

Lincoln Park, Michigan
November 6, 2017

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 Chris Dardzinski, Michael Higgins, Larry Kelsey, Thomas Murphy
and Thomas Parkinson

ALSO PRESENT: City Manager Matt Coppler, Asst. City Attorney Amy Higgins, and City
Clerk Donna Breeding

Mayor's remarks

Proclaimed November 17, 2017 as "Bob Seger Day" in Lincoln Park

RESOLUTION 2017-366 Approve Consent Agenda

By Council President Murphy, supported by Councilman Higgins

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 October 16, 2017
2. Approve Minutes – Study Session held October 23, 2017
3. Approve Christmas Tree Lot/3313 Dix
4. Approve Sub-Recipient Agreement/Guidance Center
5. Participation/Residential Rehab Loan Program

Motion unanimously carried

ca-1 **RESOLUTION 2017-367 Approve Minutes/Regular Meeting**

RESOLVED, that the minutes of the Regular Meeting held under the date of October 16, 2017 be
approved as recorded

Approved.

ca-2 **RESOLUTION 2017-368 Approve Minutes/Study Session**

RESOLVED, that the minutes of the Study Session held under the date of October 23, 2017 at
6:00 p.m. regarding the City Manager Performance Review and Goals be approved as recorded.

ABSTAINED: Councilman Kelsey

Approved.

ca-3

RESOLUTION 2017-369 Approve Christmas Tree Lot/3313 Dix

RESOLVED, that Vince DiSanto, 69457 Meadowbrook, Bruce Twp., MI 48065, be granted permission to have a Christmas Tree Lot on the property adjacent to 3313 Dix from November 7th, thru December 31, 2017. Deposit fee of \$100.00 will be forfeited if lot is not clean of debris on or before December 31, 2017.

Approved.

ca-4

RESOLUTION 2017-370 Approve Sub-Recipient/Guidance Center

RESOLVED, that the standard Sub Recipient Agreement dated July 1, 2017 between the City of Lincoln Park and the Guidance Center, is hereby approved with a budget allocation of \$2,500 and the Mayor and City Clerk are hereby authorized and directed to execute said Agreement on behalf of the City. Funds to come from the 43rd Program Year CDBG Budget Account Number 24942-75605 Guidance Center.

Approved.

ca-5

RESOLUTION 2017-371 Participation/Rehab Loan Program

RESOLVED, that the following citizens be approved for participation in the CDBG Residential Rehabilitation Loan Program. The loans are not to exceed **\$20,000.00**. Funds are to come from the 40th Program Year of the CDBG Residential Rehabilitation Loan Program.

#1393DL – Mary Garcia – 1035 Farnham
Code Violations

#1394LI – Teri L. Burrell – 1774 College
Code Violations

#1395DL – Brian & Nereida Mooney
Code Violations

BE IT RESOLVED, that Doreen P. Christian, Director of Community Planning and Development is hereby authorized and directed to process these applications in accordance with the Policy and Procedure Guidelines previously approved.

Approved.

PUBLIC HEARING regarding CAPER called to order at 7:52 p.m.

The purpose of this Public Hearing is to report on the CDBG Activity for Fiscal Year 2016-17. All of the activity is reported in depth in the Consolidated Annual Performance & Evaluation Report, which is located on the City website, at the City Clerk's Office, Library, and in the Office of Community Planning and Development.

A public comment period will end on Wednesday, November 22, 2017, at 3:00 p.m. All residents, property owners, persons with disabilities, immigrants, seniors, low-income, children and youth, homeless persons, and other stake holders of the City of Lincoln Park are encouraged to submit written comments or questions regarding the CAPER to Doreen Christian, Community Planning & Development, 3240 Ferris, Lincoln Park, MI 48146 or email at dchristian@citylp.com.

No Public Comment

Adjourn Public Hearing

Reconvene Regular Meeting

RESOLUTION 2017-372 Attend Training/Police Dept.

By Councilman Higgins, supported by Council President Murphy

RESOLVED, that Mayor and Council authorize Officer Sean Nicklas to attend the “Reid Technique of Investigative Interviewing and Advanced Interrogation Techniques” class being offered by John E. Reid & Associates at the Holiday Inn in Southgate, MI beginning Monday, November 6, 2017 through Thursday, November 9, 2017. The cost of the school is \$795.00. Meal expenses will be subject to the City travel policy. A Police Department vehicle will be used. BE IT FURTHER RESOLVED, funds to come from the Police Department’s Forfeiture Training Account 265-320-960.

