

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 Bill Clark of First Baptist Church

PRESENT: Councilpersons Chris Dardzinski, Mark Kandes, Thomas Murphy and Elliott Zelenak

ABSENT: Councilpersons Mario DiSanto, and Larry Kelsey

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

Mayor's remarks

Pride in Property Award presented to Little Caesars Pizza, 936 Southfield Rd.

RESOLUTION 2016-185 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 June 20, 2016
2. Approve Minutes – Special Meeting held June 20, 2016
3. Appointment – Historical Commission (2)
4. Reappointment - CIC

Motion unanimously carried.

ca-1 **RESOLUTION 2016-186 Approve Minutes/Regular Meeting**

RESOLVED, that the minutes of the Regular Meeting held under the date of June 20, 2016 be approved as recorded.

Approved

ca-2 **RESOLUTION 2016-187 Approve Minutes/Special Meeting**

RESOLVED, that the minutes of the Special Meeting held under the date of June 20, 2016 at 6:30 p.m. regarding Pending Litigation & Municipal Code Chapter 1444 be approved as recorded.

Approved

ca-3a **RESOLUTION 2016-188 Appoint/Historical Commission/Carter**

RESOLVED, that Kathy Carter, 4177 Irene, Lincoln Park, MI 48146 is appointed to the Historical Commission. Term to expire 7-5-2020.

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-3b **RESOLUTION 2016-189 Appoint/Historical Commission/Solomon**

RESOLVED, that Merritt Solomon, 763 Merrill Avenue, Lincoln Park, MI 48146 is appointed to the Historical Commission. Term to expire 7-5-2020.

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-4 **RESOLUTION 2016-190 Reappoint/Comm. Imp. Comm./Parr**

RESOLVED, that G. Michael Parr be reappointed to the Community Improvement Commission with a term to expire May 1, 2019.

Approved

PUBLIC HEARING re: Dangerous Buildings

CALLED TO ORDER at 7:35 p.m.

No action taken on 1583 Riverbank – structure demolished prior to Public Hearing

DISCUSSION: 1354 Merrill – Garage only

PUBLIC COMMENT - comment on behalf of owner

DISCUSSION: 1911 Paris –

PUBLIC COMMENT - Property Management representative in attendance

DISCUSSION: 762 Ford Blvd – Garage only

NO PUBLIC COMMENT - no party of interest in attendance

DISCUSSION: 1672 Richmond – Garage only

NO PUBLIC COMMENT - no party of interest in attendance

DISCUSSION: 1534 Wilson – Garage only

NO PUBLIC COMMENT – no party of interest in attendance

DISCUSSION: 1574 Fort St.

PUBLIC COMMENT - property owner in attendance

ADJOURN PUBLIC HEARING at 8:04 p.m.

RECONVENE Regular Meeting

RESOLUTION 2016-191 Order of Demo /1354 Merrill – garage only

By Council President Murphy, supported by Councilman Dardzinski

WHEREAS, the Dangerous Building and Code Appeals Board issued an order to demolish the structure located at **1354 MERRILL - GARAGE**, said order being issued subsequent to a hearing May 19, 2016 of the facts pertaining to this matter and identified as **CASE # DBB 16-01 1354 MERRILL - GARAGE**, which was held on May 19, 2016 in accordance with Section 1444.04 of the Codified Ordinances of the City of Lincoln Park; and

WHEREAS, the Dangerous Building and Code Appeals Board has filed a report of its findings and a copy of its order with this Council and with each party having a recorded interest in the subject property; and

WHEREAS, the City Council has established the date of **July 5, 2016**, the date for a hearing to review the findings and order of said Board, the owner or party of interest having been given the opportunity to show cause why said structure should not be demolished, and the Council having duly held such hearing.

NOW, THEREFORE BE IT RESOLVED, that said order of the Dangerous Building and Code Appeals Board to demolish and remove the structure located at **1354 MERRILL - GARAGE**, Lincoln Park MI, is hereby approved by the Council of the City of Lincoln Park; and

BE IT FURTHER RESOLVED, that the Director of Public Works is hereby directed to comply with the order of the Board as approved by Council after 20 days from the date of this resolution, and

BE IT FURTHER RESOLVED, that the Director of Public Works shall determine the date of demolition and shall notify each party of interest as required by Section 1444.10 of the Codified Ordinances, and

BE IT FURTHER RESOLVED, that the cost of the demolition shall be assessed against the real property on which said structure is located, such costs shall be reported to the City Assessor who shall place said lien.

Motion unanimously carried.

