



Minutes - November 13th 2006

Wyandotte, Michigan November 13, 2006

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

ROLL CALL

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

Absent: Councilperson Kolakowski

PERSONS IN THE AUDIENCE

Karen Krimmel, 3844 – 22nd, regarding maintenance on her fence and need for repairs at her expense. Feels it's unfair to allow trucks to hit fence. City should help pay for repairs.

COMMUNICATIONS MISCELLANEOUS

November 5, 2006

Honorable Mayor James R. DeSana and City Council Members

Re: My Application for Clerk Position at the 27th District Court

Dear Honorable Mayor DeSana and Council Members:

On September 25, 2006, I went to the 27th District Court and submitted my resume in response to the posting for a full-time court clerk. I subsequently saw on the aired city Council meeting that "Anna" who had been working as a court clerk on a part time basis had been promoted into the full-time position for which I had applied.

On Wednesday, October 11, Denise Thivierge, the Court Administrator, called me to ask if I would be interested in interviewing for a newly created part-time position at the Courthouse, as a court clerk (see attached Job Description). She explained that although the job was part-time the hours would be Monday through Friday, 8:30 a.m. to 4:30 p.m. (the same hours as a full-time clerk). We talked about my prior experience and she asked if I would be interested in interviewing for the job – I told her that I was very much interested, and she said that she would get back with me. Denise called me two days later to set up an interview with her.

I met with Denise on Monday, and we talked about the job position for about one-half hour. I felt that the interview went well. She asked about my computer skills and typing. I told her that I was a very fast typist, quick learner, well educated on the computer, and had a good working knowledge of most computer software. She asked if I would be interested in the job, and I told her that I was very interested and was excited about the possibility of working for the Court. She mentioned that from looking at my resume, that I had a lot of experience in the legal field – a total of over 30 years and that she was impressed with my background. I have attached my resume for your convenience.

During the interview, Denise explained the duties involved in the job – how I would be trained to input information into the computer, assist the public and also help the other clerks as needed. We also talked about the dress code, and she commented that I was dressed very professional and looked very nice.

Denise then asked me if I would be able to start work on the following Monday, as they were making a decision quickly, and I told her that I could start work immediately. She told me that she would get back to me by Friday, and I left the interview feeling very positive.

I waited to hear something about the job, one way or another. After Friday passed, I was very disappointed because I did not hear anything from the Court. I received a letter from the Court on Saturday. The letter said that the position had been filled (see attachment).

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Over the weekend, I heard that Candace Thiede had gotten the job. I know of Candace, she is one of Bob Thiede's daughters. After she dropped out of college, she worked at the golf course for two years before she was let go and as far as I know, she does not have any office experience.

Needless to say, I feel used because it is apparent that I was never to be considered for the job, and that the

whole interview process was a façade, i.e., an outward show. I was the one who was called for an interview and waited a week for an answer. Denise had told me that she had six people to interview including Candace Thiede. Two of these applicants had court room experience and I have 30 years as a legal secretary, working in many areas of the law. If I did not get hired because the other applicants were more qualified than I, then I would not be writing this letter and voicing my concerns. I did not get the job because of "nepotism", and that is an injustice to me and all the other applicants who were interviewed for this job. Bob Thiede has managed to get both of his daughters very nice jobs in the City, as well as a job for his sister. And to add insult to injury I am also aware of the fact that Candace Thiede is related to an employee who works for the 27th Court! If this is not a blatant example of nepotism then I would like to know of another explanation why Candace Thiede was hired for a governmental City Job over other applicants who were more qualified.

I subsequently submitted a Freedom of Information Act Request to the City Clerk's Office, requesting the resumes of all the individuals who had applied for this position at the 27th District Court (redacting some information, of course, as to not reflect personal information such as addresses, social security number, etc.). I was denied my request. (See attached FOIA request and denial.)

Again this letter is not meant as "sour grapes" on my part. I have been a legal secretary for 30 years and I can find a job at any law firm that is hiring. But I really wanted to work at the 27th District Court. I felt it would have been a privilege to work there. And if it is the case that I was not hired because there was a more qualified applicant who got the job then my pride can take that answer. However, I feel that it was not the most well qualified person who got the job but it was the most well known person who had the best connections in the City who got the job. It is an injustice to the average citizen in the City who is looking to be employed and then is denied that job because on man can pull strings for his family members to obtain jobs over everyone else.

