



Minutes - September 22nd, 2008

Wyandotte, Michigan September 22, 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

COMMUNICATIONS MISCELLANEOUS:

September 12, 2008

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

Re: American Heritage River Fall Classic

Honorable Council:

On behalf of the Wyandotte Boat Club, I am pleased to announce the Seventh Annual American Heritage River Fall Classic. The regatta, aptly named the American Heritage River Fall Classic, signals our renewed awareness of the value of the recreational use of our American Heritage River and to serve the recreational needs of our community. With this use comes our continuing commitment to be good stewards of this environmental resource.

We anticipate the participation of many major universities and colleges from the Midwest as well as local rowing clubs. This event will be in the nature of a head race, which is popular within the rowing community but has not been attempted at the Wyandotte Boat Club. All indications suggest that this will be a very successful event.

We are asking the City of Wyandotte to formally approve our inauguration of this rowing event for November 2, 2008. We would continue to request all of the accommodations that the City so graciously affords us during the annual Hebda Cup and Wyandotte High School Regattas. This would include the closing of Biddle Avenue for the parking of participants' boat trailers and tow vehicles, the use of park area for the marshaling of rowing shells, as well as the many other amenities that you have shared with us in the past.

Your active support of our organization in the past is largely responsible for our success in the community. It is greatly appreciated and we look forward to many years of continuous community involvement. Should you have any questions concerning this event or need additional information regarding our needs, please feel free to contact the undersigned at 1-734-283-5300.

Thank you for your courtesy.

Very truly yours,

Charles E. Wycoff, Wyandotte Boat Club
Regatta Co-Chairperson

ITEM #2 REMOVED FROM AGENDA

PERSONS IN THE AUDIENCE

None

COMMUNICATIONS FROM CITY AND OTHER OFFICIALS:

September 16, 2008

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

RE: Industrial Facilities Exemption Certificate – Mercury Manufacturing Company,
1212 Grove Street

Dear Mayor and Council:

Enclosed is an application from the Mercury Manufacturing Company, 1212 Grove Street, for a 12-year Industrial Facilities Exemption Certificate in Industrial Development District No. 21. The application applies to the purchase of equipment, machinery, and real property improvements at an estimated total project cost of \$825,000.

The application is complete and complies with the requirements of the Michigan Plant Rehabilitation and Industrial Development Districts Law of 1974, Public Act 198 of 1974, as amended. Consequently, the following proposed resolution establishes October 20, 2008, as the date of a public hearing on the issuance of a Certificate and authorizes the Clerk to give proper notice of such hearing, pursuant to Public Act 198.

The undersigned recommends that the Council adopt the following resolution authorizing the City Clerk to complete the procedural items necessary to consider approving the application.

Very truly yours,

Todd A. Drysdale, Director of Financial and Administrative Services

September 17, 2008

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

RE: Former 3379 12th Street Wyandotte, MI
Lot Size: 15' x 100'

Dear Mayor DeSana and City Council Members:

Enclosed please find a Purchase Agreement for the sale of the above captioned property to John and Kay Lowler, the adjacent property owner, at 3385 12th Street, Wyandotte, in the amount of \$1,500.00. The combination of the two (2) parcels will result in one (1) parcel measuring 45' x 100'.

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

Very truly yours,

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

September 17, 2008

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

Dear Mayor DeSana and Council Members:

Attached is the 2008 Leaf Collection Schedule for the City. All leaves should be at the curb the Monday of each week indicated. We are requesting residents avoid parking on the street during their weeks of leaf collection. We also request residents DO NOT place any corn stalks, pumpkins or garden debris in the street during leaf collection. Those items can be recycled at the Drop-Off Recycling Center.

Further, leaves can be dropped-off at the Recycling Center. The Recycling Drop-off Center hours are on Monday thru Friday 8:00 a.m. to 7:30 p.m., Saturday 8:00 a.m. to 5:30 p.m., and Sunday 10:00 a.m. to 2:00 p.m. Closed Holidays. Winter Hours will start on November 2, 2008 and they will be Monday thru Friday 8:00 a.m. to 5:30 p.m. and Saturday 8:00 a.m. to 4:00 p.m., Sunday 10:00 a.m. to 2:00 p.m. There will be extended hours during the month of November with the Recycling Center remaining open until 6:00 p.m. on Saturday and 4:00 p.m. on Sunday.

