



## Minutes - June 27<sup>th</sup>. 2005

Wyandotte, Michigan June 27, 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 23, 2005, at four-thirty p.m.

Steve Jajonie, regarding Shopper's Valley:

June 27, 2005

Honorable James DeSana, Mayor, City of Wyandotte  
3131 Biddle Avenue, Wyandotte, MI 48192

RE: The purchase of the city owned property

Dear Honorable DeSana:

Shoppers Valley Market is interested in purchasing the city owned vacant property located on St. John between Shoppers Valley Market and McCord Gasket Corporation.

Shoppers Valley Market has been a mainstay in downtown Wyandotte since 1979. As the only supermarket on Biddle Ave., we have continually served the residence and the community of Wyandotte in an honest and respectable manner. We would like to continue to offer these great services to the residence of Wyandotte and serve the community even better. In order to accomplish this, we need to grow with the community.

Over the past 20 years, Shoppers Valley Market has been attempting to purchase this vacant land from the City of Wyandotte. In 1992, the City of Wyandotte guaranteed Shoppers Valley Market that if the vacant land was to be sold; we would have the first right of refusal.

We greatly appreciate your assistance with this issue. If you have any questions or comments, please feel free to contact me at (734) 284-7762.

Sincerely,  
Larry Garmo, General Manager, Shopper's Valley Market

Garmo & Sons, 750 Biddle Avenue  
Wyandotte, Michigan 48192  
734-284-7762 store  
734-284-8329 fax

#### COMMUNICATIONS - MISCELLANEOUS

June 23, 2005

Honorable Mayor James DeSana  
Honorable Council Members

I had returned from Doctors appointments in Ann Arbor and was not feeling well enough to attend the meeting of the City Council on June 21st. Actions taken at and after that City Council meeting were very disturbing to me and I wish to now make my comments and serious concerns part of the record. First the initiation of "new" rules as to the Public Participation portion at the beginning of the Council Meeting. Over many weeks during the last Administration we the People fought for the right to have an open and participatory Meeting that included the comments of the people on any subject at the beginning of the meeting and comments on agenda items at the end of the meeting. This process worked very well and the last Mayor and Council who initiated this process handled it well. Never was it a problem unless there was a staged event by Commissioners in collusion with the last Mayor and yes the last Council. At the end of the last term the previous Council defended the right of the people to speak their mind by voting to allow citizens to speak overruling the Chair. Current Mayor DeSana as our previous Council member put a three page letter on the agenda dated October 21, 2003 where he wrote.

"In my resolution, I will propose the following procedure for conducting our meetings. The Chairman of the meeting (the mayor) opens the meeting with the recitation of the Pledge of Allegiance and approval of the minutes of the previous meeting. We will then proceed with the meetings, giving persons the opportunity to speak on any issue concerning City business, whether or not it is on the Agenda. Once public comment is complete, the legislative branch of government will be given the opportunity to discuss these issues without interruption from any persons in the audience." (see attached)

Mayor DeSana showed commendable leadership in the defense of participation by our citizens, yet he has now seen fit as the new Mayor to revert to a time past that he obviously years for where he ruled this meeting autocratically. Let me declare, that time is long past and we citizens who worked for a change in leadership in the last election did not in our wildest dreams think that this current Council and Mayor would proceed to diminish the participation of our Citizens in the Council meetings. In the last two years of the Public Participation we saw Senior Citizens come to the Council meetings to air their concerns, we saw many young people come to speak to this Council, and now to force them to wait until the end of maybe a long meeting is unconscionable. Especially those young who may have school the next day. Many times the prior comments made at the rostrum at the beginning of the meeting served to change the mind of the Chairman of the evening as to his proposed resolution.

This Council must understand that the Mayor of our City is a weak Mayor by Charter, who may only propose and this Council must dispose of the Mayors wishes in the best interests of the Citizens who elected you, NOT in the best interest of the Mayor. The first meeting Chaired by Councilwoman Fricke was

one of the most refreshing meetings I have ever seen as far as participation by our Citizens. The Councilwoman whether she agreed with comments or not, allowed the Citizens to speak and thanked them for their participation and comments. Hers was the standard that I thought would set the tone for future meetings of this Council yet two meetings later the Mayor saw fit to try to stifle public opinion. Not only was the citizens right to address this Council at the beginning of the meeting stopped, but insult was added to injury by allowing a Bar owner to take the place of the Persons in the Audience and proceed to address the Council on his so-called emergent need for a temporary sign. Furthermore he went on to promote his burgers.

The Mayor used the excuse that someone who has a letter on the agenda should get first recognition, a lame excuse at best. A person who has a letter on the agenda gets Council action via resolution whether it be a simple receive and place on file or further action. That person usually is not even present at the meeting as was evident by many of last weeks letters. If this was the excuse the Mayor wanted to use, then moving the Public Participation to right after the Misc. Communications would have been the appropriate move, not after the City and other Officials portion. A person speaking gets heard and rarely receives Council action, more times than not, that person is just simply ignored. The Public Participation at the beginning was not a problem and should have not been "fixed" as such.

The Mayor stated that he will decide if a letter is City business and whether it will read, saying "I'll use my own judgment" What arrogance! The Open Meetings Act and Attorney Generals Opinions are clear that no Public Body can dictate what a Citizen can write or say in their address to the Public Body. The Mayor also stated that he did not want Citizens answering or "getting into a debate" with each other at the rostrum yet he repeatedly interrupted Richard Patrick and entered into a debate on every point Mr. Patrick tried unsuccessfully to make in addressing the Council. The Mayor was joined in debating Mr. Patrick by some of our Council members event though HE had been recognized. The Mayor forgets that in his last stint as our Mayor that such actions by him precipitated the Ethics Ordinance. It was written because of him. Let me remind the Mayor and this Council that the Ethics Ordinance states in

Section 2.308 Official Policies (that)

...(a) Official policies shall be in writing and made available to the Citizens of Wyandotte when requested.

Policies affecting the Citizens are not edicts that should be pontificated by the Mayor but be put in writing and passed by this Council.

The participation of the Citizens at the beginning of the meeting must be restored by this council or at the least be moved only to the end of Misc. Communications. If it is not, then this Citizen will start an initiative petition process to define Citizen Participation by Ordinance and the People will dictate this policy.

Secondly....After the meeting was over, four of our Councilmen and the Mayor made plans to go to the Chas Bar for burgers and refreshments. This was not only improper but blatantly in violation of the Open Meetings Act. The open meetings Act is clear:

"15.263. Meetings of Public Bodies; attendance, non-application Sec. 3... (10)...This act does not apply to a meeting which is a social or chance gathering or conference not designed to avoid this act.

When you look at what this definition means to the layman and under the law as I have researched you will find that....

