



Minutes - August 27, 2007

Wyandotte, Michigan August 27, 2007

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, Ptak, Sutka

Absent: Councilperson Peterson

PERSONS IN THE AUDIENCE:

None

COMMUNICATIONS FROM CITY AND OTHER OFFICIALS

August 23, 2007

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

Dear Mayor DeSana and Council Members:

On August 13, 2007, the City Council requested the undersigned review and report on a communication from Mr. Anthony Astolfi, regarding the Pennsalt Club at 3530 Biddle Avenue. The Department reviewed the address file and the following applies. There are currently three (3) commercial uses at this location, 231 Pine Street-Riverside Banquet Center, 3530 Biddle Avenue-the Pennsalt Club, and 3540 Biddle Avenue-Pulsar Electronics Inc., and a vacant space (remainder of bowling alley) for a future use. The building was purchased in 2002 by Chapin Downriver Properties LLC.

231 Pine Street has outstanding items to complete to comply with a Certificate of Conformity Inspection. A ticket has been issued to Roger Joseph Roels, Jr., who entered into the escrow agreement, for lack of compliance to the Ordinance.

The commercial use at 3540 Biddle Avenue is in compliance with City Ordinances.

On June 28, 2002, a Certificate of Conformity Inspection took place at 3530 Biddle Avenue, which was paid for by the Pennsalt Club. On November 11, 2002, Chapin Downriver Properties LLC, as the new owner of the building, signed an Affidavit Assuming Correction of Violations and an Escrow Agreement for \$11,000.00. In December of 2004, a re-inspection was performed and some violations were found to be corrected. A letter was sent to Mr. Chapin on November 11, 2006, advising that the remaining violations needed to be completed by December 15, 2006. On December 8, 2006, a re-inspection of the Checklist indicated that the violations noted on June 28, 2002, had been corrected and a Certificate of Conformity was issued.

In December of 2006, Mr. Astolfi filed a complaint regarding the condition of the space occupied by the Pennsalt Club. On December 8, 2006, a property maintenance inspection was performed. Plumbing and electrical violations were found and on December 20, 2006, a Property Maintenance letter, enclosed, was sent to Mr. Chapin requiring correction of the violations by January 22, 2007.

In November of 2006, this Department was notified by the City Clerk that a "Drop Space" request had been made by the Pennsalt Club to the Michigan Liquor Control Commission. A letter was sent to Mr. Chapin, dated November 28, 2006, notifying Mr. Chapin of the request and that a new Certificate of Conformity Inspection would be required for this request. Mr. Chapin responded with a letter, received December 4, 2006, stating that he will not be requesting the inspection, that would be the responsibility of the Club, and further, that per his lease agreement with the Pennsalt Club, the Club is required to handle all repairs other than walls, roof and foundation.

On January 10, 2007, a letter was sent to the Pennsalt Club advising them that a Certificate of Conformity Inspection would be required for the Michigan LCC "Drop Space" request. On January 10, 2007, Mr. Astolfi, paid for and set up a Certificate of Conformity Inspection for the Michigan LCC "Drop Space" request. The inspection was performed on January 19, 2007, and copies of the Checklist, attached herein, were forwarded to Mr. Astolfi and Mr. Chapin. The items referenced in the Property Maintenance letter of December 20, 2006, were included on and made part of the Inspection Checklist. On January 26, 2007, Mr.

Chapin responded to the C of C Inspection and Checklist with a letter regarding the Checklist items he will be correcting. As of today's date, no re-inspections for the Certificate of Conformity Inspection of January 19, 2007, have been requested.

In conclusion, this appears to be a tenant/landlord dispute.

Very truly yours,
Mark A. Kowalewski City Engineer

Bruce Chapin, President, Chapin Downriver Properties LLC., 3540 Biddle Ave., Wyandotte read the following:

Honorable Mayor and City Council,

As the owner of the company that owns the Pennsalt Building, I am here to respond to accusations made against me, by Anthony Astolfi, as they were published in the City Council Minutes of August 13, 2007.

He spoke of bad plumbing, sinks backing up, blown fuses and estimated utility bills.

He also said that there was an escrow put up for these repairs.

Taking last things first. An escrow of \$11,000 was put up by the Club at the request of the city to assure that I would repair a list of deficiencies prepared by the City inspectors. This list did not include any of the items which Tony has referenced in his statement to council. The items on the list have been satisfied and the C of C granted.