Motion unanimously carried.

RESOLUTION 2017-373 Schedule Workshop/P & R Master Plan

By Councilman Kelsey, supported by Councilman Higgins

RESOLVED, that the Mayor and Council allow Landscape Architects & Planners, Inc. (LAP + Creative) to conduct a public citizen input meeting/workshop on November 27, 2017 at 7:00 p.m. in the John A. Aloisi Council Chambers, 1355 Southfield Rd., Lincoln Park MI to afford the public an opportunity to comment on the development of parks and recreation facilities for the city’s 5-Year Parks and Recreation Master Plan.

Motion unanimously carried.

RESOLUTION 2017-374 Proposed Charter Amendment/Vacancies

By Council President Murphy, supported by Councilman Kelsey

RESOLVED, that notice is hereby given that a proposed Charter Amendment, regarding the filling of vacancies that occur on City Council; and 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 III SECTION 7(c)

THE BALLOT QUESTION IS AS FOLLOWS:

Shall Chapter III, Section 7(c) of the City Charter be amended to allow for Mayor and Council to appoint a qualified individual to fill the unexpired term when a vacancy exist in the City Council and if there are no certified individuals that failed to win a seat on Council in the last election.

Shall the proposed amendment be adopted?

YES

NO

NOW THEREFORE BE IT RESOLVED, by a 3/5 vote of the City Council of Lincoln Park, that Section 7(c) of Chapter III 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 III SECTION 7(c) OF CITY CHARTER

EXISTING CHARTER

(c) If a vacancy occurs in the City Council, the Mayor and Council shall, within thirty days of said vacancy, fill that vacancy in the following manner.

- (1) The vacancy shall be filled by an

PROPOSED CHARTER AMENDMENT

(c) If a vacancy occurs in the City Council, the Mayor and Council shall, within thirty days of said vacancy, fill that vacancy in the following manner.

- (1) The vacancy shall be filled by an

individual who ran in the last election but failed to win a seat on the Council. The first person selected shall be that person who finished seventh in the last Council election.

(2) If that person having finished seventh is unwilling or unable to serve, then that person having finished eight, then ninth and so forth, shall fill said vacancy.

(3) Provided however, if the Mayor and Council fail to fill a vacancy within thirty days of its creation, the City Clerk shall within the next thirty days set a date for a special election to fill said vacancy.

individual who ran in the last election but failed to win a seat on the Council. The first person selected shall be that person who finished seventh in the last Council election.

(2) If that person having finished seventh is unwilling or unable to serve, then that person having finished eight, then ninth and so forth, shall fill said vacancy.

(3) If there is no such person as listed in sections (1) and (2), the Mayor and Council shall appoint some other qualified individual to fill the vacancy for the unexpired term.

(4) Provided however, if the Mayor and Council fail to fill a vacancy within thirty days of its creation, the City Clerk shall within the next thirty days set a date for a special election to fill said vacancy.

YES: Councilpersons Dardzinski, Higgins, Kelsey, Murphy, Parkinson, and Mayor Karnes
NO: None

RESOLUTION 2017-375 Michigan Indigent Defense Plan

By Councilman Kelsey, supported by Councilman Dardzinski

WHEREAS, earlier this year the Michigan Indigent Defense Commission announced the first four standards for indigent defense services and require that all indigent defense delivery systems must submit compliance plans and cost projections to the Michigan Indigent Defense Commission by November 20, 2017; and

WHEREAS, the 25th District Court, serving Lincoln Park, Ecorse, and River Rouge provides a system for indigent defense and has prepared a plan in consultation with the three cities and is ready to submit this plan to the Michigan Indigent Defense Commission; and

WHEREAS, funding to bring the Court into compliance of these new standards, in excess of the Court's current costs for indigent defense, will be provided by the State through a grant; and
WHEREAS, the City of Lincoln Park will be the designated lead agency for submission of the compliance plan and grant funding.

NOW, THEREFORE BE IT RESOLVED, the Mayor and Council approves the indigent defense compliance plan submitted by the 25th District Court as required by the Michigan Indigent Defense Commission; and

BE IT FURTHER RESOLVED, that the Mayor is authorized to sign all necessary documents related to the submission of the compliance plan, the initial grant funding application, and subsequent funding applications for the continued State Funding for these costs.

