

**REGULAR MEETING**

The meeting was called to order at 8:00 p.m., Mayor Frank Vaslo presiding

Pledge of Allegiance to the Flag

Invocation by Reverend David Hoglin of Faith Christian Assembly

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

ABSENT: Councilperson Mark Kandes

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

Mayor's Remarks

**RESOLUTION 08-44 Minutes**

By Councilman Myers, supported by Councilman McPartlin

RESOLVED, that the minutes of the Regular Meeting held under the date of February 4, 2008 be approved as recorded.

Motion unanimously carried.

(Note: Study Session held February 4, 2008 at 9:04 p.m.)

**RESOLUTION 08-45 Appointment/Planning Commission - DIED**

By Mayor Vaslo

RESOLVED, that Doug Beedy, of 912 New York, be appointed to the Planning Commission.

Term to expire 5/1/11.

Motion DIED DUE TO LACK OF SUPPORT

**RESOLUTION 08-46 Appointment/Planning Commission - TABLED**

By Mayor Vaslo, supported by Councilman DiSanto

RESOLVED, that Frank Maniaci, of 834 Cloverlawn, be appointed to the Planning Commission to fill the unexpired term of Kari West. Term to expire 5/1/09

By Council President Murphy, supported by Councilwoman Brady

RESOLVED, that the above resolution be TABLED

Motion carried.

NAY: Councilman McPartlin, Mayor Vaslo

**RESOLUTION 08-47 Appointment/Cultural Commission**

By Council President Murphy, supported by Councilman McPartlin

RESOLVED, that Michael Higgins, of 1716 Kings Hwy be appointed to the Cultural Commission to fill the unexpired term of Joseph Callahan. Term to expire 8/28/10.

Motion unanimously carried.

**RESOLUTION 08-48 Appointment/Parks & Rec. Commission**

By Council President Murphy, supported by Councilman McPartlin

RESOLVED, that Michael Higgins, of 1716 Kings Hwy be appointed to the Parks & Recreation Commission term to expire 5/1/2011.

Motion unanimously carried.

**RESOLUTION 08-49 Appointment/Street Maint. & Inf. Adv. Comm.**

By Councilwoman Brady, supported by Councilman DiSanto

RESOLVED, that Cory Rowton, of 3116 Electric be appointed to the Street Maintenance & Infrastructure Advisory Commission term to expire 1/1/2010.

Motion unanimously carried.

**RESOLUTION 08-50 Appointment/Comm. Imp. Comm.**

By Councilwoman Brady, supported by Councilman Myers  
RESOLVED, that Joseph Baughman, of 1527 Philomene be appointed to the Community Improvement Commission term to expire 5/1/11.  
Motion unanimously carried.

**RESOLUTION 08-51 Prop. Ord. Amend./Snow Emergencies**

By Councilman Myers, supported by Council President Murphy  
RESOLVED, that "AN ORDINANCE TO AMEND THE LINCOLN PARK MUNICIPAL CODE, CHAPTER 490 SECTION .05 ENTITLED PARKING RESTRICTIONS DURING SNOW EMERGENCIES BE AMENDED, BY REPEALING AND REPLACING SECTION .05 THE EXISTING CHAPTER", be given its first, second reading  
THE CITY OF LINCOLN PARK ORDAINS:  
That the Chapter 490 be amended by repealing and replacing Section .05, with the following language:

**490.05 PARKING RESTRICTIONS DURING SNOW AND ICE EMERGENCIES**

- (a) Whenever the Director of Public Services or City Manager, on the basis of falling snow, sleet or freezing rain, or on the basis of a weather service forecast, that weather conditions will make it necessary that parking on any city street be restricted or prohibited to facilitate snow plowing and/or winter maintenance, the Director of Public Services or City Manager may cause to be put into effect a parking ban or may restrict parking on parts of or all streets within the city. The Director of Public Services or City Manager shall cause each declaration made by him to be publicly announced by providing such information through one or more of the following methods: radio and/or television stations with a normal operating range covering the city, city website, automated telephone answering or calling systems, outdoor early warning siren system. When feasible, each announcement shall describe the action taken by the Director of Public Services or City Manager, including the time it became or will become effective. When a parking ban announcement is communicated, residents may refer to the city's cable television channel or website for further information.
- (b) Whenever a parking ban is caused to be put into effect by the Director of Public Services or City Manager, all vehicles shall be prohibited from parking on all city streets.
- (c) Once in effect, a parking ban shall remain in effect until terminated by announcement of the Director of Public Services or City Manager, except that any street which has become clear of ice and snow from curb to curb for the length thereof lying between two successive street intersections shall be automatically excluded therefrom.
- (d) Any vehicle parked contrary to the restriction or prohibition, or any vehicle abandoned on any street affected, may be cited by the police department for prohibited parking and may be towed away at the risk and expense of the owner by an authorized employee or agent of the department of public services or the police department in addition to the penalty provided in Section 490.99.
- (e) Nothing in this section shall be construed to permit parking at any time or place where same is forbidden by any other provision of the law.

Motion carried.

NAY: Councilman DiSanto

**RESOLUTION 08-52 User Fees/Preliminary Breath Test**

By Councilwoman Brady, supported by Councilman McPartlin  
RESOLVED, that the Lincoln Park Police Department shall charge a fee of ten (\$10.00) dollars per test for the cost of administration of a Preliminary Breath Test (PBT) for probationers and defendants who have been directed to take same pursuant to court order.

By Council President Murphy, supported by Councilman Myers  
RESOLVED, that the above resolution be amended to read "Not for Lincoln Park residents."