With the exception of the utility bills, the items about which Tony has spoken are of his own making. First, I am unaware of any bad plumbing on the domestic water side. However, there is a stopped up drain for one of the sinks. In the lease which Tony signed it clearly states that he is responsible for the repair.

The blown fuses can be attributed to the fact that Tony has overloaded every outlet and light socket. All light sockets have bulbs which are too big, wattage wise, for the socket. Many light sockets also have extension cords plugged into them in addition to the oversized bulbs. Most wall outlets have extension cords upon extension cords powering items which are clearly over loading the circuits. In one case he has powered the entire band stand area sound system and all the band stand lights by extension cords from one circuit, grossly overloading that circuit.

As to the utility bills, Tony is correct. There is only one electric service and one gas service for the building. When I took over the building I wanted to be fair in the allocation of the utilities since there would be multiple tenants. I investigated putting in separate services for each tenant. I discovered it would cost between \$50,000 and \$60,000. Another, less costly but fair alternative had to be found. I decided to install three after market electric meters on the circuits for the three tenants. I also figured out a way to account for natural gas usage by installing electronic counting devices on the gas valves of the furnaces. This along with a formula I developed eliminated the need to install separate gas meters and piping. I have been using these methods to allocate the utilities.

I have lived in the downriver area all of my 58 years. My sole purpose in buying this building was to find a place for my growing company. I never intended to be involved in the demise of the Pennsalt club.

Unfortunately the conduct of the current president , which includes withholding rent and utility payments, .ignoring the elements of the lease agreement, putting the building inhabitants lives in jeopardy by unsafe practices and locking me out of the space, among other things, has lead to legal action which will culminate in eviction of the club.

In closing let me say that I apologize for bringing this to a public forum in front of the council, unfortunately it was beyond my control. I intend to be a business resident of Wyandotte for years to come. Thank you for this opportunity to address the council and defend my case.

Wednesday, August 22, 2007

Honorable Mayor and City Council Members;

The Wyandotte Cultural and Historical Commission supports community efforts to preserve historic structures within our city, along with citizen involvement and awareness of such.

Concerning the matter of the Memorial Pool, although we empathize with the cause, in light of our multitude of current projects, the Cultural and Historical Commission does not consider this a preservation priority at this time.

Although pursuing the submission of the Preliminary Assessment for National Register eligibility does not limit the use of the building or impact its intended purpose in any way at this juncture, thought must be given to the future funding of the project. The feasibility of its completion and longevity amongst the various departments responsible for its restoration and maintenance must also be anticipated. While funding

is not being requested at this time, the Commission feels that consideration must be given to these issues when deliberating whether to proceed with this course or not.

The Commission, of course, defers to Council's final decision in this matter.

Sincerely,
Anne Ronco, President, Wyandotte Cultural & Historical Commission

August 23, 2007

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

Dear Mayor DeSana and City Council Members:

The Recreation Commission, at its meeting of August 22, 2007, thoroughly discussed the issue of the reopening of the Memorial Pool as it has previously.

The Commission unanimously reaffirms its support of the decision made by the Budget Committee in 2005 that supported the original recommendation of this Commission to cease funding and operation of the Memorial Pool effective with the 2005-2006 Fiscal Year Budget.

Sincerely,
Margaret Loya, President, Recreation Commission

August 20, 2007

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

Dear Mayor DeSana and City Council Members,

Per the attached City Council resolution dated July 23, 2007, the undersigned was referred the communication from Isaac David Productions relative to the rehabilitation and reopening of the Lincoln Memorial Pool. Although much discussion has focused on the significant expenditures necessary to reopen the pool facility, estimated at between \$500,000 and \$2.0 million depending on the scope of work, it is equally important to recognize the potential operational subsidy that will likely occur if the pool is reopened.

During the last three (3) years that the pool was open, the average annual operating loss was \$31,250. The City also incurred \$317,000 in capital improvements to the facility that is not included in the aforementioned operating loss. Additionally, the school district spent approximately \$50,000 annually for utilities and operating expenses related to the pool.

The decision to reopen the Memorial Pool facility should not be made without consideration of the following:

1. Identification of the source of funds to renovate the building (\$500k - \$2.0 million);
2. Development of a realistic operating plan that will reduce the previous annual loss of over \$80,000; and
3. Realization of an annual operating surplus to fund future capital needs of the facility.

If you have any questions or concerns, please do not hesitate to contact the undersigned.