Very truly yours,

Mark A. Kowalewski, City Engineer

September 17, 2008

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

Dear Mayor DeSana and City Council Members:

The undersigned solicited proposals for stems for traffic signs to be used by the Department of Public Service. The following are the proposals received:

Dornbos \$11,550.00
Charlotte, Michigan
Newman Signs \$11,805.00
Jamestown, North Dakota

Vulcan Signs \$12,365.00
Foley, Alabama

The undersigned recommends the proposals of Newman Signs in the amount of \$11,805.00 as the best bid and best grade quality received.

Very truly yours,

Mark A. Kowalewski, City Engineer
Todd A. Drysdale, Director of Administrative/Financial Services

September 17, 2008

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

Dear Mayor DeSana and City Council Members:

Enclosed please find a Resolution for continuation of Downriver Wastewater Treatment System Joint Management Committee for your consideration.

The undersigned recommends the City Council support this Resolution.

Very truly yours,

Mark A. Kowalewski, City Engineer
Todd A. Drysdale, Director of Adm//Financial Services
William R. Look, City Attorney

September 12, 2008

To: Honorable Mayor and City Council
From: Department of Legal Affairs
Re: Charter Amendments to Update Current Charter Language

Dear Mayor and City Council:

Our department was directed to prepare charter amendments to certain sections of the city charter for reason that the current terms are no longer in effect because of changes in the law. I have been submitting various proposals to the attorney general's office for review and consideration and am presenting the final product that has been approved by the attorney general's office. The resolution submits five charter amendment questions to be submitted at the city's next general election in May of 2009 for your approval. This resolution will be sent to the governor's office and attorney general's office for their approval and submittal back to the city to place on the May 2009 election.

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

September 16, 2008

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

Dear Mayor DeSana and City Council Members,

A public hearing to receive comments and suggestions relative to the 2009 Fiscal Year City Operating Budget is on tonight's agenda. The first reading of the proposed ordinance will occur on this date.

The notice of public hearing has been published in the Wyandotte News Herald on September 21, 2008, and will also be published in the September 24, 2008, edition of the newspaper. The City Council will vote on the proposed ordinance after the Public Hearing on September 29, 2008.

The proposed budget is available in the City Clerk's Office for viewing by the public.

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

1. Communication from the Wyandotte Boat Club requesting permission to store their rowing shell trailer on city-owned property located on Central Avenue until December 15, 2008.
(PERMISSION GRANTED) referred to the City Engineer and Department of Legal Affairs for Hold Harmless Agreement.

REPORTS AND MINUTES AND CASH RECEIPTS

Financial Services Daily Cash Receipts September 18, 2008 \$103,241.52
Cultural and Historical Commission August 14, 2008
Retirement Commission Meeting September 17, 2008
Downriver Joint Management Committee May 29, 2008
Planning Commission Meeting August 21, 2008
Planning Commission Meeting August 27, 2008

CITIZEN PARTICIPATION

None

RECESS

RECONVENING

ROLL CALL

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

Absent: Councilperson Browning

HEARING

A HEARING TO RECEIVE COMMENTS AND SUGGESTIONS
RELATIVE TO THE 2009 FISCAL YEAR
CITY OPERATING BUDGET

No objections

FIRST READING OF ORDINANCES

CITY OF WYANDOTTE
2009 FISCAL YEAR BUDGET ORDINANCE
AN ORDINANCE TO PROVIDE AND APPROPRIATE THE SEVERAL AMOUNTS
REQUIRED TO DEFRAID THE EXPENDITURES AND LIABILITIES OF THE
CITY OF WYANDOTTE FOR THE FISCAL YEAR BEGINNING THE FIRST
WEDNESDAY OF OCTOBER 2008, THE SAME TO BE TERMED THE ANNUAL
APPROPRIATION BILL FOR THE 2009 FISCAL YEAR

AN ORDINANCE ENTITLED
AN ORDINANCE TO SET THE
FILING DATE FOR OFFICERS TO BE
ELECTED AT THE CITY OF WYANDOTTE'S
MAY 5, 2009 ELECTION