The "gathering" as such, of the four Councilpersons and the Mayor constituted a quorum under the law.

1. A "social" gathering would mean a "gathering" such as a wedding, retirement party, festival etc. and would not and should not be construed to mean a "gathering" of a quorum at a bar immediately after a Council Meeting.

2. A "chance" gathering would mean a "gathering" where a conscious decision was NOT made among those present to be at the same place at the same time. This was not the case with the quorum that was present at the bar in question. The Mayor and the four Council members made a conscious decision to gather immediately after the Council meeting at this bar.

It must be pointed out again that this was the bar whose "emergency request" was the very first item acted upon by the members of the Council present at this bar, at the just ended Council meeting.

Many Attorney General Opinions and Court cases in our State speak to the fact that "discussions of public policy" by a quorum of a public body constitutes a "meeting" of that public body. For these members of the Council to deny that there were absolutely no discussions concerning the just ended meeting would be blatantly unbelievable by any of our citizens. The Open Meetings Act is a penal law and a penal law is a legislative Act which prohibits particular behaviors and imposes a penalty for the commission of them. This is very contrary to the recent advice that the Open Meetings Act part of our Ethics ordinance should and could be made only a "municipal infraction" thus lessening the law as written by our legislature, which this Council is not empowered to do.

The intent of these members may have been innocent enough, but the ignorance of the Open Meetings Act was and is very apparent. This Council constitutes new members who obviously do not fully understand the Open Meetings Act and underscores the need for the educational initiative that I requested on my agenda submission at the Council meeting of June 20th. This action, as well as the recent meeting of this Council with the City Engineer and Community Development Director also underscores the need for a review by decades old serving and other multi-term Council members. I have attached to this communication many Attorney General Opinions concerning this meeting of a quorum of the Council as described in my letter, and also the previous meeting just mentioned.

The further action that could be taken by we the people is very detrimental and instead I would hope that this Council would take this as a learning experience and NOT put themselves in such a situation in the future.

I also, would hope that my thanks are in order for the concurrence of this Council to reinstate the Public Participation segment so hard fought for, and to see that in the future there is complete and thorough compliance with the Open

Meetings Act.

Richard Miller, 1202 Second Street

June 21, 2005

Dear Mayor and Council

I am writing this letter in response to the June 20, 2005 meeting

Regarding vacating alley 1100 block McKinley

I wrote a letter to the mayor and council dated December 1, 2003 stating the reasons that it would be difficult the way the fence was being installed.

The previous owner had talked to me about putting a gate across the South end of alley to prevent people from dumping in the alley. I was comfortable how he was going to do it. In case one end or the other was blocked.

The way the fence is being installed now is completely different. It is not only across the South of 1166 but also across the North end. This would make it impossible to exit or enter if the North end was blocked for one reason or another. Water repair, street repair and large snowdrifts that commonly occur in the winter season.

My house sits on the rear of the lots. My garage opens to the alley. We use the alley and the garage every day.

The attorney is misinformed about 1138 being the only building on the west side of 1100 block of McKinley.

1110 McKinley small brick building with a side lot South.

1122 McKinley home with a side lot.

1138 McKinley home on two lots #49 & #50.

1148 McKinley had a home on it but was torn down about four years ago it is now vacant.

1166 McKinley fenced in lot used for storage of building supplies and trucks.

Metal building office space and storage.

Sincerely,  
Frank D. Butler, 1138 McKinley

June 14, 2005

Honorable James DeSana, Mayor, City of Wyandotte  
3131 Biddle Avenue, Wyandotte, MI 48192

Dear Sir:

The Downriver Italian American Club (DIAC) at 646 Biddle Avenue Wyandotte

would like to request your assistance in the purchase of additional city owned property for current operations and future expansion.

The DIAC has operated a very successful hall rental business in the City of Wyandotte over the past 20 years at the above location. Over the years we have expanded the building twice and purchased several adjoining lots, which were converted into parking. We currently have 131 parking spaces on site which are fully utilized for larger events that can approach 400 people. Fortunately we do have some on street parking to supplement our needs. As you know the facility is first class and we have allowed the city use of the facility as a precinct for voting purposes for many years.

In August 2003, the DIAC sent a letter to Leonard Sabuda, Mayor of the City of Wyandotte, seeking to purchase three vacant lots south of Labadie, which would have provided 44 additional parking spaces. The city was at that time in discussions with a developer (Stepping Stone) for the same property. Stepping Stone is now developing the vacant property. The city, recognizing that the DIAC needed more parking, promised the DIAC a portion of Lot 60 on St. Johns Street and did not include this piece of land in any discussions with Stepping Stone. The property is adjacent to an alley, south of Lots 3-4 currently owned by the DIAC, and the dimension of the parcel is 30 feet wide by 154 feet long. This land would accommodate about 14 parking spaces. Two meetings were held with then Mayor Sabuda and Mark Kowalewski of the Engineering Department in 2004 and 2005 on this issue.

We are very much interested in purchasing this 30 foot strip of land for additional parking, it is our understanding that other business property owners in the area are now also interested in this strip of land. We certainly are willing to pay fair market price.

We would like to meet with you at your earliest convenience. My home phone is 734-281-7126.

Florence Coleman, President  
Downriver Italian American Club

June 23, 2005

City Clerk, City of Wyandotte  
3131 Biddle, Wyandotte, MI 48192

Re: Citizens participation in council meetings

Dear Mayor and Council:

As you know, I have been privileged to serve as president of the Wyandotte Business Association for a number of years and recently was appointed to the Downtown Development Authority. I am pleased and honored to be able to serve the city of Wyandotte in the capacities that have been made available to me.

In that regard, the city council meeting have always allowed the citizens of Wyandotte to register their comments or views of any nature, on any subject, either prior to, during or after the council business of the evening. For years this activity was more or less privately done with only the parties personally present

and the newspaper representative, if any, to record or view the proceedings.

However, in recent years the advent of television has brought a new and broader scope to these proceedings so that they are now viewed by many in our city on a weekly basis. Those comments, criticisms or praise of city employees or volunteers are now broadcast over the television as opposed to just being confined to the small group that used to frequent the city council meetings. As a result, many citizens are taking advantage of the opportunity to broadcast whatever their view of the evening may be, not only to the council and mayor, but to the entire city of Wyandotte. Due to time constraints and perhaps a desire not to further the agenda of the party speaking, the comments are largely unchallenged and the comments that are made, whether justified or true, are left to those watching to consider if they are worthy of belief or not.

The past couple of years have seen an unprecedented amount of criticism and vitriol directed at this city's commissions, authorities and boards. This constant pounding of the city's volunteers on these different organizations, I believe, is having a disheartening effect on the volunteers involved. Certainly the morale of the volunteers is being affected by the drum beat of constant criticism, second guessing and backbiting.

