

REGULAR MEETING

The meeting was called to order at 7:30 p.m., Mayor Michael Higgins, presiding.

Moment of Silence

PRESENT: Councilpersons Jason Behr, Tracy Duprey, Lillian Ross, Carlos Salcido, Eric Szor and Maureen Tobin

ALSO PRESENT: City Manager James Krizan, Attorney Lawrence Coogan, and City Clerk Kerry Kehrer

Mayor's remarks

Proclaimed the month of April as "Autism Awareness Month"

PUBLIC HEARING – Drinking Water & Clean Water State Revolving Fund Project Plans
This public hearing is being held to allow public input on the project plans that will be submitted to EGLE for consideration of loans to rehabilitate the water mains and sanitary sewer systems within the city. Program plans are due by May 1 to qualify for 2024 funding.

DISCUSSION - Information regarding the project plans was presented by James Hollandsworth of Hennessey Engineering, Inc. The PowerPoint presentation and a video of the meeting is available to view on the city's website.

DWSRF problems to be addressed by the plan include lead & galvanized service line and water main replacement throughout the city.

CWSRF problems include addressing sanitary sewer lines installed in the early 1900's, aging pump stations, and sewer surcharging and work required by an Administrative Consent Order.

All projects will have the possibility to receive EGLE ARPA Grant Money or Principal Loan forgiveness if the city qualifies as an overburdened or severely overburdened community.

PUBLIC COMMENT

ADJOURN – 8:08 p.m.

RECONVENE REGULAR MEETING

RESOLUTION 2023-110 Approve Consent Agenda

By Councilwoman Ross, supported by Councilwoman Tobin

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 20, 2023
2. Approve Minutes/Study Session/Marijuana Business Policy/March 20, 2023
3. Accounts & Claims Payable (Over \$25,000)
4. Participation Rehabilitation Loan
5. Attend Training/Police Department
6. Schedule Study Session/CDBG – Section 108 Loan
7. Authorize sale of City Property/2215 Cicotte

Motion unanimously carried.

RESOLUTION 2023-111 Minutes/Regular Meeting/March. 20, 2023

RESOLVED, that the minutes of the Regular Meeting held under the date of March 20, 2023 be approved as recorded.

Approved.

RESOLUTION 2023-112 Minutes/Study Session/March 20, 2023

RESOLVED, that the minutes of the Study Session re: Marijuana Business Policy held under the date of March 20, 2023 be approved as recorded.

Approved.

RESOLUTION 2023-113 Accounts & Claims Payable (Over \$25,000)

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

**Blue Care Network	April 2023 Retirees Med Adv Plan	\$ 35,291.70
**Blue Cross/ Blue Shield	April 2023 Retiree Med Adv Plans, Retirees & Actives	\$ 165,425.14
Detroit Salt Co.	Salt for local & major roads	\$ 33,076.91
Hennessey	Mill & Riopelle sewer rehab, Alleys & roads cost est. SRF Sanitary sewer rehab program, PRV design & installation, River rd. sewer cleaning project, General consulting, Water dist. operation serv. North Shore dr. sewer repair, Emergency water & sewer repair, DWAM Grant lead service, DWSRF & CWSRF project plan, Everstream Metro Act, Gun range, Dix Hwy scrap yard, Concrete recon. Program, Emmons & Lincoln pump station design, Utility repair program, Retention basin, Animal Shelter, Police station addition, Water CIP design, PRV designs & installation, 2023 Flow monitoring	\$322,045.28
Inliner Solution, LLC	2022 Sanitary sewer cured in place pipe lining	\$ 121,908.60
PNC Institutional Invest.	2022/2023 Police & Fire pension payment	\$2,803,680.74
R J & J Enterprises Inc.	Emergency sanitary repair	\$ 28,326.24
Truist Govern. Finance	Road bonds principal & interest	\$ 715,575.01

Approved.

RESOLUTION 2023-114 Participation Rehabilitation Loan

RESOLVED, that the following citizen be approved for participation in the CDBG Residential Rehabilitation Loan Program. The loan is not to exceed \$20,000.00. Funds are to come from the 47th Program Year of the CDBG Budget, Account 249-047-720R.

Nicole Ashley
672 Mill
Loan # 1451DL

BE IT FURTHER RESOLVED, that the Community Planning and Development is hereby authorized and directed to process this application in accordance with the Policy and Procedure Guidelines previously approved.

Approved.

RESOLUTION 2023-115 Attend Training/Police Department

RESOLVED, that Mayor and Council authorize Detective Thomas Blalock to attend the “TEAM School Liaison Program” being offered by the Michigan State Police in Dimondale, Michigan. The program is being held May 22nd – 25th, 2023. The cost of the school is \$425.00. The cost of lodging is \$85.00 per night. A Police Department vehicle will be used, and the City Travel Policy will be followed for mileage and meals.

BE IT FURTHER RESOLVED, Funds to come from the Police Department’s Training Account 101-305-960.

Approved.

