

Wyandotte, Michigan July 19, 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

July 2, 2010

Honorable Mayor and City Council

I am writing this letter regarding item 2 on the June 28, 2010 City Council agenda:

2. Communication from Mark Srour, owner Belicoso Café, 3030 Biddle Avenue regarding banner signage.

This was the written request:

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

Dear Mayor and Council:

I am hereby requesting temporary relief from the constraints of the Sidewalk Café ordinance so that I may be permitted to retain the banner signage that I have installed on my sidewalk café fencing. I made a considerable investment in this professionally executed signage which is in place to advertise my third Friday events (also a very expensive undertaking for me), which, I believe contribute a great deal to the overall success of the City's and the Business Association's third Friday activities.

Perhaps after the current season is over Mayor and Council might consider revisiting the sidewalk café ordinance with the thought of perhaps relaxing or eliminating the restrictions on temporary signage.

Yours very truly,

BELICOSO CAFE Mark Srour, Owner 3030 Biddle Avenue Wyandotte, MI 48192 734-282-2244

I am including the following cliff note version of the State of Michigan's Municipal Planning Act.

MUNICIPAL PLANNING Act 285 of 1931

AN ACT to provide for city, village and municipal planning; the creation, organization, powers and duties of planning commissions; the regulation and subdivision of land; and to provide penalties for violation of the provisions of this act.

History: 1931, Act 285, Eff. Sept. 18, 1931; —Am. 1952, Act 25, Eff. Sept. 18, 1952.

State law spells out the duties, functions, and responsibilities of the planning official, Wyandotte Planning Commission, in accordance with the specific enabling statutes for planning and zoning. However, it is the primary duty of the planning commission to work as a team to:

- Make or adopt a comprehensive plan (Master Plan);
- Develop and recommend zoning; and,

- Review and/or approve new development.

The role of the local planning commission, elected body, and board of appeals can be thought of in the same way with their individual duties. The inherent conflict embedded in this arrangement provides the necessary checks and balances for a democratic process. A key for the local planning official is to understand the roles and responsibilities of each of these entities in the planning and zoning process. The planning commission often conducts the initial public hearing to review rezoning requests and development approvals.

The planning commission will include a member who also sits on the legislative body and one who sits on the Zoning Board of Appeals. These members will act as liaisons between the various boards.

Zoning Board of Appeals members are residents of the community who are appointed by the legislative body and who act in a judicial capacity under the requirements of the zoning ordinance, plus professional staff such as the Zoning Administrator and the Planning Director. The ZBA deals with requests for variances, ordinance interpretations, and the appeal of administrative decisions by the staff or planning commission. Administratively, this is a Board of last resort, as the only appeal from its decision is to Circuit or Federal Court.

The residents of the community elect members of the legislative body. The legislative body is the township board, the City Council, the village council, or the county board of commissioners. They make decisions, grant or reject requests, adopt ordinances, and approve funds and budgets for planning.

These bodies have the power to:

- Adopt ordinances;
- Set policy and adopt procedures for the operation of the local government;
- Gives final approvals to certain developments such as subdivision plats, condominiums, and sometimes-special land uses;
- May also opt to adopt the comprehensive plan;
- They appoint members of the Planning Commission/Zoning Board and Appeals board.

The two Wyandotte City Ordinances the council's should have used are on this request are:

Section 2200 Special Land Uses.

S. Outdoor Cafe.

8. No sign or any other form of advertising is permitted in the dining area nor on fences or railings of such area with the exception of an identification or menu sign. The name of the establishment may appear on the valance of an umbrella.

and

Section 2408 Signs.

F. Permitted signs by zoning district. All signs in the Design Review District shall require design review (Article XXIII).

1. CBD Central Business Districts sign types allowed and standards:

(h) Attention-getting devices including searchlights, balloons, banners and similar devices or ornamentation designed for purposes of attracting attention, promotions or advertising, are allowable only subject to approval of the Wyandotte City Council for a period not to exceed thirty (30) days.

Based upon the states definition of the roles and responsibilities and the Wyandotte City Ordinances listed the resolution presented at the meeting was incorrect.