It was wrong for the Court to contact me to interview for this position and to keep my hopes up for 5 days waiting for a decision as to whether I would be hired. It is obvious to me that the decision had already been made to fill this position with Candace Thiede, through the means of "nepotism". I realize that nepotism exists in the private sector but it should not be tolerated in City Government.

I have never written to the Mayor and Council before, but this is an issue that is of great concern to me and I thank you for your time in reading my letter. Whatever insight you can offer would be greatly appreciated.

Very truly yours,

Toni Mehi, 1563 Dee, Wyandotte, MI 48192

To Whom It May Concern:

Dr. Atto's office is located on the corner of Cedar St. and Fort St. Due to recent construction, Cedar St has been changed into a one-way street with an addition to the left and in front of our building. Because of his extending practice, Dr. Atto and his staff are hoping to be permitted to park alongside the office on Cedar St.

Please fee free to contact us with any further questions.

Thank you,
Dr. G. Atto, M.D., 2211 Fort Street, Wyandotte, MI 48192
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October 25, 2006

Dear Mayor DeSana and Members of the City Council,

We purchased 3373 12th St in August of this year. We are in the process of purchasing ½ of the vacant lot next door at 3379 12th. We would like you to consider selling us the other ½ of the lot.

We would like to fence in the property and put in a driveway and build a garage. We have already made many improvements to the property. My son and I occupy this 2 unit together and would like to further make this a more desirable property.

Thank you,

Lorraine Hasper
William Hasper
3373 12th St., Wyandotte, MI 48192

Dear Honorable Mayor and Honorable City Council

I have recently established a dance school in the City of Wyandotte. I am excited to be part of a community that is very supportive of the arts. As my business is brand new I would like to ask your permission to display a banner outside my building until March 1st, 2007. I have included a photo of the banner. Its 4 ft by 10 ft and lists my business number and website. Your permission would be greatly appreciated as this

would help me to gain solid enrollment.

Thank you

Seth Miller, Great Technique Dance Academy
1412 Eureka Rd. Wyandotte, MI 48192

November 2, 2006

Mayor James R. DeSana and City Councilmembers
3131 Biddle Avenue, Wyandotte, Michigan 48192

Dear Mayor and Council:

The Wyandotte Goodfellows are planning their annual Christmas paper sale. On behalf of the Wyandotte Goodfellows we are asking for your permission as in the past to sell papers throughout the great City of Wyandotte commencing November 18, 2006 at the Wyandotte Christmas Parade. We will continue collecting donations for several weekends until mid December.

Paper sales are a major fund raiser for the Wyandotte Goodfellows and helps to fulfill their motto "No Child Without a Christmas".

Thanking you in advance, we remain

Yours in Goodfellowship,

Larry Stec, President, Wyandotte Goodfellows

Andrew Swiecki, Secretary/Treasurer, Wyandotte Goodfellows

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November 7, 2006

Honorable Mayor and Council, City of Wyandotte
3131 Biddle Avenue, Wyandotte, Michigan 48192

Re: American Heritage River Fall Classic Regatta

Honorable Mayor and Council:

I wish to offer my heartfelt thanks for the efforts of the City of Wyandotte with respect to the American Heritage River Fall Classic. This annual regatta celebrated its fifth anniversary on November 5, 2006 with a total of 200 entries from 26 organizations representing six states and two countries. It is the largest American Heritage River Fall Classic to date.

We would also like to take this opportunity to thank Mayor Pro Tem Joseph Peterson for his participation in this event. We are especially grateful for his being present at 7:00 a.m. to welcome the rowers and the various Club organizations to the City of Wyandotte and for helping us celebrate the recreational use of our American Heritage River.

Once again, we appreciate the assistance of the City of Wyandotte, its Mayor and Council, administration and employees for the sacrifices they make so that this Regatta can be a success.

On behalf of the Wyandotte Boat Club, we wish you to know that your contributions are greatly appreciated and we look forward to continuing this event of which we believe the City can be proud.