RESOLUTIONS

Wyandotte, Michigan September 22, 2008

RESOLUTION by Councilperson Sheri M. Fricke

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 Sheri M. Fricke
Supported by Councilperson Patrick J. Sutka
ROLL ATTACHED

Wyandotte, Michigan September 22, 2008

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that Council hereby APPROVES the request of Charles E. Wycoff, Wyandotte Boat Club regatta Chairman for the use of BASF Waterfront Park and closure of Biddle Avenue for the American Heritage River Fall Classic to be held on November 2, 2008 subject to the signing of a Hold Harmless Agreement as prepared by the Department of Legal Affairs. AND BE IT FURTHER RESOLVED that the Department of Public Service and Recreation Department are directed to provide assistance during this event and that the Chief of Police is hereby designated and authorized to sign said street closing permit document commencing on Saturday, November 1, 2008 at 12:00 noon and lasting through Sunday, November 2, 2008, 4:00 p.m. on behalf of the City of Wyandotte and further that the City of Wyandotte hereby holds harmless the County of Wayne for the closure of said street with responsibilities

for all damage claims that may arise from said street closing to be assumed by the City of Wyandotte and further that a copy be forwarded to the Wyandotte Fire and Police Departments.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Sheri M. Fricke
Supported by Councilperson Patrick J. Sutka
ROLL ATTACHED

RESOLUTION SETTING A HEARING ON THE ISSUANCE OF AN INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE

Wyandotte, Michigan Dated September 22, 2008

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that

WHEREAS, Pursuant to Act No. 198 of the Public Acts of 1974, as amended, the City of Wyandotte has established Wyandotte Industrial Development District No. 21, covering the property commonly known as 1212 Grove Street, and 3817, 3841 and 3855-13th Street, Wyandotte, Michigan; AND

WHEREAS, Mercury Manufacturing Company, owner of realty located within said District No. 21, has applied for an Industrial Facilities Exemption Certificate under provisions of Michigan Public Act 198 of 1974, as amended, Section 5 (1); AND

WHEREAS, Michigan Public Act 198 of 1974, as amended, Section 5 (2) provides that before action upon an application for an Industrial Facilities 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 Mercury Manufacturing Company, for an Industrial Facilities Exemption Certificate originally dated September 11, 2008, shall remain on file in the office of the City Clerk where it was received on September 11, 2008.
2. That the City Council shall meet in the City Council Chambers, Wyandotte City Hall, 3131 Biddle Avenue, Wyandotte, Michigan, on October 20, 2008, 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 Mercury's application for an Industrial Facilities Exemption Certificate with regards to operations within Wyandotte Industrial Development District No. 21.
3. 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 Industrial Development District No. 21, and has now received and will consider applications for Industrial Facilities Exemption Certificates within said District No. 21.
 - b. That the City Council shall meet on October 20, 2008, 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 new machinery, equipment, and real property improvements at an existing facility, with an estimated total project cost of \$825,000 to be acquired and installed on the property within said District.
 - 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 INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE UNDER ACT 198 OF THE PUBLIC ACTS OF MICHIGAN, 1974 AS AMENDED

PLEASE TAKE NOTICE: That on the 20th day of October 2008, 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 Mercury Manufacturing Company for the issuance of an Industrial Facilities Exemption Certificate under Act No. 198 of the Public Acts of Michigan, of 1974, as amended, for the purchase of equipment, machinery and real property improvements at an estimated total project cost of \$825,000 and located in Wyandotte Industrial Development District No. 21, 1212 Grove Street, Wyandotte, Michigan. Further information may be obtained by contacting the Director of Financial and Administrative Services at (734) 324-4566.

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

I move the adoption of the foregoing resolution.

MOTION by Councilperson Sheri M. Fricke
Supported by Councilperson Patrick J. Sutka
ROLL ATTACHED

Wyandotte, Michigan September 22, 2008

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that Council CONCURS with the communication from the City Engineer and City Assessor dated September 17, 2008, regarding the former 3379-12th Street, Wyandotte; AND BE IT FURTHER RESOLVED that Council accepts the offer from John and Kay Lowler to acquire 15 feet of the former 3379-12th Street in the amount of \$1,500.00; AND BE IT FURTHER RESOLVED that closing must be completed by November 7, 2008 or the price to acquire this property will increase to \$3,000.00; AND BE IT FURTHER RESOLVED that the Department of Legal Affairs is hereby directed to prepare the necessary documents and the Mayor and Clerk are hereby authorized to sign said documents.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Sheri M. Fricke
Supported by Councilperson Patrick J. Sutka
YEAS: Councilmembers Fricke, Kolakowski, Peterson, Ptak, Sutka
NAYS: None

