

Wyandotte, Michigan April 12, 2010

Regular session of the City Council of the City of Wyandotte, the Honorable Mayor Joseph R. Peterson presiding.

ROLL CALL

Present: Councilpersons Browning, DeSana, Fricke, Galeski, Sabuda, Stec

Absent: None

COMMUNICATIONS MISCELLANEOUS

April 5, 2010

Mayor Peterson  
Honorable Council Members,

For the past five years, Mayor Peterson has held a position within the elective branch of government as a member of the city council, while maintaining a paid position with the judicial branch as an employee of the 27th District Court.

There was recently an opinion from the Michigan Attorney Generals office dated March 23, 2009 that has a significant impact on the City of Wyandotte and your role as Mayor.

This opinion generated in response to an inquiry from Ms. Kim Worthy, Wayne County Prosecutor, pertaining to an individual holding two positions in city government. This individual from the City of Inkster, Michigan was an employee of the District Court as well as an elected member of the City Council.

In the concluding summary, the Michigan Attorney General has stated that the position of city council member and court officer in a district court where the city is the court's statutorily designated funding unit are incompatible under the Incompatible Public Officers Act, MCL 15.181 et seq, and may not therefore be held simultaneously due to: 1) the competing and conflicting interests regarding the amount of the councils appropriation for court funding; 2) the city councils authority over funding of this court officers position; and 3) the significant impact of the city councils funding decisions on the operation of that district court.

Supporting arguments from the AGO's to this decision are as follows:

As a member of the city council, you oversee decisions by voting of ordinances, resolutions and motions. In your role as mayor, you are charged as with the city's governing body for adopting the city's budget for each fiscal year, which includes an annual appropriation in a lump sum as well as line item for a district court for which the city is the designated funding unit. MCL 600.8121(7), MCL 600.8271(1), MCL 141.436, and Michigan Supreme Court, Administrative Order No. 1998-5.

Given that the City of Wyandotte's annual budget appropriations do include funding for court employees of the district court, it is clear that as Mayor you are exercising powers of the executive branch.

Given a court officer's status as a court employee in the judicial branch empowered by court appointment to seize property, conduct evictions and carry out other court related duties as assigned by your employer, the Chief Judge of the District Court, it is clear that a court officer is exercising powers of the judicial branch.

Under these circumstances, a person who holds positions of city council member and court officer of a district court funded by the city does so contrary to the separation of powers doctrine, which precludes a person from holding public positions exercising power of more than one branch of government at the same time.

The Attorney General's opinion goes further in stating – "Thus even if holding the offices of district court and city council member were determined not to violate the separation of powers doctrine based on arguably administrative or ministerial nature of the powers being exercised by the court officer, there is another issue that must be examined to determine whether the two positions maybe held simultaneously. That additional inquiry is whether the holding of these two positions violates the Incompatible Public Offices Act (IPOA), 1978 PA 566, MCL 15.181 et seq."

As Mayor of Wyandotte, your position is one of city government, your position as court officer in the district court is one of public employment, and thus both positions are subject to the requirements of the IPOA.

Given the range of issues upon which a city council member is called to vote regarding the operation of the district court funded by that city council, it is clear that a city council member who is also a court officer cannot objectively discharge his fiduciary responsibility to evaluate these matters with impartial judgment. As mayor your duty to promote the city's financial interest by critically evaluating the budget proposed by the district court judge would be at odds with the court officer's interest in supporting the budgets provisions for your own position, the positions of your co-workers at the court and the overall funding of the court.

These positions cannot, therefore be held simultaneously under section 1(b) (iii) of the IPOA and such dual office holder may only remedy the incompatibility by vacating one of the positions.

As the IPOA was established in 1978, it appears that Mayor Peterson knowingly and willfully violated the act when he first ran for and was elected to city council and once again when he ran for and was elected to the office of mayor last year.

Mayor Peterson over the course of past couple of years, you have been often quoted by city employees as well as your colleagues, that you would do the right thing when someone challenged your dual roles. Please consider this correspondence the challenge.

Mayor and Council Members – you have stressed transparency many times over the course of the past year - please do the right thing for the citizens of Wyandotte and take the required action to resolve this matter.

A previous business commitment prevents me from making this presentation in person to the council, however; I feel that the issue is a serious dilemma that requires an immediate resolution and should not be delayed due to anyone's scheduling conflicts.

I await your response.