Very truly yours,

Wyandotte Boat Club
Charles E. Wycoff
P.O. Box 341
Wyandotte, MI 48192

COMMUNICATIONS FROM CITY AND OTHER OFFICIALS

November 8, 2006

Mayor James R. DeSana and City Councilmembers
3131 Biddle Avenue, Wyandotte, MI 48192

Dear Mayor and City Councilmembers:

We, the undersigned members of the City of Wyandotte Board of Canvassers, do hereby certify that on this day, Wednesday, November 8, 2006 we processed a compilation of the election returns of the Election Boards for the 10 (ten) and 1 (one) absent voter board precinct of the City of Wyandotte for the General Election held on November 7, 2006 and determined the results to be:

CITY OF WYANDOTTE PROPOSED AMENDMENT TO THE WYANDOTE CITY CHARTER BY
INITIATIVE PETITION

YES 5,901
NO 3,207

Sincerely yours,
BOARD OF CANVASSERS
CITY OF WYANDOTTE
Robert Curtis Mark Hierlihy
Peter Lubaway Earl Smith
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November 1, 2006

Honorable Mayor and City Council
City of Wyandotte

Dear Mayor and City Council Members:

Dear City Council and Mayor:

Once again BASF Corporation has granted permission for the Christmas Parade Committee to use the parking lot for the November 18th, 2006 Christmas Parade Line up.

Attached for your approval is a Hold Harmless Agreement from BASF. I am requesting that the City Council authorize the Clerk and Mayor to affix their signature to his Hold Harmless Agreement so that we may use the parking lot as we have in years past.

Thank you for your assistance in this matter.

Sincerely,

Lisa Hooper, Executive Director
DDA

November 2, 2006

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

Dear Mayor and Council:

This communication is in response to Council Resolution dated October 24, 2006, relative to the communication from Karen Krimmel, 3844 – 22nd Street, Wyandotte, Michigan, requesting to make the alley at the rear of the her home two-way. Upon receipt of the resolution, the Traffic Bureau, Sergeant Pouliot, reviewed the area and made the recommendation to leave the alley status quo, one way southbound, to facilitate the staging area for Madison School busses.

Therefore, in concurrence with Sergeant Pouliot, I recommend that the alley should remain signed one-way. If there are any additional questions, please feel free to contact my office.

Sincerely,
Bob Heck, Chief of Police

October 31, 2006

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

Dear Mayor DeSana and City Council Members:

In response to the communication from Karen Krimmel, 3844 22nd Street, the following applies.

A property maintenance letter was sent to 3844 22nd Street concerning accumulation of solid waste/filth prohibited and for the fence to be repaired. As of October 5, 2006, both violations were not concerned and two tickets were issued. Since then the accumulation was cleaned up.

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Concerning the fence, if Ms. Krimmel desires to protect the fence with posts or guardrails she would have to seek permission from City council to have them installed on City property. The city has permitted property owners to erect posts or guardrails adjacent to their property on City alleys after receiving permission from the City. The City has also erected posts or guardrails through the special assessment process.

In conclusion, Ms. Krimmel should determine how or if she desires to protect her fence with the placement of posts, guardrails or curbing. If the location of this work is on the City's alley, she should request permission to install this work. If she desires the City to perform this work through a special assessment project she should indicate the type of work and her willingness to pay for the project over a five (5) year period.

Ms. Krimmel is still obligated to repair her fence. The issue of whether the traffic should be turned back to two-way from one-way is best answered by the Police Department.

Very truly yours,

Mark A. Kowalewski, City Engineer

November 8, 2006

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

Dear Mayor DeSana and Council Members:

On November 1, 2006, proposals were opened and read aloud in the Office of the City Clerk for File #4410 – Sanitary Sewer Project at Mulberry and Third Street. A tabulation of the proposals is as follows:

Contractor Amount Bid

Northline Excavating Inc. \$22,866.00
Taylor, Michigan

Troelsen Excavating Co. \$24,970.00
Troy, Michigan

Compeau Brothers \$44,195.00
Carleton, Michigan

ABC Paving Company \$58,904.00
Trenton, Michigan

The undersigned recommends acceptance of the proposal from Northline Excavating Inc., Taylor, Michigan, in the amount of \$22,866.00 as being the best bid received meeting specifications.

The sewer construction and restoration costs will be paid from the Sewer Fund Operation, Maintenance and Replacement Budget Account #590-200-926.310.

Very truly yours,

Mark A. Kowalewski, City Engineer

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November 1, 2006

The Honorable Mayor James R. DeSana and City Council Members:

Attached is the Neighborhood Enterprise Zone Application for the following property: 504 Plum.

