

City of Lincoln Park
Receivership Transition Advisory Board Meeting Minutes
Tuesday, July 19th, 2016
Lincoln Park City Hall
Council Chambers
1355 Southfield Road
Lincoln Park, Michigan 48146

RTAB MEMBERS PRESENT:

**JESSICA THOMAS
GENELLE ALLEN
BRENDEN DUNLEAVY
JOHN ZECH**

ABSENT:

KEVIN BOND

ALSO PRESENT:

**PATRICK DOSTINE
Michigan Department of Treasury**

Reported by:

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Called to order at 1:02 P.m.

MS. THOMAS: All right, so I'll call this meeting to order. For the record, we're calling the meeting to order at 1:02 p.m.

MR. DOSTINE: Would you like me to take roll, Madam Chair?

MS. THOMAS: Yes, please.

MR. DOSTINE: Genelle Allen.

MS. ALLEN: Here.

MR. DOSTINE: John Zech.

MR. ZECH: Here.

MR. DOSTINE: Brenden Dunleavy.

MR. DUNLEAVY: Here.

MR. DOSTINE: Kevin Bond has asked to be excused. Jessica Thomas.

MS. THOMAS: Here.

MR. DOSTINE: You have quorum, Madam Chair.

MS. THOMAS: All right, I want to make sure you understand, if you have any public comment, there is a card to be filled out over there on the podium.

First, I will entertain a motion to approve the agenda as presented.

MR. ZECH: Madam Chair, I would like to make that motion, but I would like to, at the same time, add an item to the agenda, if I could.

1 MS. THOMAS: Okay.

2 MR. ZECH: And this may be a little awkward and
3 all; I'm sorry I'm pressed right up to the, being slightly
4 late. But this morning, I began a position with the City
5 of Southgate. And so I haven't had a chance to discuss
6 with the state, or any of you, whether you might think
7 that's a conflict of interest?

8 So if we could perhaps put that at the end of
9 the agenda, or at the beginning of the agenda, wherever
10 you see fit, I am now the new city administrator for the
11 City of Southgate. So, but I would like to make the
12 motion that we approve the agenda.

13 MS. ALLEN: Second.

14 MS. THOMAS: The agenda has been approved, and
15 again, public, you can definitely sign up there at the
16 podium for public comment.

17 MR. DOSTINE: Madam Chair, actually, the agenda
18 has been moved and seconded, and we would take a vote.

19 MS. THOMAS: Yes, sorry.

20 MR. DOSTINE: That's okay.

21 MS. THOMAS: So, we have a vote now on the
22 agenda that has been moved and seconded.

23 All in favor?

24 MR. ZECH: Aye.

25 MS. ALLEN: Aye.

1 MR. DUNLEAVY: Aye.

2 MS. THOMAS: Opposed?

3 (No response)

4 MS. THOMAS: All right, motion passed.

5 All right, moving on, are there any public
6 comments?

7 Oh, wait, sorry about that. But moving ahead.
8 All right, so looking over the regular meeting agenda of
9 June, or minutes of June 21st, 2016, I'd like to entertain
10 a motion to approve the June 21st, 2016 RTAB minutes as
11 presented.

12 MR. ZECH: So moved.

13 MS. ALLEN: Second.

14 MS. THOMAS: All right, the motion has been
15 moved and seconded.

16 MR. DUNLEAVY: Discussion on the motion?

17 MS. THOMAS: All right.

18 MR. DUNLEAVY: I'm going to abstain from the
19 vote because I wasn't here.

20 MS. THOMAS: Okay. All right, all those in
21 favor? Aye.

22 MR. ZECH: Aye.

23 MS. ALLEN: Aye.

24 MS. THOMAS: Opposed?

25 (No response)

1 MS. THOMAS: All right, motion passes, to
2 approve the RTAB minutes for the June 21st, 2016 meeting.

3 Moving on to new business, I would like to
4 entertain a motion to approve all the resolutions from the
5 June 6th, 2016 regular city council meeting, with the
6 exception of resolution number 2016-15, which is the
7 district court operating budget. And also, the resolution
8 number 2016-155, the court building authority, and also
9 the resolution 2016-157, which is the accounts and claims
10 payable.

11 MR. DUNLEAVY: Move approval.

12 MR. ZECH: Support.

13 MR. DOSTINE: And Madam Chair, I'll just note
14 for the record, there was no old business.

15 MS. THOMAS: Correct.

16 The motion has been moved and supported, all
17 those in favor? Aye.

18 MR. ZECH: Aye.

19 MS. ALLEN: Aye.

20 MS. THOMAS: Opposed?

21 (No response)

22 MS. THOMAS: Hearing none, we will move forward
23 to resolution number 2016-14, which is the district court
24 operating budget, attachment 2a. Mr. Coppler, can you
25 please provide a summary?

1 MR. COPPLER: Good afternoon everyone.

2 So, every year, as part of the agreement between
3 the three communities and the court, the cities have to
4 approve the budget for the court. I believe you should
5 have in your packets the information that was provided to
6 city council along with the resolutions for the court
7 system.

8 There is an increase this year over last year.
9 As you may recall, within the budget for the city of
10 Lincoln Park, we did make that correction to actually
11 reduce what the projection was. But we went in to the
12 budget process.

13 MS. THOMAS: Any discussion?

14 (No response)

15 MS. THOMAS: All right, I will entertain a
16 motion to approve, deny or postpone resolution number
17 2016-154, for the district court operating budget.

18 MR. DUNLEAVY: Move approval.

19 MR. ZECH: Support.

20 MS. THOMAS: The motion has been moved and
21 supported, to the resolution 2016-14.

22 All those in favor? Aye.

23 MR. ZECH: Aye.

24 MS. ALLEN: Aye.

25 MS. THOMAS: Opposed?

1 (No response)

2 MS. THOMAS: Hearing none, we will move on to
3 resolution number 2016-155, court building authority; it's
4 attachment 2b, for everyone.