Michael J. Sexton, 2479 23<sup>rd</sup>, Wyandotte, Michigan 48192

LATE ITEM

TO: Honorable Mayor and City Council  
 FROM: Department of Legal Affairs  
 DATE: April 12, 2010  
 RE: Communication from Michael Sexton dated April 9, 2010

Dear Mayor and City Council:

I received the above referenced communication with the council agenda. I also have obtained the Attorney General's letter of March 23, 2009 which is referred to in said communication. It would be my recommendation that said communication be referred to my office for a review and report back in two weeks.

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

PERSONS IN THE AUDIENCE

Richard Miller, 1202 – 2<sup>nd</sup>, regarding item #1. Treasurer of Mayor's Campaign. Mr. Sexton had five years to bring this out. Sour grapes! Mayor is not in violation of the law. Sexton not reappointed to Police & Fire Commission.

Lynn Steffensky, Secretary, WBA, regarding the cleanup of downtown area.

COMMUNICATIONS FROM CITY AND OTHER OFFICIALS

April 6, 2010

The Honorable City Council City of Wyandotte  
3131 Biddle Avenue  
Wyandotte MI 48192

Gentlemen and Madam:

I am submitting for your approval the firm of Look Makowski and Look, P.C., for re-appointment as the Department of Legal Affairs for the City of Wyandotte for a two-year contract. This contract will be effective April 16, 2010 to April 15, 2012. I am recommending that their salary remain at the sum of \$78,000 per year.

I request your concurrence in the re-appointment of the firm of Look Makowski and Look, P.C. as the Department of Legal Affairs for the City of Wyandotte at a yearly salary of \$78,000. Please feel free to contact me if you have any questions or concerns with regard to this appointment.

Sincerely,  
Joseph R. Peterson, Mayor

April 7, 2010

The Honorable City Council  
City of Wyandotte

Gentlemen and Madam:

I am writing to request your concurrence in the following appointments/re-appointments:

Beautification Commission - Term to Expire 4-2013  
Mary Louise Bahnemann, 2729 - 21St Street, Wyandotte MI 48192  
Anita O'Brien, 3133 Van Alstyne, Wyandotte MI 48192  
Natalie Rankine, 504 Emmons, Wyandotte MI 48192  
Alice Ugljesa, 2278 - 21St Street, Wyandotte MI 48192

Board of Examiners of Electricians - Term to Expire 4-2011  
Bruce Harris, 1702 - 13th Street, Wyandotte MI 48192  
Lou Parker, 518 Mulberry, Wyandotte MI 48192  
Mark Ramirez, 2283 - 20th Street, Wyandotte MI 48192

Municipal Service Commission - Term to Expire 4-2015  
Michael Sadowski, 1043 Cedar, Wyandotte MI 48192

Planning and Rehabilitation Commission - Term to Expire 4-2013  
Barbara Duran, 3326 - 12th Street, Wyandotte MI 48192  
Elizabeth Krimmel, 610 Highland, Wyandotte MI 48192  
Charles Lupo, 459 Cedar, Wyandotte MI 48192

Police & Fire Commission - Term to Expire 4-2013  
John Harris, 1920 Davis, Wyandotte MI 48192

Recreation Commission - Term to Expire 4-2015  
Dale Brennan, 28 Kreger Dr., Wyandotte MI 48192

Thanking you in advance for your support of these appointments, I remain

Very truly yours, Joseph R. Peterson, Mayor

March 25, 2010

Mayor Joseph Peterson and City Councilmembers  
3131 Biddle Avenue  
Wyandotte, Michigan 48192

RE: 2020 Eureka

Dear Mayor Peterson and Councilmembers:

The following request was received from the Michigan Liquor Control:

Request from E-Z STOP MARKET INC., 2020 Eureka requests to transfer ownership of an escrowed 2009 SDD License only from Target Liquor Shoppe, Inc. transfer location from 1808 Biddle, Wyandotte, Michigan 48192, Wayne County, to 2020 Eureka Wyandotte, Michigan 48192, Wayne County to be held in conjunction with existing 2009 SDM License.

Said request has been forwarded to Engineering, Municipal Service, Fire, Police, Treasurer and Legal Departments.

In view of the above, said application is being forwarded to you for your consideration.