If you should have any questions, please do not hesitate to call.

Very truly yours,
Mark A. Kowalewski, City Engineer

November 2, 2006

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

RE: Part of the Former 3379 12th Street Wyandotte, MI Lot Size: 30' x 100'

Dear Mayor DeSana and City Council Members:

Enclosed is an Agreement for the City to sell 15 feet of the above captioned property to Lorraine and William Hasper, the adjacent property owners at 3373 – 12th Street, Wyandotte, in the amount of \$1,500.00. The combination of the two (2) parcels will result in one (1) parcel measuring 45' x 100'.

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

November 2, 2006

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

RE: Former 624 St. Johns Lot Size: 35' x 110'

Dear Mayor DeSana and Council Members:

Attached please find a Purchase Agreement to sell all of the former 624 St. Johns to Donald Deamud, the adjacent property owner at 634 St. Johns, Wyandotte, in the amount of \$3,500.00. The combination of the two (2) parcels will result in one (1) parcel measuring 75' x 110'.

The City previously entered into a Purchase Agreement to sell 27.50 feet of the property to Mr. Deamud and 7.50 feet of property to Mr. and Mrs. Perry the adjacent property owner at 612 St. Johns. However Perry's are not interested in purchasing any of this property. Mr. Perry's current lot size is 60' x 110'.

Therefore, attached is a proposed Resolution authorizing Mayor and Clerk to execute the necessary documents to sell all of the former 624 St. Johns to Mr. Deamud in the amount of \$3,500.00 and voiding the previous Purchase Agreement between Mr. Deamud and Mr. and Mrs. Perry.

Very truly yours,
Mark A. Kowalewski, City Engineer

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REPORTS AND MINUTES

Financial Services Daily Cash Receipts October 30 - October 30, 2006
Financial Services Daily Cash Receipts November 1- November 1, 2006
Financial Services Dailey Cash Receipts November 6- November 6, 2006
Fire Commission Meeting October 10, 2006
Fire Fighter's Civil Service Commission October 18, 2006

AUTOMATIC REFERRALS:

1. Request from St. Patrick's Parish Youth group to use the City parking lot located at the corner of First Street and Chestnut for a fundraising event during the Christmas Parade, November 18, 2006.
PERMISSION GRANTED PROVIDED A HOLD HARMLESS AGREEMENT IS EXECUTED AS PREPARED BY THE LEGAL DEPARMENT. Police, Fire, and Department of Public Service to be notified.

CITIZEN PARTICIPATION

Tammy Ramo, 144 Ford Avenue, in favor of closing alley.

RECESS

RECONVENING

ROLL CALL

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

HEARING

ACT 328 TAX EXEMPTION
BASF CORPORATION 1609 BIDDLE AVENUE

November 8, 2006

The Honorable Mayor James R. DeSana And City Council, City Hall

RE: Act 328 Tax Exemption - BASF Corporation, 1609 Biddle Avenue

Dear Mayor and Council,

The enclosed resolution approves the application (Enclosure No. 1) filed by the BASF Corporation, 1609 Biddle Avenue, for a 20-year exemption of new personal property taxes, in accordance with Public Act 328 of 1998, as amended. A Letter of Agreement between BASF and the City is also enclosed (Enclosure No. 2) that specifies the tax consequences if BASF relocates the Joncryl Polymers Plant outside the City within the first ten (10) years of the exemption. Final approval of the application is still required by the State Tax Commission.

Approval of the application will complete the second step in implementing the incentive package proposed by the Mayor and Council and the State of Michigan to attract BASF's \$150 million investment in new buildings and equipment. The first step, approval of the Brownfield Plan to allow BASF to obtain a Single Business Tax Credit, was completed on October 9, 2006. The final step, approval of an Industrial Facilities Exemption Certificate for real property improvements, is expected in the near future.

The undersigned recommends that the Mayor and Council adopt the following resolution (Enclosure No. 3) approving the application.

Very truly yours,
Joseph M. Voszatka, Community Development Director
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VACATION OF AN ALLEY 12ft WIDE PUBLIC ALLEY ABUTTING
THE EAST PROPERTY LINE EAST/WEST 12FT PUBLIC ALLEY
WEST OF BIDDLE AVENUE AND EAST OF 2ND STREET

Tammy Ramo, 144 Ford Avenue, in favor of closing alley.

