



## Minutes - June 20<sup>th</sup>. 2005

Wyandotte, Michigan June 20, 2005

Regular session of the City Council of the City of Wyandotte, the Honorable Mayor James R. DeSana presiding.

### ROLL CALL

Present: Councilpersons Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka

Absent: None

### PERSONS IN THE AUDIENCE

Mayor DeSana here inquired whether there were any persons present having matters of immediate importance which they were unable to place in writing prior to Thursday, June 16, 2005, at four-thirty p.m.

Ed Monks, regarding Chas Bar. Request name change as requested by Engineer and LCC for temporary banner! Approve and forward to Engineer for review and processing. Thirty day approval.

### COMMUNICATIONS - MISCELLANEOUS

Honorable Mayor DeSana & City Council, Wyandotte City Hall  
3131 Biddle Ave., City of Wyandotte

Dear Mayor and City Council:

Subject: The Fourth of July Parade

The St. Patrick's Youth Group would like permission to use the city parking lot located at First Street and Chestnut for a fundraising event. This event would consist of parking cars for spectators of the Fourth of July Fireworks Display July 2nd and the Parade July 4th. St. Patrick's Catholic Church lots will be utilized, but the group feels the additional lot would provide more income. All proceeds benefit the teens directly.

Thank you for considering this matter. Please feel free to contact Andrew Kilburn at (734) 282-5882 or Fr. Raymond Lewandowski at (734) 285-9470.

Sincerely,  
Elise Blicharski  
Lauren Renkiewicz  
Adam Blicharski  
St. Patrick's Youth Group  
St. Patrick's Catholic Church  
135 Superior Boulevard, Wyandotte, Michigan 48192

June 13, 2005

Mayor and Councilmembers  
City Clerk  
City of Wyandotte

Re: Vacation of alley between 1146 & 1166 McKinley and purchase of 1146  
McKinley

Dear Clerk:

Please place the above on the city council agenda at your earliest convenience. Enclosed is the petition and Consent to Vacation of Alley which was circulated by Kenneth Schmaus. The only homeowner of the property in the area of the proposed vacated alley has refused to sign same. This individual lives at 1138 McKinley.

Please look at this issue of vacation of the alley in conjunction with a purchase agreement which was executed on May 12, 2005 between the city and Kenneth Schmaus. The purchase agreement has certain contingencies, among them being, "Seller agrees, at time of closing, to combine this property with property currently owner by purchaser known as 1166 McKinley, Wyandotte." The proposed vacation of alley would be that portion of the alley between 1146 and 1166 McKinley and would allow my client to put a fence across that alley and expand his business. He is in a critical time period as far as his building needs are concerned inasmuch as his business has grown to the point that the existing facility is grossly inadequate. By complying with the contingency to combine the two addresses on McKinley, he would be able to expand his facility allowing him to continue to stay at that location and pay increased taxes to the city.

Further, the objecting homeowner has an exit out the other end of the proposed vacated alley as shown by the four pictures that were taken. The Baumeys end of the proposed vacated alley would be closed with only a fence over that vacated alley. The other end that opens on McKinley would be an easily accessible and adequate means of ingress and egress for this homeowner.

Please review the enclosures and rule on this matter at your earliest convenience.

Very truly yours,  
GREGORY L. GILBERT  
Attorney at Law, 2427 Fort Street  
Wyandotte, Michigan 48192

June 16, 2005

City of Wyandotte  
3131 Biddle  
Wyandotte, MI 48192

Dear Mayor and Council,

This letter is to announce the next public MDOT meeting on the International Border Crossing Study proposing a new bridge from Canada possibly being built in the City of Wyandotte. The meeting is scheduled for June 30th at Crystal Gardens on Fort Street in Southgate. The meeting is from 5-8:30 PM with the actual presentation at 6:30 PM. In May I met with representatives from five other cities to coordinate our efforts to distribute a public meeting notice

regarding this bridge issue. We developed a flyer format for each city to use to present a more organized and united front. We also discussed various methods for notifying the public.

Information is starting to go out from surrounding cities. The City of Riverview included their meeting notice inside a copy of their annual "Sewer and Water Report" mailed to all Riverview homes. They are also announcing this meeting at all their public meetings and running an ad on cable in their city. Riverview and Southgate have distributed copies of the Wyandotte cable show I did a couple years ago on the Bridge. Brownstown now has a resolution denouncing a bridge in this area. They are running the meeting information on their area cable and distributing the flyer to area homes. Southgate, Trenton and Grosse Ile are also doing some combination of these distribution methods. We are fortunate to be receiving all this support from these other cities! Six hundred people showed up at the meeting in April at Biddle Hall. We hope to greatly increase the number of concerned residents at this June 30th meeting.

I have done the following to get the meeting information out in Wyandotte:

- Contacted Kevin Maynard at Municipal Services and Steve from cable to run the meeting notice on Wyandotte's cable.
- Leslie put the information on the Fort Street sign which will be effective with Cruisin' Downriver on June 25th.
- Sent notices to the two Senior Co-ops and Copeland to notify the seniors.
- Sent notices to 18 Wyandotte churches to be included in their Sunday service bulletin announcements.
- Wyandotte Service groups were notified and asked to share the news.
- Ann Marie, Editor for the Wyandotte Employees Newsletter, ESI, included this in the first edition.
- I sent a flyer for the public counter areas at our city offices and to Wyandotte Public Schools Superintendent Pat Cole for their distribution.
- Copies of the meeting flyer were also mailed to our elected local, State and Federal officials.

