

REGULAR MEETING

The meeting was called to order at 8:00 p.m., Mayor Steven M. Brown presiding.

Pledge of Allegiance to the Flag

Invocation by Rev. Cloyd Moore of Trinity P.H. Church

PRESENT: Councilpersons Valerie Brady, Mario DiSanto, Michael Higgins, Mark Kandes,
Thomas Murphy and Frank Vaslo

ALSO PRESENT: City Attorney Ed Zelenak and City Clerk Donna Breeding

Mayor's Remarks

City Manager's Report

RESOLUTION 04-482 Minutes

By Councilman Vaslo, supported by Councilman Higgins

RESOLVED, that the minutes of the Regular Meeting held under the date of August 30, 2004 be approved as recorded.

Motion unanimously carried.

PRESENTATION from Black Tie Committee of checks in the amount of \$2,500 each to the EDC and the U of M Burn Center

RESOLUTION 04-483 Accounts & Claims Payable

By Councilman DiSanto, supported by Councilwoman Brady

RESOLVED, that the Accounts & Claims Payable as presented by the Controller to the Mayor & Council be approved as follows:

Warrant Report: \$1,862,526.22

Motion unanimously carried.

RESOLUTION 04-484 Award Bid/Geotechnical Eng. Serv/'05 Street Improvement Project

By Councilwoman Brady, supported by Councilman Higgins

WHEREAS, the city has authorized Hennessey Engineers to complete the design of the 2005 Street Improvement Project, and

WHEREAS, similar to the early road projects, Hennessey Engineers is recommending that pavement cores/soil borings be completed for the roads in order to provide the contractors bidding on the project with accurate information on the existing pavement and soil conditions, and

WHEREAS, the city received sealed bids from various geotechnical engineering firms to complete the work, and

WHEREAS, the committee established by the Mayor and Council has reviewed the bids and has determined that the lowest qualified geotechnical engineering firm is McDowell & Associates.

BE IT RESOLVED, that McDowell & Associates be authorized to complete the required geotechnical engineering services for the 2005 Street Improvement Project.

BE IT FURTHER RESOLVED, that McDowell & Associates will be compensated per their bid submitted to the city with a not-to-exceed value of \$5,795.00.

BE IT FURTHER RESOLVED, that the funds for the cost of the work \$5,795.00, will be funded by the city's Road Construction item of the budget, Account Number 450 000 818.

Motion unanimously carried.

RESOLUTION 04-485 Award Bid/Sewer Repair Contract

By Councilwoman Brady, supported by Councilman DiSanto

WHEREAS, the lowest qualified bidder for the "Sanitary and Storm Sewer Repair Contract" is R.J. & J. Enterprises, Inc. and

WHEREAS, the committee that was established by the Mayor and Council has reviewed the bids for the "Sanitary and Storm Sewer Repair Contract" and is recommending awarding the contract to R.J. & J. Enterprises, Inc.

BE IT RESOLVED, that the Mayor and Council award the "Sanitary and Storm Sewer Repair Contract" to R.J. & J Enterprises, Inc. for a period ending on December 31, 2006.

BE IT RESOLVED, that the Mayor and Council authorize the Mayor and City Clerk to sign all contracts on behalf of the city.

Motion unanimously carried.

RESOLUTION 04-486 Ratify Contract/LP Command Officers

By Councilman Vaslo, supported by Councilman DiSanto

WHEREAS, the Lincoln Park Police Command Officers Association have entered into negotiations with the City concerning matters involving wages, hours and conditions of employment; and

WHEREAS, an amicable settlement of the contract issues have been arrived at; and

WHEREAS, the settlement is well within the guidelines that the City has established for all bargaining unit employees.

THEREFORE, BE IT RESOLVED, that the agreement appears to be in the best interest of the City and therefore Council hereby ratifies the aforesaid agreement.

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are hereby authorized to execute the contract documents.

By Councilperson Brady, supported by Councilman Murphy, that the above resolution be TABLED.

YEAS: Councilpersons Brady and Murphy

NAYS: Councilpersons DiSanto, Higgins, Kandes, Vaslo and Mayor Brown

MOTION TO TABLE FAILED.

Roll Call Vote on original resolution

Motion carried.

YEAS: Councilpersons DiSanto, Higgins, Kandes, Vaslo and Mayor Brown

NAYS: Councilperson Brady and Murphy

RESOLUTION 04-487 ERI/LP Command Officers

By Councilman Vaslo, supported by Councilman DiSanto

WHEREAS, the Lincoln Park Police Command Officers Association have entered into negotiations with the City in an effort to voluntarily reduce the work force as an avenue to reduce the City's fiscal liability; and

WHEREAS, an agreement has been reached which will allow cost reductions to occur within the bargaining unit while providing in return an early retirement program.

THEREFORE, BE IT RESOLVED, that the agreement appears to be in the best interest of the City and therefore Council hereby ratifies the aforesaid agreement.

BE IT FURTHER RESOLVED, that the Mayor and City Clerk be authorized to execute the contract documents.

Motion carried.

NAY: Councilperson Murphy

RESOLUTION 04-488 Adjourn for Closed Session/Pending Litigation

By Councilman Vaslo, supported by Councilman Higgins

RESOLVED, that a Closed Meeting of the Mayor and City Council and its attorney to discuss litigation strategy in the matter of Kaminski v. Lincoln Park et. al. be held at this time in the Council Blue Room.