The principal of free speech must be upheld and these citizens should be allowed to speak. However, I believe it would be helpful and would further the understanding of the viewers watching these proceedings if they had a printed guide to weigh what they hear from those that appear before the mayor and city council. I have prepared a very simple document which I call "A Guide to Viewing the City Council Proceedings" which I would suggest for consideration by this body. I would like to see the city clerk either read this prior to citizens participation in the proceedings or have the cable company simple scroll this message across the screen as the individuals begin to speak. I believe something like this is needed to bring more balance to the televised proceedings when volunteers are unable to defend themselves from attack.

Thanking you in advance for your consideration in this matter, I remain,

Very truly yours,  
GREGORY L. GILBERT  
2427 Fort Street, Wyandotte, MI 48192

Gerald Forrester  
923 5th  
Wyandotte, MI 48192  
(734) 283-6830

June 22, 2005

City Council Members:

I, Gerald Forrester live a 923 5th. My fiancé' and I are getting married Sunday, July 17, 2005. We are having our reception at our home. There is hardly any parking available on our street. We are asking permission to use the vacant lot at 5th and Goddard next to Elmers Hall where the JC's had their haunted house for our guests to park. There is about 20 to 30 cars total. The time we would use this vacant lot would be between 3:00 p.m. to midnight we would greatly appreciate the council to allow us to use this lot.

Thank you for your time,  
Gerald Forrester

Any Questions? Please call:  
(734) 283-6830

June 23, 2005

To Mayor DeSana and the City Council

Dear Sir

I am writing you about the great job our Police and Fire departments do and the need to keep man power at present levels. Fireman and Police Officers put their lives on in harms way every day as, they secure our health and welfare. I support our Fireman and Police Officers. Diminishing man power levels puts their lives at greater risk and those of the public. This is a risk that I as a citizen do not wish to take. Please consider raising funding for the express purpose of maintaining current levels of Police and Fire manpower. I would hope in the future the Mayor and council would be more citizen friendly when it comes to persons in the audience. I thought that Mr. Patrick was treated harshly at your last meeting. I believe he shares my concern for open government.

Donald Lozon  
234 Vinewood  
Wyandotte, MI

June 23, 2005

The Honorable City Council  
City of Wyandotte

Gentlemen and Madam:

I am writing to request your concurrence in the following appointments:

#### ZONING BOARD OF APPEALS AND ADJUSTMENT

Victor J. Nevin, 501 Plum Street, Wyandotte MI 48192. Term to expire April 2008.

Mr. Nevin was brought to my attention by people in the community as a person who interested in getting more involved in the city. after looking over his curriculum vitae and meeting with him personally, I feel his appointment to the Zoning Board will be one we can all be proud of. A copy of Mr. Nevin's curriculum vitae is enclosed for your information.

#### ECONOMIC DEVELOPMENT CORPORATION/TIFA/BROWNFIELD REDEVELOPMENT

Scott D. Perry, 34 Kreger Drive, Wyandotte MI 48192. Term to expire April 2006.

I am sure most of you are familiar with Mr. Perry. He is a person of high

integrity and has a very great interest in the City of Wyandotte. I believe that his qualifications listed on his resume make him an excellent person to fill the vacancy on this Board created by the resignation of Sheri Sutherby-Fricke.

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

Sincerely,  
James R. DeSana, Mayor

June 21, 2005

The Honorable City Council  
City of Wyandotte  
3131 Biddle Avenue

RE: THE SENIOR ALLIANCE (TSA) FY 2006 ANNUAL  
IMPLEMENTATION PLAN

Gentlemen and Madam:

The Senior Alliance (TSA) provides services to older adults within the 34 communities of southern and western Wayne County. The Office of Services to the Aging requires that TSA request a resolution by the local units of government in their planning and services area to accept the FY 2006 Annual Implementation Plan.

James R. Knopp, Superintendent of Recreation, is our representative on the TSA Board, and recommends that City Council adopt a resolution supporting the FY 2006 Annual Implementation Plan as submitted by The Senior Alliance.

Sincerely,  
James R. DeSana, Mayor

June 21, 2005

Honorable Mayor and City Council  
City of Wyandotte

Dear Mayor and City Council Members:

Attached, for your approval, is the following Benjamin F. Yack Recreation Center Contract:

July 23 and 24, 2005 Downriver Latin American Club  
Hosting: Irish Mexican Festival

Sincerely,  
Leslie Lupo, Director, Community Relations

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,

Per the attached Council Resolution dated June 13, 2005, the undersigned were directed to review and report back regarding the charter change proposed by Councilman Kolakowski in his correspondence dated June 13, 2005. This Charter change, which involved combining the taxing authority of the City under one authorized millage with a maximum rate of 15.50 mills, would require an amendment to Section 184 of the City Charter. Thus, it would be necessary to place a ballot question in front of the registered voters of the City for this amendment. Also, because the increase in the maximum authorized millage is greater than 0.5 mills, a second ballot question would be necessary to override the effects of the Headlee rollback which has reduced the combined Charter-authorized taxing authority by .8504 mills.

Thus, if the first ballot question is successful, the City would gain an opportunity to increase potential operating revenues by approximately \$1.4 million annually. If the second ballot question is also successful, an additional \$480,000 in operating revenue could also be realized. One or both of these ballot questions could be placed on the next regularly scheduled election date in May of 2006. The earliest this proposed change could impact financial activities of the City would be the 2007 Fiscal Year based on the potential change being implemented for the taxes levied on August 1, 2006.

In addition to the procedural actions which are explained above, the remainder of the correspondence deals with many policy decisions. These decisions must take into consideration the priorities established by the Mayor and City Council as well as other decision-making bodies that comprise the government in the City. Decisions that would need to be made include the possible reduction of other tax rates in order to increase the suggested operating/debt rate and keep the total city rate unchanged, the priority given to the utilization of TIFA funds for the public building projects mentioned in the correspondence, and the desire to construct the police/court facility. In any event, the potential operating revenue available from this change is work evaluating considering the estimated \$4.0 million annual shortfall that the City will be faced with in the future.

As such, the undersigned recommends that these issues be discussed during the upcoming budget deliberations with a decision reached before September 30, 2005, regarding the proposed ballot questions. This will allow appropriate time for the Attorney General to review the proposed language and give approval prior to the May, 2006 election date.

Sincerely,

Todd A. Drysdale William R. Look  
Director of Financial and Administrative Services Department of Legal Affairs

COMMUNICATIONS - FROM CITY & OTHER OFFICIALS

June 21, 2005

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

RE: Former 433 Clinton, Wyandotte, Michigan  
Parcel #11 Lot Size: 60' X 100'

Dear Mayor DeSana and City Council Members:

During the City's solicitation of proposal for the Sale of 12 Vacant Parcels the City received six (6) proposals for the sale of the above-captioned property. See attached summary sheet.