Michelle Cox, from the WBA made the flyer copies I distributed and will be getting copies out to the Wyandotte businesses. The McKinley and Garfield Neighborhoods will be distributing copies they paid to print to all their 2600 residences before June 28th. Unfortunately, we missed the deadline for printing on June utility bills and BASF's next newsletter is not due out until July, but those sources will be considered with future meeting notifications. The Partnership and MDOT are planning to do radio spots for this public meeting in addition to a few individual mailings and some of their flyers. Crystal Gardens will post the meeting on their marquee. Finally, Jim Kasuba and Bob Ampezzan will be getting the meeting information in the News Herald for us.

I hope we have all covered as many areas as possible to see that the residents of Wyandotte and the surrounding communities are aware of this meeting on June 30th. If anyone would like a copy of the flyer to print for their group or

neighbors I do have a few more on my desk at the Yack Arena.

Sincerely,  
Corki Benson, 404 Vinewood  
Wyandotte, MI 48192

June 16, 2005

City of Wyandotte, 3131 Biddle Avenue, Wyandote, MI 48192

Dear Mayor and City Council:

We are requesting that the City of Wyandotte recognize Wayne Metropolitan Community Action Agency as a nonprofit organization operating in the City of Wyandotte for the purpose of obtaining a charitable gaming license as allowed by Act 382 of the Public Acts of 1972, as amended. Enclosed please find a copy of our 501(c)(3) status letter as issued by the Internal Revenue Service, a copy of our raffle license application and a copy of the Local Governing Body Resolution for Charitable Gaming Licenses needs to be executed and returned to us so that we may submit it to the Bureau of State Lottery. If you have any additional questions regarding this request please call Louis Piszker at 734-246-2280 extension 28. Thank you for your help in this matter.

Sincerely yours,

Perry Jones, Chief Executive Officer  
Wayne-Metropolitan Community Action Agency  
2121 Biddle Suite 102, Wyandotte, MI 48192

Item #5 removed from agenda at the request of Dale Calderone.

June 16, 2005

Subject: Public Funds and Record FOIA Request - Refused by the Wyandotte Business Association Grant Recipients

Dear Honorable James DeSana, Mayor and Members of Wyandotte City Council

Michigan Compiled Law Public Act 442 of Year 1976 establish certain rights to information from public agencies, governmental units, and others, who receive and operate with Public Funds.

The Wyandotte Business Association operates with over 80% of their budget (over \$40,000 per year) coming from Public Funds and is housed rent free in Wyandotte City Hall, valued at \$8,000.00 per year.

This is prompted by Mr. Gilbert's own letter, by Mr. Gilbert's own admission of non tax compliance and by Mr. Gilbert's assurances in his letter in which he refers to the people's right to review and compare.

In a Grant request to Todd Drysdale, dated January 10, 2005 (copy attached) Greg Gilbert WBA President states, "it should be noted that professional fees paid last quarter for accounting was for approximately five years Federal Income tax returns which were not filed and to assist the preparation of a more user friendly accounting system that would be easier for both the Associations officers and public to review and compare"

On June 13, 2005 a letter was received from Greg Gilbert now stating "it is the position of the Wyandotte Business Association that it is a Michigan Non Profit Corporation and thus not subject to FOIA guidelines, therefore we are refusing your request"

Additionally it is clear that in his letter dated January 10, 2005 Mr. Gilbert induces Todd Drysdale to approve the WBA \$10,000.00 Grant by the statement "for the public to review and compare".

- The City holds a paid membership in the WBA
- The City provides free office space at \$8,000.00 per year to WBA
- The City provided \$24,000.00 cash grants to the WBA between October 2004 - April 30, 2005 from Public Funds.
- The City has no signed contract for any services with the WBA

Failure by the City to receive cooperation and Full Disclosure from the WBA to resolve these financial reporting irregularities, could subject the City to being named a co-defendant to enforce FOIA reporting requirements, should that become necessary by their (the WBA) continued refusal.

Action Requested: By Council Resolution

Therefore Be It Resolved by City Council Resolution tonight, that there be no additional Public Money approved from the City or DDA Budget for the WBA; until the Wyandotte Business Association demonstrates to the Director of Financial and Administrative Services that they are in compliance with all Federal and State Financial Reporting and Payroll Withholding Requirements, including Federal Form 990 disclosing their elected federal tax status be it a 501 C (3) 501 C (6) or other federal tax status.

Sincerely,

Michael J. Helvey - an individual resident, 627 Forest Wyandotte, Michigan  
48192  
(734) 756-7563 E mail mhelvey@wyan.org

June 15, 2005  
Honorable Mayor James DeSana  
Honorable Council Members

Lately we all have been made acutely aware of the need to educate and inform the Appointees of our many Boards and Commissions. Most recently, and many times in the past, I have requested that our Appointees be given a packet of information and a training session before starting their service to our City. I now

again formally make this request.

