

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 Rick Jewett of Deerfield Methodist Church

PRESENT: Councilpersons Chris Dardzinski, Mario DiSanto, Mark Kandes, Larry Kelsey,  
Thomas Murphy and Elliott Zelenak

ALSO PRESENT: City Manager Matt Coppler, City Attorney Ed Zelenak, and City Clerk Donna  
Breeding

Mayor's remarks

Presentation given by the Senior Alliance

Certificate of Appreciation given to the City for the renovation of the Band Shell from the  
Downriver Delta Community Development Corp.

**RESOLUTION 2016-62 Approve Consent Agenda**

By Council President Murphy, supported by Councilman Dardzinski

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

1. Approve Minutes - Regular Meeting held March 7, 2016
2. Reappointment/Historical Commission
3. Appointment/Historical Commission

Motion unanimously carried.

ca-1 **RESOLUTION 2016-63 Minutes/Regular Meeting**

RESOLVED, that the minutes of the Regular Meeting held under the date of March 7, 2016 be  
approved as recorded.

(Note: Study Session held March 7, 2016 at 6:30 p.m. regarding Proposed Ordinance  
Amendments on Dog Tethering & Sanitary Sewer Maintenance)

Approved

ca-2 **RESOLUTION 2016-64 Reappointment/Historical Commissioners**

RESOLVED, that the following Commissioners serving on the Historical Commission be and are  
hereby reappointed:

James Goodell term to expire 5-1-2020

Sherry Huntington term to expire 5-1-2020

BE IT FURTHER RESOLVED, that said appointment be implemented and given immediate  
effect upon the approval of the Lincoln Park Receivership Transition Advisory Board.

Approved

ca-3 **RESOLUTION 2016-65 Appointment/Historical Commission**

RESOLVED, that Donald Chenier, 1339 Electric, Lincoln Park, MI 48146 is appointed to the  
Historical Commission to fill the unexpired term of Frank Maniaci. Term to expire 1-6-2018.

BE IT FURTHER RESOLVED, that said appointment be implemented and given immediate  
effect upon the approval of the Lincoln Park Receivership Transition Advisory Board.

Approved

**RESOLUTION 2016-66 Accept FDCVT Public Safety Grant**

By Council President Murphy, supported by Councilman Dardzinski

WHEREAS, the State of Michigan Department of Treasury has given preliminary notice of its intent to award a Financially Distressed Cities, Villages, and Townships (FDCVT) grant in the amount of up to \$21,000 toward reimbursement of expenditures required to implement the Public Safety Equipment Needs Project, and

WHEREAS, the State of Michigan requires each municipality's governing body to adopt a resolution authorizing participation in the proposed project prior to finalizing the award of grants from the State of Michigan's FDCVT grant program, and

WHEREAS, the City of Lincoln Park acknowledges that it:

1. Has filed its annual financial report (F65) or audit per the Uniform Budgeting and Accounting Act or the Uniform System of Accounting Act,
2. Has filed its financial plan (deficit elimination plan) per the Glenn Steil State Revenue Sharing Act, as applicable,
3. Is not delinquent in making payments that are due on loans issued pursuant to the Emergency Municipal Loan Act, and
4. Does not have a payment due and owing to the state

And thus is eligible to participate in a FDCVT grant funded project;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council hereby authorize participation in the Public Safety Equipment Needs Project and on behalf of the City of Lincoln Park authorizes Mayor Thomas E. Karnes to provide this resolution indicating its approval to the State of Michigan, and to submit and execute documents requested by the State of Michigan relating to the FDCVT requirements.

FURTHER BE IT RESOLVED, that approval for the State of Michigan Public Safety Equipment Needs Project be granted subject to authorization by the RTAB.

Motion unanimously carried.

**RESOLUTION 2016-67 Prop. Amend./Chapter 610.16/Dog Tethering**

By Council President Murphy, supported by Councilman Kandes

RESOLVED, that "AN ORDINANCE TO AMEND THE MUNICIPAL CODE OF THE CITY OF LINCOLN PARK BY ADDING A NEW SECTION .16 TO CHAPTER 610 ENTITLED TETHERING OF DOGS", be given its first and second reading.

THE CITY OF LINCOLN PARK ORDAINS:

That Chapter 610 of the Codified Ordinance be and is hereby amended by adding a new section .16 of Chapter 610 TETHERING OF DOGS.

Motion carried.

NO: Councilman DiSanto

**RESOLUTION 2016-68 Prop. Amend./Chapter 610.99/Penalty**

By Councilman Kelsey, supported by Councilman Dardzinski

RESOLVED, that "AN ORDINANCE TO AMEND THE MUNICIPAL CODE OF THE CITY OF LINCOLN PARK BY REPEALING SECTION .99(a) OF CHAPTER 610 AND REPLACING IT WITH A NEW SECTION .99(a) ENTITLED PENALTY", be given its first and second reading .

