

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, Mark Kandes, Larry Kelsey,
Thomas Murphy and Elliott Zelenak

ALSO PRESENT: City Manager Joseph Merucci, City Attorney Ed Zelenak and City Clerk
Donna Breeding

Mayor's remarks

RESOLUTION 2014-172 Approve Consent Agenda

By Council President Murphy, supported by Councilman DiSanto

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

1. Approve Minutes
 - a. Regular Meeting held April 21, 2014
 - b. Study Session held April 21, 2014 at 6:00 pm re: FY 2014/15 Budget
 - c. Special Meeting held April 23, 2014 at 7:00 pm re: PA 436
 - d. Special Meeting held April 28, 2014 at 7:00 pm re: Manager Interview
2. Authorize "Annual Poppy Sale" VFW
3. Lot Combination/Dix Blvd. Villas Sub
4. Solicit bids/ Trucking Services
5. Approve annual "Second Hand Dealer" licenses
6. Sale of vacant City owned property at 1401 College
7. Solicit RFP's Water & Sewer rate study
8. Prepare bid specifications for water main repair & related repair work
9. Rescind Resolution 2013-459/Command Officers

Motion unanimously carried.

ca-1a **RESOLUTION 2014-173 Minutes/Regular Meeting**

RESOLVED, that the minutes of the Regular Meeting held under the date of April 21, 2014 be
approved as recorded.

Approved

ca-1b **RESOLUTION 2014-174 Minutes/Study Session**

RESOLVED, that the minutes of the Study Session held under the date of April 21, 2014 at 6:00
p.m. regarding Proposed Budget FY2014/15 be accepted as submitted.

Approved

ca-1c **RESOLUTION 2014-175 Minutes/Special Meeting/PA 436/Labor**

RESOLVED, that the minutes of the Special Meeting held under the date of April 23, 2014 at
6:00 p.m. regarding Public Act 436 & Labor Negotiations be approved as recorded.

Approved

ca-1d **RESOLUTION 2014-176 Minutes/Special Meeting/Interview**

RESOLVED, that the minutes of the Special Meeting held under the date of April 28, 2014 at 7:00
p.m. regarding Interview for City Manager position be approved as recorded.

Approved

ca-2 **RESOLUTION 2014-177 Authorize “Annual Poppy Sale” VFW**
RESOLVED, that VFW Post 522, 1125 Fort St., Lincoln Park, be granted permission to solicit on the streets of Lincoln Park for their Annual "Poppy Sale" on May 8-10, 2014. All reporting provisions of the local ordinance to be timely observed.
Approved

ca-3 **RESOLUTION 2014-178 Lot Combination/Dix Blvd. Villas Sub**
BE IT RESOLVED that the lot combination of
Parcel #45-004-03-0303-000
DC303 LOT 303 ALSO S 1/2 ADJ VAC ALLEY DIX BOULEVARD VILLAS SUB PC 59, 51 L49 P42 WCR Parcel
#45-004-03-304-001
DC304A ELY 1/2 OF LOT 304 ALSO S 1/2 ADJ VAC ALLEY DIX BOULEVARD VILLAS SUB PC 59, 51 L49 P42 WCR
BE APPROVED.
Approved

ca-4 **RESOLUTION 2014-179 Solicit bids/ Trucking Services**
RESOLVED, that the City Council authorize the solicitation of bids for trucking services in accordance to the bid specifications prepared by the DPS Director, as submitted.
Approved

ca-5 **RESOLUTION 2014-180 Approval/Second Hand Dealers**
RESOLVED, that renewal of a “2014 Secondhand Dealers License” be approved for the following locations:

Forget Me Not Thrift Store	1093 Fort St.
Old & New Toys & Antiques	1178 Fort St.
Lincoln Park Jewelry & Exchange	1456 Fort St
HB Victor Company	1570 Fort St.
Bargain City Antiques	3274 Fort St.
Celebrity Silver	3819 Fort St.