5 Mr. Coppler, can you please provide a summary on
6 this for the board as well?

7 MR. COPPLER: So, the court has -- and I don't
8 know if you are aware of this, that the court actually
9 merged, the city's court, Lincoln Park court merged, with
10 Ecorse and River Rouge. So now, instead of just handling
11 one court's jurisdiction, the building where they're at
12 right now has three jurisdictions.

13 A recent study that was conducted through a
14 grant process, was awarded to the court, showed that it
15 was woefully under or over-utilized, and did not have
16 enough square footage to achieve the goals the court
17 should have, and have the level of security. Normal
18 things that you would expect a court system would have.

19 They are looking to create with this, a building
20 fund that will allow them to tack on a \$20 charge to their
21 tickets, that then can be used to help build a new court,
22 down the road.

23 MS. THOMAS: Are there any questions, or
24 discussion?

25 MR. DUNLEAVY: Discussion.

1 MR. ZECH: Go ahead, Brendan, I'll follow you.

2 MR. DUNLEAVY: Has there been a feasibility
3 study done on this, or any other thing, because -- of how
4 much money would be generated by the \$20 charge, how much
5 the building will cost, or anything about those expenses.

6 MR. COPPLER: They're estimating that the
7 revenue from the \$20 would be in the 500 -- \$400,000 to
8 \$500,000 a year range. I think that's a conservative
9 number, based upon the tickets that are actually -- when
10 you look, the number of tickets have been going up over
11 the last few years, for both -- all three jurisdictions.
12 So I think that's a very conservative number.

13 Related to the feasibility of a building, again,
14 they are now starting in the planning stages, and I think
15 they're going to be looking at -- to start that, to kind
16 of spec out exactly what the building, the size, and
17 things like that.

18 MR. DUNLEAVY: Will you come back to us at that
19 point, once some of the details are known? All we're
20 doing now is approving the authority of the \$20 charge?

21 MR. COPPLER: Correct.

22 MR. DUNLEAVY: How does that compare to other
23 municipalities? I mean, I guess I don't want to get
24 pulled over in Lincoln Park if it's \$20 more.

25 MR. COPPLER: Can't answer what that looks like

1 for other jurisdictions.

2 MR. DUNLEAVY: Have other jurisdictions used
3 this form of funding?

4 MR. COPPLER: I would say that there probably
5 are some that have done it, and this isn't something that
6 you know, we don't necessarily go to do things here that
7 are not done other places. So I think this is probably
8 been done, and actually, I don't know if the \$20 charge
9 was used when this building was originally built; they did
10 have a building committee created to take that issue up.

11 MR. DUNLEAVY: Thank you.

12 MS. THOMAS: Mr. Zech?

13 MR. ZECH: Mr. Coppler, the -- so, they, did
14 they close two courts and then combined into one court?

15 MR. COPPLER: They effectively merged the three
16 courts into one, so the actual buildings themselves have
17 been abandoned in the two jurisdictions. I'm not --
18 because this happened before my time, I'm not sure, you
19 know, what the merger looked like in terms of you know,
20 the, where the people came from that now staff it. But --

21 MR. ZECH: And they're using Lincoln Park's
22 building, we'll say?

23 MR. COPPLER: Yes. I believe, probably, we had
24 the bigger building at the time, and --

25 MR. ZECH: How many --

1 MR. COPPLER: Because of the volume, and
2 actually, in the information that was provided as part of
3 their budget, you can start seeing, I think on the second
4 page of that information, a number of cases that are
5 flowing through on a yearly basis, and it's quite
6 striking.

7 MR. ZECH: And this was the decision made by the
8 emergency managers, to do this? Or, the state court
9 administrator?

10 MR. COPPLER: Yes. I believe it was a decision
11 of the state's court to merge those three together.

12 MR. ZECH: Are there three district judges?

13 MR. COPPLER: Two.

14 MR. ZECH: Two, at this point. Thank you.

15 MS. THOMAS: I have a quick question. Oh, go
16 ahead.

17 MS. ALLEN: The \$20 additional fee, is that
18 designed to be in perpetuity, or is there some sunset
19 clause?

20 MR. COPPLER: You know, let me see. This is
21 something that is at the discretion of the court. I think
22 the length that it will be charged will be based upon
23 ultimately what that building cost is going to be. I
24 didn't have that conversation with the judge, to see if,
25 you know, they were going to sunset it.

1 It is for a specific purpose. I'm assuming that
2 as they justified doing that with the state, for putting
3 that on there, is that they, there should be some type of
4 parameters that allow them to do that.

5 MS. ALLEN: Thank you.

6 MS. THOMAS: Go ahead.

7 MR. ZECH: The money, as it's collected, would
8 be held by the court? Or, invested in something extremely
9 conservative, so it will grow, and the interest would
10 accrue to the fund?

11 MR. COPPLER: Yes. I -- the interesting thing
12 with all this is, that you know, they're asking three
13 communities to adopt this. But in the end, they're the
14 ones that are in control of this whole process. Now, with
15 that being said, you know, we have a very good
16 relationship with the judges and the administrator of the
17 court.

18 And you know, we, we basically handle all their
19 financial dealings with the city. So we have a good
20 relationship with them, and there's no doubt that we'll
21 work with them to make sure the right thing's done at all
22 time. But it's going to be into a fund that is controlled
23 by them.

24 MR. ZECH: I see.

25 MR. DUNLEAVY: Who sits on the court building

1 authority, and how are they appointed?