The undersigned hereby recommends that the City sell said lot to Frank Badalamenti, 451 Clinton, Wyandotte, Michigan for \$32,002.00, pursuant to his proposal to construct a single family two (2) story home, consisting of approximately 1,800 square feet, 3-4 bedrooms, 1st floor brick exterior, garage and full basement with back water flow valve, sump pump, emergency escape and rescue opening per the 2003 Michigan Residential Code.

Very truly yours,

Mark A. Kowalewski, City Engineer  
Colleen A. Keehn, City Assessor

June 22, 2005

The Honorable Mayor James R. DeSana and City Council, City Hall  
Wyandotte, Michigan 48192

Re: 1-2-3 James DeSana Dr., Wyandotte, Michigan

Dear Mayor DeSana and Council Members:

On June 6, 2005, your Honorable Body referred a communication and plans from Stucky Vitale Architects for changes to the approved plan at 1,2 and 3 James DeSana Drive to the undersigned. At the Planning and Rehabilitation Commission meeting on Thursday, June 16, 2005, a public hearing was conducted for the purpose of hearing arguments in favor of, or objections to, the changes to the approved site plan as submitted by Stucky Vitale and Ron Gocioch, Wyandotte Boat Club were all present. Mr. DeLaurentis indicated that the outdoor patio area would be utilized as a restaurant and they are seeking additional parking from Henry Ford Wyandotte Hospital. Mr. DeLaurentis further indicated that items 5a; 5f; 5g and 5h from Mr. Voszatka's letter to the Commission dated June 16, 2005, would be completed by the next Planning and Rehabilitation Commission meeting in July and they would submit final plans for approval at that time.

Attached is a copy of the resolution that was duly adopted by the Commission, a summary of the discussion that took place at the hearing and a communication from Joseph Voszatka, Director of Community Development.

If you have any questions relative to this, please do not hesitate to contact the undersigned.

Very truly yours,

Elizabeth A. Krimmel, Chairperson, PLANNING AND REHABILITATION  
COMMISSION

June 22, 2005

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

RE: Former 2228-2234 8th Street, Wyandotte, Michigan  
Parcel #6 - 2230 8th Street Lot Size: 60' x 103'

Dear Mayor DeSana and City Council Members:

During the City's solicitation of proposal for the Sale of 12 Vacant Parcels the City received eight (8) proposals for the sale of the above-captioned property. See attached summary sheet.

The undersigned hereby recommends that the City sell said lot to Sam Cottone, 919 River Court, Wyandotte, Michigan for \$28,500.00, pursuant to his proposal to construct a single family two (2) story home, consisting of approximately 1,660 square feet, 3-4 bedrooms, 1st floor brick exterior, garage and full basement with back water flow valve, sump pump, emergency escape and rescue opening per the 2003 Michigan Residential Code.

Very truly yours,

Mark A. Kowalewski, City Engineer  
Colleen A. Keehn, City Assessor

June 21, 2005

The Honorable Mayor James R. DeSana and City Council  
City Hall, Wyandotte, Michigan 48192

Dear Mayor DeSana and City Council Members:

This letter is to inform you that Waste Management has opened enrollment for Curbside Recycling. The cost for Curbside Recycling is \$4.47 per month. There is also a \$10.00 bin fee for new subscribers. You must sign up by July 31, 2005.

If any resident is interested in subscribing for service, they should contact Waste Management at 313-292-0800.

Very truly yours,

Mark A. Kowalewski, City Engineer

June 22, 2005

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

RE: Former 1050 Walnut, Lot Size: 30' x 122.15'

Dear Mayor DeSana and Council Members:

This is to recommend that the City sell the above captioned property to Christina Samone Delagarza the adjacent property owner at 1058 Walnut for the amount of \$3,000.00. The combination of the two parcels will result in one parcel measuring 60' x 122.15'.

The attached resolution will authorize the Mayor and City Clerk to execute the necessary documents.

Very truly yours,  
Mark A. Kowalewski, City Engineer  
Colleen A. Keehn, City Assessor  
June 23, 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 is a budget amendment which is on the Downtown Development Authority's (DDA) agenda for their meeting scheduled for tonight. It is anticipated that the DDA will recommend this budget amendment be adopted by the City Council. A member of the DDA will be at tonight's Council Meeting to inform the Council regarding their decision on this matter.

If the DDA affirmatively votes to recommend this budget to the City Council, the undersigned recommends that the Council authorize the necessary budget amendments to be made to the DDA-TIF Fund totaling \$1,274,201.25 in order to provide the necessary funding of operations through the end of the 2005 fiscal year.

Sincerely,

Todd A Drysdale, Director of Financial and Administrative Services

June 23, 2005

Honorable Mayor DeSana and City Council, City Hall, Wyandotte, Michigan  
48192

RE: TIFA and BRDA Elected Officers

Dear Mayor DeSana and Council Members:

The following is the result of the election of officers for both the Tax Increment Finance Authority (TIFA) and the Brownfield Redevelopment Authority (BRDA). The election was held at the June 21, 2005 meetings.

Charles Mix was re-elected as Chairman  
Alfred Sliwinski was elected as Treasurer and Co-Chairman  
Greg Mayhew was re-elected as Secretary

In addition, the Board accepted, with regrets, the resignation of former Board member Sheri Fricke. Ms. Fricke, as you are aware, was recently elected to serve on the City Council. The Board thanked Ms. Fricke for her many years of

dedicated service to the TIFA/BRDA Boards and wished her the best in her new role as Councilperson.

Finally, the Board expressed its goal to continue to work co-operatively with the Mayor and City Council in our mutual goal of successfully redeveloping, restoring and revitalizing our great City of Wyandotte.

Very truly yours,  
Charles Mix, Chairman of the TIFA and BRDA Boards

June 23, 2005

The Honorable Mayor DeSana and City Council, City Hall  
Wyandotte, Michigan

RE: Police & Court Facility

Dear Mayor DeSana and Council Members:

The Engineering Department on Wednesday, June 22, 2005 at 2:00 pm collected prequalification packages for the construction of the Police and Court facility. The attached list shows the thirteen (13) contractors who submitted the AIA Document 305.

The Engineering Department along with the architectural team and Plante Moran will evaluate and determine which companies will be pre-qualified to submit bids for the new Police and Court facility. Once it has been determined which companies have been pre-qualified, they will be allowed to receive the construction documents from the architectural team and submit a construction cost for the project.