RESOLUTION 2023-116 Schedule SS/CDBG – Section 108 Loan

RESOLVED, that the Mayor and City Council schedule a Study Session to consider a Section 108 Loan for street reconstruction in the Downtown on Monday, May 1, 2023 at 6:30 p.m. in the John A. Aloisi Council Chamber, 1355 Southfield Road, Lincoln Park Michigan.

Approved.

RESOLUTION 2023-117 Authorize sale of City Property/2215 Cicotte

BE IT RESOLVED that Century 21 Allstars, 4159 Fort Street, Lincoln Park, Michigan, is designated as the Real Estate Agent to market and sell the City-owned property renovated using CDBG Housing Stock Improvement Funds, located at 2215 Cicotte Ave, Lincoln Park, MI 48146, and the resulting real estate fee be paid at closing from the proceeds of the sale.

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BE IT FURTHER RESOLVED that the balance of proceeds from the sale will be placed in the CDBG Housing Stock Improvement Program revolving loan fund.

BE IT FURTHER RESOLVED that Mayor Michael Higgins is authorized to represent the City of Lincoln Park at closing and sign all necessary documents.

Approved.

RESOLUTION 2023-118 Proclaim Arbor Day

By Mayor Higgins, supported by Councilwoman Tobin

WHEREAS, the City of Lincoln Park has been recognized as a Tree City U.S.A. by the National Arbor Day Foundation and desires to continue to be recognized as such, and

WHEREAS, in 1972, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and

WHEREAS, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and

WHEREAS, a healthy environment is the cornerstone of a thriving community and vigorous local economy, and

WHEREAS, state and local communities can lead the way in taking steps to protect and preserve our natural resources by encouraging the planting and maintenance of trees along with encouraging the protection of our vital natural resources, and

WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce life-giving oxygen, and provide a habitat for wildlife, and

WHEREAS, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires, and beautify our community, and

WHEREAS, trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community.

NOW, THEREFORE BE IT RESOLVED, that the Lincoln Park Mayor and Council do hereby proclaim April 28, 2023 as Arbor Day in the City of Lincoln Park and urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands.

Motion unanimously carried.

RESOLUTION 2023-099A Proposed Ord Amendment/Food Truck

By Councilwoman Ross, supported by Councilman Szor

RESOLVED, that "AN ORDINANCE TO AMEND PART EIGHT, TITLE TWO OF THE CODIFIED ORDINANCES OF THE CITY OF LINCOLN PARK BY ADDING DEFINITIONS, SECTION .12 "LOCATION PERMIT" , SECTION .13 "FOOD TRUCK ZONES" AND REPEALING SECTION .03 (a), .03(c) & .03(d) AND AMENDING SECTION .10(f) OF CHAPTER 826 ENTITLED "FOOD TRUCKS", be given its third and final reading and be ADOPTED by TITLE ONLY

THE CITY OF LINCOLN PARK ORDAINS:

That Part Eight of the Codified Ordinance for the City of Lincoln Park Title Two, Chapter 826 entitled "Food Trucks" be and is hereby amended by adding Definitions, Section .12 entitled "Location Permits", and Section .13 entitled "Food Truck Zones", repealing sections .03 (a), .03(c) & .03(d) and amending section .10(f) as follows:

Definitions

Food Truck: Any motorized or non-motorized vehicle, trailer or other device designed to be portable and not permanently attached to the ground from which food is vended, served, displayed or offered for sale.

Food Truck License: An annual license must be obtained by all food trucks to operate within the City.

Food Truck Location Permit: Authorization for a licensed food truck to operate on private property or public property not included in a designated Food Truck Zone. A letter of permission from the property owner must be presented at the time of application.

Regulations for these permits will be subject to safety requirements from the Building & Fire Departments.

Food Truck Zone: An area of city owned property designated by the Council, where licensed food trucks are allowed to park and operate without obtaining a location permit.

826.03LICENSE ISSUANCE; INVESTIGATIONS.

Upon the filing of a license application, and the payment of the appropriate fee, the following procedure shall be followed before such license shall be issued:

(a) The applicant shall have all motor vehicles used in the course of business inspected

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for safety and fitness by the Traffic Division of the Police Department and the Fire Inspector. Said applicant shall present a current Michigan Department of State driver's license and proof of vehicle registration and insurance with the application. The applicant shall have the fire suppression system tested by the Fire Inspector or provide proof of a valid test from another municipality.

(b) The City Clerk shall keep a permanent record of all licenses issued under this chapter.

(Res. 2021-100A. Passed 4-19-21.)

826.10 REGULATIONS.

(f) No licensee shall set up on any private property within the City without the consent of the owner thereof or some person having authority to grant such permission. The licensee shall provide written consent from the owner and obtain a Location Permit from the City Clerk's office.

826.12 LOCATION PERMIT

Location permits shall be required by licensed owners for operation on private property and public property not included in a designated Food Truck Zone. The City Clerk shall issue a location permit to the owner within 2 business days of a completed application. The rules and regulations for obtaining a Location Permit shall be set from time to time by the Council.