Wyandotte, Michigan September 22, 2008

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that the communication from the City Engineer regarding Leaf Collection Service in the City of Wyandotte is hereby received and placed on file; AND BE IT FURTHER RESOLVED that Council authorizes the City Clerk to publish said schedule in the Wyandotte News Herald and Municipal Cable; AND BE IT FURTHER RESOLVED that the City requests residents to avoid parking on the streets during their weeks of leaf collection.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Sheri M. Fricke
Supported by Councilperson Patrick J. Sutka
ROLL ATTACHED

Wyandotte, Michigan September 22, 2008

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that Council hereby CONCURS in the recommendation of the City Engineer and Director of Administrative and Financial Services regarding the purchase of stems for traffic signs to be used by the Department of Public Service and accepts the bid from Newman Signs of Jamestown, North Dakota in the amount of \$11,805.00 from account # 101-448-750-231.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Sheri M. Fricke
Supported by Councilperson Patrick J. Sutka
YEAS: Councilmembers Fricke, Kolakowski, Peterson, Ptak, Sutka
NAYS: None

RESOLUTION FOR CONTINUATION OF DOWNRIVER
WASTEWATER TREATMENT SYSTEM
JOINT MANAGEMENT COMMITTEE

Minutes of a regular meeting of the City Council of the City of Wyandotte, County of Wayne, Michigan, held in the City on the 22 day of September, 2008, at 7 p.m.

PRESENT: Mayor James R. DeSana
Councilmembers Fricke, Kolakowski, Peterson, Ptak, Sutka

ABSENT: Councilmember Browning

On Motion of Councilmember Sheri M. Fricke
Supported by Councilmember Patrick J. Sutka

WHEREAS, effective March 1, 1962, a contract was entered by and between the City of Belleville, City of Ecorse, City of Lincoln Park, City of River Rouge, City of Southgate, City of Wyandotte, City of Allen Park, City of Taylor, City of Dearborn Heights, City of Romulus, City of Riverview, Charter Township of Van Buren and Charter Township of Brownstown, (hereafter collectively called "the Municipalities," individually, "the Municipality"), being Cities and Townships located in the County of Wayne, Michigan and the County of Wayne, a Charter County, (hereafter called "The County") for the purposes of establishing the Downriver Sewage Disposal System, (hereafter "the System"), for the treatment and disposal of sanitary sewage emanating from the Municipalities, and

WHEREAS, that contract, as amended, provided for the operation of said System by the County, which contract has an

expiration date of March 1, 2012, and

WHEREAS, the System has undergone a major expansion and renovation as a result of U.S. EPA and Michigan Department of Environmental Quality mandates which were set forth in a Consent Decree dated May 24, 1994 in the matter of United States of America, et al vs. Wayne County Michigan, et al, Civil Action No. 87-70992, filed in the U.S. District Court, Eastern District of Michigan, Southern Division, and

WHEREAS, as a result of said Consent Decree, including the amendments thereto, the System has undergone a major renovation and expansion, the parties have issued bonds in the aggregate amount of approximately \$350 million pursuant to a Financing Plan and Final Judgment entered in the above referenced matter on March 14, 1994, and

WHEREAS, as a result of said expansion and renovation, and the resulting issuance of bond obligations, all of which have substantially changed the System from that originally designed or contemplated at the execution of the original contract, the parties desire to properly reflect the rights and obligations of the parties as their interest presently appear, and

WHEREAS, the contract and past practices establish the County as the entity responsible for operating, managing and controlling the System, while the Municipalities are responsible for funding the operation, maintenance, expansion, renovation, rehabilitation and capital improvements to the System, and

WHEREAS, the County and Municipalities wish to adjust this relationship as to management, operation and control of the System, to allow the Municipalities more involvement in the operation, management and control of the System by forming a Joint Management Committee pursuant to the terms and conditions set forth in the Joint Management Committee Memorandum of Understanding, as revised (Exhibit 1), and

