

Lincoln Park, Michigan
April 16, 2018

SPECIAL MEETING

The meeting was called to order at 6:55 p.m., Mayor Thomas E. Karnes Presiding
PRESENT: Councilpersons Chris Dardzinski, Michael Higgins, Larry Kelsey, Thomas Murphy,
and Thomas Parkinson
ALSO PRESENT: City Manager Matt Coppler, and Asst. City Clerk Kerry Kehrer

RESOLUTION 2018-103 Recess into Closed Session

By Mayor Karnes, supported by Councilman Dardzinski
RESOLVED, that the Mayor and Council recess into Closed Session to discuss Pending
Litigation:

Lincoln Park vs. Wayne County (Goodwin Case)

Motion unanimously carried.

RESOLUTION 2018-104 Adjournment

By Council President Murphy, supported by Councilman Parkinson
RESOLVED, that the Special Meeting be adjourned at 7:20 p.m.
Motion unanimously carried.

Lincoln Park, Michigan
April 16, 2018

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 Pastor Bill Clark of First Baptist Church

PRESENT: Councilpersons Chris Dardzinski, Michael Higgins, Larry Kelsey, Thomas Murphy,
and Thomas Parkinson

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

Mayor's remarks

Proclaimed the Month of May 2018 "Mental Health Awareness Month"

RESOLUTION 2018-105 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 April 2, 2018
2. Approve "Concert in the Park"

Motion unanimously carried

ca-1 **RESOLUTION 2018-106 Approve Minutes/Regular Meeting**
RESOLVED, that the minutes of the Regular Meeting held under the date of April 2, 2018 be
approved as recorded.
Approved.

ca-2

RESOLUTION 2018-107 Approve “Concert in the Park”

RESOLVED, that the Mayor and Council hereby authorize the use of Memorial Park for the “Concert in the Park” event sponsored by the Parks and Recreation Department. The music event will be held on June 29, 2018 from 5:00 pm until 11:00 pm and June 30, 2018 from 3:00 pm until 11:00 pm at the Lincoln Park Band Shell and Memorial Park.

BE IT RESOLVED, that each peddler and/or vendor must submit the required permit fees as established by the Director of Parks and Recreation.

FURTHER BE IT RESOLVED, that the event shall comply with Ordinance 666.04 (a) 2 – NOISE Approved.

RESOLUTION 2018-108 Amendment #2/GLWA

By Councilman Kelsey, supported by Councilman Higgins

WHEREAS, on January 21, 2014 the City of Lincoln Park entered into a Water Service Contract with the Great Lakes Water Authority (formerly the Detroit Water and Sewerage Department) governing the terms and conditions for the delivery and purchase of potable water; and

WHEREAS, Article 15 of this Contract permits the parties to amend the Contract by mutual agreement; and

WHEREAS, through the One Water Partnership, GLWA customer members requested that GLWA undertake an effort to place all customers on the same periodic contract review schedule to assist in reducing, as much as practical, volatility in customer charges; and

WHEREAS, to achieve this goal, Lincoln Park and GLWA must complete their review and amendment of the master contract in 2018; and

WHEREAS, representatives of the City and GLWA met to review the current water usage of the City of Lincoln Park and based upon that review have determined to amend the master contract.

NOW, THEREFORE, BE IT RESOLVED, the Mayor and Council of the City of Lincoln Park approve Amendment NO. 2 to the Water Service Contract between Great Lakes Water Authority and the City of Lincoln Park heretofore attached as “Attachment A”; and

BE IT FURTHER RESOLVED, the Mayor and City Clerk are authorized to sign Amendment NO. 2 on behalf of the City of Lincoln Park

Motion unanimously carried.

RESOLUTION 2018-99A Adopt Ord. Amend/Body Art Facilities

By Councilman Higgins, supported by Councilman Parkinson

WHEREAS, the Mayor and City Council wish to amend the City Code to allow for body art facilities to be located within the Central Business District of the City.

NOW THEREFORE BE IT RESOLVED, that ‘AN ORDINANCE TO AMEND TITLE SIX OF THE CODIFIED ORDINANCES FOR THE CITY OF LINCOLN PARK BY INCORPORATING AMENDMENTS TO CHAPTER 1260 SECTION.08 RULES OF CONSTRUCTION; DEFINITIONS, Chapter 1280 SECTION .03 USES PERMITTED AFTER SPECIAL APPROVAL, AND CHAPTER 1296 SECTION .02 SITE DESIGN STANDARDS FOR USES PERMITTED AFTER SPECIAL APPROVAL; be given it third and final reading and ADOPTED.