RESOLUTIONS

Wyandotte, Michigan November 13, 2006

RESOLUTION by Councilman 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 November 13, 2006

RESOLUTION by Councilman Joseph Peterson

RESOLVED by the City Council that the communication from Toni Mehi 1563 Dee dated November 5, 2006 relative to the hiring procedures in the 27th District Court 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 November 13, 2006

RESOLUTION by Councilman Joseph Peterson

RESOLVED by the City Council that the communication from Dr. G Atto, 2211 Fort Street, dated November 1, 2006 relative to a parking request is hereby referred to the Traffic Department 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 November 13, 2006

RESOLUTION by Councilman Joseph Peterson

RESOLVED by the City Council that the communication from Lorraine and William Hasper, 3373-12th Street relative to adjacent property is hereby received and placed on file as this issue is being addressed with the resolution to be adopted pertaining to item number twelve at tonight's meeting.

I move the adoption of the foregoing resolution.

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

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Wyandotte, Michigan November 13, 2006

RESOLUTION by Councilman Joseph Peterson

RESOLVED by the City Council that Council hereby GRANTS permission to Seth Miller, proprietor of Great Technique Dance Academy, 1412 Eureka, Wyandotte to place a banner style sign outside the building for a time period not to exceed thirty (30) days provided all permits and hold harmless agreements are executed and applied for through the Department of Legal Affairs and City Engineer.

I move the adoption of the foregoing resolution.

MOTION by Councilman Joseph Peterson
Supported by Councilman Todd Browning
YEAS: Councilmembers Browning, Peterson, Ptak, Sutka
NAYS: None

Wyandotte, Michigan November 13, 2006

RESOLUTION by Councilman Joseph Peterson

RESOLVED by the City Council that Council hereby GRANTS permission to the Wyandotte Goodfellows to conduct their annual Christmas paper sale commencing November 18, 2006 at the Wyandotte Christmas Parade and continuing throughout the City of Wyandotte until mid December. AND BE IT FURTHER RESOLVED that Mayor and Council extend their full support to the Wyandotte Goodfellows in their quest to fulfill their motto "NO CHILD WITHOUT A CHRISTMAS".

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan November 13, 2006

RESOLUTION by Councilman Joseph Peterson

RESOLVED by the City Council that the communication from the Wyandotte Boat Club, dated November 7, 2006 thanking Mayor and Council, Mayor Pro Tem Joseph Peterson and various City Departments and employees for their support during the American Heritage River Fall Classic Regatta that was held on November 5, 2006 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 November 13, 2006

RESOLUTION by Councilman Joseph Peterson

RESOLVED by the City Council that the communication from the Wyandotte Board of Canvassers

submitting the results of the City of Wyandotte proposed amendment to the Wyandotte City Charter by Initiative Petition is hereby received and placed on file. AND BE IT FURTHER RESOLVED that upon certification of the Election the Department of Legal Affairs is directed to review said issue and the City Clerk is directed to notify the Municipal Code Corporation of said amendment to the City Charter.

I move the adoption of the foregoing resolution.

MOTION by Councilman Joseph Peterson

Supported by Councilman Todd Browning

ROLL ATTACHED

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Wyandotte, Michigan November 13, 2006

RESOLUTION by Councilman Joseph Peterson

RESOLVED by the City Council that the communication from the Executive Director of Downtown Development Authority dated November 1, 2006 relative to the Hold Harmless Agreement with BASF for the use of the parking lot for the November 18, 2006 Christmas Parade is hereby received and placed on file. AND BE IT FURTHER RESOLVED that Council directs the Mayor and City Clerk to execute the Hold Harmless Agreement on behalf of the City.

I move the adoption of the foregoing resolution.

MOTION by Councilman Joseph Peterson

Supported by Councilman Todd Browning

ROLL ATTACHED

Wyandotte, Michigan November 13, 2006

RESOLUTION by Councilman Joseph Peterson

RESOLVED by the City Council that the communications from the Chief of Police and City Engineer relative to the response to Karen Krimmel's, 3844-22nd communication requesting two-way traffic and repair of her fence are hereby received and placed on file. AND BE IT FURTHER RESOLVED that Council CONCURS in the recommendation of the Traffic Department and Police Chief to leave the alley status quo and to inform Ms. Krimmel of the permits and or special assessment avenues for the repair and maintenance of her fence.