Sincerely yours,

William R. Griggs, City Clerk

April 1, 2010

Mayor Joseph R. Peterson and City Council Members  
City of Wyandotte  
3131 Biddle Ave.  
Wyandotte, MI 48192 •

RE: LAW DAY PROCLAMATION LAW DAY ON MAY 11, 2010

Dear Mayor Peterson and City Council Members,

In 1958 President Eisenhower proclaimed the first Law Day a "day of national dedication to the principle of government under law." It is only fitting that we celebrate the anniversary of Law Day with the American Bar Association (ABA) Law Day 2010 fundamental theme, "Law in the 21st Century: Enduring Traditions, Emerging Challenges."

The law is changing dramatically as it seeks to shape and adapt to new conditions. Economic markets are becoming global, transactions require cultural adaptation and understanding, populations are more mobile, and communication technologies such as the Internet bridge distances and time zones to form new communities around the world. In such a world, all of us must renew our commitment to the enduring principles of law, become knowledgeable about other legal systems, recognize the need to adapt our practices, and acquire new cultural understandings.

In a global era, matters such as human rights, criminal justice, intellectual property, business transactions, dispute resolution, human migration, and environmental regulation become not just international issues—between nations—but shared concerns. Law Day 2010 provides us with an opportunity to understand and appreciate the emerging challenges and enduring traditions of law in the 21st century.

The law is not just a matter of concern to lawyers and judges, it affects people from all walks of life and in all fields of endeavor: clergy, teachers, workers, physicians, journalists, engineers, architects, public safety officials, military leaders, human rights advocates, environmentalists, and others. It is essential that all of us care about the rule of law and strive to be active participants in the civic life of our community.

I am requesting that you adopt the enclosed Proclamation that proclaims Saturday, May 1, 2010, as Law Day in the City of Wyandotte. This proclamation provides us with an opportunity to understand and appreciate the emerging challenges that confront our world—and the law—in the 21st century, while reaffirming enduring legal traditions.

Very Truly Yours,

Randy L. Kalmbach, 27<sup>th</sup> District Court Chief Judge

TO: Honorable Mayor and City Council  
 FROM: Department of Legal Affairs  
 DATE: April 7, 2010  
 RE: Policy for Committees

Dear Mayor and City Council:

Enclosed is a policy for your consideration concerning committees and subcommittees which would require compliance with the procedures set forth in the Open Meetings Act for a public body. A resolution is attached for your consideration if the City Council decides to approve this policy.

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

April 7, 2010

Honorable Mayor  
 And City Council Members  
 City of Wyandotte

Dear Mayor and City Council Members –

Attached for your review and approval is the Insurance Policy for the Wyandotte Independence Holiday Fireworks from Wolverine Fireworks Display, and our application for Fireworks Display Permit from the Michigan Department of Labor and Economic Growth.

Thank you very much.

Sincerely,  
 Fred Pischke, Superintendent of Recreation

April 7, 2010

The Honorable Mayor Joseph R. Peterson and City Council  
 City Hall  
 Wyandotte, Michigan

Dear Mayor Peterson and City Council Members:

On March 31, 2010, proposals were opened and read aloud in the Council Chambers for File #4498 – Street Art Fair Sound, Stage & Lighting. A tabulation of the bids is listed below:

- Bass Note Productions, Wyandotte, MI \$12,700.00
- Dynamic Sound & Light LTD, Ferndale, MI \$ 7,200.00

The undersigned recommends the acceptance of the proposal from Dynamic Sound & Light LTD of Ferndale, MI, in the amount of \$7,200 as the best bid received meeting specifications. (Dynamic Sound & Light was the vendor who provided the sound/stage & lighting at last year's event.)

This proposal is being funded from the Art Fair Account 285-225-925-730-860.

Very truly yours,  
 Fred Pischke  
 Superintendent of Recreation

Tuesday, March 30, 2010

Mayor & City Council  
City of Wyandotte 3131 Biddle Ave.  
Wyandotte, MI, 48192

Honorable Mayor and City Council Members;

The Wyandotte Museums will be hosting the Tenth Annual City Wide Garage Sale on Saturday, May 15th, 9 am - 4 pm, and Sunday, May 16th, noon - 4 pm, 2010. This event will take place throughout the city, as has occurred in past years.

Using the process established last year, applications for the sale will be distributed and processed by the Wyandotte Museum's office at 2624 Biddle Ave. during normal business hours; Monday through Friday, 8 am to 5 pm.

Attached, please find the Garage Sale application and information form. The cost of the 2010 Garage Sale is \$15.00, \$10.00 of which will go to the Museum as a fundraiser, and \$5.00 to be returned to each participant upon return of their sign to the Wyandotte Museum within 2 weeks of the event.