2 MR. COPPLER: So ultimately it's appointed by
3 the judges. The individuals who serve on it. They have
4 not gotten back to us yet to tell us exactly what that
5 methodology is going to be. We're assuming that it's
6 going to be representatives from each of the communities
7 who sit on that. But we haven't been provided a lot of
8 follow up information on what that looks like yet.

9 MR. DUNLEAVY: No possibility of this becoming a
10 jail authority, or? Wayne County's kind of a sore
11 subject, so I want to make sure that we have -- you have
12 some controls over it.

13 MR. COPPLER: Yes. I think one aspect of this,
14 and I think it's a positive, is that the court system is
15 very aware that the City of Lincoln Park is the main
16 contributor to this, and so they do want to keep the
17 building within the city.

18 And that's from the first day they started
19 talking about this, they let us know that. And the other
20 communities have not issued any objections or even talked
21 about not keeping the building here in the city.

22 The next step with that, that is their desire
23 also, to partner with the city, to have the police
24 department co-locate with them. And there are a lot of
25 efficiencies in that model.

1 One of which is holding cells. I think that is
2 something that is being discussed at some level, that
3 there may be a good idea of being able to have enough
4 cells that would allow, you know, them to hold individuals
5 rather than send them to Wayne County.

6 So there are talks about it, and again, that's
7 part of I think, the overall strategy that still being
8 developed, so. We are in a very early phase of this whole
9 project, and haven't started collecting money.

10 MR. DUNLEAVY: And all we're being asked to do
11 today is to approve the beginning of that phase, correct?

12 MR. COPPLER: Right. Yeah. Yeah. There's
13 still a lot more to come, and especially if the city's
14 going to be partnering with them on the police department
15 part of it. That brings the RTAB in very dramatically.
16 It's like the city council. It'll be even a bigger part
17 of all this.

18 MS. THOMAS: I guess along with the questions
19 there, just the timeline. You know, so that maybe we can
20 have a proposed timeline as this progresses, so we'll have
21 a good idea of what to anticipate and when, you know, just
22 for clarity, on what's being approved as we go along.
23 Because I'm sure that -- I'm certain that there will
24 probably be several phases of this process. If we can
25 have that mapped out, I think that would be ideal.

1 MR. COPPLER: And I think that's the actual next
2 step. I agree.

3 MS. THOMAS: All right, so --

4 MR. DUNLEAVY: I move approval.

5 MS. THOMAS: All right, second?

6 MS. ALLEN: Second.

7 MS. THOMAS: All right, it's been moved and
8 supported to adopt the resolution number 2016-155.

9 All those in favor. Aye.

10 MR. ZECH: Aye.

11 MS. ALLEN: Aye.

12 MR. DUNLEAVY: Aye.

13 MS. THOMAS: Opposed.

14 (No response)

15 MS. THOMAS: Hearing none, motion passes.

16 All right, moving on to resolution number 2016-
17 157, which is the accounts and claims payable, attachment
18 2c in everyone's notes.

19 Mr. Coppler, can you please provide a summary of
20 this item as well?

21 MR. COPPLER: Pursuant to Emergency Manager
22 Order Number 60, all those expenditures that are over
23 \$25,000 have to be approved by the city council and RTAB.
24 And this resolution was approved by city council,
25 authorizing these payments, and we now seek approval from

1 RTAB.

2 MS. THOMAS: All right. Entertain a motion to
3 approve, deny or postpone resolution 2016-157.

4 MR. DUNLEAVY: Move approval.

5 MR. ZECH: Support.

6 MS. ALLEN: I have a comment. One of the
7 payments is to Wayne County. Seeing that I'm employed
8 there, I probably should abstain. Just for approval with
9 regard to Wayne County.

10 MS. THOMAS: All those in favor. Aye.

11 MR. ZECH: Aye.

12 MR. DUNLEAVY: Aye.

13 MS. ALLEN: Aye. And abstain on Wayne County.

14 MS. THOMAS: Opposed.

15 (No response)

16 MS. THOMAS: Hearing none, motion passes. All
17 right, we'll move on to the resolutions from the regular
18 city council meeting of June 20, 2016, attachment 3. I'd
19 like to entertain a motion to approve all resolutions from
20 the June 20th, 2016 regular city council meeting, with the
21 exception of resolution number 2016-18, which is the
22 accounts and claims payable.

23 MR. ZECH: I move that.

24 MR. DUNLEAVY: I second.

25 MS. THOMAS: All right, it's been moved and

1 second; all those in favor. Aye.

2 MR. ZECH: Aye.

3 MR. DUNLEAVY: Aye.

4 MS. ALLEN: Aye.

5 MS. THOMAS: Any opposed?

6 (No response)

7 MS. THOMAS: Hearing none, motion passes.

8 Moving on to resolution number 2016-181,
9 accounts and claims payable, attachment 3a. Mr. Coppler,
10 can you please provide a summary of this item for the
11 board, as well?

12 MR. COPPLER: Again, pursuant to EM Order Number
13 60, those accounts and things payable by the city over
14 25,000 must be approved by the city council and the RTAB.

15 MS. THOMAS: Any questions or discussion?

16 (No response)

17 MS. THOMAS: All right, all those in favor of
18 passing --

19 MR. ZECH: We need a motion; I'll make the
20 motion.

21 MS. THOMAS: Oh sorry, motion, I'm sorry. A
22 motion to approve, deny or postpone resolution number
23 2016-181.

24 MR. ZECH: I made the motion, and I don't know
25 who supported.

1 MR. DUNLEAVY: Second.

2 MR. ZECH: There it is.

3 MS. THOMAS: All right. It's been moved and
4 second, for approval of resolution number 2016-181.

5 All those in favor. All those in favor. Aye.

6 MR. ZECH: Aye.

7 MR. DUNLEAVY: Aye.

8 MS. ALLEN: Aye. And I abstain again on the
9 item pertaining to Wayne County.

10 MS. THOMAS: All right, all those opposed.

11 (No response)

12 MS. THOMAS: Hearing none, motion passes.

13 All right, we will move on to resolutions from
14 the special city council meeting of June 20th, 2016,
15 attachment number four. And would entertain a motion to
16 approve all resolutions from the special city council
17 meeting of June 20th, 2016.