Very truly yours,  
Mark A. Kowalewski, City Engineer

June 22, 2005  
The Honorable Mayor DeSana and City Council, City Hall  
Wyandotte, Michigan

RE: Police/Court Building Construction Document Phase

Dear Mayor DeSana and Council Members:

The Architects have completed the Construction Documents Phase of the Police/Court Building. Attached is the current estimated project cost of \$10,277,532.00. This cost is within the established project budget of \$10,300,000.00.

To proceed with the Contractor Procurement Phase of \$20,025.00, the Council needs to adopt the enclosed resolution.

Very truly yours,  
Mark A. Kowalewski, City Engineer

June 23, 2005

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

RE: Purchase Agreement with K & K Associates, LLC for city-owned property

Dear Mayor and Council Members:

In accordance with the Council resolution dated June 7, 2005 (see enclosure), enclosed is a proposed Purchase Agreement with K & K Associates, LLC, 9801 Intrepid, Grosse Ile, Michigan, 48138, for the city-owned property at 217 and 223 Oak and 2924 Second Street at the southwest corner of Oak and Second Street. The Agreement also provides for incorporating the privately owned property at 231 Oak Street.

As noted in previous communications, the owner of 231 Oak Street and one of the three partners in K & K Associates is Councilman Johnny Kolakowski. The other two partners in the proposal are Ronald M. Moran and M.G. Perry Construction Company.

Per the Council Resolution, a revised site plan has been submitted and is attached as Exhibit "C". Said plan provides for additional open space and fronts 11 of the 14 units on to a public street. The density of the project remains at 14 condominium units.

The undersigned recommends that the Council adopt the following resolution authorizing the acceptance of the Purchase Agreement and authorizing the Mayor and Clerk to execute said Agreement.

Very truly yours,  
Joseph M. Voszatka, Community Development Director  
Mark A. Kowalewski, City Engineer  
June 21, 2005

The Honorable Mayor James R. DeSana  
and City Council, City Hall  
Wyandotte, MI 48192

Dear Mayor DeSana and City Council Members:

Enclosed please find four (4) Ordinances to change the special fees sections of the Building Code, Electrical Code, Mechanical Code and Plumbing Code for the City of Wyandotte. If you concur with these changes, I recommend you hold the 1st reading of the ordinance at tonight's meeting.

Very truly yours,  
Mark A. Kowalewski, City Engineer

June 27, 2005

The Honorable Mayor James R. DeSana and City Council  
City Hall

Re: Labadie Park Neighborhood Project - Change Order No. 6

Dear Mayor and Council,

Enclosed is Change Order No. 6 from Homrich, Inc., the demolition contractor for the project for \$245,000. The additional funds are requested to cover the removal of contaminated soil discovered under the floor of the demolished building and the parking lot at the corner of Second Street and Bennett Street.

Via the grant the City received from the United States Environmental Protection Agency, the Wyandotte Brownfield Authority (WBRA) and the Mayor and Council have authorized up to \$988,500 for demolition and remediation expenses at the site. The total of previously approved expenses and Change Orders No. 1-5 equals \$884,840, leaving an available balance of \$103,660.

The City's Environmental Consultant, Soil and Materials Engineers, Inc., has reviewed the Change Order (see enclosure) and determined that the cost and scope of work is reasonable. The Change Order will also require approval from the City's Brownfield Redevelopment Authority at its next meeting.

Approving expenses in an amount not to exceed the available balance will allow remediation to continue while the Developer works to identify a funding source for the remainder of the expenses. Per Section 9 of the McCord Site Development and Real Estate Purchase Agreement and Section 4 of the Revolving Loan Agreement, both agreements between the City, the WBRA and Labadie Park LLC, the City is under no obligation to fund activities exceeding \$988,500. It should be noted that at a later date, additional expenses will be incurred by the Developer's Environmental Engineer for remediation oversight and verification sampling of the contaminated soil removed as part of this Change Order.

The undersigned recommend that the Mayor and Council adopt the following resolution approving proposed Change Order No. 6 with Homrich, Inc. and authorizing the City Engineer to execute said Change Order, in an amount not to exceed \$103,660.

Very truly yours,

Joseph M. Voszatka, Community Development Director  
Mark A. Kowalewski, P.E., City Engineer

#### 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 20 - June 21, 2005 \$94,366.32

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

Downtown Development Authority April 18, 2005

Fire Commission Meeting June 7, 2005

Municipal Service Commission June 7, 2005

Police Commission Meeting June 7, 2005

Wyandotte Cultural and Historical Commission June 9, 2005

## CITIZEN PARTICIPATION

Charles Mix, 3050 Van Alstyne, Chairman Brownfield Authority, will meet Wednesday, June 29, 2005 at 8:15 a.m.

Mark Cole, 1341 Spruce, will taking money from TIFA effect purchase and demolition of property? Against Police & Fire building. Regarding South Shore Grill, why does City care about valet parking? Must provide free parking up to number on the contract provided.

Mark Sciacca, 1435 - 20th, regarding Ordinance amendment, first reading tonight. Inquired about fee schedule, master plumber fee and administrative fees.

Michael Helvey, 627 Forest, regarding item #16? Is there a line item for WBA budget? Current President of Wyandotte Chamber of Commerce. Why does City not have a City contract with them?

Dollie Jarosz, 857 - 6th, mother of a 12 year old Eagle Scout. No support received from Wyandotte officials.

Richard Patrick, 523 Cherry, item #1, objects to change in the order of business. Place after written communications, "persons in the audience". Requests Council restore "persons in the audience" to beginning of meeting. Is Council going to continue to meet after Council Meetings as a quorum? He objects. Item #10, debt limit, this looks like a tax increase. Also, do other charter amendments allow vote by citizens? Also, prohibit property purchases by elected officials.

Richard Miller, 1202 - 2nd, regarding item #2, item #7 and item #13, Dick Nevin, a good appointment; Ethics Ordinance and a previous employee with funds due City and the reason we are awarding him property.

Corki Benson, 404 Vinewood, item #7 and item #1, Scott Perry would be beneficial to any Commission, 5 minutes time limit ok. Bridge Meeting this week June 30th at Crystal Gardens.

Doug Melzer, 3032 Van Alstyne, item #12, appreciates help on South Shore Grill to correct violations, etc.

Richard Miller, 1202 - 2nd, has never been to Oak Cafe.

Mark Cole, 1341 Spruce, regarding meetings after Council meetings.

RECESS

RECONVENING

ROLL CALL

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

Absent: None

HEARING

ALLEY VACATION LABADIE PARK CONDOMINIUM  
CITY OF WYANDOTTE

No objections, nothing in writing.