Motion unanimously carried.

Recess Regular Council Meeting to meet in Closed Session at 8:54 p.m.

Reconvened Regular Meeting at 9:02 p.m.

RESOLUTION 04-489 Advertise for Positions

By Councilman Vaslo, supported by Councilman DiSanto

RESOLVED, that the Director of Personnel be authorized to advertise for the positions of Finance Director, Director of Administrative Operations, Director of Engineer and Public Services, Superintendent of Buildings, Grounds and Public Services and Superintendent of Utilities and Support Services.

Motion carried.

NAY: Councilperson Murphy

RESOLUTION 04-490 Participate/Res. Rehab Loan Prog

By Councilman Vaslo, supported by Councilman Higgins

RESOLVED, that the following citizen be approved for participation in the CDBG Residential Rehabilitation Program, for a loan not to exceed \$15,000.00.

#1118 DL Denise Gleich – 2062 Ford Blvd.

Siding, Glass Block Windows, Porch, Storm Doors

BE IT FURTHER RESOLVED, that William D. Hatley, Community Improvement Director is hereby authorized and directed to process this application in accordance with the Policy and Procedures Guidelines previously approved. Funds to come from 29th Program Year CDBG Budget Account Number 24929 720R.

Motion unanimously carried.

RESOLUTION 04-491 Emer Repair/YCP & Comm. Ctr.-Electrical

By Councilman Higgins, supported by Councilman DiSanto

RESOLVED, that the bidding procedure be waived due to the emergency situation at the Community Center which could endanger the health, safety, and welfare of the public, City employees and the protection of municipal property.

BE IT FURTHER RESOLVED, that Mayor and Council authorize City Manager Steve Duchane to sign at contract with Transformer Inspection Retrofill of Royal Oak, MI, to do the necessary emergency work to replace the failing transformer in Youth Center Park that provides electrical service to the Community Center and Youth Center Park. Funds to come from the Community Center Equipment Maintenance Account #101.720.778.

Motion unanimously carried.

RESOLUTION 04-492 Solicit bids/Riding Mower

By Council President Kandes, supported by Councilwoman Brady

RESOLVED, that the Mayor and Council hereby authorize the Personnel/Purchasing Director to solicit bids for one (1) Ferris Riding Mower per the specifications of the Motor Pool Department.

Motion unanimously carried.

RESOLUTION 04-493 Solicit Bids/Relocate Emergency Generator

By Councilwoman Brady, supported by Council President Kandes

RESOLVED, that the Mayor and Council hereby authorize the Personnel/Purchasing Director to solicit bids to relocate the emergency generator located at the River Drive Pump Station to the Department of Public Service premises per the specifications submitted by the Water Department.

Motion unanimously carried.

RESOLUTION 04-494 Transfer Funds/Motor Pool

By Councilwoman Brady, supported by Councilman Higgins

RESOLVED, that the Mayor and Council hereby authorize and direct the Controller to transfer the amount of Two Thousand Nine Hundred Ninety Four dollars Fifteen cents (\$2,994.15) from Motor Pool F'04-'05 REVENUE Budget Account #101932-69211 INSURANCE RECOVERY to Motor Pool F'04-'05 EXPENDITURE Budget Account #101932-778V OUTSIDE VENDOR LABOR for front end damage repair to M 51 – 2003 Ford Dump Truck.

Motion unanimously carried.

RESOLUTION 04-495 Block Party/3100 Block of LaClede

By Councilman DiSanto, supported by Councilman Higgins

RESOLVED, that the residents of the 3100 block of LaClede (between Capitol & Stewart) be granted permission to have a block party on Saturday, September 18, 2004 from 12:00 P.M. until 9:00 p.m. under the following conditions:

1. That the street be barricaded at both ends and closed to vehicular traffic.
2. That the party be over by 9:00 p.m. or dusk, whichever comes first, and the street be open to traffic.

Per the recommendation of the Police Department.

Motion unanimously carried.

RESOLUTION 04-496 Used Auto Dealers License/616 S'field

By Councilman Murphy, supported by Council President Kandes

RESOLVED, that Class Auto, Inc. 616 Southfield, Lincoln Park, be granted their "Annual 2004 Used Auto Dealers License". Per the recommendation of the Police Dept., Fire Dept and Building Department.

Motion unanimously carried.

RESOLUTION 04-497 Chg. Request/'04 Street Sectioning Project

By Councilwoman Brady, supported by Councilman Vaslo

RESOLVED, that the Mayor and Council approve Change Request Number One for "2004 Street Sectioning Project". This change request approves the additional costs associated with extra work completed on the project.

BE IT FURTHER RESOLVED, that the costs associated with the change request, \$53,730.68 will be funded by the contingency fund for the project.

BE IT FURTHER RESOLVED, that the Mayor and Council authorizes the DPS Superintendent to sign the official change order on behalf of the city.

Motion carried.

NAY: Councilman DiSanto

CITIZENS COMMUNICATIONS

ORAL REPORTS OF THE MAYOR AND COUNCIL

There being no further business, the meeting adjourned at 9:59 p.m.

STEVEN M. BROWN, MAYOR

DONNA BREEDING, CITY CLERK