



Minutes - September 10, 2007

Wyandotte, Michigan September 10, 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, Peterson, Ptak, Sutka

Absent: None

COMMUNICATIONS MISCELLANEOUS

August 31, 2007

To: City of Wyandotte Officials

From: Robert Champagne, 622 Riverbank, Wyandotte, Michigan 48192

Topic: Ash Tree on City Property in alleyway of 335 6th St.

Dear Sirs:

Please direct this letter to the proper department or personal to resolve this problem. I am the property owner of 335 6th Street Wyandotte, Michigan. I have made numerous calls to various departments to cut down the ash tree that is on the easement in the ally way of 335 6th St. but to no avail.

Finally on 8-9-07, I took it on myself to rent a 60 ft. power lift for over \$600.00 to cut down the tree in the alley way. Upon starting to trim the tree Jerry Kupser from the electrical department came by and stopped the job. Note: I am a retired tradesman with experience operating power equipment and have cut down many trees including one over 4 ft. in diameter 8 ft. from a house.

This has cost me over \$ 600.00 for the rental, which should be the cities responsibility. I am done worrying about these trees. I now consider it the cities responsibility to worry about these trees. I will not take any responsibility for the cities trees.

1. The state has given the city money to cut down diseased ash trees.
2. 3/4 of the tree is past my property line in the alley way
3. There is a tree (not ash) in the same ally way at 637 Highland 300ft. from the one on 6th St. that the city has marked to take down. That tree is 1/4 the size of the ash tree and not near as far in the alleyway.
4. There are 3 separate trees at 6th St. grouped together as one. The one tree that is definitely on my property is healthy with leaves on it. The others are dieing with branches above the power transmission lines.
5. These other trees are in the alleyway for the cities easement of the power lines. These trees are affected by the ash bore and have brittle branches, which could easily break and fall on the power transmission lines.
6. I am done trying to take care of the cities responsibly. I will do every thing to keep the tree on my property healthy but I could care otherwise what happens to the trees on the cities easement.
7. I have already spent over \$600.00 for nothing to show for and not going to spend another penny except to protect my legal rights.

8. While starting to trim these trees Jerry Kupser was able to get there in minutes, yet after the incident I have made numerous phone calls to his office to discuss the problem but to no avail.

Once again I employ the city to remove these trees before they injure someone or take down the telephone, cable and power transmission lines.

Yours truly,

Robert Champagne
9734) 282-4167

PERSONS IN THE AUDIENCE

Christina Hill, 435 Cedar, regarding park on Cedar Street, Frostic Park, has rocks on top of asphalt. Children are throwing rocks and children are falling on the rocks. Please remove rocks due to injuries to her child and others.

Jim Knopp: rocks were base for old work; they will be corrected within two weeks.

Donald Henkel, 1520 Waverly Dr., Trenton, was present and presented the following communication:

September 10, 2007

Dear Honorable Mayor James DeSana and Members of the Wyandotte City Council:

I, Janet S. Coyne of 534 Orchard, Wyandotte, give my permission to Donald G. Henkel of 1520 Waverly Drive, Trenton, to represent me concerning the sale of my property (at 534 Orchard, Wyandotte) to the city of Wyandotte.

Respectfully,

Janet S. Coyne

COMMUNICATIONS FROM CITY AND OTHER OFFICIALS:

September 6, 2007

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

Dear Mayor and Council:

Enclosed for your review and consideration is an application from Mr. Bryan Sollors of Lions, Tigers and Beers, 2930 Van Alstyne, for a temporary permit for a Class C outdoor services permit for September 21 and 22, 2007.

The above will be utilized in conjunction with the Southern Wayne County Regional Chamber and moving the bull statue owned by Merrill Lynch from 3217 Biddle to their new location Oak and Biddle Avenue.

Said application has been approved by Police Chief Grant and requires approval by your honorable body.

In addition to the above, the undersigned hereby requests your honorable body approve a generic resolution authorizing the City Clerk to sign any and all applications for temporary outdoor services as required by the Michigan Liquor Control Commission, when approved by the Chief of Police and when the proper hold harmless agreements and insurance requirements are on file in the Clerk's Office.