FIRST READING OF ORDINANCES

AN ORDINANCE ENTITLED  
AN ORDINANCE TO AMEND CHAPTER 9 ELECTRICITY  
ARTICLE I. IN GENERAL -SEC 9-2. FEES  
OF THE CITY OF WYANDOTTE, CODE OF ORDINANCES

AN ORDINANCE ENTITLED  
AN ORDINANCE TO AMEND SECTION 108 FEES  
OF THE 2000 EDITION OF THE MICHIGAN BUILDING CODE

AN ORDINANCE ENTITLED  
AN ORDINANCE TO AMEND CHAPTER 29 PLUMBING AND GAS  
ARTICLE II. PLUMBING CODE, SEC. 29-23 AMENDMENTS-  
SECTION P-114.2 FEE SCHEDULE  
OF THE CITY OF WYANDOTTE CODE OF ORDINANCES

AN ORDINANCE ENTITLED  
AN ORDINANCE TO AMEND CHAPTER 7  
BUILDINGS AND BUILDING REGULATIONS-ARTICLE III  
MECHANICAL CODE  
OF THE CITY OF WYANDOTTE, CODE OF ORDINANCES

FINAL 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:

Section 1.

The following section of the City of Wyandotte Zoning Ordinance entitled  
“Article XX Administrations, Section 2003 Certificate of Occupancy shall be

amended to revise the requirements and regulations for the issuances of a Certificate of Occupancy. The amended section shall read as follows:

## ARTICLE XX. ADMINISTRATIONS

### Sec. 2003. Certificate of occupancy

No structure shall be occupied nor land used until a certificate of occupancy has been issued for such occupancy or use, which occupancy or use shall be in compliance with the provisions of this Ordinance. No Structure or use shall be changed until a certificate has been issued for the changed structure or use.

The cost for processing a certificate of occupancy application shall be: zero dollars (\$0.00) for any residential occupancy or use and thirty dollars (\$30.00) for any commercial and/or industrial occupancy or use and vacant land occupancy or use.

The cost for processing a certificate of occupancy application for a lot split /lot combination and or modification of a legal description shall be fifty dollars (\$50.00) for each existing or proposed parcel of lot involved.

If the city requires a title search, the fee for that title search will be the actual cost incurred by the City of Wyandotte, and shall be paid prior to the issuance of the certificate of occupancy.

### Section 2.

Nothing in this Ordinance or in the Code hereby adopted shall be construed to affect any suit or proceeding in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed; nor shall any just or legal right or remedy or any character be lost, impaired or affected by this Ordinance.

### Section 3.

Severability. Should any word, sentence, phrase or any portion of this Ordinance be held in a manner invalid by any court of competent jurisdiction or by any state agency having authority to do so for any reason whatsoever, such holdings shall be construed and limited to such word, sentence, phrase or any portion of the Ordinance held to be so invalid and shall not be construed as affecting the validity of any of the remaining words, sentences, phrases or portions of this Ordinance.

### Section 4.

Conflicting Ordinances. All prior existing ordinances adopted by the City of Wyandotte inconsistent or in conflict with the provisions of this Ordinance are, to the extent of such conflict or inconsistency, hereby expressly repealed.

### Section 5.

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 and inspected.

On the question, "SHALL THIS ORDINANCE NEW PASS?"

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

NAYS: None

ABSENT: None

I hereby approve the adoption of the foregoing Ordinance this 27th day of June, 2005.

#### CERTIFICATION

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 City Council of the City of Wyandotte, at a regular session on Monday, the 27th day of June, 2005.

William R. Griggs, City Clerk James R. DeSana, Mayor

#### RESOLUTIONS

Wyandotte, Michigan June 27, 2005

RESOLUTION by Councilperson Jason Ptak

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 Jason Ptak

Supported by Councilman Todd Browning

ROLL ATTACHED

Wyandotte, Michigan June 27, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that the communication from Richard Miller 1202-2nd Street relative to a variety of issues one of which is to change Citizen Participation in the Council meetings is hereby referred to the Mayor for a review and report back in two weeks.

I move the adoption of the foregoing resolution.

MOTION by Councilman Jason Ptak

Supported by Councilman Todd Browning

ROLL ATTACHED

Wyandotte, Michigan June 27, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that the communication from Frank D. Butler, 1138 McKinley regarding a vacation of an alley request is hereby referred to the City Engineer for a review and report back to Council in two weeks.

I move the adoption of the foregoing resolution.

MOTION by Councilman Jason Ptak  
Supported by Councilman Todd Browning  
ROLL ATTACHED

Wyandotte, Michigan June 27, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that the communication from Florence Coleman, President, Downriver Italian American Club 646 Biddle Avenue, Wyandotte requesting to purchase additional city-owned property for current operations and future expansion of the Club is hereby referred to the City Engineer and Community Development Director for a review and report back to Council in two weeks.

I move the adoption of the foregoing resolution.

MOTION by Councilman Jason Ptak  
Supported by Councilman Todd Browning  
ROLL ATTACHED

Wyandotte, Michigan June 27, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that the communication from Gregory L. Gilbert, Attorney at Law, 2427 Fort Street, Wyandotte regarding suggestions for City Council proceedings is hereby received and placed on file.

I move the adoption of the foregoing resolution.

MOTION by Councilman Jason Ptak  
Supported by Councilman Todd Browning  
ROLL ATTACHED

Wyandotte, Michigan June 27, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that the request from Gerald Forrester, 923-5th Street, Wyandotte to utilize the city-owned parking lot located at 5th and Goddard next to Elmers Hall for overflow parking for a wedding reception on Sunday, July 17, 2005 from 3:00 p.m. to 12:00 midnight is hereby APPROVED provided a Hold Harmless Agreement is executed as prepared by the Department of Legal Affairs. AND BE IT FURTHER RESOLVED that the Police Department be so notified of said event.

I move the adoption of the foregoing resolution.

MOTION by Councilman Jason Ptak  
Supported by Councilman Todd Browning  
ROLL ATTACHED

Wyandotte, Michigan June 27, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that the communication from Donald Lozon, 234 Vinewood regarding manpower issues as it relates to the Police and Fire Departments is hereby received and placed on file.

I move the adoption of the foregoing resolution.

MOTION by Councilman Jason Ptak  
Supported by Councilman Todd Browning  
ROLL ATTACHED

Wyandotte, Michigan June 27, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that Council hereby CONCURS in the recommendation of Mayor DeSana as set forth in his communication dated June 23, 2005 to appoint: Victor J. Nevin, 501 Plum, Wyandotte to the Zoning Board of Appeals and Adjustments, term to expire April 2008.

I move the adoption of the foregoing resolution.

