



Minutes - March 3, 2008

Wyandotte, Michigan March 03, 2008

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

ROLL CALL

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

Absent: Councilperson Browning

PERSONS IN THE AUDIENCE

Tony Trupiano, Good Eats, 125 Elm, regarding "grand opening" on March 29, 2008 at 10 a.m.

COMMUNICATIONS FROM CITY AND OTHER OFFICIALS

February 28, 2008

To: Honorable Mayor and City Council

From: City Attorney, City Engineer, and Finance Director

Re: Request from Core Development and Orchards LLC

Dear Mayor and City Council:

The undersigned are requesting a one week extension to respond to the above referenced matter.

Very truly yours,

William R. Look, City Attorney
Mark Kowalewski, City Engineer
Todd Drysdale, Finance Director

February 25, 2008

Dear Mayor and City Council

The City of Wyandotte has a strong commitment to area youth. On Saturday June 7th, 2008, we would like to have permission to continue the following popular youth events.

1. The 21st Annual Wyandotte Fishing Derby at Bishop Park from 10 A.M. to 12:30 p.m.
2. The 11th Annual Wyandotte Kids' Expo at Bishop Park from Noon to 4 p.m.

This letter is also being sent to request the Dept. of Public Service be notified to close the Fishing Pier to the general public from 9 a.m. to 1 p.m. that day for the Fishing Derby and that the Bishop Park Shelter be posted and reserved for use by the Kids' Expo Participants, 11 to 4 p.m.

Sincerely,

Lisa D. Hooper, AICP
DDA Executive Director

AUTOMATIC REFERRALS:

1. Wyandotte Braves Jr. Baseball Association requesting to utilize the parking lot adjacent to Bishop Park South of Oak Street west of the river for the Fathers Day Classic Car Show-Fund Raiser on Sunday, June 15, 2008 to help raise money for their youth baseball program for Baseball/Softball and T-Ball programs for over 700 children in the City of Wyandotte.
(APPROVED) Referred to Legal for Hold Harmless, Police, Fire, Engineering and DPS.

2. Moslem Shriner's Annual Hospital Fund Drive to benefit Shriners Hospitals for Children requesting to solicit at intersections and in front of businesses after gaining business owners approval. Drive to be held

on Thursday, Friday, and Saturday, June 19, 20 and 21, 2008 in the City of Wyandotte. (APPROVED) Referred to Police and Fire.

3. Knights of Columbus Council 1802 requesting to sell "Tootsie Rolls" to benefit the "Mentally Impaired" at intersections in the City of Wyandotte on Palm Sunday weekend, March 14, 15 and 16, 2008. (APPROVED) Referred to Police and Fire.

REPORTS AND MINUTES AND CASH RECEIPTS

Financial Services Daily Cash Receipts February 15-27, 2008
Downtown Development Authority February 7, 2008
Downtown Development Authority February 11, 2008
Wyandotte Recreation Authority February 25, 2008
Wyandotte Recreation Authority February 27, 2008
Zoning Board of Appeals February 6, 2008

CITIZEN PARTICIPATION

None

RECESS

RECONVENING

ROLL CALL

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

Absent: Councilperson Browning

HEARING

HEARING RELATIVE TO ACT 328
TAX EXEMPTION
ECORSE MACHINERY SALES AND REBUILDERS
4261-13TH STREET

No objections.

February 28, 2008

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

RE: Act 328 Tax Exemption – Ecorse Machinery Sales and Rebuilders, 4261 13th Street

Dear Mayor and Council,

The enclosed resolution approves the application (Enclosure No. 1) filed by the Ecorse Machinery Sales and Rebuilders, 75 Southfield Rd., Ecorse 48229, for a twelve-year exemption of new personal property taxes at 4261 13th Street, in accordance with Public Act 328 of 1998, as amended. A Letter of Agreement between the applicant and the City is also enclosed (Enclosure No. 2) that specifies the tax consequences if the applicant relocates their operation outside the City within the first half of the exemption period. Final approval of the application is still required by the State Tax Commission.

As noted in a previous communication, Ecorse Machinery has purchased the former Horizon building and will be relocating their production business from Ecorse. The existing 70,000 square foot building is predominantly vacant. According to the City's Act 328 policy adopted by the Mayor and Council in 2002, the applicant is eligible for an exemption because they are occupying a vacant building exceeding 25,000 square feet.