Should you have any questions or concerns, please do not hesitate to contact me.

Sincerely,

Jody Chansuolme, Director of Museums and Cultural Affairs

APPLICATION FOR REZONING for property at former 75 Superior between 1st Street and Biddle Avenue on the south side of the street.

April 7, 2010

The Honorable Mayor Joseph R. Peterson and City Council  
City Hall, Wyandotte, Michigan

Dear Mayor and Council Members:

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

757 Cherry	\$40,000.00 TIFA Area Funds –Single Family Dwelling
3626 3rd Street	\$35,000.00 TIFA Area Funds – Single Family Dwelling
1075 Cora	\$30,000.00 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.

This recommendation is consistent with the Goals and Objections identified in the City of Wyandotte's Strategic Plan 2010-2015 that identifies a commitment to long-term vision and strategy for preservation planning, and the importance of pursuing external funding of historical and legacy initiatives from federal, state, and private sources.

Very truly yours,

Gregory J. Mayhew, Assistant City Engineer

April 1, 2010

The Honorable Joseph R. Peterson and City Council  
City Hall, Wyandotte, Michigan

Dear Mayor Peterson and Council Members:

Attached please find the invoice in the amount of \$400.00 from E. & J. Tree Service, which shall be levied as Special Assessment District SAD #929 - Tree Removal at 2221 - 2223 2nd Street, Wyandotte, in the City of Wyandotte.

The undersigned has verified the cost for said SAD and hereby recommends that this be referred to the City Assessor and City Treasurer for certification and collection respectfully, in accordance with Chapter XIV, Subsection 2 of the City Charter.

Very truly yours,  
Mark A. Kowalewski, City Engineer

March 30, 2010

The Honorable Mayor  
and City Council  
City Hall, Wyandotte, Michigan 48192

Dear Mayor and Council Members:

Please find attached list of services performed by the City of Wyandotte that have not yet been paid. The services were adjusted to include a minimum charge of thirty dollars (\$30.00). In accordance with Section 222 of the City Charter, said charges should be placed as a special assessment against property.

Very truly yours,  
Mark A. Kowalewski, City Engineer

March 29, 2010

The Honorable Mayor Joseph R. Peterson And City Council Members  
City Hall, Wyandotte, Michigan 48192

Dear Mayor Peterson and City Council Members:

In order for a Brownfield Plan to be prepared for the property at 2324 Biddle and adjoining properties, the City must determine that the property is either "blighted" or "functionally obsolete." Preparing a Plan will preserve the ability for a future developer of the property to qualify for reimbursement of eligible expenses through the capture of tax increment revenue on the new investment. The Plan may also qualify the project to apply for a Brownfield Redevelopment Michigan Business Tax (MBT) Credit of 12.5%20% of the eligible investment expenses made after the Plan is approved.

The structure at 2324 Biddle Avenue is "blighted," as defined in Section 2(e)(iv) of the Brownfield Redevelopment Financing Act, Act 381 of 1996, as amended (see Enclosure), based on the following:

The utilities, plumbing and heating system have been permanently disconnected or rendered ineffective so that the property is unfit for its intended use.

Therefore, the undersigned requests adoption of the attached resolution.

Very truly yours,  
Mark A. Kowalewski City Engineer

March 31, 2010

The Honorable Mayor Joseph R. Peterson and City Council  
City Hall, Wyandotte, Michigan

Dear Mayor Peterson and Council Members:

Please find attached the Snow Removal for the Central Business District, which was performed by the City of Wyandotte. In accordance with Section 32-53 through Section 32-55 of the City Charter, it is the undersigned's recommendation that said service be levied on the property in the same manner as other City taxes.

Very truly yours,  
Mark A. Kowalewski, City Engineer

April 8, 2010

The Honorable Mayor Joseph R. Peterson and City Council  
City Hall, Wyandotte, Michigan

Dear Mayor and Council Members:

On April 7, 2010, proposals for the File #4500 – 2010 Grass Cutting Program were opened and read aloud. A tabulation of the proposals is attached.

The undersigned recommends the acceptance of the proposal of United Landscape Inc. of Washington, Michigan, in the amount of \$42,849.00 as the best bid received.

This recommendation is consistent with the Goals and Objectives identified in the City of Wyandotte's Strategic Plan 2010-2015 that identifies a commitment to provide the finest services and quality of life for Wyandotte's residents.