MOTION by Councilman Jason Ptak  
Supported by Councilman Todd Browning  
ROLL ATTACHED

Wyandotte, Michigan June 27, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that Council hereby CONCURS in the recommendation of Mayor DeSana and James R. Knopp, Superintendent of Recreation to accept the FY 2006 Annual implementation Plan as set forth by the Senior Alliance (TSA).

I move the adoption of the foregoing resolution.

MOTION by Councilman Jason Ptak  
Supported by Councilman Todd Browning  
ROLL ATTACHED

Wyandotte, Michigan June 27, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that Council hereby APPROVES the contract and the Hold Harmless Agreement as set forth by the Community Relations Director for the Downriver Latin American Club to host the Irish Mexican Festival to take place at the Yack Arena on July 23rd and 24th, 2005.

I move the adoption of the foregoing resolution.

MOTION by Councilman Jason Ptak  
Supported by Councilman Todd Browning  
YEAS: Councilmembers Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka  
NAYS: None

Wyandotte, Michigan June 27, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council the communication from the Department of Legal Affairs and Director of Financial and Administrative Services responding to the proposed charter change by Councilman Kolakowski involving combining the taxing authority of the City under one authorized millage is hereby referred to the Budget Committee for deliberation.

I move the adoption of the foregoing resolution.

MOTION by Councilman Jason Ptak  
Supported by Councilman Todd Browning  
YEAS: Councilmembers Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka  
NAYS: None

Wyandotte, Michigan June 27, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that Council CONCURS with the recommendation of the City Engineer and the City Assessor dated June 21, 2005, regarding the sale of the Former 433 Clinton; AND BE IT RESOLVED that Council accepts the offer from Frank Badalamenti dated June 21, 2005, in the amount of \$32,002.00 to construct a single family two story home, consisting of approximately 1,800 square feet, 3-4 bedrooms, garage, 1st floor brick exterior and basement with back water flow valve, sump pump, emergency escape and rescue opening per the 2003 Michigan Residential Code; AND BE IT RESOLVED that the Mayor and City Clerk are hereby authorized to execute the necessary documents subject to the approval of the Department of Legal Affairs. BE IT FURTHER RESOLVED that all bid bonds or bid checks be returned.

I move the adoption of the foregoing resolution.

MOTION by Councilman Jason Ptak  
Supported by Councilman Todd Browning  
YEAS: Councilmembers Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka  
NAYS: None

Wyandotte, Michigan June 27, 2005  
RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that the communication from the Planning and Rehabilitation Commission regarding the preliminary revised site plan for Spinakers (formerly the South Shore Grill) at 1,2 and 3 James DeSana Drive is approved subject to the following revisions being completed and shown on the Final Site Plan and returned to the Planning and Rehabilitation Commission and Mayor and Council for final approval:

1. Revisions of the Final Site Plan to incorporate all recommendations from the Planning and Rehabilitation Commission from the Public Hearing of June 16, 2005.
2. Revision of the Final Site Plan to incorporate all comments and Staff Recommendations noted in the letter from the Community Development Director to the Planning and Rehabilitation Commission dated June 16, 2005, except item 5d, "concrete area measuring approximately 25 feet by 90 feet not shown on the original approved plan shall be removed and item 5I "regarding the tent use" shall be removed.
3. Revision of the Final Site Plan to incorporate any changes recommended by the City Engineer, Community Development Director, Fire Chief or Police Chief. Examples of changes include, but are not limited to, public safety measures and the installation, relocation and/or removal of sod, trees, fencing and wheel-stop anchors.
4. Revision of the Final Site Plan to require a signed agreement regarding Hospital Parking including that parking be free of charge. Further, the use of the outdoor areas are contingent on continuing to provide the off site parking. Said agreements shall be subject to review and approval by the Planning and Rehabilitation Commission.
5. Revision of the Final Site Plan to exclude the tent being used as stated by Mr. DeLaurentiis at the Planning and Rehabilitation Commission Public Hearing of June 16, 2005. Final Plan shall OMIT the tent.
6. Revision of the Final Site Plan to exclude the approximately 25 feet by 90 feet concrete area not shown on original approved plan.
7. Revision of the Final Site Plan to include a requirement that tanks for the sale of fuel to boaters is not permitted.

I move the adoption of the foregoing resolution.

MOTION by Councilman Jason Ptak  
Supported by Councilman Todd Browning  
YEAS: Councilmembers Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka  
NAYS: None  
Wyandotte, Michigan June 27, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that Council CONCURS with the recommendation of the City Engineer and the City Assessor dated June 22, 2005, regarding the 2228-2234 8TH, Parcel #6 ; AND BE IT RESOLVED that Council accepts the offer from Sam Cottone, dated June 22, 2005, in the amount of \$28,500.00 to construct a single family two (2) story home, consisting of approximately 1,660 square feet, 3-4 bedrooms, 1st floor brick exterior, garage not to be located more than 6 feet from the end of the front porch and a full basement with a back water flow valve, sump pump, emergency escape and rescue opening per the 2003 Michigan Residential Code; AND BE IT RESOLVED that the Mayor and City Clerk are hereby authorized to execute the necessary documents subject to the approval of the Department of Legal Affairs. BE IT FURTHER RESOLVED that all bid bonds or bid checks be returned.

I move the adoption of the foregoing resolution.

MOTION by Councilman Jason Ptak

Supported by Councilman Todd Browning

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

NAYS: None

Wyandotte, Michigan June 27, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that the communication from the City Engineer dated June 21, 2005, regarding Curbside Recycling is hereby received and placed on file. Residents interested in Subscription Curbside Recycling at \$4.47 per month are directed to contact Waste Management at 313-292-0800. AND FURTHER that said issue be referred to the Department of Municipal Service for Cable TV placement and Richard Cieslowski for Web-Site placement.

I move the adoption of the foregoing resolution.

MOTION by Councilman Jason Ptak

Supported by Councilman Todd Browning

ROLL ATTACHED

Wyandotte, Michigan June 27, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that Council CONCURS with the recommendation of the City Engineer and City Assessor dated June 22, 2005, to sell the former 1050 Walnut; AND BE IT FURTHER RESOLVED that the Council accepts the offer of Christina Samone Delagarza dated June 21, 2005, in the amount of \$3,000.00; AND BE IT FURTHER RESOLVED that the Mayor and City Clerk are authorized to execute the necessary documents subject to the approval of the Department of Legal Affairs.

I move the adoption of the foregoing resolution.

MOTION by Councilman Jason Ptak

Supported by Councilman Todd Browning

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

NAYS: None

Wyandotte, Michigan June 27, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that Council hereby APPROVES the necessary budget amendment to be made to the DDA-TIF Fund totaling \$1,275,201.25 to provide the necessary funding of operations through the end of the 2005 Fiscal Year providing the DDA votes affirmatively to do so at their meeting prior to this Council meeting. AND BE IT FURTHER RESOLVED that the Director of Financial and Administrative Services be directed to prepare the necessary budget amendment.