18 MR. DUNLEAVY: Move to approve.

19 MR. ZECH: Support.

20 MS. THOMAS: It's been moved and supported for
21 the resolutions from the special city council meeting of
22 June 20th, 2016; any discussion?

23 (No response)

24 MS. THOMAS: All right, it's been moved and
25 seconded. All those in favor. Aye.

1 MR. ZECH: Aye.

2 MR. DUNLEAVY: Aye.

3 MS. ALLEN: Aye.

4 MS. THOMAS: Opposed.

5 (No response)

6 MS. THOMAS: Hearing none, motion passes.

7 All right, we will move on, next, to city
8 manager items. While action on these items occurred
9 during a council meeting outside the normal review period
10 for today's board meeting, the city manager's requesting
11 to bring them forward for early review.

12 Items one through nine have been approved by the
13 city council at the July 5th, 2016 council meeting.

14 Mr. Coppler, can you please provide a summary?

15 MR. COPPLER: Yes, so items on the agenda, one
16 through five, all deal with the dangerous, are actions by
17 the dangerous building board. Four of the five are
18 garages that need to be torn down. One of the list items
19 is for a house that needs to be torn down.

20 All of these have been long term eyesores for
21 the neighborhood. We had a little hiccup with not having
22 the dangerous building board in place and having meetings,
23 for a little over a year. So we're getting back into the
24 swing of things, and city council has agreed with the
25 dangerous building board's determinations, that these

1 properties need to be torn down.

2 And the next step is for you to approve
3 council's actions so we can start the 20 day waiting
4 period, and then begin demolition process.

5 MS. THOMAS: Are there any questions at all, or
6 discussion?

7 MR. ZECH: Madam Chair, I'd be glad to make the
8 motion to approve one through five.

9 MR. DUNLEAVY: Second.

10 MS. THOMAS: All right, it's been moved and
11 seconded to approve the motion -- I'm sorry, items one
12 through five. All those in favor. Aye.

13 MR. ZECH: Aye.

14 MR. DUNLEAVY: Aye.

15 MS. ALLEN: Aye.

16 MS. THOMAS: Opposed.

17 (No response)

18 MS. THOMAS: Hearing none, motion passes.

19 All right, we will move on to entertain a motion
20 to approve or deny or postpone resolutions 20-, or, 2016-
21 191, 2016-192, 2016-193, 194 and also 195. Oh wait,
22 sorry.

23 MR. DOSTINE: Excuse me, Madam Chair, I think we
24 just approved those. They were referenced as one through
25 five.

1 MS. THOMAS: Okay, sorry about that.

2 MR. DOSTINE: Maybe for the record, we can note
3 that they're attached to these resolutions, the numbers
4 that Mr. Zech announced.

5 MS. THOMAS: All right.

6 MR. DOSTINE: So we can move on to Resolution
7 196.

8 MS. THOMAS: Perfect.

9 All right, we're going to move on to approval of
10 resolution number 2016 196, which is contract with GV
11 Cement Contracting, located attachment 5f. Mr. Coppler,
12 can you please provide a summary of this item for the
13 board?

14 MR. COPPLER: So, in a previous meeting, both
15 the council and the board approved staff to put out the
16 bid for CDBG projects, to work on three, potentially three
17 intersections along Electric Avenue. And we had provided
18 an alternate proposal, because we knew that we were very
19 close to what the budget was, and possibly might be over
20 budget, in awarding all three intersections.

21 We were correct, and in the end, doing three
22 intersections would not be feasible with the amount of
23 money that we had available to the city, through CDBG, for
24 the intersections and projects. So we will be going with
25 two intersections, and -- in the amount of \$278,000. The

1 company that had the lowest and best bid was GV Cement
2 Contracting Company.

3 MR. ZECH: Madam Chair, a question? Do we need
4 to make a motion before I can ask a question, Mr. Dostine?

5 MR. DOSTINE: I believe so; I believe a motion
6 and a second is required, technically.

7 MR. ZECH: Okay. I'd be glad to make that, to
8 make the motion.

9 MS. ALLEN: Second.

10 MS. THOMAS: All right, it's been moved and
11 seconded, for the contract, the GV Cement contract; any
12 questions?

13 MR. ZECH: Yes, thank you, Madam Chair. The --
14 as I recall, GV Cement was the best bid, the last time
15 around.

16 MR. COPPLER: Yeah, actually, they won the --
17 were awarded the bid, for the city's concrete sectioning
18 and utility pavement projects.

19 MR. ZECH: And so, and the, for lack of better
20 words, the intersection that was deleted because of -- or
21 postponed, let's put it that way. Postponed to a future
22 date. You did some criteria to decide the intersections
23 one and two, were worse off or higher priority, or more
24 traffic, than the one you had to postpone?

25 MR. COPPLER: We have the city engineer -- I'm

1 going to let you have -- sitting here, an engineer --

2 MR. ZECH: Just curious as to how you came to
3 the conclusion as to which one to postpone?

4 MR. KERN: Ryan Kern, with Hennessy Engineers.

5 Based on the condition, we removed the, I guess
6 out of the three, chose the two worst to move forward
7 with. It's not based on traffic; traffic counts are the
8 same. All three intersections are right next to each
9 other, along Electric Avenue, north and south, in a row.