Said procedures will expedite the issuance of same when time is of the essence as well as enhance Council's efforts to be business friendly.

Sincerely yours, William R. Griggs, City Clerk

September 5, 2007

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

Dear Mayor DeSana and City Council Members:

In response to the request of Robert Wery, 806 Biddle Avenue, My Place Bar and Grill, to amend the Arcade Ordinance the following applies. The Wyandotte Zoning Ordinance, Section 1401.c., Business B-2 Zoning, lists an amusement arcade as a special use. A special use requires review and approval of a site plan at a public hearing by the Planning Commission. Amusement Arcades are reviewed in accordance with the following four (4) criteria:

Pool Halls and Amusement Arcades

1. Facilities shall be subject to all codes and ordinances governing such establishments.
2. Locations for any such establishment shall be confined to major thoroughfares and shall have the entrance to both the business and parking area for such establishment on the thoroughfare. Access from a side residential street or alley shall be prohibited.
3. Locations for any such facility shall be no closer than five hundred (500) feet to the property line of any elementary, intermediate or high school.
4. No such business shall be located within five hundred (500) feet of the property line of a similar business.

Also an arcade has the following parking requirements:

Two (2) for each game table and one (1) for each amusement device, or one (1) for each one hundred (100) square feet of usable floor area in the game room, whichever is greater.

VS the Current parking requirements which are:

One (1) for each seventy five (75) square feet of usable floor area; plus one (1) for each employee. In those instances where patrons are served without seating, one (1) space for each twenty (20) square feet of standing room floor area in addition to the above requirements shall be provided.

Changes to the definition of what constitutes an arcade per Section 3-126 will affect the above sections of the Zoning Ordinance

Currently, an amusement arcade is an establishment with eight (8) or more mechanical amusement devices. Mr. Wery has indicated he has 14 amusement devices placing him in violation of the Zoning Ordinance. If the Ordinance were changed to modify the definition of an amusement arcade as "an establishment with fifteen (15) or more mechanical amusement devices", Mr. Wery would not require special approval from the Planning Commission.

Changing the Zoning Ordinance may create a parking problem since additional parking would not be required until a fifteenth machine is utilized. Further, it would allow other establishments to place more amusement devices in their buildings without meeting the Special Use Requirements. Therefore, we recommend no change to the Zoning Ordinance.

If the applicant is successful in obtaining special use approval, then the city at that time could consider whether it would be necessary to amend Section 3-151 of the General Code of Ordinances (Licensing of an Arcade) for those establishments that have an approved liquor license.

Very truly yours,
Mark A. Kowalewski, City Engineer
William R. Griggs, City Clerk
September 6, 2007

Honorable Mayor James DeSana and City Council
City of Wyandotte, Michigan

Dear Mayor DeSana and Council Members:

The Wyandotte Recreation Department has had an excellent relationship with S & D Field Services of Westland, Michigan, as a provider and installer of playground equipment for over seven years.

During this time, they have been awarded all bid contracts for playground equipment and renovations except for the 2005-2006 Playground Project on which they did not bid. The quality of work done on the 2005-2006 project was of such inferior quality that the contract was terminated and S & D Field Services was hired to correct and finish the project.

In 2005, S & D gave a preliminary quote on the proposed new playground to be located at 9th and Vinewood. They have just reaffirmed that quote with a slight percentage increase on materials only that matches the increase on playground equipment nationwide.

The Superintendent of Recreation recommends that your Honorable Body accept the quote from S & D Fields Services of Westland, Michigan in the amount of \$47,811.74 for the playground equipment at the 9th & Vinewood Playground in the best interest of the City of Wyandotte.

I will be present at the Council Meeting to answer your questions on this recommendation.

Sincerely yours,

James R. Knopp, Superintendent of Recreation

September 4, 2007

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

Re: Obsolete Property Rehabilitation Exemption Certificate for the property at 204 Oak Street, Wyandotte, Michigan

Dear Mayor and Council,

Enclosed is the application of ADB Properties, LLC, for the issuance of an Obsolete Property Rehabilitation Exemption Certificate (the "Certificate") for the property at 204 Oak Street, Wyandotte, Michigan.