RESOLUTION by Councilperson Todd M. Browning

RESOLVED by the City Council that the request from Mark Srour, owner, Belicoso Café, 3030 Biddle Avenue, to retain the banner signage installed on his sidewalk café fencing to advertise his Third Friday events is hereby APPROVED with the stipulation that when the Third Friday events of 2010 are completed Mr. Srour does not use signage on his sidewalk café fencing for his future advertising as it is against the code.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Todd M. Browning

Supported by Councilperson Leonard Sabuda

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

NAYS: None

The letter from Mark Srour should have been sent to the Zoning Board of Appeals (ZBA) for their review and decision.

The reason is very simple why the resolution was incorrect. The ZBA handles individual claims and renders a decision if the request is allowed or not. You as council cannot act as the judicial arm of the zoning ordinance only the ZBA has that role.

You cannot extend the period of time Mr. Srour can have his banners up beyond the thirty (30) days and you cannot authorize Mr. Srour to have banners, signs or posters to the railings on his outdoor cafe. Mr. Srour did not seek authorization to put up his banners prior to attaching them to the railings of the outdoor café, which is required by City Ordinance 2408.F.1.h. Besides Mr. Srour has had the banners up for more than thirty (30).

City Council does not have the authorization to allow the attachment of items to the railings of any Outdoor Café based upon the city ordinance Section 2200.S.8. Your role is to uphold the ordinance not to modify it. Again the authorization has to come from the ZBA again as the judicial arm of the State of Michigan's MUNICIPAL PLANNING Act 285 of 1931.

If Mr. Sour disagrees with the finding of the ZBA he can appeal it to the Wayne County Circuit Court.

You should have referred Mr. Srour's letter to the Planning Commission for review of the Hardship Mr. Srour stated in his letter. The Planning Commission is the body that reviews, amends or creates ordinances in the city. If the your ordinance is too harsh then the Planning Commission will recommend a revision to council for your approval.

The information in the letter is based upon the years I have spent on the Planning Commission and the training I have received completing the Michigan State's Certified City Planner program.

I will be at the July 19th meeting if you have question for me.

Thank You

Lawrence Tavernier 125 Vinewood

Wyandotte, MI 48192

July 7th, 2010

To: Mayor Peterson and City Council Members

From: Wyandotte Fire Fighters

Re: MDA Fill the Boot Campaign

Wyandotte Fire Fighters are once again teaming up with the MDA to raise funds in order to find a cure for neuromuscular diseases. Fire Fighters nationwide are passionately seeking donations for the MDA through the Fill the Boot Campaign. The International Association of Fire Fighters is the largest contributor to the MDA. IAFF members have donated \$275 million to the MDA since 1954.

Wyandotte Fire Fighters Local 356 is asking permission again to participate in the Fill the Boot Campaign on July 28th and 29th. As in the past, only off duty personnel will participate in this event. If granted, we will occupy several street corners asking for donations from motorists.

We appreciate your cooperation in assisting the fire fighters campaign to raise money for the MDA.

Sergeant Lyon

Secretary/Treasurer, Wyandotte Fire Fighters IAFF Local 356

William Griggs, City Clerk  
Wyandotte City Hall

July 6, 2010

I am respectfully requesting that the Council consider a request for some minor road work (asphalt replacement) at the foot of the driveway (photos enclosed), shared by the resident at 215 Edcliff Court, and myself. I am aware that money is very tight, so any considerations in this matter would be greatly appreciated. Thank You in advance.

Henry Gumbis, 219 Edcliff Court

The Honorable Joseph R. Peterson & City Council  
3131 First Street, Wyandotte, MI 48192

July 12th, 2010

Dear Mayor and Council:

I am writing to inform you of my resignation of the Beautification Commission, effective this month. Due to numerous other obligations, I am unable to make this commitment any longer.

I would like to note that I have thoroughly enjoyed my time serving for The Beautification Commission. The Commission is filled with such wonderful people, who have accomplished so much in the short time that I have served. My family and I will continue to volunteer and support them in the years to come. I imagine that I will also have the opportunity to collaborate with the commission on upcoming projects to which I am assigned. It was a pleasure to serve on this commission.

I thank you in advance for your support and understanding. If you should have any questions, please contact me.

Natalie Rankine, RA

June 30, 2010

Dear Mayor Peterson,

I herewith submit my resignation from the Beautification Commission of the City of Wyandotte. Due to the limitations of age, I am no longer able to participate actively in, or assume my share of the duties and responsibilities of this commission as I could formerly.