10 MR. ZECH: I see.

11 MR. KERN: So basically we're moving forward
12 with the two that are in the worst condition.

13 MR. ZECH: And has there been some notification
14 to the businesses in the area, that for reasons of money,
15 the project has had to be reduced, and you're planning to
16 do it at some future point?

17 MR. KERN: It's all residential through that
18 area, I'm not sure -- I don't believe the residents are
19 aware that the project's coming forward. But they will be
20 notified, prior to starting construction, what's going to
21 be taking place.

22 MR. ZECH: Okay. Thank you.

23 MS. THOMAS: All right, it's been moved and
24 seconded, or second, regarding the contract with GV Cement
25 Contracting. All those in favor. Aye.

1 MR. ZECH: Aye.

2 MS. ALLEN: Aye.

3 MR. DUNLEAVY: Aye.

4 MS. THOMAS: Opposed.

5 (No response)

6 MS. THOMAS: Hearing none, motion passes.

7 MS. ALLEN: I have a question about the
8 procurement terminology, not about the contract. It says
9 awarded to the lowest, best bidder. And I'm used to
10 seeing terminology more responsive bidders, saying if the
11 bidder met the minimum qualifications. What does best
12 mean?

13 MR. COPPLER: In determination of the city, that
14 that was the lowest and best bid to be awarded. I -- I've
15 seen them both ways; I think they're interchangeable in
16 the grand scheme of things. But your terminology's a
17 little bit more up to date.

18 MS. THOMAS: All right, moving on to the
19 approval of resolution number 2016-198, which is the MDOT
20 contract, attachment 5g. Mr. Coppler, can you please
21 provide a summary of this item for the board?

22 MR. COPPLER: Yes. So, the city has been
23 working with the State of Michigan Department of
24 Transportation for a number of years now, on a bridge
25 replacement project, which was on Hazel Street, which

1 carries Hazel Street over the Sexton-Kilfoil drain.

2 Don't know why, but apparently the state gives
3 their contracts towards the ends of the projects. This
4 was actually going out to bid when we received the
5 contract for them, that basically encapsulated everything
6 that's been done up to this point, plus moving forward.

7 So already, the city has expended funds on the
8 design of the project; that was the city's responsibility.
9 And we will have to provide, in this particular case, when
10 the contract was presented to us, that's been around
11 \$41,000, which part of that had been budgeted. Earlier
12 estimates had the number lower, so we will need to adjust
13 the budget, plus once the bids were opened, we found that
14 they were higher than what the estimates were.

15 So we'll probably have to adjust, you know, our
16 share of the budget again. However, the other part of it
17 is \$120,000 to be set aside for the construction
18 management and inspection for the bridge project. That
19 again, the city is responsible for.

20 So this agreement encapsulates that the city is
21 responsible for the design, the construction management
22 and inspection, as well as the \$41,000 which again will
23 have to go up. My guess, based upon the bids, in that
24 they will provide resources from both state and federal
25 funding, to update this project. It's a pretty standard

1 MDOT contract, by the way.

2 MS. THOMAS: All right, I'll entertain a motion
3 to approve, deny or postpone resolution number 2016-198,
4 which is the MDOT contract.

5 MR. ZECH: I move approval.

6 MR. DUNLEAVY: Second.

7 MS. THOMAS: It's been moved and second, to
8 approve the resolution number 2016-198. Any questions, or
9 any discussion?

10 (No response)

11 MS. THOMAS: All those in favor. Aye.

12 MR. ZECH: Aye.

13 MS. ALLEN: Aye.

14 MR. DUNLEAVY: Aye.

15 MS. THOMAS: Opposed.

16 (No response)

17 MS. THOMAS: Hearing none, motion passes. All
18 right, moving on to item eight, on the agenda, resolution
19 number 2016-199, which is the contract with Hennessy
20 Engineers, attachment 5h. Mr. Coppler, can you please
21 provide an update, or a summary, on this item for the
22 board?

23 MR. COPPLER: So this is the companion
24 resolution to what you just acted on. As I said, the city
25 is responsible for doing the construction management, site

1 inspection of the bridge project. We are using Hennessy
2 Engineers, which is our contractual engineering firm for
3 the city, based upon their rates, negotiated as a part of
4 the contract.

5 MS. THOMAS: All right, I'll entertain a motion
6 to approve the resolution for the contract with Hennessy
7 Engineers.

8 MR. DUNLEAVY: Motion to approve.

9 MS. ALLEN: Second.

10 MS. THOMAS: It's been moved and second, to
11 approve the resolution number 2016-199. Any discussion?

12 (No response)

13 MS. THOMAS: All right. All those in favor.
14 Aye.

15 MR. ZECH: Aye.

16 MS. ALLEN: Aye.

17 MR. DUNLEAVY: Aye.

18 MS. THOMAS: Those opposed.

19 (No response)

20 MS. THOMAS: Hearing none, motion passes.

21 All right, moving on to number nine on our
22 agenda, item resolution number 2016-200, which is the
23 settlement with MERS, attachment 5i. Mr. Coppler, please
24 provide a summary of this item for the board.

25 MR. COPPLER: As the board is aware, we've been

1 working with MERS to settle a dispute on the amount of the
2 pension contributions prior, or, fiscal year '15-'16.
3 We've already made, with your help, one payment. This is
4 the agreement that, again, memorializes what we've already
5 started to do, which is the city will pay the 774 odd
6 dollar contribution that they felt the city needed to
7 make, above what we've already made.

8 And in return, they'll pull the lawsuit that
9 they have filed against the city. And just as a follow
10 up, you'll be seeing at the August meeting, the final
11 amendment to the budget, necessary to make the final
12 payment.