We have recently had our Appointees described as "volunteers" yet under the Laws of our State they are declared "Public Officials" and are subject to ALL laws governing the positions of Public Trust that they hold. That alone should mandate that our Mayor, our Council, and our Department Heads should be as helpful as possible in informing our Appointees of their responsibilities. They should be given all the tools needed to provide their public service duties.

I am requesting that this Council now set forth procedures to have a packet of information given to each Appointee upon their appointment notification which includes the following:

1. Any enabling Ordinance or resolution concerning the Board or Commission appointment.
2. Any State law(s) concerning the powers or duties concerning the Board or Commission appointment.
3. Any Ordinance or resolutions concerning the making of decisions as pertains to the Board or Commission. Ex...Zoning Ordinance, Master Plan, T.I.F.A. Plan, etc
4. A copy of the Open Meetings Act and also the Freedom of Information Act of the State of Michigan. Our Cities policies in implementing both of these Acts should also be included.
5. A copy of the City Ordinance for Standards of Conduct for Elected and Appointed Officials, as well as all pertinent disclosure documents.

This packet should also include a statement to be signed, and dated by the Appointee, and then notarized by the Clerk's Office declaring that the Appointee has received all pertinent documents and has read and understands them. This will avoid any denial of knowledge of duty. A committee of volunteers could be put together to gather all of the above and make the copies/packets needed for distribution. I would be willing to volunteer my help if needed.

An educational session should be set up for all new Appointees each year after the Mayor's appointments are confirmed. Our City Attorney should hold a session to explain and answer any questions concerning the Open Meetings Act, Freedom of Information Act and the Standards of Conduct Ordinance and our City policies implementing all three.

The Department Heads most responsible for and concerned with, and/or the Chairperson of the various Boards and Commissions should also hold this yearly session to explain and answer questions pertaining to the City enabling Ordinance or Resolution, enabling State Laws and City policies of the Board or Commission appointment.

These sessions should be attended by all new appointees and should also be open to current appointees who wish to refresh their knowledge as concerns their appointment.

Councilperson Fricke last week added a clause to her resolution concerning the

Ethics Ordinance amendments that stated, "All new Appointees shall also attend an orientation with all Standards of Conduct and Meeting Requirements to be reviewed and signature acceptance of the review and documents." This was much needed first step and once again I request that this Council consider and implement my above suggestions to truly enable our Appointees to be prepared to easily assimilate into the duties of the Public Office they are appointed to.

Respectfully,  
Richard Miller, 1202 Second  
June 16, 2005

City of Wyandotte, Clerk's Office  
3131 Biddle Avenue, Wyandotte, MI 48192

Dear Mayor & Council,

I am writing this letter to urge you not to change the council meeting format or procedures regarding allowing citizens to address the mayor and council at the beginning of the meeting during the time that has been historically designated as "Persons In the Audience". I understand that we have a new mayor and that he presides over the council meetings and that he probably has the authority to make changes to the format but I do not believe that requiring citizens to put their concerns in writing by the prior Thursday or making them wait until the end of the meeting is going to be conducive to encouraging more citizen participation in our city government.

I am sorry if at the last council meeting I may have led you to believe that this change was acceptable to me. I try to attend most of your meetings and I usually stay until the end but I know that many of our citizens are very busy and possibly cannot spend that much time attending all of your meetings. I also think that it might be difficult for some citizens to put all their concerns in writing by the prior Thursday of your meetings. It is possible that some of our citizens might not be able to capture their thoughts in writing as well as they could present them in person. I do not think you should limit the ability of citizens to participate on short notice and you can always suggest that they be brief and enforce the five minute rule if that is necessary.

I know that our city has some tough financial issues ahead and I think that you will be making some pretty tough decisions in the near future but making changes that might be interpreted as limiting citizen participation is not the right thing to do when you will need as much citizen input and support as possible to resolve our financial problems.

Thank you for serving our city as elected officials and I am sure that you will make the right decision regarding this matter.

Richard Patrick, 523 Cherry Street, Wyandotte, MI 48192

To The Honorable Mayor James R. DeSana and City Council

Dear Sir

At your meeting of Monday, June 13th, 2005 you changed your agenda and put citizens comments last. Citizen participation should not be hindered in such a manor. What is there to fear from persons in the audience? I am asking you to

reconsider this change. Many hard working taxpayers awake early and have long days. They may have important questions that may not seem important to you but is important to that individual. It is critical to keep lines of communication open between Mayor, Council and the public. It seems that you are discouraging the public from expressing themselves. I am hoping for open government. I am asking you to let the public have an open forum to its government and not to sidetrack our comments. Please do not discourage the public from participation.

Donald Lozon, 234 Vinewood  
Wyandotte, MI

June 15, 2005

Mayor & City Council, City of Wyandotte  
3131 Biddle Avenue, Wyandotte, MI 48192

Dear Mayor DeSana and Elected Officials:

At the June 9, 2005 Special Session of the Downtown Development Authority, Greg Arnoldy, Tina Snider and John Rusu submitted the attached resignation letter.