YEAS: Councilpersons DiSanto, Murphy and Myers

NAYS: Councilpersons Brady, McPartlin, and Mayor Vaslo

TIE VOTE – MOTION FAILED

ROLL CALL vote on original resolution

Motion carried.

NAY: Council President Murphy

**RESOLUTION 08-53 Approve Participation/Rehab Program**

By Councilman DiSanto, supported by Councilman McPartlin  
RESOLVED, that the following citizen be approved for participation in the CDBG Residential Rehabilitation Program, for a loan not to exceed \$5000.00.

**#1292DL Audrey Favio – 2279 Progress  
Emergency Furnace Replacment**

BE IT FURTHER RESOLVED; Donald T. Cook, Director of Community Planning and Development is hereby authorized and directed to process this application in accordance with the Policy and Procedures Guidelines previously approved. Funds to come from 33rd Program Year CDBG Budget Account Number 24932 720R.

Motion unanimously carried.

**RESOLUTION 08-54 Support Exception/CDBG Public Service Cap**

By Councilwoman Brady, supported by Councilman Myers

WHEREAS, mortgage foreclosures are a serious and mounting problem throughout Wayne County; and the mortgage foreclosure rate in Wayne County and specifically the Metropolitan Detroit area rank among the highest in the nation; and from 2005 to 2006 foreclosure filings more than doubled from 18,176 to 40,220, translating to one of every 21 homes and;

WHEREAS, mortgage foreclosures have been driven historically by individual financial setbacks such as job loss or illness; and mortgage foreclosures are now exacerbated by increasing rates of predatory lending practices which but homeowners in unaffordable or inappropriate loan products, and the current real estate market has limited the viability of selling one’s property to avoid foreclosure and;

WHEREAS, mortgage foreclosure can lead directly to homelessness for the former owner and family members and;

WHEREAS, foreclosed properties often sit vacant and are at a higher risk for arson, vandalism, and other crimes, and

WHEREAS, foreclosures depress property values for neighbors and communities, ultimately reducing assessed values and property tax revenue and;

WHEREAS, there is an emergent need for individual mortgage foreclosure prevention counseling and intervention and community financial literacy education, and the CDBG regulations were created before housing foreclosures became a crisis and therefore the regulations need to be updated accordingly and;

WHEREAS, dwindling resources and stringent regulation on existing federal grants, there is inadequate funding to address, foreclosure prevention, intervention and education needed to make a substantial impact

THEREFORE BE IT RESOLVED, that the City of Lincoln Park hereby requests additional federal grant funds to specifically designated to address the foreclosure epidemic

BE IT FURTHER RESOLVED, that the City of Lincoln Park requests an exception to exceed the 15% CDBG public services cap in order to help fund foreclosure prevention, intervention and education services for low to moderate income individuals or families, without sacrificing other critical public services

BE IT FURTHER RESOLVED, that the requests a modification of the CDBG rules and regulations to allow more flexibility to allow for assistance to low to moderate income persons to allow for a foreclosure prevention program

ALSO BE IT RESOLVED, that a copy of this resolution is transmitted to the Wayne County Community Development Block Grant Advisory Council, the office of the Deputy Director of Community Development, Wayne County Department of Economic and Neighborhood Development and the Downriver Community Conference.

Motion unanimously carried.

**RESOLUTION 08-55 Authorize HUD Home Program**

By Councilwoman Brady, supported by Councilman McPartlin  
 WHEREAS the Mayor & Council desire to improve the neighborhood and prevent blight, while increasing the Lincoln Park Economic Development Corporation ability to provide development opportunities to the City, and  
 WHEREAS, the City of Lincoln Park Mayor and City Council has determined it is in the best interests of the community to participate in the foreclosed home program, and  
 WHEREAS, there will be a need for a city agent to be the representative to prepare and present offers, authenticate documents and complete closings, and  
 WHEREAS, a representative is required for these action and at various times must act promptly and timely,  
 THEREFORE, BE IT RESOLVED, that the Mayor and City Council hereby approve the dollar (\$1.00) home program through Housing and Urban Development and the ability to pass on the home purchased (\$1.00) home to the LPEDC for either rehab or demolition.  
 BE IT FURTHER RESOLVED, that the City Manager and/or his designate is authorized to conduct these transactions and present required fees for the completion of these documents and functions as required making a full report of same to the Mayor and City Council upon completion.  
 Motion unanimously carried.

City Manager, Steve Duchane, left the meeting.

**RESOLUTION 08-56 Return of Vacant Marion Property**

By Council President Murphy, supported by Councilman DiSanto  
 RESOLVED, that the City of Lincoln Park accepts the return of vacant Marion Street Property, AF42 LOT 42 ALSO ADJ. VAC. ALLEY 8 FT WIDE, MARION MANOR SUB PC 669 L45 P13 WAYNE COUNTY RECORDS Sidwell No. 82 45 007 02 0042 000, from VITO MAZZOLA and that the purchase price be refunded and all permit fees be forfeited; funds for reverter to come from Account #101-923.975.  
 Motion unanimously carried.

CITIZENS COMMUNICATIONS

ORAL REPORTS OF THE MAYOR AND COUNCIL

**RESOLUTION 08-57 Refer Amendment to Planning Commission**

By Councilwoman Brady, supported by Councilman Myers  
 RESOLVED, that the City Council requests the Planning Commission to review the text amendment regarding appointments to the Board of Zoning Appeals membership appointed by the City Council and report their recommendation to the Mayor & Council.  
 Motion unanimously carried.

There being no further business, the meeting adjourned at 10:29 p.m.

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FRANK VASLO, MAYOR

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DONNA BREEDING, CITY CLERK