held under the date of January 4, 2016 at 6:30 p.m. regarding the Review Committee Report)

Approved

RESOLUTION 2016-10 Adopt Revised User Fee Schedule

By Councilman Dardzinski, supported by Councilman Kelsey

WHEREAS, Section 209.01 of the City of Lincoln Park Codified Codes states, "Council may, by Resolution, from time to time, adopt service, fee, license, permit, application and user fee charges for its agencies and departments, said charges to be paid forthwith by the individual or business against whom or which said charges are assessed."; and

WHEREAS, certain changes and additions to the schedule of fees need to be made to correctly reflect costs of services and operations of the City of Lincoln Park.

THEREFORE, BE IT RESOLVED, the Lincoln Park Mayor and Council does hereby adopt the Schedule of User Fees, excluding Parks and Recreation fees, for the various departments and agencies of the City of Lincoln Park attached hereto as "Attachment A" (inserted in minute book); and

BE IT FURTHER RESOLVED, that said Schedule of User Fees be implemented and given immediate effect upon the approval of the Lincoln Park Receivership Transition Advisory Board Motion unanimously carried.

RESOLUTION 2016-11 Execute Easement Acquisition

By Councilman Dardzinski, supported by Councilman Kelsey

RESOLVED, that the City of Lincoln Park enter into an Easement Agreement between the Ecorse Brownfield Redevelopment Authority, grantor, and the City of Lincoln Park, grantee, described as:

The Ecorse Brownfield Redevelopment Authority, a Municipal Corporation of the County of Wayne, State of Michigan, party of the first part, offices located 3869 West Jefferson Avenue, Ecorse, Michigan, 48229 and the City Lincoln Park, a Municipal Corporation of the County of Wayne, State of Michigan, party of the second part, offices located at 1355 Southfield Road, Lincoln Park, Michigan 48146.

continued

WITNESSETH: that the said parties of the first part, for and in consideration of the sum of One Dollar and other valuable consideration to them in hand paid by the said party of the second part, the receipt whereof is hereby confessed and acknowledged, do, by these presents, grant unto the said party of the second part, its successors, and assigns, an easement for the purpose of a fenced ENGRESS & EGRESS to the Lincoln Park Retention Basin therefore in, unto, and upon that certain piece or parcel of land situated in the City of Ecorse, County of Wayne, State of Michigan, to wit:

LEGAL DESCRIPTION

LAND IN THE CITY OF ECORSE, WAYNE COUNTY, MICHIGAN, DESCRIBED AS: PART OF RIVER HEIGHTS SUBDIVISION, AS RECORDED IN LIBER 30 OF PLATS, PAGE 17, WAYNE COUNTY RECORDS, AND ALSO PART OF THE UNPLATTED LANDS LYING EAST OF SAID PLAT AND NORTH OF LOT 6, LINCOLN PARK ASSESSORS PLAT NO. 1, AS RECORDED IN LIBER 63 OF PLATS, PAGE 65, WAYNE COUNTY RECORDS AND MORE PARTICULARLY DESCRIBED AS BEGINNING AT THE SOUTHEAST CORNER OF SAID RIVER HEIGHTS SUBDIVISION NOTED AS CORNER "D", SAID POINT ALSO NOTED AS CORNER "D" ON SAID LINCOLN PARK ASSESSORS PLAT NO. 1; THENCE N57°57'30"W 64.11 FEET ALONG THE SOUTH LINE OF SAID RIVER HEIGHTS SUBDIVISION AND NORTH LINE OF SAID LOT 6, LINCOLN PARK ASSESSORS PLAT NO. 1; THENCE N70°47'30"E 319.69 FEET; THENCE S87°22'51"E 107.58 FEET; THENCE N70°47'30"E 336.42 FEET; THENCE S18°23'29"E 11.45 FEET TO THE NORTH LINE OF SAID LOT 6; THENCE 25.74 FEET ALONG SAID NORTH LINE AND A 228.18 FOOT-RADIUS, NON-TANGENTIAL CURVE TO THE LEFT WITH A CHORD BEARING S74°01'24"W 25.73 FEET; THENCE CONTINUING ALONG SAID NORTH LINE S70°47'30"W 690.00 FEET TO THE POINT OF BEGINNING, CONTAINING 0.49 OF AN ACRE, MORE OR LESS AND BEING SUBJECT TO ANY AND ALL EASEMENTS AND RESTRICTIONS OF RECORD OR OTHERWISE.

SEE ATTACHED EASEMENT EXHIBIT "A" DRAWING

PROVIDED: that the granting of the above easement does not vest in the party of the second part authority to use any portion of the said property for purposes other than herein designated.