WHEREAS, the purpose of the Joint Management Committee Memorandum of Understanding is to set forth the composition, duties and responsibilities of a Joint Management Committee, which Committee was formed on a one year pilot/experimental basis on January 1, 2002, for the management and control of the System, and

WHEREAS, the Municipalities and the County extended the terms of the Memorandum of Understanding for a period of two years, commencing January 1, 2003, upon the terms and conditions set forth in Section III, paragraph (1) of the Memorandum of Understanding, and

WHEREAS, the Municipalities and the County extended the terms of the Memorandum of Understanding for a period of one year, commencing January 1, 2005, with an option to extend a second year commencing January 1, 2006 provided the option is exercised by the Municipalities and the County no later than 10 days prior to December 31, 2005, and

WHEREAS, the Municipalities and the County exercised their option and extended the term of the Memorandum of Understanding for a period of one year, commencing January 1, 2006; and

WHEREAS, the Municipalities and the County extended the operation of the Joint Management Committee and the term of the Memorandum of Understanding, as revised, for a period of two (2) years commencing January 1, 2007; and

WHEREAS, while the Municipalities are in the process of reviewing their options upon expiration of the contract in March, 2012, the Municipalities and the County desire to extend the operation of the Joint Management Committee and the term of the Memorandum of Understanding, as revised, for a period of two (2) years commencing January 1, 2009, and concluding on December 31, 2010.

NOW, THEREFORE, BE IT RESOLVED THAT:

The City of Wyandotte hereby approves of and authorizes the full and necessary participation in the Joint Management Committee pursuant to terms and conditions set forth in Exhibit I.

The City hereby designates James R. DeSana as its JMC representative and Mark A. Kowalewski as its alternate representative.

This Resolution shall take immediate effect.

AYES: Councilmembers Fricke, Kolakowski, Peterson, Ptak, Sutka

NAYS: None

RESOLUTION DECLARED UNANIMOUSLY ADOPTED

City of Wyandotte
By Mayor James R. DeSana
And Clerk William R. Griggs

I, William R. Griggs, City Clerk of the City of Wyandotte, County of Wayne, Michigan, do hereby certify that the foregoing is a true copy of a resolution adopted by the City Council of the City of Wyandotte, at a regular meeting on September 22, 2008.

In witness whereof, I have hereunto set my hand and seal this 23rd day of September, 2008.

William R. Griggs, Clerk
City of Wyandotte
Wayne County, Michigan

RESOLUTION

Resolution by Councilperson Sheri M. Fricke

Wyandotte, Michigan Dated: September 22, 2008

1. The City Council pursuant to the authority granted by MCL 117.21, as amended, proposes the following five Amendments be adopted to: (1) eliminate reference to the positions of justice and associate justice of the peace in recognition that the legislature has eliminated these offices; with changes for that purpose to Chapter IV, Sections 1, 2, and 5 and changes to Chapter IX, Sections 2 and 3 of the Charter of the City of Wyandotte and the elimination of Chapter VIII "Justice Courts"; (2) eliminate the reference to constables as elective officers in recognition that the offices of constable were eliminated by City Council Resolution as allowed by law, with changes for that purpose to Chapter IV, Sections 1, 2 and 5 and Chapter IX, Section 2 of the City Charter; (3) remove the requirement that elective officers of the City shall be freeholders in recognition that the courts have ruled this requirement unlawful, with changes for that purpose to Chapter III, Section 4, Chapter IV, Sections 1 and 4, Chapter VII, Section 23 and Chapter XVIII, Section 11 of the City Charter; (4) change the date for the City general election to be held in May in recognition that the City of Wyandotte by Resolution chose to hold its general City election in May as allowed by law, with changes for that purpose to Chapter III, Section 15 and chapter IV, Section 2 of the City Charter; (5) change the date for the City primary election to be held on the fourth Tuesday of February in recognition that the City of Wyandotte by Resolution chose to hold its primary election on the fourth Tuesday of February as allowed by law, with changes for that purpose to Chapter III, Sections 3, 4 and 5 of the City Charter.

Each of these proposed Amendments are conditioned upon all of the Amendments being approved together and the new sections would read as follows:

CHAPTER III

Nominations and primary election generally.