Per the recommendation of the Police Chief.
Approved

ca-6 **RESOLUTION 2014-181 Sale/Vacant City Property-1401 College**
RESOLVED, that the offer to purchase vacant property located at 1401 College, ID #45-003-09-0118-000 for the sum of \$500 received from Jose Villarreal is hereby accepted on the condition that the parcels are combined at closing.
BE IT FURTHER RESOLVED, that the Mayor and City Clerk are hereby authorized to execute the necessary documents to accomplish said transfer of ownership.
Approved

ca-7 **RESOLUTION 2014-182 Solicit RFP’s Water & Sewer rate study**
RESOLVED, the City Council direct the City Manager to prepare a “Request for Proposals” in order to solicit for a water and sewer rate study.
Approved

ca-8 **RESOLUTION 2014-183 Prepare bid specs/water main repair**
RESOLVED, the City Council direct the City Manager to have bid specifications prepared for water main break repairs, water service repairs, and other water system related repair and maintenance items,
NOW, THEREFORE, BE IT FINALLY RESOLVED, these bid specifications be completed in draft form for Council review at the June 2, 2014 council meeting.
Approved

ca-9 **RESOLUTION 2014-184 Rescind Res. #2013-459/Command Officers**
WHEREAS, on December 27, 2013 Mayor and Council adopted Resolution 2013-459 approving a settlement between the LPPCOA and the City, that settlement agreement was defeated by the bargaining unit members.
THEREFORE, BE IT RESOLVED, that Resolution 2013-459 be and is hereby RESCINDED.
Approved

RESOLUTION 2014-185 Establish Committee/DPS Review

By Council President Murphy, supported by Councilman Kelsey

WHEREAS, the Department of Public Services has received numerous complaints about return phone calls and projects being followed up on, and

WHEREAS, the City Council has received numerous complaints about phone calls not being returned to the residents; and

NOW, THEREFORE, BE IT RESOLVED, a study group will be formed to look into this and other issues that the council may want to look into concerning resident satisfaction with the Department of Public Services.

THEREFORE, BE IT FURTHER RESOLVED, a committee will be formed of one or two Council people, a group of residents and the City Manager to address these issues. The committee will solicit info from citizens as to their complaints that went unresolved with the Department of Public Services. After the committee has the study completed they will report to the whole Council their recommendations as to how to proceed, and

NOW, THEREFORE, BE IT FINALLY RESOLVED, no later than thirty days from the resolution is adopted the committee will have its first meeting. Ninety days from being formed the committee will report its findings and recommended solutions to the Council for further discussion and action.

By Mayor Karnes, supported by Councilman Zelenak

RESOLVED, that the Original Motion be TABLED

YES: Councilpersons Kandes, Zelenak and Mayor Karnes

NO: Councilpersons DiSanto, Henderson, Kelsey and Murphy

MOTION TO TABLE FAILED

By Mayor Karnes, supported by Councilman Zelenak – Motion to Amend

RESOLVED, that the original resolution be held in abeyance for 30 days until the Assistant City Attorney has completed her report on forming the committee and what action shall be taken.

YES: Councilpersons Kandes, Zelenak and Mayor Karnes

NO: Councilpersons DiSanto, Henderson, Kelsey and Murphy

MOTION TO AMEND FAILED

Roll Call Vote on original resolution

Motion carried.

NO: Councilpersons Kandes, Zelenak and Mayor Karnes

RESOLUTION 2014-186 Traffic Control #14-94/U Turn/Garfield

By Council President Murphy, supported by Councilman Zelenak

RESOLVED, that Traffic Control Order #14-94 regarding the placement of No U-Turn signs on eastbound Garfield at Porter be approved. Per the recommendation of the Police Dept.

Motion unanimously carried.

RESOLUTION 2014-187 Set Study Session/Proposed 2014/15 Budget

By Councilman DiSanto, supported by Councilman Kandes

RESOLVED, that the Finance Director, is hereby requesting to schedule a Special Meeting on Monday May 19, 2014 at 6:00p.m. in the John A. Aloisi Council Chambers at City Hall, 1355 Southfield Rd., Lincoln Park, for the purpose of holding a Study Session for the proposed Fiscal Year 2014/2015 budget.