Sincerely,
Todd A. Drysdale, Director of Financial and Administrative Services

August 23, 2007

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

Dear Mayor and Councilmembers:

I am resubmitting a request for the transfer of ownership of 1998 Class C licensed business with Dance-Entertainment permit, located in escrow at 22509 Ecorse, Taylor, Michigan 48180, Wayne County, from Peter F. Ewasek Marc Holdings LC; and transfer location (Governmental Unit) MCL 436.1531 (1) to 132 Sycamore, Wyandotte, Michigan 48192, Wayne County (Step 2).

The reason for the resubmittal is relative to the correspondence that was received on August 22, 2007 from the Michigan Liquor Control Commission regarding the rejection of the City Council resolution dated June 12, 2007 as it pertains to the transfer of said license due to conditional approval and stipulations that were contained in said resolution. (Since the resolution the delinquent personal property has been paid.

Upon review with the Liquor Control Commission it was conveyed to me that the function of the Council Resolution from the local government is to Recommend or Deny said transfer without naming local government stipulations and ordinance guidelines within said resolution.

Upon your approval I intend to resubmit said application with the proper resolution in order to complete this transfer.

William R. Griggs, City Clerk
3131 Biddle Avenue • Wyandotte, Michigan 48192 • 734-324-4560 • Fax 734-324-4568 • email:
clerk@wyan.org • www.wyandotte.net
TO: Honorable Mayor and City Council
FROM: Department of Legal Affairs and Police Chief
DATE: August 20, 2007
RE: Complaint Concerning Dog Run and Dog Pen

Dear Mayor and City Council:

Section 4-10 of the City Code of Ordinances entitled Sanitary Requirements states as follows:

"It shall be unlawful for the owner of any animal or fowl, or for any other person having the possession, care, custody or control of any animal or fowl, to keep, permit or allow the excretions of any type, including, but not limited to manure, from such animal or fowl, to be or remain upon any public or private property, unless securely wrapped and placed in a rubbish receptacle in such manner as to prevent any malodorous or offensive conditions to exist and to prevent any nuisance to arise therefrom."

Any person who violates this section is responsible for a municipal civil infraction and subject to a fine of up to \$500 plus court costs.

In addition to the above, Section 24-2 (6) states that anyone who allows disagreeable or obnoxious odors and stenches as well as the conditions, substances or other causes which give rise to the omission or generation of such odors is responsible for a nuisance. Under Section 24-4, whenever a nuisance is found to exist within the City, a notice is sent to the property owner to correct the situation and failure to do so, then pursuant to Section 24-7 the City may proceed to abate such nuisance and assess the costs to the property owner.

With regards to requiring that dog runs or dog pens be at least four feet from the property lot line, it is our opinion at this time not to take any action since we believe that the above ordinances should provide the necessary remedy. Additionally, any restrictions on where the dog pen may be placed could require an amendment to the Zoning Ordinance and there is not sufficient information that the four foot setback would alleviate the problem.

Very truly yours, Very truly yours,

Department of Legal Affairs Wyandotte Police Department
LOOK, MAKOWSKI and LOOK Dan Grant
Professional Corporation Wyandotte Police Chief
William R. Look
City Attorney

August 16, 2007

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

Dear Honorable Mayor and City Council Members:

SUBJECT: TRAFFIC CONTROL ORDER 2007-009

The Traffic Bureau forwarded a recommendation for Handicap Parking at 431 Maple, Wyandotte, Michigan. Concluding review and in concurrence with Sergeant Pouliot, this letter serves as a recommendation for Council support of Traffic Control Order 2007-009 as specified on said order.

If there are any additional questions, please feel free to contact my office at extension 4424.

Sincerely,
Daniel J. Grant, Chief of Police

August 21, 2007

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

RE: Budget Amendment

Dear Mayor and City Council Members:

The DDA took action at their meeting August 20th 2007 to provide for architectural expenses and parking lot resurfacing costs not anticipated within the FY 2006 – 2007 at the time of its approval. Unapproved minutes are attached.

The amendment to the DDA budget was proposed for Line Item 499-200-850-730-540 Yack Architectural expenses totaling \$11,992.95 and for Line Item 499-200-850-730-831 Parking Lots for an additional \$13,088.88. This brings the total budgeted amount to \$76,088.86

Thus, it was moved by Gib Rose, supported by Robert Hanna and carried unanimously by roll call vote to recommend approval of the budget amendments as presented and to amend the two line items with funds to be taken from the DDA fund balance to provide for these expenses.

There is sufficient fund balance to cover these expenses.