RESOLUTION 2016-192 Order of Demo/1911 Paris

By Council President Murphy, supported by Councilman Kandes

WHEREAS, the Dangerous Building and Code Appeals Board issued an order to demolish the structure located at **1911 PARIS**, said order being issued subsequent to a hearing of the facts pertaining to this matter and identified as **CASE # DBB 16-02 1911 PARIS**, which was held on May 19, 2016 in accordance with Section 1444.04 of the Codified Ordinances of the City of Lincoln Park; and

WHEREAS, the Dangerous Building and Code Appeals Board has filed a report of its findings and a copy of its order with this Council and with each party having a recorded interest in the subject property; and

WHEREAS, the City Council has established the date of **JULY 5, 2016**, the date for a hearing to review the findings and order of said Board, the owner or party of interest having been given the opportunity to show cause why said structure should not be demolished, and the Council having duly held such hearing.

continued

NOW, THEREFORE BE IT RESOLVED, that said order of the Dangerous Building and Code Appeals Board to demolish and remove the structure located at **1911 PARIS**, Lincoln Park MI, is hereby approved by the Council of the City of Lincoln Park; and

BE IT FURTHER RESOLVED, that the Director of Public Works is hereby directed to comply with the order of the Board as approved by Council after 20 days from the date of this resolution, and

BE IT FURTHER RESOLVED, that the Director of Public Works shall determine the date of demolition and shall notify each party of interest as required by Section 1444.10 of the Codified Ordinances, and

BE IT FURTHER RESOLVED, that the cost of the demolition shall be assessed against the real property on which said structure is located, such costs shall be reported to the City Assessor who shall place said lien.

Motion unanimously carried.

RESOLUTION 2016-193 Order of Demo/762 Ford Blvd. – garage only

By Council President Murphy, supported by Councilman Dardzinski

WHEREAS, the Dangerous Building and Code Appeals Board issued an order to demolish the structure located at **762 FORD - GARAGE**, said order being issued subsequent to a hearing of the facts pertaining to this matter and identified as **CASE # DBB 16-03 762 FORD - GARAGE**, which was held on May 19, 2016 in accordance with Section 1444.04 of the Codified Ordinances of the City of Lincoln Park; and

WHEREAS, the Dangerous Building and Code Appeals Board has filed a report of its findings and a copy of its order with this Council and with each party having a recorded interest in the subject property; and

WHEREAS, the City Council has established the date of **JULY 5, 2016**, the date for a hearing to review the findings and order of said Board, the owner or party of interest having been given the opportunity to show cause why said structure should not be demolished, and the Council having duly held such hearing.

NOW, THEREFORE BE IT RESOLVED, that said order of the Dangerous Building and Code Appeals Board to demolish and remove the structure located at **762 FORD - GARAGE**, Lincoln Park MI, is hereby approved by the Council of the City of Lincoln Park; and

BE IT FURTHER RESOLVED, that the Director of Public Works is hereby directed to comply with the order of the Board as approved by Council after 20 days from the date of this resolution, and

BE IT FURTHER RESOLVED, that the Director of Public Works shall determine the date of demolition and shall notify each party of interest as required by Section 1444.10 of the Codified Ordinances, and

BE IT FURTHER RESOLVED, that the cost of the demolition shall be assessed against the real property on which said structure is located, such costs shall be reported to the City Assessor who shall place said lien.

Motion unanimously carried.

RESOLUTION 2016-194 Order of Demo/1672 Richmond – garage only

By Council President Murphy, supported by Councilman Dardzinski

WHEREAS, the Dangerous Building and Code Appeals Board issued an order to demolish the structure located at **1672 RICHMOND - GARAGE**, said order being issued subsequent to a hearing of the facts pertaining to this matter and identified as **CASE # DBB 16-04 1672 RICHMOND - GARAGE**, which was held on May 19, 2016 in accordance with Section 1444.04 of the Codified Ordinances of the City of Lincoln Park; and

WHEREAS, the Dangerous Building and Code Appeals Board has filed a report of its findings and a copy of its order with this Council and with each party having a recorded interest in the subject property; and

WHEREAS, the City Council has established the date of **JULY 5, 2016**, the date for a hearing to review the findings and order of said Board, the owner or party of interest having been given the opportunity to show cause why said structure should not be demolished, and the Council having duly held such hearing.

continued

NOW, THEREFORE BE IT RESOLVED, that said order of the Dangerous Building and Code Appeals Board to demolish and remove the structure located at **1672 RICHMOND - GARAGE**, Lincoln Park MI, is hereby approved by the Council of the City of Lincoln Park; and
 BE IT FURTHER RESOLVED, that the Director of Public Works is hereby directed to comply with the order of the Board as approved by Council after 20 days from the date of this resolution, and

BE IT FURTHER RESOLVED, that the Director of Public Works shall determine the date of demolition and shall notify each party of interest as required by Section 1444.10 of the Codified Ordinances, and

BE IT FURTHER RESOLVED, that the cost of the demolition shall be assessed against the real property on which said structure is located, such costs shall be reported to the City Assessor who shall place said lien.

Motion unanimously carried.

RESOLUTION 2016-195 Order of Demo/1534 Wilson – garage only

By Council President Murphy, supported by Councilman Dardzinski

WHEREAS, the Dangerous Building and Code Appeals Board issued an order to demolish the structure located at **1534 WILSON - GARAGE**, said order being issued subsequent to a hearing of the facts pertaining to this matter and identified as **CASE # DBB 16-05 1534 WILSON - GARAGE**, which was held on May 19, 2016 in accordance with Section 1444.04 of the Codified Ordinances of the City of Lincoln Park; and

WHEREAS, the Dangerous Building and Code Appeals Board has filed a report of its findings and a copy of its order with this Council and with each party having a recorded interest in the subject property; and

WHEREAS, the City Council has established the date of **JULY 5, 2016**, the date for a hearing to review the findings and order of said Board, the owner or party of interest having been given the opportunity to show cause why said structure should not be demolished, and the Council having duly held such hearing.