13 MR. DUNLEAVY: How much was that payment, again?

14 MR. COPPLER: \$774,000. \$774,045.78 is the
15 total that the city owes --

16 MR. DUNLEAVY: How much did you budget for,
17 originally?

18 MR. COPPLER: Approximately 3.1, something in
19 that neighborhood.

20 MR. DUNLEAVY: Three point one million?

21 MR. COPPLER: Yes. So this is a positive?

22 MR. COPPLER: Yes. This takes care of all the
23 outstanding issues for that fiscal year.

24 MS. THOMAS: All right, I'd like to entertain a
25 motion to approve, deny, postpone resolution number 2016-

1 200, which is the settlement agreement with MERS.

2 MR. DUNLEAVY: Move approval.

3 MS. ALLEN: Second.

4 MS. THOMAS: It's been moved and seconded for
5 this resolution number; any questions?

6 (No response)

7 MS. THOMAS: All those in favor. Aye.

8 MR. ZECH: Aye.

9 MS. ALLEN: Aye.

10 MR. DUNLEAVY: Aye.

11 MS. THOMAS: Opposed.

12 (No response)

13 MS. THOMAS: Hearing none, resolution passes.

14 MR. ZECH: Madam Chair, not a question, but I'm
15 sure -- but a comment -- I'm sure this is a relief to the
16 mayor, who's in the room, and council person in the room,
17 and all the staff. I'm sure this must be a relief, to all
18 of you, and, well done.

19 MS. THOMAS: All right, I think we have now
20 moved on to our report section.

21 MR. COPPLER: I just noticed this -- there are
22 actually appointments, as well, that I have recommended.
23 I see that they for some reason didn't get on to the
24 agenda.

25 MS. THOMAS: Matt, do you remember what section

1 that was?

2 MR. COPPLER: Yes, if you look in my memo, of
3 city manager agenda items, it'll be on the third page.
4 Actually, goes three to four.

5 MR. ZECH: Madam Chair, there is one item;
6 perhaps I wasn't paying attention. One item on the
7 agenda, that you'll see that we voted on, but that has to
8 do with accounts and claims, 2016-184. Or maybe I missed
9 it. I don't see anything about appointments.

10 MS. THOMAS: I think you're right on the 184.

11 MR. ZECH: Because we voted on 157 and 181, and
12 Ms. Allen asked to be able to abstain on both of those
13 because it dealt with Wayne County. And then we went
14 right away over to --

15 MS. THOMAS: Yeah, we did do 184.

16 MR. ZECH: Did we? Okay. I missed it, sorry.

17 MR. DOSTINE: Actually, that's a typo on the
18 agenda. That's a note to you to entertain a motion for
19 Resolution 2016-184; it really should say 181.

20 MS. THOMAS: Okay.

21 MR. DOSTINE: It ties into --

22 MR. ZECH: Okay, that's --

23 MR. DOSTINE: Yeah, that's just a typo. I mean,
24 I'm sure with regards to the appointments, they're in the
25 packet. I guess I would just recommend that the agenda be

1 amended to include, you know, the city manager's
2 recommendation for appointments, which are clearly in the
3 back of the RTAB packet.

4 MS. THOMAS: Okay, I will recommend, or
5 entertain a motion, to add to the agenda the appointments
6 of the city manager as included in our packets.

7 MR. ZECH: So moved.

8 MR. DUNLEAVY: Second.

9 MS. THOMAS: It's been moved and seconded, to
10 add to the agenda the recommended items for appointments
11 from the city manager's agenda items.

12 Mr. Coppler, can you provide an update for us?

13 MR. COPPLER: Yes. So, we have listed one, two,
14 three, four appointments that we would like to make, all
15 are included within the fiscal year, '16-'17 budget,
16 anticipated expenditures.

17 The first one is for a part time building
18 supervisor for our recreation department, and you may
19 recall at the last meeting, we made a couple of those
20 appointments. We had one leave, that was appointed, and
21 so we need to fill that position again.

22 We also had a vacancy for a part time
23 administrative clerk for the recreation department once
24 again. So this fills that particular position. As you
25 might recall from one of the previous meetings, the

1 director of CDBG had left, or retired again. But not on
2 our dime, retired the second time.

3 And so we are promoting the assistant director,
4 Doreen Christian, into that position. Doreen has been a
5 long term employee for the city, and her role as the
6 assistant CDBG director, she's done an incredible job
7 keeping the program running. As we have downsized, she'll
8 be taking on some additional responsibilities as part of
9 all this. So we feel that we're placing the future of the
10 city's CDBG program in good hands, and somebody's that
11 capable of handling what we need to handle, moving
12 forward.

13 And then the last one is the city manager --
14 city management coordinator. Effectively, we're taking
15 the part time internship position and making it a full
16 time, which will provide a lot more hours for us to get
17 more accomplished, especially on the citizen,
18 communication and accountability projects that we're
19 working on.

20 MR. ZECH: Question -- what was the name of that
21 position? The last one?

22 MR. COPPLER: The last one, is city management
23 coordinator.

24 MS. THOMAS: All right, I'll entertain a motion
25 to approve the stated appointments for the city manager's

1 report.