THE CITY OF LINCOLN PARK ORDAINS:

That Part Fourteen of the Codified Ordinances for the City of Lincoln Park Title Six, Chapter 1260.08 Rules of Construction; Definitions, Chapter 1280.03 Uses Permitted After Special Approval, and Chapter 1296.02 Design Standards for Uses Permitted After Special Approval; be adopted and is hereby amended by the following:

SECTION 1260.08**ADULT REGULATED USES OR SEXUALLY ORIENTED BUSINESSES:**

(1) Uses: Any business which primarily features sexually stimulating material and/or performances, including the following uses:

A. Adult business use. “Adult business use” is specifically defined as follows:

1. Adult Business: means adult bookstores, adult movie theaters, adult personal service businesses, adult cabarets, massage parlors, and nude modeling studios.

BODY ART FACILITY: any location that has complied with the licensing process as defined by the state (Section 13104 of P.A. 375 of 2010), at which an individual does 1 or more of the following: performs tattooing, performs branding, and/or performs body piercing.

continued.

1280.03 USES PERMITTED AFTER SPECIAL APPROVAL.

In a Central Business District (CBD), the following uses may be permitted subject to the applicable site design standards of Section 1296.02, Site Design Standards for Uses Permitted After Special Approval, and subject, further, to the approval of Council after recommendation from the Planning Commission in accordance with the processing procedures in Section 1262.08, Powers of Council Re Special Approvals:

Body art facilities

1296.02 SITE DESIGN STANDARDS FOR USES PERMITTED AFTER SPECIAL APPROVAL.

The following standards are in addition to the requirements of Section 1296.01, Site Plan Review: Note: The requirements noted in this section are in addition to, or, where in conflicts, supersede, those general requirements by zoning districts, as indicated in Section 1296.01, Site Plan Review. For all uses permitted after special approval, see the processing requirements in Section 1262.08, Special Approvals.

Body Art Facilities

1. No body art facility shall be permitted within one thousand (1,000) feet of another body art facility.

Motion carried.

NO: Council President Murphy

APPROVED: April 16, 2018

PUBLISHED: April 25, 2018

EFFECTIVE: May 2, 2018

RESOLUTION 2018-109 Schedule Study Sessions/FY2018-19 Budget

By Council President Murphy, supported by Councilman Dardzinski

WHEREAS, the Mayor and City Council wish to schedule meetings to discuss the FY” 2018-2019 Budget.

NOW, THEREFORE, BE IT RESOLVED, that Mayor and Council schedule Study Sessions on the FY 2018-2019 Budget for Monday, April 30, 2018 at 6:30 PM and if needed, Monday, May 14, 2018 at 6:30 PM in the John A. Aloisi Council Chamber, 1355 Southfield Rd., Lincoln Park, MI.

Motion unanimously carried.

RESOLUTION 2018-110 Right of Way Permit/LP Schools

By Council President Murphy, supported by Councilman Higgins

WHEREAS, the City of Lincoln Park has received a request from the Lincoln Park Public Schools for an ongoing use of Public Ways by a Telecommunications Provider under the Metropolitan Extension Telecommunications Rights-of-Way Oversight Act, 2002 PA 48 (METRO Act) permit process; and

WHEREAS, this application has been filed with the City Clerk as required under the METRO Act; and

WHEREAS, since this application is being filed by a public-school system, the application fee of \$500 is waived pursuant to the METRO Act; and

WHEREAS, PA 48 of 2002 allows for access to and ongoing usage of public right-of-ways including public roadways, highways, streets, alleys, and easements in a Municipality for telecommunication systems.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and City Clerk are hereby authorized to execute necessary documents approving the Right-of-Way request from Lincoln Park Public Schools; and

BE IT FURTHER RESOLVED, the initial term of this permit allowable under the Public Act is for fifteen (15) years with three (3) automatic renewals each for a period of five (5) years.

Motion unanimously carried.

RESOLUTION 2018-111 Award Bid/City Hall Carpet

By Councilman Dardzinski, supported by Councilman Kelsey

RESOLVED, that the Mayor and City Council award the bid for City Hall Carpet Replacement to Wilkins Floorcovering with an amount not to exceed \$28,075.00. Funds will come from account number 410-001-983000, Capital Improvement Fund, Capital Purchases.

Motion unanimously carried.