Sincerely,

Lisa Hooper, AICP, CMSM, Executive Director

August 27, 2007

Gregory Gilbert, Chairperson Downtown Development Authority City of Wyandotte
Wyandotte, Michigan

RE: Downtown Development Authority FY 2006 — 2007 Budget

Dear Chairperson Gilbert:

The DDA indicated in their August 20, 2007, meeting minutes that the parking lot at Maple and 2nd was over budget and the DDA was not made aware of the cost in advance. This is an incorrect statement.

The final invoice for the parking lot matched the bid for \$76,088.68. During the City Council meeting on July 30, 2006, to approve the bids a budget amendment of \$31,088.68 was requested from the DDA by the City Council.

The City Council received a late item on September 11, 2006, from the DDA supporting the project, but this only allocated \$18,000 to the project. The project was not completed until this spring due to the delay of authorization to proceed.

The budget amendment request to City Council on August 27, 2007, for \$13,088.88 corrected the previous error.

If you have any questions, feel free to contact the undersigned.

Very truly yours,

Mark A. Kowalewski, City Engineer

August 23, 2007

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

Dear Mayor DeSana and City Council Members,

Attached for your review and approval are necessary 2007 Fiscal Year budget amendments required to meet General Fund and Special Revenue Fund obligations. The attached budget amendments also keep the City in compliance with Public Act 621 of 1978.

The undersigned recommends that the City Council approve the budget amendments as outlined on Attachment A of this communication. If you should have any questions, comments or concerns, please do not hesitate to contact me.

Sincerely,
Robert J. Szczechowski, Assistant Finance Director

August 21, 2007

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

RE: Wy South Federal Credit Union — 269 Oak Street

Dear Mayor DeSana and Council Members:

In response to the communication received from Wy South Federal Credit Union the following applies. Plans and costs for Phase IV Streetscape which were designed but not approved as a special assessment district were reviewed with, Chuck McGeorge and Carma Peters, representatives from Wy South Federal Credit Union on August 13, 2007. Also, we reviewed the process to create a special assessment district for this project.

To date, the credit union has not determined how they will proceed with the project. Therefore, I recommend that the credit union contact the undersigned when such a decision is made to determine whether to proceed with a proposed special assessment district or a permit to do work in the city right of way.

Very truly yours,
Mark A. Kowalewski City Engineer

August 22nd, 2007
The Honorable Mayor DeSana and City Council City Hall
3131 Biddle Avenue
Wyandotte, Michigan 48192

Dear Honorable Mayor DeSana and City Council:

In response to the letter from Tom and Cindy Ferenc, 1229 Poplar Street, to pave or asphalt the alley east of their house the following applies.

There is a moratorium on alley vacations. However, vacations have been approved where access to utilities is not limited. In this case, Wyandotte Municipal Services concurs with the alley being vacated as described in the attached communication from the Municipal Service General Manager. The vacating of the alley will allow Mr. and Mrs. Ferenc to pave or asphalt the alley.

The enclosed resolution will set up a public hearing for said alley vacation.

Very truly yours,
Mark A. Kowalewski, City Engineer
August 20, 2007
The Honorable Mayor James R. DeSana And City Council
City Hall, Wyandotte, Michigan

Dear Mayor DeSana and City Council Members:

Attached please find the following for your consideration:

1. Buyer's Assignment of Purchase Agreement for the City to acquire the westerly portion of the property at 1 St. Johns in the amount of \$10,000.00.
2. Agreement for the City to sell the westerly portion of the property at 1 St. Johns for the amount of \$10,000.00 to LTW Investments, LLC. The Agreement in Paragraph 13 provides for the City to escrow \$150,000 to assist in completing site improvements such as retaining wall, parking lot construction, sanitary sewer, storm sewer, water services, irrigation, lighting and landscaping.

Also, to accommodate the renovated buildings water needs, the existing 4" watermain from Perry Place to in front of 1 St. Johns will be replaced with a 12" watermain this fall. This work will utilize TIFA's recommended line item for watermain in the 2007-2008 budget.

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

Very truly yours, Mark A. Kowalewski, City Engineer

August 23, 2007
The Honorable Mayor James R. DeSana And City Council
City Hall, Wyandotte, Michigan

Dear Mayor DeSana and City Council Members:

The City of Wyandotte has an opportunity to apply for a grant from the Michigan Department of Natural Resources, Forest Mineral and Fire Management, Urban and Community Forestry Program for tree planting. The grant is a 50/50 match and the undersigned would be applying for \$8,000.

