

**REGULAR MEETING**

The meeting was called to order at 8 p.m., Mayor Frank Vaslo presiding.

Pledge of Allegiance to the Flag

Invocation by Reverend Gary Schippling of Blessed Hope Church

PRESENT: Councilpersons Valerie Brady, Mario DiSanto, Mark Kandes, Thomas McPartlin,  
Thomas Murphy and Michael Myers

ALSO PRESENT: City Manager Steve Duchane, City Attorney Ed Zelenak and City Clerk  
Donna Breeding

Mayor's remarks

**RESOLUTION 08-118 Minutes**

By Councilman DiSanto, supported by Councilman Myers

RESOLVED, that the minutes of the Regular Meeting held under the date of March 24, 2008 be approved as recorded.

Motion carried.

ABSTAIN: Councilman McPartlin

**RESOLUTION 08-119 Accounts & Claims Payable**

By Councilman DiSanto, supported by Councilman McPartlin

RESOLVED, that the Accounts & Claims Payable as presented by The Finance Director to the Mayor & Council be approved as follows: Warrant Report: \$ 555,800.80

Motion unanimously carried.

**RESOLUTION 08-120 Settlement Agreement/Official Record**

By Councilwoman Brady, supported by Council President Murphy

WHEREAS, a settlement agreement was reached for case no. 07-15358, also known as Papalas Drive Development, LLC, a Michigan Limited Liability Company, H.D.V.-Lincoln Park, LLC, a Michigan Limited Liability Company, MIC Limited, a Michigan Corporation and LC Theater Corp., a Michigan Corporation vs. City of Lincoln Park, a Municipal Corporation; and WHEREAS, said settlement agreement or any proposed agreement was not provided to the Mayor and City Council at an open meeting or a closed session meeting, prior to the signing of the aforesaid agreement.

THEREFORE BE IT RESOLVED, that the official record of the City of Lincoln Park reflect the above information.

Motion carried.

NAYS: Councilpersons DiSanto, Kandes and Mayor Vaslo

**RESOLUTION 08-121 No Authorization to Sign Agree/City Attorney**

By Councilwoman Brady, supported by Council President Murphy

WHEREAS, a settlement agreement was reached for case no. 07-15358, also known as Papalas Drive Development, LLC, a Michigan Limited Liability Company, H.D.V.-Lincoln Park, LLC, a Michigan Limited Liability Company, MIC Limited, a Michigan Corporation and LC Theater Corp., a Michigan Corporation vs. City of Lincoln Park, a Municipal Corporation; and WHEREAS, said settlement agreement states

3. Lincoln Park authorizes and instructs its attorneys of record to enter into this Settlement Agreement with the Plaintiffs, and further authorizes both City Manager Stephen M. Duchane and City Attorney Edward Zelenak to sign this Settlement Agreement on behalf of the City of Lincoln Park and to bind the City thereto.

AND WHEREAS, on March 10, 2008 City Manager Stephen M. Duchane signed the aforesaid agreement,

THEREFORE BE IT RESOLVED, that the official record reflect that the Mayor and City Council did not authorize City Manager Stephen M. Duchane at an open meeting of the City Council, or in a closed session meeting, to sign the aforesaid agreement on behalf of the City of Lincoln Park.

Motion carried.

NAYS: Councilpersons DiSanto, Kandes, Mayor Vaslo

**RESOLUTION 08-122 No Authorization to Sign Agree/City Manager**

By Councilwoman Brady, supported by Council President Murphy

WHEREAS, a settlement agreement was reached for case no. 07-15358, also known as Papalas Drive Development, LLC, a Michigan Limited Liability Company, H.D.V.-Lincoln Park, LLC, a Michigan Limited Liability Company, MIC Limited, a Michigan Corporation and LC Theater Corp., a Michigan Corporation vs. City of Lincoln Park, a Municipal Corporation; and

WHEREAS, said settlement agreement states

- 3. Lincoln Park authorizes and instructs its attorneys of record to enter into this Settlement Agreement with the Plaintiffs, and further authorizes both City Manager Stephen M. Duchane and City Attorney Edward Zelenak to sign this Settlement Agreement on behalf of the City of Lincoln Park and to bind the City thereto.

AND WHEREAS, on March 10, 2008 City Attorney Edward Zelenak signed the aforesaid agreement.

THEREFORE BE IT RESOLVED, that the official record reflect that the Mayor and City Council did not authorize City Attorney Edward Zelenak at an open meeting of the City Council, or in a closed session meeting, to sign the aforesaid agreement on behalf of the City of Lincoln Park.

Motion carried.

NAYS: Councilpersons DiSanto, Kandes and Mayor Vaslo

Councilman Kandes excused himself from the meeting at 8:25 p.m

**CITIZENS COMMUNICATIONS**

Council President Murphy excused himself from the meeting at 9:40 p.m

**ORAL REPORTS OF THE MAYOR AND COUNCIL**

There being no further business, the meeting adjourned at 10:15 p.m.

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**FRANK VASLO, MAYOR**

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**DONNA BREEDING, CITY CLERK**