Motion unanimously carried. Council President Murphy stated "Being blackmailed by the State"

RESOLUTION 2017-376 Extend Contract/Planning Services

By Councilman Kelsey, supported by Councilman Higgins

WHEREAS the City in December of 2015 entered into a professional Services Agreement with Beckett and Raeder, Inc., for Planning and Economic Development Services; and

WHEREAS the contract is set to expire December 31, 2017 but can be extended for an additional term of one year, the last one year option to renew; and

WHEREAS Beckett and Raeder, Inc. agrees to keep the same Service Fee Structure as agreed to in their proposal of 2015; and

WHEREAS the City Manager recommends to the Mayor and City Council to extend the Services Agreement for an additional term of one year.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the City of Lincoln Park hereby extends the Professional Services Agreement with Beckett and Raeder, Inc., for one additional year pursuant to the terms and conditions of the original Agreement for Professional Services dated December 18, 2015.

Motion unanimously carried.

RESOLUTION 2017-377 Extend Contract/SafeBuilt

By Councilman Kelsey, supported by Council President Murphy

WHEREAS the contract for Building Department Services with SAFEbuilt Michigan, LLC expired on October 31, 2017; and

WHEREAS it is necessary to extend the professional services agreement with SAFEbuilt Michigan, LLC for one month to complete an orderly transition to a new vendor for Building Department Services.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the City of Lincoln Park hereby extends the Professional Services Agreement with SAFEbuilt Michigan, LLC., for one additional month pursuant to the terms and conditions of the original Agreement and attached amendment until November 30, 2017. (inserted in the minute book)

BE IT FURTHER RESOLVED that the Mayor is authorized to sign the amendment for the one month extension.

Motion unanimously carried.

RESOLUTION 2017-378 Schedule Public Hearing/ 1580-82 Fort St.

By Council President Murphy, supported by Councilman Kelsey

WHEREAS, the Hearing Board on Dangerous Buildings has made a finding and determination that the structure located at 1580-82 Fort St, Case #DBB 17-04 is a dangerous building under Ordinance 1444, and issued its ORDER that the structure be demolished immediately, and

WHEREAS, pursuant to Chapter 1444 of the Lincoln Park Municipal Code, the Hearing Board on Dangerous Buildings has filed a report of its findings and a copy of its ORDER with the Council and has requested the Council to take the necessary action to demolish the structure, and

WHEREAS, the owners and/or other parties of interest have neglected to comply with said order and the subject structure has not been made safe or demolished.

NOW, THEREFORE BE IT RESOLVED, that pursuant to Sections 1444.08 of the Lincoln Park Municipal Code, the Council hereby establishes the date of November 20, 2017 at 7:30 p.m. or as soon thereafter as the ordinary order of Council business shall permit as the date and time for a hearing to review the findings and order of the said Hearing Board, at which hearing the owners, or parties of interest shall be given the opportunity to show cause why the building should not be demolished. The Building Superintendent is directed to give notice as required by Ordinance to the owner or parties of interest of such hearing date.

Motion unanimously carried.

RESOLUTION 2017-379 Accounts & Claims Payable (over \$25,000)

By Councilman Kelsey, supported by Councilman Higgins

RESOLVED, that the Accounts and Claims Payable for those items greater than \$25,000 be approved as follows:

25th District Court	Nov 2017	\$ 38,987.67
MERS	Oct 2017 Defined Benefit	\$ 303,104.03
Wayne County	Oct 2017 Excess Flow	\$ 72,035.00
Plante Moran	Fiscal Year 2016/2017 Audit	\$ 28,500.00

Motion unanimously carried.

CITY MANAGER REPORT

DEPARTMENT HEAD REPORT – CDBG/Parks & Recreation Director

CITIZENS COMMUNICATIONS (City related matters only)

ORAL REPORTS OF THE MAYOR AND COUNCIL

RESOLUTION 2017-380 Adjournment

By Council President Murphy, supported by Councilman Parkinson

RESOLVED, that the meeting be adjourned at 9:22 p.m.

Motion unanimously carried

THOMAS E. KARNES, MAYOR

DONNA BREEDING, CITY CLERK