The following motion was made: Motion by Bob Groat, seconded by Sam Darany to accept their resignations with regrets. All in favor, motion carried.

The DDA requests that Mayor and Council take the necessary steps to appoint new Commissioners. Thank you for your help in this matter.

Best Regards,  
Greg Gilbert, DDA Chairman  
3131 Biddle Avenue, Wyandotte, MI 48192

June 9, 2005

To: The Downtown Development Authority, Mayor DeSana and City Council:

As DDA Commissioners, we accepted membership on the DDA Board and assumed responsibility to improve the district, to increase the value of the district, and to stop the economically depressed condition of the district. As business and property owners within the downtown district we had a vested interest in the success of Downtown Wyandotte. We regret, however, that we were not able to accomplish our goals and complete the project originally brought to the DDA for funding. At no time did we expect that our efforts would be sabotaged to the point of out right interference by various political forces within the City. As volunteers our goals were noble. Unfortunately, because we would not do "as we were told" and not permitted to think for ourselves as permitted by State law, we were unsuccessful. It also is unfortunate that we spent countless hours away from our business and families only to be harassed and treated so poorly because we disagreed with a small few...

It is our opinion that this meeting today was called with an urgency that does not truly exist. Why are teh Mayor and several members of Council so fearful of what the Appellate Court might decide next week? Is that why they are in such a hurry to force dismissal of the lawsuit? What is wrong with letting the Appellate Court decide the issues on the relative powers of the City Council and the DDA.

If nothing else, it will provide guidance as the City and DDA moves forward and will hopefully eliminate those issues that have dogged the DDA from reoccurring. The DDA costs for this litigation were incurred prior to today. At this point it is not costing the DDA any more money for the appellate hearing on Tuesday, June 14, 2005 since Butzel-Long is representing the DDA at this hearing at no additional cost. Money has been spent on both sides, so let's hear what the court has to say. To do otherwise is an egregious waste of tax payer dollars.

Today's meeting the time of this meeting and the reasons for this meeting are absurd. How can two brand new board members be expected to make an informed decision in either direction regarding litigation? They have not had the opportunity to review the details with the lawyers representing the DDA. And is the City also willing to dismiss its appeal. For the uninformed, the City also appealed the court's decision because its attorneys also recognize that the decision of the Wayne County Circuit Court is wrong. To not allow both sides to argue their respective positions is an abuse of process and an injustice.

We were told over a year ago, the DDA is nothing more than a checkbook for the City, and the DDA will do what the council tells them or we will be destroyed. The Council's actions speak for themselves. Mr. DeSana you have effectively destroyed the DDA. Let our experience be a lesson to anyone who considers sitting on a volunteer board under the present administration.

We speak and think for ourselves; we are not puppets. We have always wanted what is best for our residents and businesses in the City of Wyandotte. Every DDA should be allowed to operate as prescribed by the law. However, we respect the voice of the people, and we respect their mandate. Effective immediately, the following members of the Downtown Development Authority respectfully submit their resignations. We wish the new commissioners well in their future endeavors. We also would like to apologize in advance. By resigning the DDA cannot legally function as State law requires a minimum of 8 Board members. Short of 8 board members, the DDA cannot make any legally binding decisions. However, we can no longer stand for the abuse of process and total disrespect for our efforts, and the lack of appreciation for the countless hours we have spent on attempting to improve the Downtown. We only hope the new Commissioners do not have to endure the public abuse and character assassination which we have endured.

Chairman Greg Arnoldy  
Commissioner Tina Snider  
Commissioner John Rusu  
Commissioner Jeff Olstein  
Commissioner Gerry McDonald  
Commissioner Peter Lubaway

June 15, 2005

Mayor & City Council, City of Wyandotte  
3131 Biddle Avenue, Wyandotte, MI 48192

Dear Mayor DeSana and Elected Officials:

At the June 9, 2005 Special Session of the Downtown Development Authority, the following Officers were elected:

DDA Chairman Greg Gilbert  
DDA Vice Chairman Bob Groat  
DDA Treasurer Sam Darany

Officers will serve their positions through April 2006. We look forward to working with Mayor and Council to make our wonderful City even better.

Best Regards,

Greg Gilbert, DDA Chairman

#### COMMUNICATIONS FROM CITY AND OTHER OFFICIALS

June 15, 2005

The Honorable City Council, City of Wyandotte  
3131 Biddle Avenue, Wyandotte, MI 48192

Gentlemen and Madam:

I am writing to request your concurrence in the appointment of Doris Michael, 2903 Biddle Avenue, Wyandotte, MI 48192, to serve on the Downtown Development Authority. Her term will expire June 2007.

Ms. Michael is the owner of Why Not Costumes in Wyandotte and a past member of the Downtown Development Authority. She is a die-hard supporter of downtown Wyandotte and is anxious to do what needs to be done to move our DDA District forward.

Thanking you in advance for your support of this appointment, I remain

Very truly yours,

James R. DeSana, Mayor

June 16, 2005

The Honorable James R. DeSana, Mayor and City Council Members  
3131 Biddle Avenue, Wyandotte, Michigan 48192

Dear Mayor DeSana and City Council Members:

Attached for your review and approval are tentative agreements between the City of Wyandotte and the Wyandotte Police and Fire Dispatcher Bargaining Unit relative to the collective bargaining agreement for the period from February 1, 2003 through September 30, 2006.