Very truly yours,

Gregory J. Mayhew, Assistant City Engineer  
Robert Szczechowski, Assistant Director of Finance

April 8, 2010

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

RE: File # 4497 - 2010 Sidewalk Program

Dear Mayor Peterson and Council Members:

On April 7, 2010, proposals for File #4497 — 2010 Sidewalk Program were opened and read out loud. A tabulation of the proposals is as follows:

BIDDER	BID PRICE
Century Cement, Riverview, MI	\$336,000.00
Audia Construction, Milford, MI	\$338,285.00
Gaglio P & R Cement Corp, Taylor, MI	\$346,170.00
D. Marco Contractors, Detroit, MI	\$356,075.00
G V Cement Contracting, Brownstown, MI	\$358,750.00
Alastra Construction, Wyandotte, MI	\$376,825.00
Dominic Gaglio Construction Inc, Southgate, MI	\$402,985.00

The undersigned recommends the acceptance of the proposal from Century Cement of Riverview, Michigan in the amount of \$336,000.00 as the best bid received meeting the specifications.

Very truly yours,

Gregory J. Mayhew, Assistant City Engineer  
Todd A. Drysdale, Director of Administrative/Financial Services

AUTOMATIC REFERRAL

1. Request from Garfield Elementary School to close Superior Blvd between Third and Fourth Streets on June 9th, 2010 between the hours of 4:00 p.m. and 8:00 p.m. for the annual Garfield Family Picnic. (PERMISSION GRANTED), copies to Police, Fire and Department of Public Service.

REPORTS AND MINUTES

Financial Services Daily Cash Receipts	March 25, 2010	\$127.00
Police Commission Meeting	March 11, 2010	
Municipal Service Commission	March 23, 2010	
Fire Commission Meeting	March 11, 2010	
Fire Commission Meeting	March 25, 2010	
Police Commission Meeting	March 25, 2010	
Wyandotte Cultural & Historical Commission	March 11, 2010	
Wyandotte Recreation Commission	March 16, 2010	
Beautification Commission Meeting	February 23, 2010	
Beautification Commission Meeting	March 9, 2010	

CITIZEN PARTICIPATION

Richard Miller, 1202 – 2<sup>nd</sup>, regarding bid regulations, ordinance or resolution?

RECESSRECONVENINGROLL CALL

Present: Councilpersons Browning, DeSana, Fricke, Galeski, Sabuda, Stec  
Absent: None

FINAL READING OF ORDINANCE

AN ORDINANCE ENTITLED  
AN ORDINANCE TO AMEND THE CITY OF WYANDOTTE  
ZONING ORDINANCE BY AMENDING  
ARTICLE III - ZONING DISTRICTS AND MAP; SECTION 303 DISTRICT REQUIREMENTS

CITY OF WYANDOTTE, WAYNE COUNTY, MICHIGAN ORDAINS:

## Section 1.

The following Section of the City of Wyandotte Zoning Ordinance entitled "Article III Zoning Districts and Map, "Section 303 District Requirements shall be amended to revise existing requirements and regulations for uses in any district. The amended section shall read as follows:

## ARTICLE III ZONING DISTRICT AND MAP

## Sec.303 District Requirements

All buildings and uses in any district shall be subject to the provisions of Article XXI Schedule of Regulations, Article XXIII General Provisions, and Article XXIV General Exceptions. Uses for enterprises or purposes that are contrary to Federal, State or Local Laws or Ordinances are prohibited.

## Section 2.

Nothing in this Ordinance or in the Code hereby adopted shall be construed to affect any suit or proceeding in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed; nor shall any just or legal right or remedy or any character be lost, impaired or affected by this Ordinance.

## Section 3.

Severability. Should any word, sentence, phrase or any portion of this Ordinance be held in a manner invalid by any court of competent jurisdiction or by any state agency having authority to do so for any reason whatsoever, such holdings shall be construed and limited to such word, sentence, phrase or any portion of the Ordinance held to be so invalid and shall not be construed as affecting the validity of any of the remaining words, sentences, phrases or portions of this Ordinance.

## Section 4.

Conflicting Ordinances. All prior existing ordinances adopted by the City of Wyandotte inconsistent or in conflict with the provisions of this Ordinance are, to the extent of such conflict or inconsistency, hereby expressly repealed.

## Section 5.

This Ordinance shall take effect fifteen (15) days from the date of its passage by the Wyandotte City Council and shall be published along with the notice of adoption in a newspaper generally circulated in the City of Wyandotte within ten (10) days after adoption. The notice of adoption shall include the text of the amendment, the effective date of the Ordinance and the place and time where a copy of the Ordinance may be purchased and inspected.