RESOLUTION 2018-112 Set “Clean-up/Fix-up Weeks”

By Council President Murphy, supported by Councilman Kelsey

WHEREAS, the Mayor and Council wish to provide an opportunity for homeowners of Lincoln Park to fix up and clean up their properties.

NOW, THEREFORE, BE IT RESOLVED, that Mayor and Council designate the weeks of April 30, 2018 through May 11, 2018, as Clean-up, Fix-up Weeks for residents of Lincoln Park.

BE IT FURTHER RESOLVED, that residents may dispose of general household waste, excluding any hazardous materials, i.e. shingles, paint, insulation, chemicals, cleaning solvents, fertilizers, weed killers, dirt, sod, antifreeze, oil, batteries, automobile parts, or an appliance containing Freon at the designated drop off center at the DPS Building located at 500 Southfield Road during regular business hours those two weeks.

BE IT FURTHER RESOLVED, from April 30, 2018 to May 11, 2018 building permits applied for projects related to home improvements for owner-occupied homes only and during normal business hours, shall be discounted by 30% by the Lincoln Park Building Department.

Motion unanimously carried.

RESOLUTION 2018-113 Authorize Redevelopment Ready Program

By Councilman Kelsey, supported by Councilman Higgins

WHEREAS, the Michigan Economic Development Corporation (MEDC) has established the statewide Redevelopment Ready Communities (RRC) Program to empower communities to shape their future and maximize economic potential; and

WHEREAS, the MEDC has developed a program for certifying Redevelopment Ready Communities and the City of Lincoln Park desires to achieve certification by implementing best practices and recommended strategies for redevelopment; and

WHEREAS, the RRC program includes evaluating strong partnerships with city boards and commissions related to development including the City Council, Planning Commission, Economic Development Corporation, Downtown Development Authority, and Zoning Board of Appeals; and WHEREAS, after review of the RRC Report of Findings, the City of Lincoln Park is willing to complete the tasks as outlined, which will involve interaction with the aforementioned City boards and commissions.

THEREFORE, BE IT RESOLVED, that the City of Lincoln Park will proceed under the RRC Program and will obtain certification as a Redevelopment Ready Community and receive assistance from the RRC Program in promoting sites within the Community.

Motion unanimously carried.

RESOLUTION 2018-114 Prepare Ballot Language – FAILED

By Councilman Dardzinski, supported by Councilman Higgins

WHEREAS, the Mayor and Council wish amend the Charter of the City of Lincoln Park to make the City Clerk and City Treasurer be appointed positions rather than elected; and

WHEREAS, Mayor and Council want to place this question on the ballot for November 6, 2018 for electors of the City to consider; and

WHEREAS, Mayor and Council must approve of this language before it can be sent to the Governor for approval to be placed on the ballot.

NOW, THEREFORE, BE IT RESOLVED, that Mayor and Council directs the City Attorney to prepare for Mayor and Council’s approval the necessary language to place on the November 6, 2018 ballot that would make the City Clerk and City Treasurer appointed positions rather than elected.

BE IF FURTHER RESOLVED, that this language be provide for Mayor and Council’s consideration at the May 21st, 2018 Council meeting.

Motion FAILED

YES: Councilpersons Dardzinski & Higgins

NO: Councilpersons Kelsey, Murphy, Parkinson and Mayor Karnes

RESOLUTION 2018-115 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 be approved as follows:

Hennessey Engineers	Various Projects Thru 3/22/18	\$ 112,735.24
GFL Environmental	Curbside Collection April 2018	\$ 109,388.02
MERS	Mar 2018 Defined Benefit	\$ 303,104.00
DTE	Street Lights Mar 2018	\$ 44,974.68
Great Lakes Water Authority	Feb 2018 Water	\$ 190,661.72
McKenna	Mar 2018 Bldg/Rental Servies	\$ 67,654.25
Wayne County	April 2018 Fixed Excess	\$ 72,035.00

Motion unanimously carried.

CITY MANAGER REPORT

DEPARTMENT HEAD REPORT – DPS/Hennessey Engineers

CITIZENS COMMUNICATIONS (City related matters only)

ORAL REPORTS OF THE MAYOR AND COUNCIL

RESOLUTION 2018-116 Adjournment

By Council President Murphy, supported by Councilman Dardzinski

RESOLVED, that the meeting be adjourned at 9:14 p.m.

Motion unanimously carried

THOMAS E. KARNES, MAYOR

KERRY KEHRER, ASST. CITY CLERK