The undersigned recommends approval of these tentative agreements. If approval is granted, the undersigned will prepare a new collective bargaining agreement for the aforementioned period. The Mayor and City Clerk should be instructed to execute this agreement.

Sincerely,

Todd A. Drysdale, Director of Financial and Administrative Services

June 16, 2005

The Honorable James R. DeSana, Mayor and City Council Members  
3131 Biddle Avenue, Wyandotte, Michigan 48192

Dear Mayor DeSana and City Council Members,

Attached you will find a correspondence from the Fire Chief dated June 6, 2005 relative to a request for an additional \$50,000 in appropriations for overtime. The Fire Department currently has exceeded their overtime budget of \$200,000 by \$4,908.37.

Also attached is a summary prepared by the Fire Chief that breaks down the reason for the overtime incurred for this fiscal year. Note that over forty-five percent (49%) of incurred overtime is the result of sick time usage and nearly twenty-eight percent (28%) is due to vacation time usage. Almost six percent (6%) of additional overtime usage is caused by the need for an officer in the department due to the use of either sick or vacation time. In total, almost eighty-three percent (83%) of overtime incurred is a direct result of time off taken by members of the department.

Due to language in the collective bargaining agreement, the City is required to have a minimum of eight (8) persons per tour of duty. Thus, many of the reasons that overtime is incurred are uncontrollable by Fire Department Administration as overtime is necessary to satisfy the contract language regarding minimum manning. Nonetheless, in efforts to curb the use of leave days, the Fire Chief has amended departmental policy regarding the use of sick leave (see attached correspondences dated January 24, 2005, February 7, 2005 and June 6, 2005) and vacation leave requests (see attached correspondence dated February 7, 2005). Unfortunately, the Union has two (2) grievances pending regarding the sick leave policies.

Due to the aforementioned facts, the undersigned recommends concurring with the request of the Fire Chief to authorize an additional \$50,000 in overtime for the remainder of the 2005 Fiscal Year.

Sincerely,

Todd A. Drysdale, Director of Financial and Administrative Services

June 16, 2005

The Honorable Mayor James R. DeSana and City Council, City Hall  
Wyandotte, Michigan

Dear Mayor DeSana and Council Members:

Attached please find the following offers:

To sell 165 Miller for the amount of \$95,000 to Gerald and Nancy Somers.  
To sell 171 Miller for the amount of \$100,000 to Anne Warrington

On April 19, 2005, your Honorable Body authorized the undersigned to solicit

bids from eligible Wyandotte-based Realtors in accordance with the attached rules. On May 6, 2005, the undersigned held the drawing and selected ERA Ford Realty. The properties were listed in the multiple listing on May 25, 2005.

If these Agreements meet with your approval, I recommend that the Department of Legal Affairs be directed to prepare the necessary sale documents and the Mayor and Clerk be authorized to execute same.

Very truly yours,

Gregory J. Mayhew, Assistant City Engineer

Application for rezoning of property located at 1057 Eureka East of 11th Street on the South side of the Street as submitted by the Assistant City Engineer.

June 16, 2005

The Honorable Mayor James R. DeSana and City Council Members  
3131 Biddle Avenue, Wyandotte, MI 48192

Dear Mayor DeSana and City Council Members:

The enclosed Ordinance is a necessary change implementing a fee structure to cover the cost of processing lot split/lot combinations and or modification of legal descriptions. If you concur in this recommendation, I recommend that the first reading for the change to the City of Wyandotte Code of Ordinance be held at tonight's meeting.

Sincerely,

Colleen A. Keehn, City Assessor

#### REPORTS AND MINUTES FROM CITY AND OTHER GOVERNMENTAL UNITS

The following reports were made from monies received from the Financial Services Daily Cash Receipts:

June 13- June 13, 2005 \$45,296.62

The following reports were made from monies received from the Recreation Department:

May 30, 2005 - June 12, 2005 \$62,033.65

The following reports and minutes were received and placed on file:

Retirement Commission Meeting June 15, 2005  
Municipal Service May 10, 2005

#### CITIZEN PARTICIPATION

Richard Patrick, 523 Cherry, regarding item #6. WBA & Mr. Helvey. No contract with WBA by the City. Need to bid this out, based on money provided. Item #7, Richard Miller letter. Not sure department heads should distribute

information to new board or commissioner members. Department heads should know they are responsible. Item #8, who determines if an issue is an emergency? Item #14, overtime issue. Need more than Fire Chief input to resolve this issue.

Doris Michael, 2903 Biddle, item #6, feels her integrity has been compromised with WBA. All bills are paid.