I move the adoption of the foregoing resolution.

MOTION by Councilman Joseph Peterson

Supported by Councilman Todd Browning

ROLL ATTACHED

Wyandotte, Michigan November 13, 2006

RESOLUTION by Councilman Joseph Peterson

RESOLVED by the City Council that Council hereby CONCURS in the recommendation of the City Engineer to accept the proposal from Northline Excavating Inc., Taylor, Michigan for File # 4410-Sanitary Sewer Project at Mulberry and Third Street in the amount of \$22,866.00 as being the best bid received meeting specifications, and, that the project costs be paid from the Sewer Fund Operations, Maintenance and Replacement Budget Account # 590-200-926.310. AND BE IT FURTHER RESOLVED that all bid bonds be returned to all the unsuccessful bidders.

I move the adoption of the foregoing resolution.

MOTION by Councilman Joseph Peterson

Supported by Councilman Todd Browning

YEAS: Councilmembers Browning, Peterson, Ptak, Sutka

NAYS: None

Wyandotte, Michigan November 13, 2006

RESOLUTION by Councilman Joseph Peterson

RESOLVED by the City Council that Council hereby acknowledges the Neighborhood Enterprise Zone Application for the property located at 504 Plum, Wyandotte as submitted by the City Engineer and hereby authorizes the City Clerk to sign the application on behalf of the City of Wyandotte.

I move the adoption of the foregoing resolution.

MOTION by Councilman Joseph Peterson

Supported by Councilman Todd Browning

ROLL ATTACHED

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Wyandotte, Michigan November 13, 2006

RESOLUTION by Councilman Joseph Peterson

RESOLVED by the City Council that Council CONCURS with the City Engineer dated November 2, 2006, regarding the Former 3376-12th, Wyandotte and Council accepts the offer from Lorraine and William Hasper dated October 26, 2006, in the amount of \$1,500.00 and 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, Peterson, Ptak, Sutka
NAYS: None

Wyandotte, Michigan November 13, 2006

RESOLUTION by Councilman Joseph Peterson

RESOLVED by the City Council that Council CONCURS with the recommendation of the City Engineer and City Assessor dated November 2, 2006, regarding the sale of the former 624 St. Johns; AND BE IT RESOLVED that the Council accept the offer of Donald Deamud, dated October 30, 2006, in the amount of \$3,500.00 and that the Mayor and City Clerk are authorized to execute the necessary documents subject to the approval of the Department of Legal Affairs and that the purchase agreement dated July 23, 2002, between the City of Wyandotte, Donald Deamud and William and Karen Perry is hereby null and void.

I move the adoption of the foregoing resolution.
MOTION by Councilman Joseph Peterson
Supported by Councilman Todd Browning
YEAS: Councilmembers Browning, Peterson, Ptak, Sutka
NAYS: None

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RESOLUTION APPROVING A NEW PERSONAL PROPERTY EXEMPTION APPLICATION UNDER PUBLIC ACT 328 OF 1998, AS AMENDED

Wyandotte, Michigan November 13, 2006

RESOLUTION BY COUNCILPERSON Joseph Peterson

At a regular session of the City Council of the City of Wyandotte.

WHEREAS Pursuant to P.A. 328 of 1998, as amended, after a duly noticed public hearing held on April 12, 1982, the City Council of the City of Wyandotte, an eligible distressed area as defined in Section 11 of the State Housing Development Authority Act of P.A. 346 of 1966, by Resolution, established Wyandotte Industrial Development District No. 10 and Wyandotte Plant Rehabilitation District No. 5, on April 12, 1982 for BASF Corporation property at 1609 Biddle Avenue; and

WHEREAS The applicant, the BASF Corporation, a manufacturing eligible business, has filed an application for Exemption of New Personal Property; and

WHEREAS Before acting upon said application the City Council of the City of Wyandotte held a public hearing on the 13th day of November 2006, at 7:00 p.m. in the Wyandotte City Hall Council Chambers at 3131 Biddle Avenue, Wyandotte, Michigan, at which the Applicant, City Assessor and a representative of the effected taxing units were given written notice and were afforded an opportunity to be heard on said Application;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Wyandotte that the City Council finds and determines that the granting of the Exemption of New Personal Property under Public Act 328 of 1998, as amended, shall not have the effect of substantially impeding the operation of the City of Wyandotte; and