16. Section 3. Candidates to be voted for at all municipal elections shall be nominated by a primary election and no other names shall be placed upon the general ballot, except those selected in the manner hereinafter prescribed. On and after February 22, 2005 the primary election for such nomination shall be held on the fourth Tuesday of February 2005 and on the fourth Tuesday in February every four years thereafter. The primary election shall be held in the same place, so far as possible, and the polls will be opened and closed at the same hours as are required by the general election laws of the State of Michigan.

Filing for candidacy for city office.

Section 4. A person desiring to become a candidate for any elective city office, shall, at least ten (10) days prior to said primary election, file with the city clerk a statement of such candidacy, in substantially the following form:

DECLARATION OF CANDIDACY.

COUNTY OF WAYNE)
STATE OF MICHIGAN) ss.

I, _____, being duly sworn, say that I am a qualified elector of the City of Wyandotte, County of Wayne, State of Michigan, and reside at No. _____ Street, in said city; and on the date of the next general city election I will have been a resident thereof for one year; that I am a candidate for nomination to the office of _____ to be voted upon at the primary election to be held on the fourth Tuesday of February, 20____, and I hereby request that my name be printed upon the official primary ballot for nomination at such primary election for such office.

(Signed) _____

Subscribed and sworn to (or affirmed) before me by _____ on this ____ day of _____, 20____.

(Signed) _____

The city clerk shall not receive any declaration of candidacy after three o'clock p.m., eastern standard time, on the last day for the filing of the same.

Nominating petitions.

18. Section 5. Any person desiring to become a candidate for any elective city office shall file with the city clerk, with his declaration of candidacy, a petition containing the signatures of duly qualified electors equal in number to not less than two per cent or more than four per cent of the total number of registered voters within the city at the date of the last general city election. Such nominating petition shall request that the name of such person be placed on the primary ballot as a candidate for the office named therein. Such petition shall be in substantially the following form:

NOMINATING PETITION

The undersigned, duly qualified electors of the City of Wyandotte, and residing at the places set opposite our respective names hereto, do hereby request that the name of _____ be placed on the ballot as a candidate for nomination for _____ at the primary election to be held in such city on the fourth Tuesday of

February, 20___. We further state that we know him to be a qualified elector of said city and a person of good moral character and qualified in our judgment for the duties of such office.

Names of qualified electors Street

It shall be unlawful for any person to sign more than one such nominating petition for the same office unless there are two or more candidates to be elected to fill said office, in which case he may sign as many petitions as there are candidates to be elected to fill said office. The signatures on all nominating petitions, of any person violating the provisions of this section shall be void.

General election generally.

28. Section 15. A regular city election for the election of city officers, as in this charter provided, shall be held on May 3, 2005 and on the first Tuesday after the first Monday in May every four years thereafter, at such place in each election precinct of the city as the council shall by resolution designate. At such general city election, the ballots for the election of city officers shall be separate from any other ballot, shall be without party insignia, emblem or designation, and shall be printed in the same manner and be in the same general form as the ballots for the primary elections herein provided for, so far as applicable. Below the names of the candidates for each city office on the general election ballot there shall be printed as many blank lines as there are offices to be filled, for the purpose of allowing the elector, if he so desires, to write in the names of any person for whom he may desire to vote, whose names are not printed on the ballot.

CHAPTER IV

Designated.

Section 1. The elective officers of the city shall be a mayor, six councilmen, a city clerk, a city treasurer, a city assessor, all of whom shall be elected at large, and shall be electors of the city.

Terms and lengths of office.

41. Section 2. Commencing with the May 3, 2005, General Election and on the first Tuesday after the first Monday in May in every fourth year thereafter, all of the officers mentioned in section 44, shall be elected for a term of four years. Commencing with the April 1997 General Election, the mayor and any councilpersons shall be prohibited from seeking more than three (3) consecutive four (4) year terms of office for the same office, but this prohibition shall not apply to the City Clerk, the City Treasurer, or the City Assessor. The term of all elective officers shall commence at twelve o'clock noon, eastern standard time, on the first Monday following the election.

Qualifications of elected officers.

43. Section 4. No person shall hold an elective office under this charter unless he shall be a qualified elector of the City of Wyandotte, and a resident of the city or territory annexed by the city for at least one year prior to his election.

Compensation of elected officers.