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

YEAS: Councilpersons Browning, DeSana, Fricke, Galeski, Sabuda, Stec  
NAYS: None  
ABSENT: None

I hereby approve the adoption of the foregoing Ordinance this 12th day of April, 2010.

## CERTIFICATE

We, the undersigned, Joseph R. Peterson 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 City Council of the City of Wyandotte, at a regular session on Monday, 12TH day of April, 2010.

William R. Griggs, City Clerk

Joseph R. Peterson, Mayor

RESOLUTIONS

Wyandotte, Michigan April 12, 2010

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 James R. DeSana  
ROLL ATTACHED

Wyandotte, Michigan April 12, 2010

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that the communication from Michael J. Sexton, 2479-23rd Street, Wyandotte dated April 9, 2010 is hereby referred to the Department of Legal Affairs for a review and report back to the City Council within two weeks.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Sheri M. Fricke  
Supported by Councilperson James R. DeSana  
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda  
NAYS: Councilman Stec

Wyandotte, Michigan April 12, 2010

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that Council hereby CONCURS in the recommendation set forth by Mayor Peterson in his communication dated April 6, 2010 to re-appoint the firm of Look Makowski and Look, P.C. as the Department of Legal Affairs for the City of Wyandotte for a two-year contract effective April 16, 2010 to April 15, 2012 with a salary of \$78,000 per year.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Sheri M. Fricke  
Supported by Councilperson James R. DeSana  
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec  
NAYS: None

Wyandotte, Michigan April 12, 2010

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that Council hereby CONCURS in the following appointments/re-appointments by Mayor Peterson as set forth in his communication dated April 7, 2010:

BEAUTIFICATION COMMISSION-Term to Expire 4-2013

Mary Louise Bahnemann, 2729-21st Street, Wyandotte, MI. 48192  
Anita O'Brien, 3133 Van Alstyne, Wyandotte, MI. 48192  
Natalie Rankine, 504 Emmons, Wyandotte, MI. 48192  
Alice Ugljesa, 2278-21st Street, Wyandotte, MI. 48192

BOARD OF EXAMINERS OF ELECTRICIANS-Term to Expire 4-2011

Bruce Harris, 1702-13th Street, Wyandotte, MI. 48192  
Lou Parker, 518 Mulberry, Wyandotte, MI. 48192  
Mark Ramirez, 2283-20th Street, Wyandotte, MI. 48192

MUNICIPAL SERVICE COMMISSION-Term to Expire 4-2015

Michael Sadowski, 1041 Cedar, Wyandotte, MI. 48192

PLANNING COMMISSION-Term to Expire 4-2013

Barbara Duran, 3326-12th Street, Wyandotte, MI. 48192  
Elizabeth Krimmel, 610 Highland, Wyandotte, MI. 48192  
Charles Lupo, 459 Cedar, Wyandotte, MI. 48192

POLICE & FIRE COMMISSION-Term to Expire 4-2013

John Harris, 1920 Davis, Wyandotte, MI. 48192

RECREATION COMMISSION-Term to Expire 4-2015

Dale Brennan, 28 Kreger, Dr. Wyandotte, MI. 48192

I move the adoption of the foregoing resolution.

MOTION by Councilperson Sheri M. Fricke  
Supported by Councilperson James R. DeSana  
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec  
NAYS: None

Wyandotte, Michigan April 12, 2010

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that Council hereby CONCURS in the recommendation of the City Clerk and hereby APPROVES the request from E-Z Stop Market Inc., 2020 Eureka to transfer ownership of an escrowed 2009 SDD License only from Target Liquor Shoppe, Inc., transfer location from 1808 Biddle, Wyandotte, Michigan 48192, Wayne County, to 2020 Eureka Wyandotte, Michigan 48192, Wayne County to be held in conjunction with existing 2009 SDM License.