Also enclosed is a proposed resolution setting a hearing date of October 1, 2007, on the issuance of a Certificate. Prior to the hearing, the Obsolete Property Rehabilitation Review Committee will submit to the Mayor and Council a recommendation regarding the length of the Certificate (from 1-12 years) and any associated conditions. Further, the applicant will make a presentation during the hearing indicating the planned interior and exterior improvements to the building and property.

The undersigned recommends that the Council adopt the following resolution.

Very truly yours,

Joseph M. Voszatka, Community Development Director

September 4, 2007

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

RE: Proposed Entryway Sign #2 at Southeast Corner of Eureka and Fort Street

Dear Mayor and Council,

Enclosed for your information is a proposal from Sarnacki & Associates Architects, Inc. for architectural services for the design and document preparation of a second "Welcome to Wyandotte" sign. The sign will be almost identical in design, materials and lettering to the sign located at the northeast corner of Eureka and Fort Street (in front of Walgreen's). The overall dimensions and setbacks of the sign will be modified to fit within the easement area provided by the property owner.

Funds for architectural services will be provided from the Wyandotte Brownfield Redevelopment Authority's budget for Project Development & Environmental Services. Once the sign design is completed, it will be included as an exhibit to an Easement Agreement that will be presented to the Mayor and Council for approval.

Since the proposal for services doesn't exceed \$2,500, approval by the Mayor and Council isn't required. The undersigned recommend that this communication and the attached proposal be received and placed on file.

Very truly yours,

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

September 5, 2007

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

Dear Mayor and Council Members:

Attached please find a Purchase Agreements for the City to acquire the following properties:

1857 McKinley \$70,000.00 TIFA Area Funds-Single Family Dwelling
2524 1st Street \$52,000.00 TIFA Area Funds-Single Family Dwelling
232-236-238 Chestnut \$99,000.00 TIFA Area Funds-Single Family & Two Family Dwellings
109 Perry Place \$55,000.00 TIFA Area Funds Single Family Dwelling
2737 2nd Street \$50,000.00 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

September 4, 2007

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

Dear Mayor DeSana and City Council Members:

Attached please find a quote from Weingartz Golf & Turf to purchase a EXLXS35BV725-S grass mower in the amount of \$9,509.76 to be used for grass cutting in the parks.

This equipment is being purchased under the State of Michigan, Contract No. #071B4200191. The attached Resolution will authorize the undersigned to purchase said equipment.

Very truly yours,

Mark A. Kowalewski, City Engineer
Todd A. Drysdale, Dir. of Admin./Financial Services

August 31, 2007

The Honorable Mayor James R. DeSana And City Council Members

City Hall, Wyandotte, Michigan

Dear Mayor DeSana and City Council Members:

Attached is the Neighborhood Enterprise Zone Application for the following properties:

320 Orchard 324 Orchard 328 Orchard

The attached resolution will authorize the City Clerk to execute said applications.

Very truly yours,

Mark A. Kowalewski City Engineer

September 6, 2007

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

Re: Obsolete Property Rehabilitation Exemption Certificate for the property at 1 St. Johns Street, Wyandotte, Michigan

Dear Mayor and Council,

Enclosed is the application of LTW Investments, LLC, for the issuance of an Obsolete Property Rehabilitation Exemption Certificate (the "Certificate") for the property at 1 St. Johns Street, Wyandotte, Michigan.

Also enclosed is a proposed resolution setting a hearing date of October 1, 2007, on the issuance of a Certificate. Prior to the hearing, the Obsolete Property Rehabilitation Review Committee will submit to the Mayor and Council a recommendation regarding the length of the Certificate (from 1-12 years) and any associated conditions. Further, the applicant will make a presentation during the hearing indicating the planned interior and exterior improvements to the building and property. The site plan is available for inspection in the Engineering and Building Department.

The undersigned recommends that the Council adopt the following resolution.

Very truly yours,

Joseph M. Voszatka, Community Development Director

September 6, 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 is a Memorandum of Understanding between the City of Wyandotte and the Wyandotte Command Officer's Association (COAM) relative to the revisions to the collective bargaining agreement ending September 30, 2009.