William Tilk, 1086 Hazel, sign on dog waste to be put in area - AKA Beaver Park on Goddard Road.  
RECESS

RECONVENING

ROLL CALL

Present: Councilpersons Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka

Absent: None

FIRST READING OF ORDINANCE

AN ORDINANCE ENTITLED  
AN ORDINANCE TO AMEND THE CITY OF WYANDOTTE  
ZONING ORDINANCE BY AMENDING  
ARTICLE XX-ADMINISTRATIONS, SECTION 2003, ENTITLED  
"CERTIFICATE OF OCCUPANCY"

CITY OF WYANDOTTE, WAYNE COUNTY, MICHIGAN ORDAINS:

FIRST AND FINAL READING OF ORDINANCE

AN ORDINANCE ENTITLED  
"AN ORDINANCE TO AMEND SUBPARAGRAPH (a) OF SECTION 38.1-  
18  
ENTITLED " SEWAGE DISPOSAL CHARGES" OF THE  
CODE OF ORDINANCES OF THE CITY OF WYANDOTTE"

THE CITY OF WYANDOTTE ORDAINS:

Section 1. Subparagraph (a) of Section 38.1-18 Entitled "Sewage Disposal Charges" is hereby amended as follows:

(a) Generally. Effective as of July 1, 2005 the department of municipal service of the city is directed to increase the billing for sewage disposal charges to two thousand ninety-five dollars (\$2,095.00) per one million (1,000,000) gallons of water consumed. This will provide the city with funds for the following purposes: To pay charges for the city's share of the operation and maintenance of the sewage disposal system; to pay for meter loss; to pay for maintaining and operating the city sewers, which are a part of the sewage disposal system; to pay for collection costs. The monies collected, except for collection costs of fifty dollars and fifty cents (\$50.50) per million gallons of water consumed, which shall be retained by the municipal service commission, shall be placed in an appropriate fund to be used for the above-stated purposes and any balance that

may accrue shall be retained therein to provide for emergencies and contingencies.

Section 2. Severability.

All ordinances or parts of ordinances in conflict herewith are hereby repealed only to the extent necessary to give this ordinance full force and effect.

Section 3. Effective Date.

This ordinance shall take immediate effect. This ordinance is deemed necessary for the immediate preservation of the public peace, property, health, safety and for providing for the usual daily operation of the City Engineer's Office and Department of Municipal Services. This Ordinance or a summary shall be published in a newspaper generally circulated in the City of Wyandotte within ten (10) days after adoption. Any summary shall designate the location in the City where a true copy of the ordinance can be inspected or obtained.

On the question, "SHALL THIS ORDINANCE NOW PASS?", the following vote was recorded:

YEAS: Councilmen Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka

NAYS: None

ABSENT: None

I hereby approve the adoption of the foregoing ordinance this 20th day of June, 2005.

CERTIFICATE

We, the undersigned, JAMES R. DESANA and WILLIAM R. GRIGGS, respectively the Mayor and City Clerk of the City of Wyandotte, do hereby certify that the foregoing Ordinance was duly passed by the Council of the City of Wyandotte, at a regular session thereof on Monday, the 20th day of June 2005.

Dated: June 20, 2005

JAMES R. DESANA, Mayor WILLIAM R. GRIGGS, City Clerk

FINAL READING OF ORDINANCE

AN ORDINANCE TO AMEND THE CITY OF WYANDOTTE ZONING ORDINANCE TO REZONE THE PROPERTY KNOWN AS 565 OAK STREET FROM MULTIPLE FAMILY RESIDENTIAL DISTRICT (RM-1) TO OFFICE SERVICE DISTRICT (O-S)

THE CITY OF WYANDOTTE ORDAINS:

Section 1. Rezoning of Property:

The following described property located in the City of Wyandotte, County of Wayne, State of Michigan, and described as follows: Lot 1, Block 147 of Wyandotte Land Co., Subdivision Known as 565 Oak Street, Wyandotte be and

is hereby rezoned from Multiple Family Residential District (RM-1) to Office Service District (OS).

#### Section 2. Amendment of Zoning Map.

The zoning Map of the City of Wyandotte be and is hereby amended in accordance with the provisions of this Ordinance as set forth in Zoning Map No. 254.

#### Section 3. Severability.

All Ordinance or part of Ordinances in conflict herein are hereby repealed only to the extent to give this Ordinance full force and effect.

#### Section 4. Effective Date.

This Ordinance shall take effect fifteen (15) days from the date of its passage by the Wyandotte City Council, and shall be published along with the notice of adoption in a newspaper generally circulated in the City of Wyandotte within ten (10) days after adoption. The notice of adoption shall include the text of the amendment, the effective date of the Ordinance, and the place and time where a copy of the Ordinance may be purchased or inspected.

On the question, "SHALL THIS ORDINANCE NOW PASS?", the following vote was recorded:

YEAS: Councilpersons Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka

NAYS: None

ABSENT: None

I hereby approve the adoption of the foregoing ordinance this 20th day of June, 2005.

#### CERTIFICATE

We, the undersigned, JAMES R. DESANA and WILLIAM R. GRIGGS, respectively the Mayor and City Clerk of the City of Wyandotte, do hereby certify that the foregoing Ordinance was duly passed by the Council of the City of Wyandotte at a regular session thereof on Monday, the 20th day of June, 2005.

Dated: June 20, 2005

JAMES R. DESANA, Mayor WILLIAM R. GRIGGS, City Clerk

#### RESOLUTIONS

Wyandotte, Michigan June 20, 2005

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that the reading of the minutes of the previous meeting be dispensed with and the same stand APPROVED as recorded without objection.