THE CITY OF LINCOLN PARK ORDAINS:

That the Codified Ordinances be amended by repealing and replacing Section .99 of Chapter 610 PENALTY.

Motion carried.

NO: Councilman DiSanto

**RESOLUTION 2016-69 Prop. Amend./Chap 1044.06/Sewer Maint.**

By Councilman Kelsey, supported by Councilman Dardzinski

RESOLVED, that "AN ORDINANCE TO AMEND THE MUNICIPAL CODE OF THE CITY OF LINCOLN PARK BY ADDING A NEW SECTION .06 TO NEW CHAPTER 1044 ENTITLED "RESPONSIBILITY FOR MAINTENANCE OF SANITARY SEWERS", be given its first & second reading by TITLE ONLY.

THE CITY OF LINCOLN PARK ORDAINS:

That the Codified Ordinances be amended by adding a new Section .06 to Chapter 1044 entitled "Responsibility for Maintenance of Sanitary Sewers"

Motion carried.

NO: Councilman DiSanto

**RESOLUTION 2016-70 Monthly Assessment/DUWA**

By Councilman Kandes, supported by Councilman DiSanto

RESOLVED, that approval is granted to the Finance Director to remit to the Downriver Utility Wastewater Authority, an amount which is equal to one percent (1%) of the monthly base flow sewage disposal charges that are paid to Wayne County. Such amount reflects an assessment from the Downriver Utility Wastewater Authority to all member entities to defray the cost of professional services rendered to the Authority by providers selected and contracted for through the Authority. The assessment will commence with the January 2016 County charges and continue until such time as the Downriver Utility Wastewater Authority board determines the charge is no longer necessary.

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 2016-71 Adopt Post Emp. Health Plan/Nationwide**

By Councilman Dardzinski, supported by Councilman Kelsey

WHEREAS, a Post Employment Health Plan for Public Employees has been established for eligible public employees, pursuant to section 501C(9) of the Internal Revenue code permitting such plans, and

WHEREAS, the Plan may be funded with Employer contributions, mandatory Eligible Employee contributions or combination of both on behalf of the eligible employees in a manner permitted under the Plan, and

WHEREAS, under the PEHP program, Nationwide Retirement Solutions(NRS), Inc. will provide administrative services in exchange for a fee as agreed upon by the Employer and NRS which are charged against the Eligible Employees' and Participants' Account balances, and

WHEREAS, the City of Lincoln Park has determined the contributions through the applicable collective bargaining agreements.

NOW, THEREFORE BE IT RESOLVED, that the City of Lincoln Park hereby adopts this PEHP program on behalf of the eligible employees of the Employer, and the officers and employees of the Employer are hereby authorized to execute, on behalf of the eligible employees of the Employer, a participation agreement with NRS, authorizing NRS to act as the Administrator of the plan and the agent of the Employer, and other such agreements and contracts as are necessary to implement the program;

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 2016-72 Adopt Retirement Health Savings Plan/ICMA**

By Council President Murphy, supported by Councilman Kelsey

WHEREAS, the City of Lincoln Park has employees rendering valuable services, and

WHEREAS, the establishment of a retiree health savings plan for such employees serves the interests of the City of Lincoln Park by enabling it to provide reasonable security regarding such employees' health needs during retirement, by providing increased flexibility in its personnel management system, and by assisting in the attraction and retention of competent personnel, and

WHEREAS, the City of Lincoln Park has determined that the establishment of the retiree health savings plan (the "Plan") serves the above objectives.

NOW, THEREFORE BE IT RESOLVED, that the City of Lincoln Park hereby adopts the Plan in the form of the ICMA Retirement Corporation's VantageCare Retirement Health Savings program for the Lincoln Park Police Officers Association of Michigan, Lincoln Park Police Command Officers Association and the International Association of Firefighters, and

BE IT FURTHER RESOLVED, that the assets of the Plan shall be held in trust, with the City of Lincoln Park serving as trustee, for the exclusive benefit of Plan participants and their beneficiaries, and the assets of the Plan shall not be diverted to any other purpose prior to the satisfaction of all liabilities of the Plan. The City of Lincoln Park has executed the Declaration of Trust of the City of Lincoln Park Integral Part Trust in the form of the model trust made available by the ICMA Retirement Corporation.

**continued**

BE IT FURTHER RESOLVED, that the Director of Finance and Operations shall be the coordinator and contact for the Plan and shall receive necessary reports, notices, etc.

Definitions:

“Employees” shall exclude part-time employees, elected officials, and members of the boards and commissions. Specific conditions of participation are controlled by the applicable collective bargaining agreement.