The undersigned recommends approval of this agreement

Sincerely,

Todd A. Drysdale, Director of Financial and Administrative Services

August 30, 2007

To: Honorable Mayor and City Council

From: Department of Legal Affairs

Re: Rescission of Section 22-31 of Code of Ordinances Concerning Massage Parlor

Dear Honorable Mayor and City Council:

Pursuant to our departments previous recommendation concerning this matter, attached for first reading is an ordinance to amend Section 22-31. The reason for this rescission is because the section being rescinded does not conform to constitutional standards.

The City Engineer and our office are reviewing the entire ordinance and will be submitting recommended changes in the future.

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

REPORTS AND MINUTES AND CASH RECEIPTS
Financial Services Daily Cash Receipts August 23, 2007
Financial Services Daily Cash Receipts September 6, 2007
Downtown Development Oversight Committee August 23, 2007

CITIZEN PARTICIPATION

None

RECESS

RECONVENING

ROLL CALL

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

Absent: None

HEARING

NOTICE OF HEARING OF OBJECTIONS TO THE PROPOSED
VACATION OF PORTION OF THE PUBLIC ALLEY ALONG THE EAST
PROPERTY LINE OF 1229 POPLAR STREET IN THE CITY OF WYANDOTTE

No one present

Nothing in writing

FIRST READING OF AN ORDINANCE:

AN ORDINANCE ENTITLED AN ORDINANCE TO AMEND THE
CITY CODE OF ORDINANCES BY RESCINDING SECTION 22-31 ENTITLED
"MASSAGE OF PATRONS OF OPPOSITE SEX"

FINAL READING OF ORDINANCE

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

THE CITY OF WYANDOTTE ORDAINS:

Section 1. Adoption of Section 25-76.4, entitled "Giving False Information to a Police Officer".

Section 25-76.4. Giving False Information to a Police Officer; Penalty

(a) It shall be unlawful for any person to report or cause to be reported to any police agency any

information concerning the commission of any offense or other incident that would require police action when (1) that person knows that no such offense or other incident has occurred; or (2) the person knows the information to be false or that he has no such information.

(b) It shall be unlawful for any person arrested for or charged with a crime or who was issued a municipal civil infraction or a civil infraction by a police officer or other authorized City Employee to deliberately give a false name or false addresses to the police officer or to any employee of the court. "False name" shall be defined as the giving by a person of any name other than his or her own legal name.

(c) Any person convicted of violating this ordinance is guilty of a misdemeanor and is subject to a fine not exceeding Five Hundred (\$500.00) Dollars and/or Ninety (90) days in jail.

Section 2. Severability.

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

Section 3. Effective date.

This Ordinance shall take effect fifteen (15) days from the date of its passage by the Wyandotte City Council and the Ordinance or its summary shall be published in a newspaper generally circulated in the City of Wyandotte within ten (10) days after adoption. A copy of this Ordinance may be inspected or obtained at the City of Wyandotte Clerk's Office, 3131 Biddle Avenue, Wyandotte, Michigan.

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

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

NAYS: None

ABSENT: None

I hereby approve the adoption of the foregoing ordinance this 10th day of September, 2007.

CERTIFICATE

We, the undersigned, JAMES R. DESANA and WILLIAM R. GRIGGS, respectively the Mayor and City Clerk of the City of Wyandotte, do hereby certify that the foregoing Ordinance was duly passed by the Council of the City of Wyandotte at a regular session thereof on Monday, the 10th day of September, 2007.