2 MS. ALLEN: So moved.

3 MR. DUNLEAVY: Second.

4 MS. THOMAS: It's been moved and seconded to
5 approve the appointments. Any questions?

6 All those in favor. Aye.

7 MR. ZECH: Aye.

8 MS. ALLEN: Aye.

9 MR. DUNLEAVY: Aye.

10 MS. THOMAS: Opposed.

11 (No response)

12 MS. THOMAS: Hearing none, motion passes.

13 MR. ZECH: Madam Chair, pardon me, I did think
14 of a question; unfortunately I'd already said I didn't
15 have it. But if I could? Is it your intention, then,
16 perhaps, to seek a new or another assistant to the
17 development director, community development director? Or
18 is that person that we just appointed going to do two
19 jobs, or, for lack of better words --

20 MR. COPPLER: Two jobs.

21 MR. ZECH: Two jobs. Thank you.

22 MR. COPPLER: It's probably going to be more
23 like six or seven, but don't tell him that, because he may
24 leave. But we are a small staff here, we all wear a lot
25 of hats, and, you know, as part of our outreach, you know,

1 when we talk about citizens, we include the businesses
2 within the city as citizens for us. So we have a lot of
3 work ahead of us, but you know, we function together, you
4 know, work as a team. Between Giles Tucker, Adam and
5 myself.zz

6 MR. ZECH: Thank you.

7 MS. THOMAS: All right, we will move on to all
8 the reports that have been received and filed. I think
9 that everyone can see some of these are the ones that we
10 have already preapproved, for the check disbursement; we
11 also have our budget to actual. Are there any questions
12 at all for any of the reports presented here? Or anything
13 in particular that needs to be brought up?

14 (No response)

15 MS. THOMAS: All right, we will move on to the
16 city administrator's report; is there anything that we'll
17 go ahead --

18 MR. COPPLER: I have nothing in writing for you
19 today, so I will not take up any more of your time.

20 MR. ZECH: Mr. Manager, do you want a motion to
21 receive and file ten through fifteen? Is that what the,
22 what you would like, or, if so, I'll be glad to make a
23 motion.

24 MR. DOSTINE: Yup, that's completely
25 appropriate. You could make a motion to receive and file

1 items ten through fifteen.

2 MR. ZECH: I'd be glad to do that.

3 MS. ALLEN: Support.

4 MS. THOMAS: All right, it's been moved and
5 seconded to receive the following reports. Any questions?

6 MS. ALLEN: I do have a question. And this is a
7 question that I raised at the last meeting, but it was
8 indiscernible in the minutes. With regard to the -- your
9 monthly performance reports. And I had mentioned that in
10 the various departments, there's a section called budget
11 overview, and it mentions the budget for the 2014-'15
12 fiscal years, then the amended budget for the current
13 fiscal year, and the actual activity.

14 And some departments show activity under
15 trending under the budget, which would imply to me that
16 they have not spent to their budget amount. But there's
17 some departments, and -- as an example, buildings. The
18 activity for this year shows a higher amount than the
19 actual amended budget amount. And you were going to
20 explain the discrepancy, or the difference. It was page
21 seven, on the report.

22 MR. COPPLER: Almost there. Yes, so, the big
23 number within that cost center is the contract that we
24 have with Safebuilt, to provide the building services.
25 It, the contract, is a function of a certain percentage of

1 what is collected, they receive as part of the contractual
2 payment.

3 And so, if they receive more, we're going to end
4 up paying more because we're going to end up paying more,
5 because they're getting generally about 70 percent of what
6 we collect for building fees. And so that's what, you
7 know, it's kind of more of an anomaly and everything, than
8 what you might think. Because every place else, it's kind
9 of a fixed number. But that has to go up, if the amount
10 that we are collecting goes up.

11 MS. ALLEN: So is this a direct -- at fiscal
12 year end, when you reconcile the actual budget amount,
13 then it's your actual revenue collections?

14 MR. COPPLER: Correct. Yeah, if you look in the
15 revenue sections, you'll see that we're performing higher
16 on those building fees than what we budgeted. But yeah,
17 in the end, there'll be that clean up resolution,
18 amendment, that will then will balance this out, so, it'll
19 all make sense.

20 MS. ALLEN: Thank you.

21 MS. THOMAS: All right.

22 MR. DOSTINE: Madam Chair, I thought maybe this
23 might be the appropriate time to consider Mr. Zech's
24 addition to the agenda earlier on in the meeting?

25 MS. THOMAS: Yes, it is approved or recommended

1 to add this item on Mr. Zech's question on his
2 independence, as it relates to his relationship with the
3 City of Southgate. I'll entertain a motion.

4 MR. ZECH: Well, if I could speak a little about
5 it, and my -- this all came about quite quickly, that the
6 City of Southgate asked me to become the city
7 administrator. I had mentioned to them, and I -- that I
8 want, in no way, shape or form, to create any problems for
9 this board. Or the City of Lincoln Park, or the City of
10 Southgate. And if the State of Michigan feels that I
11 should -- this is my first day in Southgate, so, I feel if
12 I should step off this board, I will do so.

13 I enjoy serving, and I put the same question to
14 Southgate, as well, if they would like me to step off the
15 board. They have not rendered a decision about it yet,
16 and if you need time to discuss this with your superiors
17 in Lansing, or if you know right now that you'd want me to
18 step off, I will tender my resignation. But that's why I
19 asked to have some time on the agenda.

20 MR. DUNLEAVY: I'm sure that it's above Pat's
21 pay grade --

22 MR. DOSTINE: Yeah, I would be tendering my
23 resignation if I tried to answer that question.

24 MR. ZECH: I don't know, perhaps he's a JD,
25 somewhere.

1 MR. DOSTINE: You know, my colleague is, and
2 unfortunately I'm not. As you know, you were appointed by
3 the governor, and I think what would be appropriate would
4 be to bring some communication to the governor's office
5 and his staff, and pose your situation to the governor's
6 office. And see what their feeling is.

7 MR. ZECH: Fax it right to the governor, then?

8 MR. DOSTINE: I would, yes, because this is, you
9 know, your appointment was made through the governor's
10 office.

11 MR. ZECH: Sure.

12 MR. DOSTINE: I mean, treasury can facilitate
13 that. I can move it up the ladder to my superiors at
14 treasury. But it's something I think that should
15 ultimately directly go to governor's staff.