The attached Resolution will authorize the City Engineer to apply for said grant, authorize the matching funds and grant permission to plant said trees in the public right-of-way, greenbelt areas and City parks.

Very truly yours, Mark A. Kowalewski City Engineer

August 21, 2007
The Honorable Mayor James R. DeSana And City Council
City Hall, Wyandotte, Michigan

RE: Former 2770 9th Street Wyandotte, MI Lot Size: 45' x 107'

Dear Mayor DeSana and City Council Members:

Enclosed is an Agreement for the City to sell 30 feet of the above captioned property to Kimberly and Jamie Latoski, the adjacent property owners at 2764 9th Street, Wyandotte, in the amount of \$3,000.00. The combination of the two (2) parcels will result in one (1) parcel measuring 60' x 107'.

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

Very truly yours,
Mark S. Kowalewski, City Engineer
Colleen A. Keehn, City Assessor
August 22, 2007

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

RE: Office Furniture for Police & Court Facility

Dear Mayor DeSana and Council Members:

The City of Wyandotte is responsible for the completion of the installation of the office furniture for the new Police/Court Building Project. On August 3, 2005, the bids for the referenced project were opened and read aloud in the City of Wyandotte Council Chambers. The following bids were received:

BIDDER CITY BID PRICE
Smart Office Systems Farmington Hills, MI \$139,041.00
Interior Dynamics Troy, MI \$177,866.50
Facility Matrix Group Bloomfield Hills, MI \$193,086.81
Navigating Business Space Troy, MI \$200,869.00
Interior Environments Southfield, MI \$203,560.00
Corporate Express Warren, MI \$225,161.99
Work Squared Novi, MI \$242,493.55
ISCG Royal Oak, MI \$294,874.46

City Council directed the City Engineer to contact Smart Office Systems to see if they were still willing to hold their bid price from 2005, and they stated that they would. A visit to Smart Office System's show room to look at the furniture was conducted by representatives of the court and police department on April 30, 2007.

Since several areas of the building were redesigned, the layout was changed. The Engineering Department had several subsequent meetings with the court and police department to finalize the design. Based on these meetings several items were integrated into the system as follows:

- Added movable high density files to court area
- Added high density files to second floor storage area
- Added three work stations to district court work areas

- Increased seating in first floor lobby and made seating beam style seating
- Added lectern in squad room
- Added work station in detective bureau
- Added seating in administrative secretary office
- Added guest seating in court offices
- Converted Flexion brand seats to Sonic brand seats
- Furniture in council chambers/magistrate court not included in original bid (listed as alternate)

Therefore, the City of Wyandotte Engineering Department recommends that the bid from Smart Office Systems be accepted for \$164,647.02.

If the above proposal meets with Council's approval, the undersigned recommends that Council authorize the Mayor and City Clerk to execute the necessary documents to perform the work.

Very truly yours,

Mark A. Kowalewski City Engineer

August 21, 2007

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

Dear Mayor and Council Members:

Attached please find a Purchase Agreement for the City to acquire the following property: 1865 McKinley \$60,000.00 TIFA Area Funds - Single Family Dwelling

If this meets with your approval, I recommend that the Department of Legal Affairs be directed to prepare the necessary sale documents and the Mayor and Clerk be authorized to execute same. I further recommend that the undersigned be authorized to demolish same.

Very truly yours,

Mark A. Kowalewski City Engineer

August 21, 2007

To: Honorable Mayor and City Council
From: Department of Legal Affairs
Re: Proposed Amendment to City Code of Ordinances
Giving False Information to a Police Officer

Dear Honorable Mayor and City Council:

The police chief recommended to the police commission that the attached ordinance be placed before you for consideration as a first reading. The proposed ordinance makes it a misdemeanor for any person to provide false information to a police officer including providing a false name or false address when a person is arrested for a crime or cited a civil infraction by the police department.