Dated: September 10, 2007

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

RESOLUTIONS

Wyandotte, Michigan September 10, 2007

RESOLUTION by Councilperson Joseph Peterson

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

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan September 10, 2007

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that the communication from Robert Champagne, 622 Riverbank relative to the removal of trees located in his alley is hereby referred to the

Department of Municipal Service for a review and report back to Council in two weeks.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan September 10, 2007

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that Council CONCURS in the recommendation of the City Clerk as set forth in his communication dated September 6, 2007 to APPROVE the application from Mr. Bryan Sollors of Lion, Tigers and Beers, 2930 Van Alstyne as submitted by the Chief of Police for a temporary permit for a Class C outdoor services permit for September 21 and 22, 2007 provided a Hold Harmless Agreement as prepared by the Department of Legal Affairs is executed and the proper insurance is placed on file with the Clerk.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan September 10, 2007

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that the temporary Liquor Licenses, issued by the State of Michigan, Liquor Control Commission, for temporary outdoor services are hereby APPROVED by the Mayor and Council and further that the City Clerk is hereby authorized to sign said applications as well as any future applications signed and forwarded by the Chief of Police for temporary outdoor service subject to a Hold Harmless Agreement, Insurance, and any other documentation so required and forward to the City Engineer for further review and approval of temporary liquor licenses.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan September 10, 2007

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that the communication from the City Engineer, City Attorney and City Clerk regarding 806 Biddle Avenue is hereby received and placed on file. AND BE IT FURTHER RESOLVED that Council recommends Mr. Wery apply to the Planning and Rehabilitation Commission as it relates to the requirement of an arcade license where the premises are under the control of the Michigan Liquor Control Commission. AND FURTHER Council recommends that no amends be implemented to the Arcade Ordinance at this time.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan September 10, 2007

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that Council CONCURS in the recommendation of the

Superintendent of Recreation to accept the quote from S & D Fields Services of Westland, Michigan in the amount of \$47,811.74 for playground equipment at the 9th and Vinewood Playground as being in the best interest of the City of Wyandotte. AND BE IT FURTHER RESOLVED that the City Clerk shall be directed to forward the standard Contract, Performance Bond, Payment Bond and insurance requirements for execution by S & D Field Services for said project.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Joseph Peterson

Supported by Councilperson Todd Browning

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

NAYS: None

RESOLUTION SETTING A HEARING ON THE ISSUANCE OF AN OBSOLETE PROPERTY REHABILITATION EXEMPTION CERTIFICATE IN THE CITY OF WYANDOTTE

Wyandotte, Michigan Dated: September 10, 2007

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that:

WHEREAS, Pursuant to Public Act 146 of 2000, as amended, the City of Wyandotte has established Obsolete Property Rehabilitation District No. 7 covering the property commonly known as 204 Oak Street; AND

WHEREAS, ADB Properties, LLC, who is the property owner of said realty located within said District, has applied for an Obsolete Property Rehabilitation Exemption Certificate under provisions of Michigan Public Act 146 of 2000, as amended; AND

WHEREAS, Michigan Public Act 146 of 2000, as amended, provides that before action upon an application for an Obsolete Property Rehabilitation Exemption Certificate, the City Council shall afford the applicant, the Assessor and a representative of the affected taxing units an opportunity for a hearing.

NOW, THEREFORE BE IT RESOLVED:

1. That the application of ADB Properties, LLC, for an Obsolete Property Rehabilitation Exemption Certificate dated August 28, 2007, shall remain on file in the office of the City Clerk where it was received on August 28, 2007.
2. That the application of ADB Properties was completed on August 28, 2007, when the elevations and color renderings for the project were received in compliance with the City's OPRE Review Policy.
3. That the City Council shall meet in the City Council Chambers, Wyandotte City Hall, 3131 Biddle Avenue, Wyandotte, Michigan, on October 1, 2007, at 7:00 p.m., Local Time, or as soon thereafter as may be heard, and shall provide the City Assessor, the applicant, a representative of each of the taxing units, and any other taxpayer or resident of the City of Wyandotte an opportunity to be heard on the question of said application for an Obsolete Property Rehabilitation Exemption Certificate with regards to operations within Wyandotte Obsolete Property Rehabilitation District No. 7.
4. That the City Clerk immediately inform, by certified letter, the City Assessor, the applicant, and the legislative body of each taxing unit which levies ad valorem taxes in the City of Wyandotte as follows:
 - a. That the City of Wyandotte has established Wyandotte Obsolete Property Rehabilitation District No. 7 and has now received and will consider an application for an Obsolete Property Rehabilitation Exemption Certificate within said District No. 7.
 - b. That the City Council shall meet on October 1, 2007, in the City Council Chambers,