16 MR. ZECH: Okay.

17 MR. DUNLEAVY: The only thing I can see as a
18 concern is, there are some shared services between the
19 city and Lincoln Park, and if that was going to be a
20 conflict --

21 MR. ZECH: I do know that Lincoln Park and
22 Southgate are involved with a joint dispatch with Allen
23 Park and Wyandotte. And I believe there're, I'm not sure,
24 but perhaps there's some animal control issues, that are
25 shared. And again, I --

1 MR. DUNLEAVY: Personally, if the governor says
2 it's okay, I don't have a problem with it. I just think
3 you have to identify any areas that you're aware of, that
4 might --

5 MR. ZECH: I know the Allen -- the Southgate
6 city attorney is reviewing it, and I -- so, but I will
7 take that action, to get a letter off quickly.

8 MR. DOSTINE: I think that would be the best.

9 MR. DUNLEAVY: Is the Southgate city attorney
10 Lincoln Park's city attorney?

11 MS. THOMAS: It's a tangled web.

12 MR. ZECH: Well, it's you know, everybody wants
13 everybody to collaborate, so, you know, three courts going
14 together, and, I guess if I was getting paid for this, you
15 know, perhaps it might be a little awkward, taking two
16 checks, but I'm not. But I will get that letter out, so.

17 MR. DUNLEAVY: My personal feeling is that if
18 the governor and the Treasury Department doesn't have an
19 issue with it, then I don't have an issue with it.

20 MR. ZECH: Okay. Thank you.

21 MS. THOMAS: Any other comments, or discussion?

22 All right, we'll move on to public comment.

23 Do we have any comments today?

24 MR. DOSTINE: Madam Chair, there's one request,
25 from Mr. Larry Kesley?

1 MR. KELSEY: Kelsey.

2 MR. DOSTINE: Sorry, my apologies.

3 MR. KELSEY: Good afternoon. Last time I was in
4 front of this board, last month, I brought up an issue
5 about the cutting of the grass on MDOT's responsibility,
6 I-75 and Dix, which is an entrance way into the city.

7 And I discussed my concern about getting it cut,
8 and so on and so forth. I also took the liberty, as a
9 councilman, city councilman of this city, to write a
10 letter to MDOT, and I received a reply back, and I'd like
11 to have this be, it's an official letter, with an official
12 document, and enter it into your documentation for your
13 committee.

14 The reason I say that, is, we talk about blight,
15 and as you noticed, we just talked about four or five
16 issues of blight on the city property, that we took action
17 to remove. And blight has no description other than the
18 fact it's blight. It could be grass, it could be
19 graffiti, it could be anything.

20 And the indication from the MDOT supervisor, Mr.
21 Kurt T. Strudel; I don't know how you pronounce his name,
22 I'm probably wrong. He's a director of MDOT. He
23 indicated that because of lack of money, that the state
24 has decided that, and rightly so, that their priorities
25 are the infrastructure, the buildings, of the highways,

1 and the overpasses and so on and so forth.

2 And that the, even though that the grass was
3 extremely high, they would do it a certain amount of time
4 during the year, and that's the way it's going to be.

5 My concern is, is that as a consumer or customer
6 in this place, because the city, and as a resident, I'm a
7 customer of the state, is that it would be nice if I did
8 the same thing to the state. Say, well I don't have any
9 money, so I'm not going to pay you.

10 I mean, the state has certain operations and
11 obligations as well as I do as a councilman, as well as I
12 do as a resident. And I think it's kind of a nice letter,
13 I understand, but it's kind of inappropriate to say to me,
14 because you don't have money, you're not going to do your
15 job. I mean, obviously, you're still getting money from
16 me, as a councilman, from the city and as a resident of
17 the state.

18 I also had him carbon copy the representative,
19 Paul Clemente, of the house, and also Ilona Varga which is
20 the county representative. Because the county and the
21 state share jurisdiction of that particular piece of
22 property, okay.

23 And the reason I want this entered into record
24 is because when we talk about blight, and money, and how
25 the city is doing, and not doing, and your concern, and

1 rightly so, with the amount of money we spend and how we
2 spend it. Well I'm concerned about the money that I spend
3 to the state and how they spend it.

4 And I think it's appropriate that you take this
5 into consideration and to put it into the record, and
6 that's all I've got to say, and here's a copy of it, if
7 you would be so kind as to take it. I gave it to each one
8 of the council people and the city manager last night at
9 the council meeting. And thank you very much.

10 MS. THOMAS: Thank you.

11 MR. DOSTINE: Madam Chair, that concludes public
12 comments.

13 MS. THOMAS: All right. We'll move on to any
14 board comments.

15 (No response)

16 MS. THOMAS: All right, we are calling this --
17 oh, I have to entertain a motion --

18 MR. DOSTINE: To adjourn.

19 MR. ZECH: So moved.

20 MR. DUNLEAVY: Second.

21 MS. THOMAS: All right, it's so moved and
22 second, to adjourn the meeting today at 1:53 p.m.

23 All those in favor. Aye.

24 MR. ZECH: Aye.

25 MS. ALLEN: Aye.

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MR. DUNLEAVY: Aye.

MS. THOMAS: Opposed.

(No response)

MS. THOMAS: Hearing none, motion passes.

Meeting is adjourned.

(Proceedings adjourned at 1:53 p.m.)

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STATE OF MICHIGAN
COUNTY OF WASHTENAW) .ss

I certify that this transcript is a complete, true, and correct transcript to the best of my ability of the RTAB meeting held on July 19th, 2016, City of Lincoln Park. I also certify that I am not a relative or employee of the parties involved and have no financial interest in this case.

RESPECTFULLY SUBMITTED: July 28, 2016

s/ Amy Shankleton-Novess

Amy Shankleton-Novess (CER 0838)
Certified Electronic Reporter