I move the adoption of the foregoing resolution.

MOTION by Councilman Jason Ptak

Supported by Councilman Todd Browning

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

NAYS: None

Wyandotte, Michigan June 27, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that the communication from Charles Mix, Chairman of the TIFA and BRDA Boards dated June 23, 2005 setting forth the names of the newly elected officers:

Charles Mix, Chairman

Alfred Sliwinski, Treasurer and Co-Chairman

Greg Mayhew, Secretary

is hereby received and placed on file.

I move the adoption of the foregoing resolution.

MOTION by Councilman Jason Ptak

Supported by Councilman Todd Browning

ROLL ATTACHED

Wyandotte, Michigan June 27, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that the communication from the City Engineer regarding prequalification packages for the construction of the Police and Court Facility is hereby received and placed on file.

I move the adoption of the foregoing resolution.

MOTION by Councilman Jason Ptak  
Supported by Councilman Todd Browning  
YEAS: Councilmembers Browning, Fricke, Peterson, Ptak, Sutka  
NAYS: Councilman Kolakowski

Wyandotte, Michigan June 27, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that the Construction Document Information forwarded by the City Engineer regarding the Police/Court Project is hereby received and placed on file. AND BE IT FURTHER RESOLVED that the updated estimated project costs of \$10,277,532.00 is hereby ACCEPTED; AND BE IT RESOLVED that the City Council authorizes Sarnacki and Associates Architects and Wilson Estes Police Architects (Joint Venture) to proceed with the Contractor Procurement Phase of \$20,025.00 for the Police/Court Facility.

I move the adoption of the foregoing resolution.

MOTION by Councilman Jason Ptak  
Supported by Councilman Todd Browning  
YEAS: Councilmembers Browning, Fricke, Peterson, Ptak, Sutka  
NAYS: Councilman Kolakowski

Wyandotte, Michigan June 27, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that Council acknowledges receipt of the communication from the Community Development Director and City Engineer dated June 23, 2005 regarding the city-owned property at 217 and 223 Oak and 2924 Second Street at the southwest corner of Oak and Second Street and hereby CONCURS with the recommendation therein to approve the Offer to Purchase Real Estate between the City of Wyandotte and K & K Associates, LLC, 9801 Intrepid, Grosse Ile, Michigan, in the amount of \$175,000. Said land is more particularly described as Lots 5 through 7, block 85, Plan of Part of Wyandotte, as recorded in Liber 57, pages 5,6 and 7 of Deeds, Wayne County Records; AND BE IT FURTHER RESOLVED that the proposed project and the bid price of \$175,000 also includes adjoining privately-owned property at 231 Oak Street, with the City to provide a credit of \$115,000 towards the Purchaser's bid price at the time of closing, resulting in a net purchase price of \$60,000; BE IT FURTHER RESOLVED that the Mayor and City Clerk are authorized to execute the necessary documents subject to the approval and review of the Department of Legal Affairs.

I move the adoption of the foregoing resolution.

MOTION by Councilman Jason Ptak  
Supported by Councilman Todd Browning  
YEAS: Councilmembers Browning, Fricke, Peterson, Ptak, Sutka  
NAYS: None  
ABSTENTION: Councilman Kolakowski

Wyandotte, Michigan June 27, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that the communication from the City Engineer relative to the four (4) First Reading of Ordinances is hereby received and placed on file with First Readings at tonight's meeting.

I move the adoption of the foregoing resolution.

MOTION by Councilman Jason Ptak  
Supported by Councilman Todd Browning  
ROLL ATTACHED

Wyandotte, Michigan June 27, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that Council acknowledges receipt of the communication from the Community Development Director and City Engineer regarding Labadie Park Neighborhood Project-Change Order No. 6, from Homrich, Inc. 200 Matlin Road, Carleton, Michigan 48117, for additional contaminated soil removal and backfill at an increase to the contract in the amount of \$245,000. BE IT FURTHER RESOLVED that the Council hereby CONCURS with the recommendation therein to approve Change Order No. 6 in an amount not to exceed \$103,660 and authorizes the City Engineer to execute said Change Order, subject to approval by the Wyandotte Brownfield Redevelopment Authority.

I move the adoption of the foregoing resolution.

MOTION by Councilman Jason Ptak  
Supported by Councilman Todd Browning  
YEAS: Councilmembers Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka  
NAYS: None

Wyandotte, Michigan June 27, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that it is a necessary public improvement for the health, welfare, comfort and safety of the People of the City of Wyandotte, and is deemed advisable to vacate, abolish and discontinue without easement the following land as a public alley in the City of Wyandotte, Wayne County, Michigan, more particularly described as: See Attachment 1 (a 20 ' wide alley

between St. Johns & Labadie as set forth on the attached Legal Description and made a part of this resolution). WHEREAS, due notice has been given of the hearing of objections to said vacating, abolishing and discontinuing; and WHEREAS, said hearing having taken place in accordance with such notice, and NO objections having been offered and this Council still being of the opinion that said vacating, abolishing and discontinuing is advisable; now, therefore, BE IT FURTHER RESOLVED that said alley is hereby declared VACATED, DISCONTINUED, AND ABOLISHED as a public alley and City does not reserve any easement; and BE IT RESOLVED that the City of Wyandotte declares and confirms that no public utilities whatsoever are to be continued within the vacated alley and that the adjacent owner or owners of the vacated alley are responsible for all maintenance and cost of existing utilities such as, but not limited to sewer, electrical, cable and phone, including the removal of any or all utilities within the vacated alley.

I move the adoption of the foregoing resolution.

MOTION by Councilman Jason Ptak  
Supported by Councilman Todd Browning  
YEAS: Councilmembers Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka  
NAYS: None

Wyandotte, Michigan June 27, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that the Council meeting of July 4, 2005 is hereby CANCELLED due to the Fourth of July Holiday.

I move the adoption of the foregoing resolution.

MOTION by Councilman Jason Ptak  
Supported by Councilman Todd Browning  
ROLL ATTACHED

Wyandotte, Michigan June 27, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that the total bills and accounts in the amount of \$68,864.68 as presented by the Mayor and City Clerk are hereby APPROVED for payment.

I move the adoption of the foregoing resolution.

MOTION by Councilman Jason Ptak  
Supported by Councilman Todd Browning  
YEAS: Councilmembers Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka  
NAYS: None

ADJOURNMENT

MOTION by Councilperson Jason Ptak  
Supported by Councilperson Todd Browning  
That we adjourn - carried unanimously

Adjourned at 10:25 p.m.  
June 27, 2005

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William R. Griggs, City Clerk