Provided, also, that this easement shall continue for such period of time as the said party of the second part, their successors, and assigns, shall maintain said water lines to provide service to the local community. Any area disturbed will be restored as near as possible to original order.

BE IT FURTHER RESOLVED, that the above resolution be implemented and given immediate effect upon the approval of the Lincoln Park Transition Advisory Board

Motion unanimously carried.

RESOLUTION 2016-12 Prop. Ord. Amend/2015 Fire Code

By Mayor Karnes, supported by Councilman Dardzinski

RESOLVED, that "AN ORDINANCE TO AMEND THE MUNICIPAL CODE OF THE CITY OF LINCOLN PARK BY REPEALING CHAPTER 1610 2003 INTERNATIONAL FIRE CODE AND REPLACING IT WITH A NEW CHAPTER ENTITLED 2015 INTERNATIONAL FIRE CODE AND 2015 NATIONAL FIRE PROTECTION ASSOCIATION 101 LIFE SAFETY CODE", be given its first and second reading by TITLE ONLY.

Motion unanimously carried.

RESOLUTION 2016-13 Prop. Ord. Amend/Zoning Part 12-Title 6

By Mayor Karnes, supported by Councilman DiSanto

RESOLVED, that "An Ordinance amending Part Twelve of the Codified Ordinances for the City of Lincoln Park by incorporating an amendment to Title Six, Zoning, Chapter 1260, §1260.08, Definitions, Chapter 1276, §1276.03, NBD Uses Permitted after Special Approval, Chapter 1278, §1278.03, MBD Uses Permitted after Special Approval, Chapter 1282, §1282.03 RBD Uses Permitted after Special Approval Uses Permitted after Special Approval, Chapter 1284, §1284.03 LID Uses Permitted after Special Approval, Chapter 1286, §1286.03 GID Uses Permitted after Special Approval, Chapter 1294, to insert new §1294.40, and Chapter 1296, §1296.02, Site Design Standards for Uses Permitted after Special Approval, to provide standards, procedures and regulations for donation bins, pawn shops and secondhand stores", be given its first and second reading by TITLE ONLY.

Motion unanimously carried.

RESOLUTION 2016-14 Prop. Charter Amend/Renew P & F Millage

By Councilman Dardzinski, supported by Councilman Kelsey
RESOLVED, that notice is hereby given that a proposed Charter Amendment, regarding a Millage Renewal be submitted to the electors of the City of Lincoln Park at a Special Election to be held on Tuesday, August 2, 2016.

FURTHER BE IT RESOLVED, that said notice states how both the Charter presently reads and the proposed Charter Amendment language.

NOTICE OF PROPOSED CHARTER AMENDMENT NO. 1
CHAPTER VII SECTION 5
RENEWAL POLICE AND FIRE MILLAGE

THE BALLOT QUESTION IS AS FOLLOWS:

Shall the city of Lincoln Park be authorized to continue to levy 3.4591 mill in excess of the limitation imposed by law, restoring a portion of the Charter Millage authorization previously approved by the electors, since reduced by the Headlee Amendment, solely for Police and Fire purposes, for three (3) additional years (2017 through 2019)? If approved the millage renewal would generate approximately \$1,795,005 in 2017.

Shall the proposed Charter Amendment millage renewal be approved?

YES NO

NOW THEREFORE BE IT RESOLVED, by A 3/5 vote of the City Council of Lincoln Park, that Section 5 of Charter VII of the City Charter be amended; the City has determined that if this Amendment is approved, it will become effective pursuant to MCLA 117.241 when filed with the County Clerk and the Secretary of State.

CHAPTER VII SECTION 5 OF CITY CHARTER

EXISTING CHARTER:

Authorize a tax of not to exceed 3.4591 mills for three (3) years, 2014 through 2017, solely for police and fire purposes.

PROPOSED CHARTER AMENDMENT:

Authorize a Renewal of the Millage not to exceed 3.4591 mills for three (3) years, 2017 through 2019, solely for police and fire purposes.

Motion unanimously carried.

ABSENT: Councilpersons Kandes and Murphy

CITY MANAGER REPORT

DEPARTMENT HEAD REPORT – DDA/EDC Director

CITIZEN COMMUNICATIONS

ORAL REPORTS OF THE MAYOR AND COUNCIL

RESOLUTION 2016-15 Adjournment

By Councilman Dardzinski, supported by Councilman DiSanto

RESOLVED, that the meeting be adjourned at 8:50 p.m.

Motion unanimously carried.

THOMAS E. KARNES, MAYOR

KERRY KEHRER, ASST. CITY CLERK