826.13 FOOD TRUCK ZONES

Mayor and Council may designate specific Food Truck Zones on city owned property for licensed owners to operate their food trucks without a permit. Rules and regulations regarding these zones shall be set from time to time by the Council.

Motion unanimously carried.

ADOPTED: April 3, 2023
PUBLISH: 13, 2023
EFFECTIVE: April 13, 2023

RESOLUTION 2023-100A Proposed Ord Amendment/Special Event

By Councilwoman Ross, supported by Councilman Szor

RESOLVED, that "AN ORDINANCE TO AMEND PART EIGHT, TITLE TWO OF THE CODIFIED ORDINANCES OF THE CITY OF LINCOLN PARK BY ADDING SECTION .08 "RECURRING APPLICATIONS", AND SECTION .10 "APPEAL" AND AMENDING SECTION .06 OF CHAPTER 878 ENTITLED "SPECIAL EVENTS", be given its third and final reading and be ADOPTED by TITLE ONLY

THE CITY OF LINCOLN PARK ORDAINS:

That Part Eight of the Codified Ordinance for the City of Lincoln Park Title Two, Chapter 878 entitled "Special Events" be and is hereby amended by adding Section .08 entitled "Recurring Applications", and Section .10 entitled "Appeal", and amending section .06 as follows:

878.06 PERMIT ISSUANCE.

A permit shall not be issued by Council unless the following criteria are met:

878.08 RECURRING APPLICATIONS

In the case of an application for an event that is the same as or is substantially similar to an event that has previously received City Council approval, a permit may be authorized by the City Clerk if the above criteria has been met with approval from the Chief of Police and the Fire Chief.

878.10 APPEAL

Any applicant aggrieved by a decision of the City Clerk not to authorize a permit shall have a right to a hearing before the City Council, provided a written request for a hearing is filed with the City Manager within 10 days following receipt of the Clerk's decision.

Motion carried.

NO: Councilperson Tobin

ADOPTED: April 3, 2023
PUBLISH: 13, 2023
EFFECTIVE: April 13, 2023

RESOLUTION 2023-119 Amend Fee Sch/Food Trucks & Sp Events

By Mayor Higgins, supported by Councilwoman Ross

WHEREAS, Section 209.01 of the City of Lincoln Park Codified Codes states, "Council may, by Resolution, from time to time, adopt service, fee, license, permit, application and User Fee charges for its agencies and departments, said charges to be paid forthwith by

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the individual or business against whom or which said charges are assessed.”.
 NOW, THEREFORE, BE IT RESOLVED, the Lincoln Park Mayor and Council does hereby amend the fee schedule as follows:

Food Truck License	\$ 100.00
Location Permit	\$ 10.00
Special Event Permit	\$ 50.00
Ventilation Hood Inspection	\$ 130.00
Hood Non-Compliance	\$ 65.00

Motion carried.

NO: Councilpersons Duprey, and Tobin

RESOLUTION 2023-120 Adopt CDBG Budget/FY 2023-24

By Councilwoman Tobin, supported by Councilman Behr

RESOLVED, that the following proposed budget is hereby adopted for the 49th Program Year of the Community Development Block Grant Program beginning July 1, 2023.

Administration & Planning	\$100,000
<i>PUBLIC FACILITIES & IMPROVEMENTS</i>	
Fire Department – Equipment	\$ 63,000
Library – Roof	\$185,000
Park & Rec – Playground Mulch	\$ 10,000
<i>PUBLIC SERVICES</i>	
Police Department Flock Cameras	\$ 16,000
First Step Domestic Violence	\$ 10,000
The Guidance Center	\$ 10,000
The Senior Alliance	\$ 3,046
Blessed Hope Food Pantry	\$ 25,000
St. Michaels - Blessing Box	\$ 7,800
Downriver Community Development Lunch/Snack Pack Initiative	\$ 9,500
<i>HOUSING</i>	
Code Enforcement	\$100,000
Blight Remediation	\$106,370
Demo	\$100,000
TOTAL	\$745,716

*Plus projected Rehab Revolving Fund Income of \$60,000

** Projected Housing Stock Revolving Fund Income of \$120,000

Motion unanimously carried.

RESOLUTION 2023-121 Auth E-mail Addresses/DDA/EDC-TABLED

By Mayor Higgins, supported by Councilman Behr

RESOLVED, that the Mayor and City Council authorizes and directs the assignment of city email addresses to DDA and EDC Board Members.

By Council President Salcido, supported by Councilwoman Tobin,

Resolved, that the above resolution be TABLED.

NO: Council President Breeding, Mayor Karnes

Motion unanimously carried.

CITY MANAGER REPORT

DEPARTMENT HEAD REPORT- Police Chief

CITIZEN COMMUNICATIONS

ORAL REPORTS OF THE MAYOR AND COUNCIL

RESOLUTION 2023-122 Adjournment

By Council President Salcido, supported by Councilwoman Tobin

RESOLVED, that the meeting be adjourned at 9:12 p.m.

Motion unanimously carried.

MICHAEL HIGGINS, MAYOR

KERRY A. KEHRER, CITY CLERK