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

Very truly yours,

Todd A. Drysdale
Director of Financial and Administrative Services

RESOLUTIONS

Wyandotte, Michigan March 03, 2008

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 Jason Ptak

ROLL ATTACHED

Wyandotte, Michigan March 03, 2008

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that Council hereby GRANTS the request from the City Attorney, City Engineer and Director of Financial and Administrative Services as set forth in their communication dated February 28, 2008 for a one week extension to respond to the request from Core Development and Orchards LLC.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Joseph Peterson

Supported by Councilperson Jason Ptak

ROLL ATTACHED

Wyandotte, Michigan March 03, 2008

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that Council hereby APPROVES the request from the Executive Director of the Downtown Development Authority regarding the 21st Annual Wyandotte Fishing Derby at Bishop Park and the 10th Annual Wyandotte Kid's Expo. AND BE IT FURTHER RESOLVED that the DPS shall be notified to close the fishing Pier to the general public on Saturday June 7th, 2008 from 9:00 a.m. to 1:00 p.m. for the fishing Derby and further reserve the Bishop Park shelter to be used by the Kid's Expo participants, 11:00 a.m. to 4:00 p.m. and further the Police and Fire Departments shall be notified of this event to assist in the coordination of said events.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Joseph Peterson

Supported by Councilperson Jason Ptak

ROLL ATTACHED

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

Wyandotte, Michigan March 03, 2008

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 March 3rd, 2008 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. 15, on August 31st, 1992 for property at 4261 13th Street; and

WHEREAS the applicant, the Ecorse Machinery Sales and Rebuilding, 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 3rd day of March 2008, 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 during the first half of the 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 Ecorse Machinery Sales and Rebuilding 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 twelve (12) years, beginning December 31st, 2008, and ending December 31, 2020; and

BE IT FURTHER RESOLVED THAT Ecorse Machinery Sales and Rebuilding shall file with the City Assessor two (2) personal property statements 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 Ecorse Machinery Sales and Rebuilding 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. 15, established on August 31st, 1992.

Land situated in the County of Wayne, City of Wyandotte, State of Michigan, is described as follows: Lots 27 through 29, EXCEPT THAT PART OF LOT 29, described as follows: Beginning at the intersection of the North line of Lot 29 with the East line of the Subdivision; thence South 14 degrees 37 minutes 30 seconds West, 20.59 feet along said East line; thence North 89 degrees 07 minutes 40 seconds West, 244.95 feet to the East edge of a driveway; thence North 00 degrees 02 minutes 00 seconds East, 20.00 feet to the North line of Lot 29; thence South 89 degrees 07 minutes 40 seconds East, 250.14 feet along said North line to the point of beginning of WYANDOTTE INDUSTRIAL SUBDIVISION NO. 1, according to the plat thereof recorded in Liber 87 of Plats, page 65 of Wayne County Records. ALSO including that part of Lot 30 of WYANDOTTE INDUSTRIAL SUBDIVISION NO. 1, according to the plat thereof recorded in Liber 87 of Plats, page 65, Wayne County Records, described as: Beginning at the Southwest corner of Lot 30; thence North 00 degrees 02 minutes 00 seconds East, 45.98 feet along the West line of Lot 30; thence South 89 degrees 07 minutes 40 seconds East, 20.00 feet; thence North 00 degrees 02 minutes 00 seconds East, 10.00 feet; thence South 89 degrees 07 minutes 40 seconds East, 133.00 feet; thence South 00 degrees 02 minutes 00 seconds West, 15.00 feet; thence South 89 degrees 07 minutes 40 seconds East, 89.39 feet; thence South 00 degrees 02 minutes 00 seconds West, 16.80 feet; thence South 89 degrees 55 minutes 02 seconds East, 47.00 feet; thence South 00 degrees 04 minutes 58 seconds West, 24.83 feet; thence North 89 degrees 07 minutes 40 seconds West, 289.39 feet along the South line of Lot 30 to the point of beginning. Tax Item No. 57-022-10-0027-301

I move the adoption of the foregoing Resolution.

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

Wyandotte, Michigan March 03, 2008

RESOLUTION by Councilperson 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 of 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 Councilperson Joseph Peterson
Supported by Councilperson Jason Ptak
YEAS: Councilmembers Fricke, Kolakowski, Peterson, Ptak, Sutka
NAYS: None

Wyandotte, Michigan March 03, 2008

RESOLUTION by Councilperson Joseph Peterson

RESOLVED by the City Council that the total bills and accounts in the amount of \$1,221,104.01 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 Jason Ptak
YEAS: Councilmembers Fricke, Kolakowski, Peterson, Ptak, Sutka
NAYS: None

ADJOURNMENT

MOTION by Councilperson Joseph Peterson
Supported by Councilperson Jason Ptak
That we adjourn.
Carried unanimously.
Adjourned at 7:20 p.m.
March 3, 2008

Maria Johnson, Deputy City Clerk