Motion unanimously carried.

RESOLUTION 2014-188 Execute Agreement/DTE Lighting/Southfield

By Councilman Kandes, supported by Councilman DiSanto

RESOLVED, the City Council authorize the conversion of 42 streetlights on Southfield from I-75 to Fort Street, from high pressure sodium to LED and authorize the Mayor and City Clerk to sign the agreement.

Motion unanimously carried.

RESOLUTION 2014-189 Approve Language/Headlee Override

By Mayor Karnes, supported by Councilman Henderson

Headlee Override Millage Proposal

Shall a “Headlee Override” be adopted so that the current limitation on the amount of City taxes that may be levied against all taxable property in the City of Lincoln Park, Wayne County, Michigan, be increased as follows:

Up to 20 mills from approximately 18.98 mills (\$20.00 from approximately \$18.98 per \$1,000.00 of taxable value) for general operating expenses.

If approved and levied in its entirety, this millage would raise an estimated maximum amount of \$486,000 for the City in 2014 by allowing the City to levy the maximum mills previously approved by the voters and authorized by the City Charter and State law which have been reduced as required by the Michigan Constitution of 1963. Ballot language to read as follows:

HEADLEE OVERRIDE MILLAGE PROPOSAL

Shall the City of Lincoln Park, Wayne County, Michigan, approve a “Headlee Override” to authorize the levy up to 20 mills from approximately 18.98 mills (\$20.00 from approximately \$18.98 per \$1,000.00 of taxable value on all property in the City) for general operating expenses? If approved and levied in its entirety, this millage would raise an estimated maximum amount of \$486,000 for the City in 2014 by allowing the City to levy the maximum mills previously approved by the voters and authorized by the City Charter and State law which have been reduced as required by the Michigan Constitution in 1963.

Motion carried.

NO: Councilpersons DiSanto & Murphy

RESOLUTION 2014-190 Cruisin Downriver Special Event/DDA

By Councilman Kandes, supported by Councilman DiSanto

WHEREAS, the Downtown Development Authority has applied to participate in the “Cruisin’ Downriver Event” by engaging 3 live bands to provide entertainment in the downtown area, thus approving the closure of the following streets: Warwick, from Fort St. west to the alley, Arlington from Fort St. east to the alley, and Garfield from Fort St. west to the parking lot.

THEREFORE BE IT RESOLVED, that Special Event Permit #8 be approved for the DDA to participate in the 2014 “Cruisin’ Downriver Event” to be held in the City of Lincoln Park on June 27 & 28, 2014 under the following conditions:

1. The City lots to be clean of all debris.
2. No outside vendors permitted on City property
3. Permit hours 11:00 am to 11:00 pm
4. Must comply with Noise Ord. #666.04
5. Application Fee and Cost Recovery must be paid prior to event

Motion unanimously carried.

RESOLUTION 2014-191 Purchase Service Credit/Donald Hurd

By Councilman Kandes, supported by Councilman DiSanto

WHEREAS, pursuant to the MERS Plan Document with the City of Lincoln Park, the purchasing of additional service credit for up to three years is allowable for employees of the Defined Benefit Plan, and

WHEREAS, such purchases are to be paid up front at the time of service credit purchase and shared by the Employee and Employer pursuant to the collective bargaining agreement.

WHEREAS, such purchases must be approved by the Governing Body, and

WHEREAS, the cost for Donald B. Hurd is calculated at \$34,164.00, for three years of service and the City’s portion of this is \$23,965.05 to be paid out of account numbers 202-923-722SC and 203-923-722SC.

WHEREAS, such purchases of service credit requires certain operational resolutions and standard form resolutions of agreement.

NOW, BE IT RESOLVED, that the City of Lincoln Park hereby approves the following Resolutions as presented by MERS in content and form:

1. RESOLUTION FOR ADDITIONAL CREDITED SERVICE

AND BE IT FURTHER RESOLVED, that the Finance Director is hereby authorized by this resolution to sign the MERS application for additional credited service and to issue all required letters and documents consistent with the purchasing of service credit along with the check for the cost of the City portion of service credit as required.