I move the adoption of the foregoing resolution.  
MOTION by Councilperson Sheri M. Fricke  
Supported by Councilperson James R. DeSana  
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec  
NAYS: None

Wyandotte, Michigan April 12, 2010

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that WHEREAS our legal institutions and system of justice depend on popular participation and support to maintain legitimate authority and WHEREAS Americans from all walks of life, public figures and private individuals alike, have reaffirmed in words and deeds our national allegiance to the rules of law and WHEREAS lawyers and judges recognize that they bear a special responsibility to foster public understanding of law and legal institutions and commitment to the rule of law and WHEREAS Law Day has been an annual observance since President Dwight Eisenhower established it in 1958 as "a day of national dedication to the principle of government under law" and WHEREAS Law Day 2010 provides us with an opportunity to understand and appreciate the emerging challenges that confront our world-and the law- in the 21st century, while reaffirming enduring legal traditions. NOW THEREFORE, I, Joseph R. Peterson, Mayor of the City of Wyandotte, do hereby proclaim, May 1, 2010, as Law Day. I call upon the people of the City of Wyandotte, State of Michigan, to acknowledge the importance of our legal and judicial systems with appropriate ceremonies and activities, and to display the flag of the United States and our flags of the City of Wyandotte and State of Michigan in support of this educational observance. I further encourage schools, businesses, media, religious institutions, civic and service organizations to join members of the bar and bench in commemorating Law Day.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Sheri M. Fricke

Supported by Councilperson James R. DeSana

YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec

NAYS: None

Wyandotte, Michigan April 12, 2010

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that Council hereby adopts the following subcommittee and ad hoc committee policy:

1. All subcommittee and ad hoc meetings shall be posted in accordance with the provisions of the open meetings act for "meetings" as defined by the open meetings act.
2. Minutes of subcommittee meetings and Ad Hoc meetings shall be taken and filed with the Clerk's Office in accordance with the provisions of the open meetings act for "meetings" as defined by the open meetings act.
3. Any subcommittee or Ad Hoc committee authorized by any public body of the City is merely advisory and may only make recommendations and not final decisions.
4. Any recommendations prepared by any subcommittee or Ad Hoc committee shall be forwarded to the public body which authorized the subcommittee or Ad Hoc committee.
5. A subcommittee or Ad Hoc committee may not meet in closed session unless the closed session is authorized by the open meetings act.

AND BE IT FURTHER RESOLVED the City Clerk's Office forward a copy of said policy to each commission and authority.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Sheri M. Fricke

Supported by Councilperson James R. DeSana

YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec

NAYS: None

Wyandotte, Michigan April 12, 2010

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that the communication from the Superintendent of Recreation submitting the insurance policy and application for Fireworks Display for the Wyandotte Independence Holiday Fireworks is hereby received and placed on file.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Sheri M. Fricke

Supported by Councilperson James R. DeSana

YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec

NAYS: None

Wyandotte, Michigan April 12, 2010

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that Council hereby CONCURS in the recommendation of the Superintendent of Recreation, Leisure & Culture regarding File # 4498-Street Art Fair Sound, Stage & Lighting and accepts the bid of Dynamic Sound & Light in the amount of \$7,200.00. AND BE IT FURTHER RESOLVED that all bid bonds and bid checks be returned to the unsuccessful bidder.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Sheri M. Fricke

Supported by Councilperson James R. DeSana

YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec

NAYS: None

Wyandotte, Michigan April 12, 2010

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that the communication from the Director of Museums and Cultural Affairs dated March 30, 2010 relative to the Tenth Annual City Wide Garage Sale on Saturday, May 15th, and 16th, 2010 is hereby received and placed on file.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Sheri M. Fricke

Supported by Councilperson James R. DeSana

YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec

NAYS: None

Wyandotte, Michigan April 12, 2010

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that the rezoning application submitted by Mark Kowalewski on behalf of Oak Wyandotte LLC is hereby referred to the Planning Commission for the proper public hearing.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Sheri M. Fricke

Supported by Councilperson James R. DeSana

YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec

NAYS: None

Wyandotte, Michigan April 12, 2010

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that Council CONCURS with the recommendation of the Assistant City Engineer to acquire the property 757 Cherry in the amount of \$40,000.00 to be appropriated from TIFA Area Funds; AND BE IT 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 BE IT FURTHER RESOLVED 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 Sheri M. Fricke

Supported by Councilperson James R. DeSana

YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec

NAYS: None

Wyandotte, Michigan April 12, 2010

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that Council CONCURS with the recommendation of the Assistant City Engineer to acquire the property at 3626-3rd Street in the amount of \$35,000.00 to be appropriated from TIFA Area Funds; AND BE IT 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 BE IT FURTHER RESOLVED 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 Sheri M. Fricke