BE IT FURTHER RESOLVED THAT if the owner or lessee of a facility for which an Exemption of New Personal Property under Act 328 of 1998 is in effect relocates that facility outside of the Industrial Development District and/or Plant Rehabilitation District during the first ten (10) year period in which the Exemption is in effect, the owner or lessee is liable to the city from which it is leaving, upon relocating, for an amount to be determined in accordance with a Letter of Agreement executed between the BASF Corporation and the City of Wyandotte. If the City determines that it is in its best interest, the City may forgive the liability of the owner or lessee under the terms of the Letter of Agreement. The payment provided for in the Letter of Agreement shall be distributed in the same manner as property taxes are distributed.

BE IT FURTHER RESOLVED THAT the New Personal Property Exemption when issued shall be, and remain in force and effective for a period of twenty (20) years, beginning November 13, 2006, and ending December 30, 2026; and

BE IT FURTHER RESOLVED THAT the BASF Corporation shall file with the City Assessor two (2) personal property statement each year: one statement for Exempt New Personal Property and one statement for all other personal property; and

BE IT FURTHER RESOLVED THAT the Application submitted by the BASF Corporation is for an Exemption of New Personal Property that will be located in the following described parcel of real estate situated within the City of Wyandotte, in Industrial Development District No. 10 and Wyandotte Plant Rehabilitation District No. 5, established on April 12, 1982.

Part A: BASF Corporation North Works Property Description

Land in the City of Wyandotte, Wayne County, Michigan described as: Part of fractional sections 21 and 28, T. 3 S., R. 11E. Beginning at a point which is the intersection of the southerly R/W Perry Place, 50 ft. wide, and the easterly R/W line of Biddle Avenue, 120 ft. wide. Thence N. 87° 23' 16" E. 1098.06 ft. along the south line of Perry Place to the intersection with the west U.S. Harbor line of the Detroit River; thence along said Harbor line as follows:
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S. 29° 51' 27" E. 2160.30 ft.; thence S. 13° 16' 34" E. 1045.30 ft.; thence S. 8° 26' 36" W. 1244.80 ft.; thence S. 18° 52' 50" W. 1214.37 ft. to a point. Thence S. 85° 10' 26" W. 446.09 ft.; thence N. 1° 31' 34" W. 206.42 ft.; thence S. 88° 28' 26" W. 429.88 ft.; thence S. 58° 29' 19" W. 274.58 ft.; thence S. 12° 29' 56" W. 127.07 ft.; thence S. 88° 28' 36" W. 440.32 ft.; along the north line of Mulberry Street to the intersection of the east line of Biddle Avenue, thence N. 11° 17' 56" W. 610.83 ft; along said E. Line of Biddle Avenue to a point; thence N. 78° 42' 05" E. 385.06 ft.; thence N. 1° 08' 36" W. 1165.59 ft.; thence S. 88° 51' 24" W. 362.00 ft; thence S. 1° 08' 36" E. E. 605.00 ft. to a point on the north R/W line of Ford Avenue; thence along said N. of Ford Avenue S. 88° 51' 24" W. 124.24 ft. to the intersection with the east R/W line of Biddle Avenue thence N. 3° 56' 06" W. along said east line of Biddle Avenue 1042.62 ft. to point "A" thence along the east line of Biddle Avenue as follows: N. 3° 56' 06" W. 13.97 ft.; thence N. 7° 57' 04" W. 564.56 ft; thence N. 3° 37' 55" E. 1503.86 ft; thence N. 2° 56' 36" E. 440.72 ft.; thence N. 1° 48' 16" E. 563.05 ft. to the point of beginning.

The above described line contains 232.86 acres.

Part B: Access Description for Industrial Development District #10 and Rehabilitation District #5.

From point "A", which is a point on the East R/W line of Biddle Avenue and located in the general plant description, go S. 3° 56' 06" E. 15 feet to point "Y" which is the point of beginning. From point "Y" the access is a thirty (30) foot wide strip of land centered on the following line:

Go S. 89° 59' 45" E. 1234.38 to a point thence S. 00° 00' 00" W. 20.0 ft to a Point "B".