44. Section 5. The elective officers of the city shall be entitled to receive as full compensation for their services the following annual salaries:

The mayor shall receive the sum of Five Thousand Dollars (\$5,000.00)

Each councilman shall receive the sum of Two Thousand Dollars (\$2,500.00)

The city clerk, the city treasurer and the city assessor shall receive such compensation as the council shall by ordinance determine.

CHAPTER VII

Police and fire commission.

98. Section 23. The department of police and fire shall be in charge of the police and fire commission which shall consist of three (3) members, who shall be electors of the city and who shall serve without compensation. The members of the first commission existing hereunder shall be appointed on the third Monday of April, 1926, and shall be appointed for the term, of one year, two (2) years, and three (3) years, respectively. On the third Monday of April, 1927, and on the third Monday of April in each year thereafter one member of the commission shall be appointed for the term of three (3) years.

CHAPTER VIII. JUSTICE COURTS

Deleted

CHAPTER IX

Filing of bonds.

132. Section 2. The city clerk, city treasurer, and any other elective or appointive officer, deputy of employee required by the general law, this charter or direction of the council to furnish a bond, before entering upon the duties of his office and within the time prescribed for filing his official oath, shall file with the city clerk such bond or security as may be

required by law, or by this charter, or by any ordinance or requirement of the council and with such sureties as shall be approved by the council for the due performance of the duties of his office, except that the bond or security of the city clerk shall be deposited with the city treasurer, and provided that the sureties on all bonds shall be some responsible surety company authorized to do business in the State of Michigan, and all bonds be approved by the council before such officer or employee shall enter upon the duties of his office; and provided further, that such officers and employees as are required by this charter to furnish surety bonds shall be reimbursed out of the city treasury for the premiums paid for the purpose of procuring such bonds. The official bond of every officer and employee, unless herein otherwise provided, shall be conditioned that he will faithfully perform the duties of his office of employment, and will, on demand, deliver over to his successor or other proper officer or agent of the city, all books, papers, moneys, effects and property belonging to the city or appertaining to his office which may be in his custody as an officer, and such bond may be further conditioned as the council may prescribe. The official bond of every officer or employee whose duty it may be to receive and pay out money shall be further conditioned that he will, on demand, pay over or account for to the city or any proper officer or agent thereof all moneys received by him as such officer or employee; and the bond of the city treasurer shall be further conditioned that he will account for and pay over to the county treasurer all state and county taxes collected by him when and in the manner required by law. The council may at any time require any officer or employee to execute and file with the clerk or proper officer; new official bonds in the same or such further sums and with such new and other or further sureties as the council may deem requisite. The council may require such bonds to be furnished within a period of not less than ten (10) days, and unless such bond be furnished within and the vacancy may be filled in the manner provided in this charter, the time fixed, the office or employment so held shall thereby be vacated.

Oath of office.

Section 3. All officers of the city elected or appointed, shall within five (5) days after receiving notice of their election or appointment, take and subscribe the oath of office prescribed by the constitution of the state and file the same with the city clerk.

CHAPTER XVIII

Freeholder defined.

277. Section 11.

3. The proposed Amendments shall be submitted to the electors in the following form, to-wit:

PROPOSAL NO. 1- AMENDMENT TO CITY CHARTER

This Amendment to the Wyandotte City Charter deletes Chapter VIII (Justice Courts) and other references to the offices of Justice of the Peace and Associate Justice of the Peace (Chapter IV, Sections 1, 2, and 5, Chapter IX, Sections 2 and 3) in recognition that the Legislature eliminated these courts and offices when the District Courts were established in 1969.

Shall the Amendment as proposed be adopted?

NOTE: Adoption of this proposal is conditioned upon approval of proposals 2-5.

YES
NO

PROPOSAL NO. 2 – AMENDMENT TO CITY CHARTER

This Amendment to the Wyandotte City Charter deletes references to the office of City Constable (Chapter IV, Sections 1, 2, and 5 and Chapter IX, Section 2) in recognition that this office was abolished by the 1980 City Ordinance adopted pursuant to Section 32 of the Home Rule City Act, MCL 117.32.

Shall the amendment as proposed be adopted?

NOTE: Adoption of this proposal is conditioned upon approval of proposals 1, 3, 4 and 5.