NOW, THEREFORE BE IT RESOLVED, that said order of the Dangerous Building and Code Appeals Board to demolish and remove the structure located at **1534 WILSON - GARAGE**, Lincoln Park MI, is hereby approved by the Council of the City of Lincoln Park; and

BE IT FURTHER RESOLVED, that the Director of Public Works is hereby directed to comply with the order of the Board as approved by Council after 20 days from the date of this resolution, and

BE IT FURTHER RESOLVED, that the Director of Public Works shall determine the date of demolition and shall notify each party of interest as required by Section 1444.10 of the Codified Ordinances, and

BE IT FURTHER RESOLVED, that the cost of the demolition shall be assessed against the real property on which said structure is located, such costs shall be reported to the City Assessor who shall place said lien.

Motion unanimously carried.

Resolution regarding Demolition of 1574 Fort St. - HELD

RESOLUTION 2016-196 Award Bid – Electric Ave

By Council President Murphy, supported by Councilman Dardzinski

RESOLVED, that G.V. Cement Contracting Company be awarded the bid for the 2016 CDBG Electric Avenue Intersection Improvements at Montie and O'Connor in the amount of \$278,000.00 as they are the lowest best bidder that meets all specifications. A 10% retention of the project cost shall be held to verify completion pursuant to the contract.

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are authorized to execute documents necessary to accomplish this work. Funds to come from Account Number 24941-75519 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 2016-197 Remove Board of Review Member

By Council President Murphy, supported by Councilman Kandes

WHEREAS, the City Assessor notified Board Member Poole on March 23, 2016 by certified mail; that due to his absences from the July 2015, December 2015 and March 2015 Board of Review meetings that a letter requesting his resignation be returned to the City to allow the Mayor and Council the opportunity to fill his term on said board, and

WHEREAS, Board Member Poole has not contacted nor responded to the Assessors' office request regarding this matter.

THEREFORE, BE IT RESOLVED, that Lincoln Park Board of Review Member, Kristopher Poole be and is hereby removed from that board for "Just Cause" due to failure to perform duties of his office for a period of ninety days.

Motion unanimously carried.

RESOLUTION 2016-198 Hazel St. Bridge/ MDOT Agreement

By Council President Murphy, supported by Councilman Zelenak

BE IT RESOLVED, that the Mayor, Thomas Karnes and City Clerk, Donna Breeding are hereby authorized to sign the MDOT Contract No. 16-5316, for the removal and replacement of the bridge which carries Hazel Street over Sexton Kilfoil Drain; and

BE IT FURTHER RESOLVED, that the City of Lincoln Park's portion will be \$41,000.00 to be taken from Account #450-000-818000; and

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 2016-199 Construction Mgt./Hazel St. Bridge

By Council President Murphy, supported by Councilman Dardzinski

BE IT RESOLVED, that pursuant to the Engineering Services Agreement between the City of Lincoln Park and Hennessey Engineers, Inc., the Mayor and Council approves these expenditures for construction management engineering and construction inspection including materials testing to be provided as part of the Hazel Street Bridge Removal and Replacement in the amount of \$120,000.00.

BE IT FURTHER RESOLVED, that the Mayor and Council authorize the funds to be taken from Account No. 450-000-818000 Road Construction Fund in the amount of \$ 120,000.00

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 2016-200 MERS Settlement Agreement

By Council President Murphy, supported by Councilman Dardzinski

WHEREAS, the Mayor and City Council wish to settle the lawsuit brought against the City by the Municipal Employees Retirement System of Michigan; and

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council approve the Settlement Agreement with the Municipal Employees Retirement System of Michigan; and

BE IT FURTHER RESOLVED, the Mayor, Thomas E. Karnes, and City Clerk, Donna Breeding, are authorized to execute on behalf of the City of Lincoln Park the Settlement Agreement with the Municipal Employees Retirement System of Michigan; and

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 2016-201 Accounts & Claims Payable (over \$25,000)

By Council President Murphy, supported by Councilman Dardzinski

RESOLVED, that the Accounts and Claims Payable for those items greater than \$25,000 pursuant to Emergency Manager Order 60 be approved as follows:

City of Riverview	May 2016 Dumping	\$29,208.80
Rizzo Environmental Svc	May 2016 trash service	\$103,132.91
Safebuilt	May 2016 Building Service	\$52,048.50
MERS	June 2016 Retirement System	\$261,762.33
25 th District Court	July 2016 Payment	\$34,575.00

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 – Library

CITIZEN COMMUNICATIONS

ORAL REPORTS OF THE MAYOR AND COUNCIL

RESOLUTION 2016-202 Adjournment

By Council President Murphy, supported by Councilman Dardzinski

RESOLVED, that the meeting be adjourned at 9:17 p.m.

Motion unanimously carried.

THOMAS E. KARNES, MAYOR

DONNA BREEDING, CITY CLERK