Wyandotte City Hall, 3131 Biddle Avenue, Wyandotte, Michigan, at 7:00 p.m., Local Time, or as soon thereafter as may be heard to afford the City Assessor, the applicant, a representative of each taxing unit, and any other resident or taxpayer of the City an opportunity to be heard with regard to said application.

c. That said application applies to building and land improvements with an estimated project cost of \$150,000-\$250,000 to be acquired and installed on the property commonly known as 204 Oak Street.

d. That the City Clerk is hereby directed to publish notice in substantially the following form in the News Herald, Wyandotte Edition:

NOTICE OF HEARING ON THE ISSUANCE OF AN OBSOLETE PROPERTY REHABILITATION EXEMPTION CERTIFICATE UNDER ACT 146 OF THE PUBLIC ACTS OF MICHIGAN, 2000, AS AMENDED

PLEASE TAKE NOTICE: That on the 1St day of October 2007, at 7:00 p.m., Local Time, a public hearing will be held in the City Council Chambers, Wyandotte City Hall, 3131 Biddle Avenue, Wyandotte, Michigan, on the application of ADB Properties, LLC, for the issuance of an Obsolete Property Rehabilitation Exemption Certificate under Act No. 146 of the Public Acts of Michigan, of 2000, as amended, for the purchase of building and land improvements at an estimated project cost of \$150,000-\$250,000 and located in Wyandotte Obsolete Property Rehabilitation District No. 7, 204 Oak Street.

Copies of all relevant documents have been deposited in the office of the City Clerk of the City of Wyandotte for public examination. Further information may be obtained by contacting the Community Development Department at (734) 3244541. Written comments submitted prior to or at the specified time and date of the hearing will also be considered and should be forwarded to the City Clerk at City Hall at the above referenced address.

**WILLIAM R. GRIGGS, CITY CLERK
CITY OF WYANDOTTE, MICHIGAN**

I move the adoption of the foregoing resolution.

**MOTION BY COUNCILPERSON Joseph Peterson
SUPPORTED BY COUNCILPERSON Todd Browning
ROLL ATTACHED**

Wyandotte, Michigan September 10, 2007

RESOLUTION BY COUNCILPERSON Joseph Peterson

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

WHEREAS, the Council has received a communication from the Community Development Director and City Engineer dated September 4, 2007, regarding a proposal for architectural services from Sarnacki & Associates Architects, Inc. Sarnacki will prepare a sign design and construction documents for a second "Welcome to Wyandotte" sign to be located at the southeast corner of Eureka and Fort Street.

WHEREAS, the sign design will be almost identical in design, materials and lettering to the existing sign at the northeast corner of Eureka and Fort Street. The overall dimensions and setbacks of the sign will be modified to fit within the easement area provided by the property owner.

WHEREAS, the final design will be included as an exhibit to an Easement Agreement that will be presented to the Mayor and Council for approval at a later date.

NOW, THEREFORE, BE IT RESOLVED THAT the communication from the Community Development Director and City Engineer is received and placed on file.

I move the adoption of the foregoing resolution.

**MOTION BY COUNCILPERSON Joseph Peterson
SUPPORTED BY COUNCILPERSON Todd Browning
ROLL ATTACHED**

Wyandotte, Michigan September 10, 2007

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that Council CONCURS with the recommendation of the City Engineer to purchase the property at 1857 McKinley in the amount of \$70,000.00 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 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 Joseph Peterson

Supported by Councilperson Todd Browning

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

NAYS: None

Wyandotte, Michigan September 10, 2007

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that Council CONCURS with the recommendation of the City Engineer to purchase the property at 2524 1st Street in the amount of \$52,000.00 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 inspection of the home as it pertains to the preservation of historical and cultural items for the City

I move the adoption of the foregoing resolution.