I move the adoption of the foregoing resolution.

MOTION by Councilman Joseph Peterson  
Supported by Councilman Todd Browning  
ROLL ATTACHED

Wyandotte, Michigan June 20, 2005

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that Council hereby GRANTS permission to the St. Patrick's Youth Group to utilize the City-owned parking lot located at First and Chestnut for a fundraising event during the Wyandotte Fourth of July Fireworks Display on July 2, 2005 provided a Hold Harmless Agreement is executed as prepared by the Department of Legal Affairs. AND BE IT FURTHER RESOLVED that the Police and Fire Departments be so notified of said event.

I move the adoption of the foregoing resolution.

MOTION by Councilman Joseph Peterson  
Supported by Councilman Todd Browning  
ROLL ATTACHED

Wyandotte, Michigan June 20, 2005

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that the communication from Gregory L. Gilbert, Attorney, 2427 Fort Street, Wyandotte, Michigan relative to the vacation of the alley between 1146 and 1166 McKinley and the purchase of 1146 McKinley is hereby referred to the City Engineer and Department of Legal Affairs for a review and report back in three weeks.

I move the adoption of the foregoing resolution.

MOTION by Councilman Joseph Peterson  
Supported by Councilman Todd Browning  
ROLL ATTACHED

Wyandotte, Michigan June 20, 2005

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that the communication from Corki Benson, 404 Vinewood relative to the Border Crossing Study meeting to take place on June 30, 2005, at Crystal Gardens on Fort Street in Southgate at 6:30 p.m. is hereby received and placed on file. AND BE IT FURTHER RESOLVED that Mayor and Council commends Corki Benson for her contribution to the effort of deterring the placement of the Border Crossing to Canada in the City of Wyandotte and surrounding Downriver communities and urges all Citizens to attend said meeting.

I move the adoption of the foregoing resolution.

MOTION by Councilman Joseph Peterson  
Supported by Councilman Todd Browning  
ROLL ATTACHED

Wyandotte, Michigan June 20, 2005

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that the communication from Perry Jones, Chief Executive Officer, Wayne- Metropolitan Community Action Agency, 2121 Biddle Avenue Suite 102, Wyandotte, Michigan 48192 relative to the request of the Council to recognize them as a “non-profit organization operating in the community” so they may obtain a charitable gaming license is hereby received and placed on file. AND BE IT FURTHER RESOLVED that said Council APPROVES the request to recognize the Wayne-Metropolitan Community Action Agency as a “non-profit” organization operating in the community subject to the approval of the Department of Legal Affairs in order to allow the Wayne-Metropolitan Community Action Agency to proceed with the license application to the State of Michigan Gaming Department.

I move the adoption of the foregoing resolution.

MOTION by Councilman Joseph Peterson  
Supported by Councilman Todd Browning  
ROLL ATTACHED

Wyandotte, Michigan June 20, 2005

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that the communication from Michael J. Helvey, 627 Forest, Wyandotte, relative to Public Funds and Record FOIA Request-Refused by the Wyandotte Business Association Grant Recipients is hereby received and placed on file.

I move the adoption of the foregoing resolution.

MOTION by Councilman Joseph Peterson  
Supported by Councilman Todd Browning  
ROLL ATTACHED

Wyandotte, Michigan June 20, 2005

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that the communication from Richard Miller, 1202-2nd Street relative to providing training and informational sessions for new Board members and Commissioners is hereby referred to the Department of Legal Affairs and City Clerk for a review and report back to Council in three weeks.

I move the adoption of the foregoing resolution.

MOTION by Councilman Joseph Peterson  
Supported by Councilman Todd Browning  
ROLL ATTACHED

Wyandotte, Michigan June 20, 2005

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that Council hereby GRANTS permission to Edward Monks, (Management Agreement Holder) of 500 Ford Avenue, Wyandotte (The Chas Bar) to place a temporary banner sign in front of the establishment located at 500 Ford Avenue for a time period of 30 days; provided all requirements and permits are met as outlined by the City Engineer.

I move the adoption of the foregoing resolution.  
MOTION by Councilman Joseph Peterson  
Supported by Councilman Todd Browning  
ROLL ATTACHED

Wyandotte, Michigan June 20, 2005

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that the communication from Richard Patrick, 523 Cherry relative to the procedures regarding allowing citizens to address the Mayor and Council at the beginning of the meeting is hereby received and placed on file.

I move the adoption of the foregoing resolution.  
MOTION by Councilman Joseph Peterson  
Supported by Councilman Todd Browning  
ROLL ATTACHED

Wyandotte, Michigan June 20, 2005

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that the communication from Donald Lozon, 234 Vinewood regarding a proposed change to the order of the agenda is hereby received and placed on file.

I move the adoption of the foregoing resolution.  
MOTION by Councilman Joseph Peterson  
Supported by Councilman Todd Browning  
ROLL ATTACHED

Wyandotte, Michigan June 20, 2005

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that the communications from the DDA Chairman both past and present and DDA commissioners are hereby received and placed on file. AND BE IT FURTHER RESOLVED THAT Council accepts the resignations of various DDA Commissioners and that the Mayor and Council take the necessary steps to appoint new DDA Commissioners.