Supported by Councilperson James R. DeSana

YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec

NAYS: None

Wyandotte, Michigan April 12, 2010

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that Council CONCURS with the recommendation of the Assistant City Engineer to acquire the property at 1075 Cora in the amount of \$30,000.00 to be appropriated from TIFA Area Funds; AND BE IT 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 BE IT FURTHER RESOLVED 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 Sheri M. Fricke

Supported by Councilperson James R. DeSana

YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec

NAYS: None

Wyandotte, Michigan April 12, 2010

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that Council hereby CONCURS in the recommendation of the City Engineer and the Assessment Rolls for SAD #929-Tree Removal at 2221-2223-2nd Street, Wyandotte, as prepared by the City Engineer be referred to the City Assessor for certification in accordance with Chapter XIV, Subsection 2 of the City Charter; AND BE IT FURTHER RESOLVED that the City Clerk shall be directed to publish the notice of Special Assessment setting a time when the City Council and City Assessor will meet to review said assessment.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Sheri M. Fricke

Supported by Councilperson James R. DeSana

YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec

NAYS: None

Wyandotte, Michigan April 12, 2010

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that Council CONCURS in the recommendation as set forth in the City Engineer's communication and hereby refers said communication to the City Assessor and directs the City Assessor to levy said charges in accordance with Section 222 of the City Charter as a special assessment against the property.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Sheri M. Fricke

Supported by Councilperson James R. DeSana

YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec

NAYS: None

Wyandotte, Michigan April 12, 2010

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that the communication from the City Engineer regarding the property at 2324 Biddle Avenue, Wyandotte, Michigan, is hereby received and placed on file; AND BE IT FURTHER RESOLVED that the property at 2324 Biddle Avenue is "blighted property," as defined in Section 2(e)(iv) of the Brownfield Redevelopment Financing Act, Act 381 of 1996, as amended, based on the following:

The utilities, plumbing and heating system have been permanently disconnected or rendered ineffective so that the property is unfit for its intended use.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Sheri M. Fricke

Supported by Councilperson James R. DeSana

YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec

NAYS: None

Wyandotte, Michigan April 12, 2010

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that Council CONCURS in the recommendation of the City Engineer in his communication dated March 31, 2010, regarding the Snow Removal for the Central Business District, and hereby directs the City Assessor to spread said charges on the tax rolls against said properties.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Sheri M. Fricke

Supported by Councilperson James R. DeSana

YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec

NAYS: None

Wyandotte, Michigan April 12, 2010

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that Council hereby CONCURS in the recommendation of the Assistant City Engineer and Assistant Director of Finance regarding File # 4500-2010 Grass cutting Program and accepts the bid of United Landscape Inc. of Washington, Michigan, in the amount of \$14,256.00 from account #101-448-825-480 and \$28,593.00 from account # 492-200-850-520 as the best bid received; AND BE IT RESOLVED that this action is consistent with the Goals and Objectives identified in the City of Wyandotte's Strategic Plan 2010-2015 that identified a commitment to provide the finest services and quality of life for Wyandotte's residents' AND BE IT FURTHER RESOLVED that the bid bonds be returned to the unsuccessful bidder by the City Clerk and all bid checks be returned to the unsuccessful bidder by the City Treasurer.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Sheri M. Fricke

Supported by Councilperson James R. DeSana

YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec

NAYS: None

Wyandotte, Michigan April 12, 2010

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that Council hereby CONCURS in the recommendation of the City Engineer and the Director of Financial Services regarding File # 4497-2010 Sidewalk Program to accept the bid of Century Cement of Riverview, Michigan in the amount of \$336,000.00 from Account # 249-450-825-461; AND BE IT RESOLVED that all bid bonds be returned to the unsuccessful bidders by the City Clerk and all bid checks be returned to the unsuccessful bidders by the City Treasurer; AND BE IT FURTHER RESOLVED that the Mayor and City Clerk are authorized to execute the necessary documents to perform said work.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Sheri M. Fricke

Supported by Councilperson James R. DeSana

YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec

NAYS: None

Wyandotte, Michigan April 12, 2010

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that the total bills and accounts in the amount of \$2,004,051.61 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 James R. DeSana

YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec

NAYS: None

ADJOURNMENT

MOTION by Councilperson Sheri M. Fricke

Supported by Councilperson James R. DeSana

That we adjourn.

Carried unanimously.

Adjourned at 9:15 PM

April 12, 2010

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William R. Griggs, City Clerk