MOTION by Councilperson Joseph Peterson

Supported by Councilperson Todd Browning

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

NAYS: None

Wyandotte, Michigan September 10, 2007

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that Council CONCURS with the recommendation of the City Engineer to purchase the property at 232-236-238 Chestnut in the amount of \$99,900.00 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 Joseph Peterson

Supported by Councilperson Todd Browning

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

NAYS: None

Wyandotte, Michigan September 10, 2007

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that Council CONCURS with the recommendation of the City Engineer to purchase the property at 109 Perry Place in the amount not to exceed \$55,000.00 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 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 Joseph Peterson

Supported by Councilperson Todd Browning

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

NAYS: None

Wyandotte, Michigan September 10, 2007

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that Council CONCURS with the recommendation of the City Engineer to purchase the property at 2737-2nd Street in the amount of \$50,000.00 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 directed to 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 Joseph Peterson

Supported by Councilperson Todd Browning

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

NAYS: None

Wyandotte, Michigan September 10, 2007

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that Council hereby CONCURS in the recommendation of the City Engineer and Director of Financial and Administrative Services to purchase a grass mower from Weingartz in the amount of \$9,509.76 from account # 101-448-750-244.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Joseph Peterson

Supported by Councilperson Todd Browning

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

NAYS: None

Wyandotte, Michigan September 10, 2007

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the Council that Council CONCURS with the recommendation of the City Engineer dated August 31, 2007 regarding the applications for Neighborhood Enterprise Zones for the properties at 320, 324 and 328 Orchard and that the City Clerk is hereby authorized to execute said applications for a 12 year Neighborhood Enterprise Zone Certificates.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Joseph Peterson

Supported by Councilperson Todd Browning

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

NAYS: None

ABSENTION: Councilman Kolakowski

RESOLUTION SETTING A HEARING ON THE ISSUANCE OF AN OBSOLETE
PROPERTY REHABILITATION EXEMPTION CERTIFICATE IN THE CITY OF
WYANDOTTE

Wyandotte, Michigan Dated: September 10, 2007

RESOLUTION BY COUNCILPERSON Joseph Peterson

RESOLVED by the City Council that:

WHEREAS, Pursuant to Public Act 146 of 2000, as amended, the City of Wyandotte has established Obsolete Property Rehabilitation District No. 8 covering the property commonly-known as 1 St. Johns; AND

WHEREAS, LTW Investments, LLC, who has a purchase agreement with the property owner of said realty located within said District, has applied for an Obsolete Property Rehabilitation Exemption Certificate under provisions of Michigan Public Act 146 of 2000, as amended; AND

WHEREAS, Michigan Public Act 146 of 2000, as amended, provides that before action upon an application for an Obsolete Property Rehabilitation Exemption Certificate, the City Council shall afford the applicant, the Assessor and a representative of the affected taxing units an opportunity for a hearing.

NOW, THEREFORE BE IT RESOLVED:

1. That the application of LTW Investments, for an Obsolete Property Rehabilitation Exemption Certificate dated June 14, 2007, shall remain on file in the office of the City Clerk where it was received on June 14, 2007.
2. That the application of LTW Investments, was completed on August 30, 2007, when the elevations and color renderings for the project were received in compliance with the City's OPRE Review Policy.
3. That the City Council shall meet in the City Council Chambers, Wyandotte City Hall, 3131 Biddle Avenue, Wyandotte, Michigan, on October 1, 2007, at 7:00 p.m., Local Time, or as soon thereafter as may be heard, and shall provide the City Assessor, the applicant, a representative of each of the taxing units, and any other taxpayer or resident of the City of Wyandotte an opportunity to be heard on the question of said application for an Obsolete Property Rehabilitation Exemption Certificate with regards to operations within Wyandotte Obsolete Property Rehabilitation District No. 8.
4. That the City Clerk immediately inform, by certified letter, the City Assessor, the applicant, and the legislative body of each taxing unit which levies ad valorem taxes in the City of Wyandotte as follows:
 - a. That the City of Wyandotte has established Wyandotte Obsolete Property Rehabilitation District No. 8 and has now received and will consider an application for an Obsolete Property Rehabilitation Exemption Certificate within said District No. 8.

b. That the City Council shall meet on October 1, 2007, in the City Council Chambers, Wyandotte City Hall, 3131 Biddle Avenue, Wyandotte, Michigan, at 7:00 p.m., Local Time, or as soon thereafter as may be heard to afford the City Assessor, the applicant, a representative of each taxing unit, and any other resident or taxpayer of the City an opportunity to be heard with regard to said application.