I move the adoption of the foregoing Resolution.

COUNCILPERSON Joseph Peterson
SUPPORTED BY COUNCILPERSON Todd Browning
YEAS: Councilpersons Browning, Peterson, Ptak, Sutka
NAYS: None
ABSENT: Councilpersons Fricke, Kolakowski

Wyandotte, Michigan November 13, 2006

RESOLUTION BY COUNCILPERSON Joseph Peterson

Supported by Councilperson Todd Browning

At a regular session of the City Council of the City of Wyandotte.

RESOLVED BY THE CITY COUNCIL OF THE CITY OF WYANDOTTE

WHEREAS, this Council by resolution has deemed it advisable and necessary for the health, welfare, comfort and safety of the people of the City of Wyandotte, to vacate the hereinafter described land in the City of Wyandotte, County of Wayne, State of Michigan, as a public alley, more particularly described as:

The twelve (12) foot wide public alley abutting the west property line of Lot 61 of the BIDDLE SUBDIVISION of part of the of Frac¹ Sections 21, T2S, R.11E., lying west of Biddle Avenue, Township of Ecorse (now City of Wyandotte) Wayne Co., Michigan. As recorded in Liber 17, Page 39

WHEREAS due notice has been given of the hearing of objection to said vacation 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 vacation is advisable; now, therefore,
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BE IT RESOLVED that the above described alley shall be and the same is hereby declared VACATED as a

public alley, reserving to the City of Wyandotte, a Municipal Corporation of the State of Michigan, its successors and assigns forever and in perpetuity from the date hereof an easement on, over, under, across, and within the twelve (12) foot right-of-way of the above described alley for the purpose of constructing, operating, maintaining and repairing existing and future public utilities, sewers and drains and that said City of Wyandotte, its contractors, employees, agents successors, assigns and lessees shall at all times have free ingress to and egress from said alley right-of-way, to construct, operate, maintain and repair said existing and future utility lines of every nature and sewers and drains.

BE IT FURTHER RESOLVED that there is hereby reserved to the Ameritech, its successors and assigns, an easement on, over, under, across and within said twelve (12) foot wide right-of-way for the purpose of constructing, erecting, operating, maintaining and repairing its existing and future telephone communication system consisting of poles, lines, wires, cables and apparatus; and that said Ameritech, its contractors, employees, agents, successors and assigns shall at all times have full ingress to and egress from said twelve (12) foot wide right-of-way for said purpose.

BE IT FURTHER RESOLVED that no structures, or any article or thing whatsoever shall be constructed or maintained on, over, under, across, or within the twelve (12) foot right-of-way of the above described alley except the erection of fences by the abutting property owners and that in the exercise of the easement and ingress and egress rights heretofore reserved herein said City of Wyandotte shall not be liable for any injury or damage to, or disturbance of, nor shall it have any duty to pay for or replace, any animate or inanimate improvement on, over, under, across or within said twelve (12) foot right-of-way.

I move adoption of the following resolution.

Councilperson Joseph Peterson
Supported by Councilperson Todd Browning
YEAS: Councilpersons Browning, Peterson, Ptak, Sutka
NAYS: None
ABSENT: Councilpersons Fricke, Kolakowski

Wyandotte, Michigan November 13, 2006

RESOLUTION by Councilman Joseph Peterson

RESOLVED by the City Council that the City Engineer has expressed a desire to meet in closed session to discuss acquisition and/or lease or real property. Now, therefore, be it resolved that this Body will meet in closed session immediately following the regularly scheduled Council meeting for the above stated purpose only.

I move the adoption of the foregoing resolution.

MOTION by Councilman Joseph Peterson
Supported by Councilman Todd Browning
YEAS: Councilmembers Browning, Peterson, Ptak, Sutka
NAYS: None

Wyandotte, Michigan November 13, 2006

RESOLUTION by Councilman Joseph Peterson

RESOLVED by the City Council that the total bills and accounts in the amount of \$2,872,281.72 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, Peterson, Ptak, Sutka
NAYS: None

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ADJOURNMENT

MOTION by Councilperson Joseph Peterson
Supported by Councilperson Todd Browning
That we adjourn.
Carried unanimously.
Adjourned at 9:00 p.m.
November 13, 2006

William R. Griggs, City Clerk