Respectfully submitted,
Department of Legal Affairs
LOOK, MAKOWSKI and LOOK
Professional Corporation
William R. Look

REPORTS AND MINUTES AND CASH RECEIPTS

Wyandotte Recreation Commission August 22, 2007
Downtown Development Authority August 13, 2007
Downtown Development Authority Special Meeting August 20, 2007
Beautification Commission Meeting August 7, 2007
Brownfield Redevelopment Authority June 19, 2007
Brownfield Redevelopment Authority August 21, 2007
Tax Increment Finance Authority July 24, 2007
Tax Increment Finance Authority August 21, 2007
Zoning Board of Appeals August 15, 2007

CITIZEN PARTICIPATION

None

RECESS

RECONVENING

ROLL CALL

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

Absent: Councilperson Peterson

HEARING

NOTICE OF HEARING OF OBJECTIONS TO THE PROPOSED VACATION OF AN ALLEY IN THE CITY OF WYANDOTTE GROVE STREET AND SOUTH OF ORCHARD STREET BETWEEN 17th and 18th STREET

No one present

FIRST READING OF ORDINANCE

AN ORDINANCE ENTITLED
AN ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF WYANDOTTE BY ADOPTING SECTION 25-76.4
("GIVING FALSE INFORMATION TO A POLICE OFFICER")

THE CITY OF WYANDOTTE ORDAINS:

RESOLUTIONS

Wyandotte, Michigan August 27, 2007

RESOLUTION by Councilperson Johnny A. Kolakowski

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 Councilperson Johnny A. Kolakowski
Supported by Councilperson Patrick J. Sutka
ROLL ATTACHED

Wyandotte, Michigan August 27, 2007

RESOLUTION by Councilperson Johnny A. Kolakowski

RESOLVED by the City Council that the communication from the City Engineer dated August 23, 2007 regarding 3530 Biddle Avenue is hereby received and placed on file.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Johnny A. Kolakowski
Supported by Councilperson Patrick J. Sutka
ROLL ATTACHED

Wyandotte, Michigan August 27, 2007

RESOLUTION by Councilperson Johnny A. Kolakowski

RESOLVED by the City Council that the communications from the Wyandotte Cultural and Historical Commission, Recreation Commission and Director of Financial and Administrative Services relative to the Memorial Pool are hereby received and placed on file.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Johnny A. Kolakowski
Supported by Councilperson Patrick J. Sutka
ROLL ATTACHED

Wyandotte, Michigan August 27, 2007

RESOLUTION by Councilperson Johnny A. Kolakowski

RESOLVED by the City Council that Council CONCURS in the recommendation of the City Clerk as set forth in his communication dated August 23, 2007 to APPROVE the transfer of ownership of 1998 Class C Licensed Business with Dance-Entertainment Permit, located in escrow at 22509 Ecorse, Taylor, Michigan 48180, Wayne County, from Peter F. Ewasek to MARC HOLDINGS LC; and transfer location (governmental unit) MCL 436.1531 (STEP) 1 to 132 Sycamore, Wyandotte, MI. 48192, Wayne County (STEP) 2.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Johnny A. Kolakowski
Supported by Councilperson Patrick J. Sutka
YEAS: Councilmembers Browning, Fricke, Kolakowski, Ptak, Sutka
NAYS: None

Wyandotte, Michigan August 27, 2007

RESOLUTION by Councilperson Johnny A. Kolakowski

RESOLVED by the City Council that the communication from the Chief of Police and Department of Legal Affairs dated August 20, 2007 responding to a complaint concerning dog runs and dog pens is hereby received and placed on file. AND BE IT FURTHER RESOLVED that said communication be forwarded to the Ordinance Officers for enforcement of the aforementioned Ordinance sections cited in said communication as violations arise within the City with a copy forwarded to Tina Hirsch.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Johnny A. Kolakowski
Supported by Councilperson Patrick J. Sutka
ROLL ATTACHED

Wyandotte, Michigan August 27, 2007

RESOLUTION by Councilperson Johnny A. Kolakowski

RESOLVED by the City Council that Council CONCURS in the recommendation set forth by the Chief of Police in Traffic Control Order 2007-009 for the placement of Handicap Parking signs at 431 Maple. AND BE IT FURTHER RESOLVED that the Department of Public Service be directed to install same.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Johnny A. Kolakowski
Supported by Councilperson Patrick J. Sutka
ROLL ATTACHED
Wyandotte, Michigan August 27, 2007

RESOLUTION by Councilperson Johnny A. Kolakowski

RESOLVED by the City Council that Council CONCURS in the recommendation set forth by the Executive Director of the Downtown Development in her communication dated August 21, 2007 as it pertains to various budget amendments; and hereby receives and places on file said communication.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Johnny A. Kolakowski
Supported by Councilperson Patrick J. Sutka
YEAS: Councilmembers Browning, Fricke, Kolakowski, Ptak, Sutka
NAYS: None