c. That said application applies to building and land improvements with an estimated project cost of \$1,000,000 to be acquired and installed on the property commonly known as 1 St. Johns Avenue.

d. That the City Clerk is hereby directed to publish notice in substantially the following form in the News Herald, Wyandotte Edition:

NOTICE OF HEARING ON THE ISSUANCE OF AN OBSOLETE PROPERTY REHABILITATION EXEMPTION CERTIFICATE UNDER ACT 146 OF THE PUBLIC ACTS OF MICHIGAN, 2000, AS AMENDED

PLEASE TAKE NOTICE: That on the 1st day of October 2007, at 7:00 p.m., Local Time, a public hearing will be held in the City Council Chambers, Wyandotte City Hall, 3131 Biddle Avenue, Wyandotte, Michigan, on the application of LTW Investments, LLC, for the issuance of an Obsolete Property Rehabilitation Exemption Certificate under Act No. 146 of the Public Acts of Michigan, of 2000, as amended, for the purchase of building and land improvements at an estimated project cost of \$1,000,000 and located in Wyandotte Obsolete Property Rehabilitation District No. 8, 1 St. Johns.

Copies of all relevant documents have been deposited in the office of the City Clerk of the City of Wyandotte for public examination. Further information may be obtained by contacting the Community Development Department at (734) 324-4541. Written comments submitted prior to or at the specified time and date of the hearing will also be considered and should be forwarded to the City Clerk at City Hall at the above referenced address.

WILLIAM R. GRIGGS, CITY CLERK CITY OF WYANDOTTE, MICHIGAN

I move the adoption of the foregoing resolution.

**MOTION BY COUNCILPERSON Joseph Peterson
SUPPORTED BY COUNCILPERSON Todd Browning
ROLL ATTACHED**

Wyandotte, Michigan September 10, 2007

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that Council **CONCURS** with the recommendation of the Director of Financial and Administrative Services as set forth in his communication dated September 6, 2007 to approve the Memorandum of Understanding between the City of Wyandotte and the Wyandotte Command Officer's Association (COAM) relative to the revisions to the collective bargaining agreement ending September 30, 2009.

I move the adoption of the foregoing resolution.

**MOTION by Councilperson Joseph Peterson
Supported by Councilperson Todd Browning
YEAS: Councilmembers Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka
NAYS: None**

Wyandotte, Michigan September 10, 2007

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that the communication from William R. Look, Department of Legal Affairs dated August 30, 2007 relative to the rescission of Section 22-31 Code of Ordinances concerning massage parlors is hereby received and placed on file.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan Dated: September 10, 2007

RESOLUTION by Councilperson Joseph Peterson

Supported by Councilperson Todd M. 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 a portion of the public alley along the east property line of 1229 Poplar Street in the City of Wyandotte, County of Wayne, State of Michigan, as a public alley, 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.3S.R.11.E. Ecorse (Now City of Wyandotte). Wayne Co., Michigan as recorded in Liber 18, Page 20

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 fifteen (15) 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 fifteen (15) 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 fifteen (15) 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 fifteen (15) 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 fifteen (15) foot right-of-way.

I move adoption of the following Resolution.

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

Wyandotte, Michigan September 10, 2007

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that the Director of Financial and Administrative Services requests a closed session to discuss contract negotiations, now therefore be it resolved that this body meet in closed session immediately following the regular Council Meeting for the above stated purpose only.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Joseph Peterson

Supported by Councilperson Todd Browning

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

NAYS: None

Wyandotte, Michigan September 10, 2007

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that the total bills and accounts in the amount of \$2,316,724.42 as presented by the Mayor and City Clerk are hereby APPROVED for payment.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Joseph Peterson

Supported by Councilperson Todd Browning

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

NAYS: None

ADJOURNMENT

MOTION by Councilperson Joseph Peterson

Supported by Councilperson Todd Browning

That we adjourn.

Carried unanimously.

Adjourned at 8:35 p.m.

September 10, 2007

William R. Griggs, City Clerk