Motion carried.

NO: Councilwoman Henderson

RESOLUTION 2014-192 Award Bid/Road Maintenance - TABLED

By Councilman DiSanto, supported by Councilman Kandes

BE IT RESOLVED, that the Mayor and City Council hereby award the bid for the 2014 Road Maintenance Contract to Highway Maintenance & Construction Co., per the attached pricing, for any/all work not-to-exceed unit pricing.

BE IT RESOLVED, that the Mayor and City Council authorize the funds to be taken from Account 202-464-818 (Roads Contractual Services).

FURTHER, BE IT RESOLVED, that the Mayor and City Council authorize the Mayor and City Clerk to sign all pertinent contract documents.

By Mayor Karnes, supported by Council President Murphy

RESOLVED, that the above Resolution be TABLED until May 19, 2014 pending a determination by the Finance Director on the exact amount that will be expended, so the final resolution will contain a not to exceed amount.

Motion unanimously carried.

RESOLUTION 2014-193 Award Bid/Retention Basin Strainer

By Councilman DiSanto, supported by Councilman Kandes

BE IT RESOLVED, that the Mayor and City Council award the bid for the 2014 Retention Basin Strainer #1 Project to Anglin Civil, LLC, per the attached pricing, for a project cost not to exceed \$58,650.00, plus a 10% contingency fee, for a total project cost not to exceed \$64,515.00.

BE IT RESOLVED, that the Mayor and City Council authorize the funds to be taken from Account 592-500-818 (Retention Basin Contractual Services).

FURTHER, BE IT RESOLVED, that the Mayor and City Council authorize the Mayor and City Clerk to sign all pertinent contract documents.

Motion unanimously carried.

Resolution to Ratify the District Court Budget FY 2014/15 – Removed from agenda

Resolution to Ratify the LPPCOA contract – Removed from agenda

Resolution to Ratify the LPPOA contract – Removed from agenda

RESOLUTION 2014-194 Set Special Meeting/City Manager Interviews

By Mayor Karnes, supported by Councilman DiSanto

RESOLVED, that a Special Meeting of the Mayor and Council be scheduled for Wednesday, May 7th, 2014 at 6:30pm, in the John A. Aloisi Council Chambers located at 1355 Southfield Rd.

Lincoln Park, for the purpose of interviewing candidates for the position of City Manager.

Motion carried.

NO: Councilpersons DiSanto & Kandes

Resolution regarding a new City Manager – Removed from agenda

RESOLUTION 2014-195 State Treasury Meetings

By Council President Murphy, supported by Councilman DiSanto

RESOLVED, that the City Council appoint Councilman Larry Kelsey to attend the negotiations between the State of Michigan and the City of Lincoln Park on the consent agreement effective immediately.

Motion carried.

NO: Councilwoman Henderson and Mayor Karnes

RESOLUTION 2014-196 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: \$1,232,621.69

Motion carried.

NO: Councilman Kelsey “on Check #52092 for Cygnus because they have no contract & Check #52105 for Elevator Technology”

RESOLUTION 2014-197 Set Special Meeting/Consent Decree

By Mayor Karnes, supported by Councilman Kandes

RESOLVED, that a Special Meeting of the Mayor and City Council be held on Tuesday, May 20, 2014 at 6:30 p.m. in the John A. Aloisi Council Chambers, 1355 Southfield Rd. to approve the State of Michigan Department of Treasury Consent Decree with the City of Lincoln Park.
Motion unanimously carried.

CITY MANAGER'S REPORT

DEPARTMENT HEAD REPORT

CITIZENS COMMUNICATIONS

ORAL REPORTS OF THE MAYOR AND COUNCIL

RESOLUTION 2014-198 Adjournment

By Council President Murphy, supported by Councilman Zelenak

RESOLVED, that the meeting be adjourned at 10:05 p.m.

Motion unanimously carried.

THOMAS E. KARNES, MAYOR

DONNA BREEDING, CITY CLERK