Wyandotte, Michigan August 27, 2007

RESOLUTION by Councilperson Johnny A. Kolakowski

RESOLVED by the City Council that Council CONCURS in the recommendation of the Assistant Finance Director and approves the necessary 2007 Fiscal Year Budget amendments as outlined in this communication dated August 23, 2007.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Johnny A. Kolakowski

Supported by Councilperson Patrick J. Sutka

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

NAYS: None

Wyandotte, Michigan August 27, 2007

RESOLUTION by Councilperson Johnny A. Kolakowski

RESOLVED by the City Council that the communication from the City Engineer dated August 21, 2007 is hereby receive and placed on file. AND BE IT FURTHER RESOLVED that the Wy South Federal Credit Union is directed to contact the City Engineer to determine the next step in their sidewalk improvement plan.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Johnny A. Kolakowski

Supported by Councilperson Patrick J. Sutka

ROLL ATTACHED

Wyandotte, Michigan August 27, 2007

RESOLUTION by Councilperson Johnny A. Kolakowski

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

RESOLVED BY THE CITY COUNCIL OF THE CITY OF WYANDOTTE.

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 a portion of the public alley along the east property line of 1229 Poplar Street in the City of Wyandotte, Wayne County, Michigan, more particularly described as:

The fifteen (15) foot wide public alley abutting the east property lines of Lot 55 of the Lawrence Sub. Of lot 8 and south 2.50 acres of lot 7 of Frl. Sec 29 in T.3.S.R.11.E. Ecorse (Now City of Wyandotte). Wayne Co., Michigan As recorded in Liber 18, Page 20.

RESOLVED FURTHER, that this Council will meet on Monday, September 10th, 2007, at 7:00 p.m., in the Council Chambers of the Wyandotte City Hall, 3131 Biddle Avenue, in said City, to hear objections to the proposed vacation of said described land as a public alley.

RESOLVED FURTHER, that the City Clerk shall give notice of such meeting, with a copy of this Resolution, in a newspaper published and circulating in said City, in accordance with the provisions of the City Charter.

I move the adoption of the foregoing Resolution.

Councilperson Johnny A. Kolakowski

Supported by Councilperson Patrick J. Sutka

ROLL ATTACHED

Wyandotte, Michigan August 27, 2007

RESOLUTION by Councilperson Johnny A. Kolakowski

RESOLVED by the City Council that Council CONCURS with the recommendation of the City Engineer to acquire the westerly portion of 1 St. Johns in the amount of \$10,000 to be appropriated from TIFA Area Funds; AND BE IT FURTHER RESOLVED that Council accepts the offer of LTW Investments LLC dated August 20, 2007, to acquire the westerly portion of 1 St. Johns in the amount of \$10,000 and that council directs the Department of Legal Affairs to prepare the necessary documents for said sale and that the Mayor and City Clerk hereby authorized to sign said documents.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Johnny A. Kolakowski

Supported by Councilperson Patrick J. Sutka

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

NAYS: None

Wyandotte, Michigan August 27, 2007

RESOLUTION by Councilperson Johnny A. Kolakowski

RESOLVED by the City Council that the communication from the City Engineer dated August 23, 2007 is hereby received and placed on file. AND BE IT FURTHER RESOLVED that Council authorizes the City Engineer to apply for a tree planting grant through the Michigan Department of Natural Resources, Forest Mineral and Fire Management, Urban and Community Forestry Program in the amount of \$8,000.00 and that Council grants permission for the trees to be planted in the City right-of-way, greenbelt areas and City parks.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Johnny A. Kolakowski

Supported by Councilperson Patrick J. Sutka

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

NAYS: None

Wyandotte, Michigan August 27, 2007

RESOLUTION by Councilperson Johnny A. Kolakowski

RESOLVED by the City Council that Council CONCURS with the recommendation of the City Engineer as set forth in his communication dated August 21, 2007 regarding the Former 2770-9th Street, Wyandotte to accept the offer from Kimberly and Jamie Latoski dated August 17, 2007 in the amount of \$3,000.00 and that the Department of Legal Affairs is hereby directed to prepare the necessary documents and that the Mayor and Clerk are hereby authorized to sign said documents.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Johnny A. Kolakowski

Supported by Councilperson Patrick J. Sutka

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

NAYS: None

Wyandotte, Michigan August 27, 2007

RESOLUTION by Councilperson Johnny A. Kolakowski

RESOLVED by the City Council that Council CONCURS in the recommendation of the City Engineer as set forth in his communication dated August 22, 2007 regarding the Office Furniture for the Police/Court facility to accept the following proposal from Smart Office Systems Inc. Farmington Hills in the amount of \$164,647.02 from account # 400-136-825-340. AND BE IT FURTHER RESOLVED that the Mayor and City Clerk are authorized to execute the necessary documents to perform said work.