YES
NO

PROPOSAL NO. 3 – AMENDMENT TO CITY CHARTER

This Amendment to the Wyandotte City Charter deletes the requirement in sections providing that the holders of certain City offices be freeholders (Chapter III, Section 4, Chapter IV, Sections 1 and 4, Chapter VII, Section 23 and Chapter XVIII, Section 11) in recognition that this requirement of property ownership to hold city office is no longer enforceable due to court decisions holding the requirement to be unconstitutional.

Shall the Amendment as proposed be adopted?

NOTE: Adoption of this proposal is conditioned upon approval of proposals 1, 2, 4 and 5.

YES
NO

PROPOSAL NO. 4 – AMENDMENT TO CITY CHARTER

This Amendment to Chapter III, Section 15 and Chapter IV, Section 2 of the Wyandotte City Charter provides for general city elections in May 2005 and every fourth year thereafter in recognition that city elections are held on this schedule pursuant to a resolution adopted by the City Council on October 18, 2004 as authorized by state election laws.

Shall the Amendment as proposed be adopted?

NOTE: Adoption of this proposal is conditioned upon approval of proposals 1, 2, 3 and 5.

YES
NO

PROPOSAL NO. 5 – AMENDMENT TO CITY CHARTER

This Amendment to Chapter III, Sections 3-5, of the Wyandotte City Charter provides that the City primary election for the nomination of elective City officers shall be held in February 2005 and every fourth year thereafter in recognition that City primary elections are held on this schedule pursuant to a resolution adopted by the City Council on October 18, 2004 as authorized by state election law.

Shall the Amendment as proposed be adopted?

NOTE: Adoption of this proposal is conditioned upon approval of proposals 1, 2, 3, and 4.

YES
NO

4. The City Clerk shall forthwith transmit a copy of the proposed Amendments to the Governor of the State of Michigan for her approval, and transmit a copy of the foregoing ballot language for such proposed Amendments to the Attorney General of the State of Michigan for his approval, as required by law.

5. The proposed Charter Amendments shall be, and the same are hereby ordered to be submitted to the qualified electors of this City at a general election to be held by the City of Wyandotte on Tuesday, the 5th day of May, 2009, and the City Clerk is hereby directed to give notice of the election in the manner prescribed by law and to do all things necessary to submit such Charter Amendments to the vote of the electors as required by law.

6. The City Clerk shall have the proposed Charter Amendments, in full, posted in a conspicuous place in each polling place in the City of Wyandotte for this general City election.

I move the adoption of the above Resolution.

Motion by Councilperson Sheri M. Fricke
Supported by Councilperson Patrick J. Sutka
YEAS: Councilpersons Fricke, Kolakowski, Peterson, Ptak, Sutka
NAYS: None
ABSENT: Councilmember Browning

Certification

I, William R. Griggs, City Clerk of the City of Wyandotte, do hereby certify that the attached is a true and exact copy of a Resolution adopted by the City Council of the City of Wyandotte at a regular session thereof held on the 22nd day of September, 2008.

Dated: September 22, 2008 William R. Griggs, City Clerk

Wyandotte, Michigan September 22, 2008

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that the communication from the Director of Financial and Administrative Services dated September 16, 2008 relative to the public hearing to receive comments and suggestions relative to the 2009 Fiscal Year City Operating Budget is hereby received and place on file.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Sheri M. Fricke
Supported by Councilperson Patrick J. Sutka
ROLL ATTACHED

Wyandotte, Michigan September 22, 2008

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that the Hearing was held relative to the 2009 Fiscal year City Operating Budget and further there were no objections relative to same.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Sheri M. Fricke
Supported by Councilperson Patrick J. Sutka
ROLL ATTACHED

Wyandotte, Michigan September 22, 2008

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that the total bills and accounts in the amount of \$1,793,142.01 as presented by the Mayor and City Clerk are hereby APPROVED for payment.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Sheri M. Fricke
Supported by Councilperson Patrick J. Sutka
YEAS: Councilmembers Fricke, Kolakowski, Peterson, Ptak, Sutka
NAYS: None

ADJOURNMENT

MOTION by Councilperson Sheri M. Fricke
Supported by Councilperson Patrick J. Sutka
That we adjourn
Carried unanimously.
Adjourned at 7:25 p.m.
September 22, 2008

William R. Griggs, City Clerk