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 2016-50A Adopt Ordinance Amendment/Chapter 1480**

By Council President Murphy, supported by Councilman Kandes

RESOLVED, that “AN ORDINANCE TO AMEND THE MUNICIPAL CODE OF THE CITY OF LINCOLN PARK BY REPEALING CHAPTER 1480 INTERNATIONAL PROPERTY MAINTENANCE CODE, 2003 AND REPLACING IT WITH A NEW CHAPTER ENTITLED INTERNATIONAL PROPERTY MAINTENANCE CODE, 2015 ”, be given third and final reading and be ADOPTED.

THE CITY OF LINCOLN PARK ORDAINS:

That the Codified Ordinances of the City of Lincoln Park be amended by repealing and replacing Chapter 1480, by reference. Incorporating certain Amendments as follows:

Effective upon approval of the Receivership Transition Advisory Board and publication in the official newspaper.

Chapter 1480 “International Property Maintenance Code, 2015”

1480.01 2015 EDITION ADOPTED; FILE COPIES.

A certain document, one copy of which are on file in the office of the City Clerk of the City of Lincoln Park, being marked and designated as the International Property Maintenance Code, 2015 edition, as published by the International Code Council, be and is hereby adopted as the Property Maintenance Code of the City of Lincoln Park, in the State of Michigan for regulating and governing the conditions and maintenance of all property, buildings and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use, and the demolition of such existing structures as herein provided; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said Property Maintenance Code on file in the office of the City Clerk of the City of Lincoln Park are hereby referred to, adopted, and made a part hereof, as if fully set out in this chapter, with the additions, insertions, deletions and changes, if any, prescribed in Section 1480.02 of this chapter.

1480.02 AMENDMENTS.

The following sections of the International Property Maintenance Code, as adopted in Section 1480.01, are hereby revised:

Section 101.1 Insert: City of Lincoln Park

Section 103.5 Insert: The fee schedule incorporated herein may be revised from time to time by City Council resolution.

Section 304.14 Insert: From May 1 to September 30

Section 602.3 Insert: From September 1 to June 1

Section 602.4 Insert: From September 1 to June 1

1480.03 CONFLICTING ORDINANCES.

All other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Motion unanimously carried.

**RESOLUTION 2016-73 Attend Training/Police Dept.**

By Councilman DiSanto, supported by Councilman Dardzinski

RESOLVED, that Mayor and Council authorize three narcotics officers to attend the “Marijuana Grow Operations Investigations” training being offered by the Michigan State Police in Lansing, MI on Wednesday, June 1, 2016 to Friday, June 3, 2016. The total cost for the training and lodging is \$336.00. Meals will be subject to the Travel Policy. A Police Department vehicle will be used.

**continued**

BE IT FURTHER RESOLVED, Funds to come from the Police Department’s Narcotic Forfeiture Training Account 265.320.960.

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 2016-74 Design/Solicit Bids for Electric Ave.**

By Councilman Kelsey, supported by Councilman Dardzinski  
RESOLVED, that Hennessey Engineer’s is authorized to prepare design and engineering specifications, as well as bid documents for the Electric Avenue Intersection Project and have authorization to solicit bids, with a cost not to exceed \$26,530.00, funds to come from account #249-042-75519 Streets & Utilities.

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

**RESOLUTION 2016-75 Accounts & Claims Payable (over \$25,000)**

By Councilman Kelsey, supported by Council President Murphy  
RESOLVED, that the Accounts and Claims Payable for those items greater than \$25,000 pursuant to Emergency Manager Order 60 be approved as follows:

District Court #25	March 2016	\$ 30,350.00
Huntington National Bank	Annual Interest &Principal Payment	
	2010 General Obligation Bonds	\$179,959.39
Municipal Employees Retirement System	Feb 2016 ME Defined Benefit	\$261,762.33
RJ & J Enterprises	Stop Box Repairs/Gate Valves/ Water Main Repairs	\$ 30,703.53
RJ & J Enterprises	Storm Water Repairs/Water Main Repairs/ Trucking/Stop Box Repl	\$ 30,945.22
Safebuilt	Feb 2016 Building Dept Services	\$ 44,397.90
Rizzo Environmental	Trash Collection Feb 2016	\$104,010.58
Wayne County	Excess Flow Feb 2016	\$ 69,490.00
City of Wyandotte	Central Dispatch Oct-Dec 15	\$ 72,836.89

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.

CITY MANAGER REPORT

DEPARTMENT HEAD REPORT – CDBG

CITIZEN COMMUNICATIONS

ORAL REPORTS OF THE MAYOR AND COUNCIL

**RESOLUTION 2016-76 Adjournment**

By Councilman Kandes, supported by Councilman Kelsey  
RESOLVED, that the meeting be adjourned at 9:10 p.m.  
Motion unanimously carried.

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THOMAS E. KARNES, MAYOR

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DONNA BREEDING, CITY CLERK