I move the adoption of the foregoing resolution.  
MOTION by Councilman Joseph Peterson  
Supported by Councilman Todd Browning  
ROLL ATTACHED

Wyandotte, Michigan June 20, 2005

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that the communication from the DDA Chairman setting forth the names of the newly elected Officers:

DDA Chairman Greg Gilbert  
DDA Vice Chairman Bob Groat  
DDA Treasurer Sam Darany

is hereby received and placed on file.

I move the adoption of the foregoing resolution.

MOTION by Councilman Joseph Peterson

Supported by Councilman Todd Browning

ROLL ATTACHED

Wyandotte, Michigan June 20, 2005

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that Council hereby CONCURS in the appointment of Doris Michael, 2903 Biddle Avenue, Wyandotte to serve on the Downtown Development Authority, term to expire June 2007 as set forth in Mayor DeSana's communication dated June 15, 2005.

I move the adoption of the foregoing resolution.

MOTION by Councilman Joseph Peterson

Supported by Councilman Todd Browning

YEAS: Councilmembers Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka

NAYS: None

Wyandotte, Michigan June 20, 2005

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that Council CONCURS in the recommendation of the Director of Financial and Administrative Services as set forth in his communication dated June 16, 2005 to APPROVE the tentative agreements between the City of Wyandotte and the Wyandotte Police and Fire Dispatcher Units relative to the collective bargaining agreement for the period from February 1, 2003 through September 30, 2006.

I move the adoption of the foregoing resolution.

MOTION by Councilman Joseph Peterson

Supported by Councilman Todd Browning

YEAS: Councilmembers Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka

NAYS: None

Wyandotte, Michigan June 20, 2005

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that Council CONCURS in the recommendation of the Director of Financial and Administrative Services as set forth in his communication dated June 16, 2005 to grant the request of the Fire Chief to authorize the additional \$50,000 in overtime for the remainder of the 2005 Fiscal Year. AND BE IT FURTHER RESOLVED that the Director of Financial and Administrative Services be directed to amend the budget to reflect same.

I move the adoption of the foregoing resolution.

MOTION by Councilman Joseph Peterson

Supported by Councilman Todd Browning

YEAS: Councilmembers Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka

NAYS: None

Wyandotte, Michigan June 20, 2005

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that Council CONCURS with the recommendation of the Assistant City Engineer to sell the property at 165 and 171 Miller, AND BE IT FURTHER RESOLVED that the Council accepts the offer of Gerald and Nancy Somers dated June 15, 2005 in the amount of \$95,000.00; for 165 Miller AND BE IT FURTHER RESOLVED that Council accepts the offer of Anne Cristina Warrington dated June 15, 2005 in the amount of \$100,000 for 171 Miller; AND BE IT FURTHER RESOLVED that the Department of Legal Affairs is hereby directed to prepare the necessary documents and the Mayor and Clerk are hereby authorized to sign said documents.

I move the adoption of the foregoing resolution.

MOTION by Councilman Joseph Peterson

Supported by Councilman Todd Browning

YEAS: Councilmembers Browning, Kolakowski, Peterson, Ptak, Sutka

NAYS: Councilmember Fricke

Wyandotte, Michigan June 20, 2005

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that the rezoning application as submitted by the Assistant City Engineer relative to the property located at 1057 Eureka is hereby referred to the Planning and Rehabilitation Commission for the proper public hearing.

I move the adoption of the foregoing resolution.

MOTION by Councilman Joseph Peterson

Supported by Councilman Todd Browning

ROLL ATTACHED

Wyandotte, Michigan June 20, 2005

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that the communication from the City Assessor relative to the First Reading of an Ordinance pertaining to the fee

structure to cover the cost of processing lot split/lot combinations and or modification of legal descriptions is hereby received and placed on file with a first reading at tonight's meeting.

I move the adoption of the foregoing resolution.

MOTION by Councilman Joseph Peterson  
Supported by Councilman Todd Browning  
ROLL ATTACHED

Wyandotte, Michigan June 20, 2005

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that the total bills and accounts in the amount of \$1,956,518.58 as presented by the Mayor and City Clerk are hereby APPROVED for payment.

I move the adoption of the foregoing resolution.

MOTION by Councilman Joseph Peterson  
Supported by Councilman Todd Browning  
YEAS: Councilmembers Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka  
NAYS: None  
Wyandotte, Michigan June 20, 2005

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that the Mayor request the cable volunteers to attend the June 30, 2005 meeting at Crystal Gardens in Southgate to record the next public MDOT meeting on the international border crossing study so that this program may be broadcast at a future date on Wyandotte Cable.

I move the adoption of the foregoing resolution.

MOTION by Councilman Joseph Peterson  
Supported by Councilman Todd Browning  
ROLL ATTACHED

ADJOURNMENT

MOTION by Councilperson Joseph Peterson  
Supported by Councilperson Todd Browning  
That we adjourn - carried unanimously  
Adjourned at 8:50 p.m.  
June 20, 2005

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William R. Griggs, City Clerk