I move the adoption of the foregoing resolution.
MOTION by Councilperson Johnny A. Kolakowski
Supported by Councilperson Patrick J. Sutka
YEAS: Councilmembers Browning, Fricke, Kolakowski, Ptak, Sutka
NAYS: None

Wyandotte, Michigan August 27, 2007

RESOLUTION by Councilperson Johnny A. Kolakowski

RESOLVED by the City Council that Council CONCURS with the recommendation of the City Engineer to acquire the property at 1865 McKinley in the amount of \$60,000.00 to be appropriated from TIFA Funds; AND BE IT FURTHER RESOLVED that the Department of Legal Affairs is hereby directed to prepare the necessary documents and the Mayor, City Clerk and City Attorney, William R. Look, are hereby authorized to sign said documents and that the City Engineer is directed to DEMOLISH same upon completion of the Wyandotte Historical Commission inspection of the home as it pertains to the preservation of historical and cultural items for the City of Wyandotte.

I move the adoption of the foregoing resolution.
MOTION by Councilperson Johnny A. Kolakowski
Supported by Councilperson Patrick J. Sutka
YEAS: Councilmembers Browning, Fricke, Kolakowski, Ptak, Sutka
NAYS: None

Wyandotte, Michigan August 27, 2007

RESOLUTION by Councilperson Johnny A. Kolakowski

RESOLVED by the City Council that the communication from William R. Look, Department of Legal Affairs dated August 21, 2007 relative to the proposed amendment to the City Code of Ordinances pertaining to giving false information to a Police Officer is hereby received and placed on file as it is placed before Council for their consideration as a First Reading.

I move the adoption of the foregoing resolution.
MOTION by Councilperson Johnny A. Kolakowski
Supported by Councilperson Patrick J. Sutka
ROLL ATTACHED

Wyandotte, Michigan August 27, 2007

RESOLUTION by Councilperson Johnny A. Kolakowski
Supported by Councilperson Patrick J. Sutka

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 a portion of the public alley north of Grove Street and south of Orchard Street between 17th Street and 18th Street in the City of Wyandotte, County of Wayne, State of Michigan, as a public alley, more particularly described as:

The sixteen (16) foot wide public alley abutting the east property lines of Lots 573, 574, and the north 24 feet of lot 575. Also the west property lines of the north 6 feet of Lot 418, Lots 419, 420 and the south 16 feet of Lot 421 of the Taylor Park Sub. Of part of the E 1/2 of the NE 1/4 of Sec. 31 T3S, R11E, Ecorse Twp. Wayne County, Michigan. As recorded in Liber 43, Page 30.

WHEREAS, due notice has been given of the hearing of objections 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,

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 sixteen (16) 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 Ameritech, its successors and assigns, an easement on, over, under, across and within said sixteen (16) 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 sixteen (16) 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 sixteen (16) 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 sixteen (16) foot right-of-way.

I move the adoption of the following resolution.

Councilperson Johnny A. Kolakowski
Supported by Councilperson Patrick J. Sutka
YEAS: Councilpersons Browning, Fricke, Kolakowski, Ptak, Sutka
NAYS: None
ABSENT: Councilperson Peterson

Wyandotte, Michigan August 27, 2007

RESOLUTION by Councilperson Johnny A. Kolakowski

RESOLVED by the City Council that the Council Meeting of September 3, 2007 is hereby CANCELLED due to the LABOR DAY HOLIDAY.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Johnny A. Kolakowski
Supported by Councilperson Patrick J. Sutka
YEAS: Councilman Browning, Fricke, Kolakowski, Ptak, Sutka
NAYS: None

Wyandotte, Michigan August 27, 2007

RESOLUTION by Councilperson Johnny A. Kolakowski

RESOLVED by the City Council that the total bills and accounts in the amount of \$2,611,139.84 as presented by the Mayor and City Clerk are hereby APPROVED for payment.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Johnny A. Kolakowski

Supported by Councilperson Patrick J. Sutka

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

NAYS: None

ADJOURNMENT

MOTION by Councilperson Johnny A. Kolakowski

Supported by Councilperson Patrick J. Sutka

That we adjourn.

Carried unanimously.

Adjourned at 8:00 p.m.

August 27, 2007

William R. Griggs, City Clerk