I have been a proud member of the Beautification Commission since 2003, as my father was before me years ago. I have always enjoyed working with the various volunteers. But I consider the current members of the commission to be absolutely the best group ever. They are productive, creative, hard working, and compatible. They are "movers and shakers" for Wyandotte, one and all. I will truly miss being part of this commission.

Thank you Mayor Peterson and members of the City Council for allowing me to serve on Wyandotte's Beautification Commission in the past.

Sincerely yours,

Mary Louise Bahnemann  
2729 – 21<sup>st</sup> Street  
Wyandotte, MI 48192

Dear Mayor & Council,

I am writing this letter to have a better understanding of who is in control of our City Government. I have a few questions that may help clear up my belief & that of others in our City.

1. Who controls the Policies for the City & who can make changes to Policies?
2. Does the Mayor & Council know all the polices & how they are being administered?
3. Do Department heads have the authority to change policy at anytime?
4. When these policies are changed are you notified of said changes & why?
5. Do you think it is right to use the same policy in different ways for different employees?
6. I would like to know the procedure to follow to report a Department head that I believe is not following proper protocol?
7. I would like to know if union employees get treated different than everyone else?

I would like to get answers to these questions in a reasonable amount of time, also I think these answers should be responded to at a council meeting. I believe that the citizens of Wyandotte have a right to know that our council is making sure that all employees including Department heads are following policy.

Thank you!

Chris Calvin

#### PERSONS IN THE AUDIENCE

Richard Miller, 1202 – 2<sup>nd</sup>, protests item #1 not being read in total. Need to revisit ordinance.

#### COMMUNICATIONS FROM CITY AND OTHER OFFICIALS

July 13, 2010

Honorable Mayor Joseph Peterson And City Council  
City of Wyandotte  
Michigan

Dear Mayor Peterson and Council Members:

Please find attached Contracts, along with their Insurance Certificates, Hold Harmless Agreements, and General Conditions for the Warrior Xtreme Cagefighting to be held on Saturday, July 24, 2010, at the Benjamin F. Yack Recreation Center.

Your approval of this event would be greatly appreciated.

Sincerely yours,  
Fred Pischke, Superintendent of Recreation

June 30, 2010

Honorable Mayor Joseph Peterson And City Council  
City of Wyandotte, Michigan

Dear Mayor Peterson and Council Members:

Please find attached Contracts, along with their Insurance Certificate, Hold Harmless Agreement & General Conditions, for the 2011 Wyandotte Consolidated Catholic School Spring Fling Festival to be held on May 6 and 7, 2011, at the Benjamin F. Yack Recreation Center.

Your approval is appreciated.

Sincerely yours,  
Fred Pischke, Superintendent of Recreation, Leisure & Culture

June 28th, 2010

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

Dear Mayor Peterson and City Council,

I would like to request that the attached letter be read publically for the community's information on the recently submitted application to become a selected level community in the Michigan Main Street Program.

Respectfully,  
Brandon E. Wescott, Director  
City of Wyandotte Downtown Development Authority

July 14th, 2010

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

Dear Mayor and City Council,

At the July 13th, 2010 regular Wyandotte DDA meeting the DDA Board acted to stay a member of the Michigan Main Street Program at the Associate Level. I would like to ask that the City Council allow Brandon Wescott to execute the enclosed Program Agreement. In addition to continuing membership, the staff at the Michigan Main Street Center have strongly recommended that a DDA Board member and an Elected Official attend Associate Level trainings with the primary contact (DDA Director) going forward. This would require the participation of a different DDA Board member and a different Elected Official at each training session with the DDA Director. Enclosed is the Associate Level training schedule for 2010/2011, and please note that the Mayor has volunteered to attend the Howell — 12/1/10 — Cleary's Pub training with the Director already. If you have any questions or concerns, please do not hesitate to contact me at 734 324 4506 or bwescott@wyan.org.

Sincerely,  
Brandon Wescott  
Director, Downtown Development Authority

July 14th, 2010

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

Dear Mayor and City Council,

At the July 13th, 2010 regular Wyandotte DDA meeting the DDA Board acted to allow the transfer of \$3,900 from fund balance to market and advertise the Farmers Market and to authorize Natalie Rankine to work with Brandon Wescott on the development of the Farmers Market. Therefore, I would like to request a budget amendment of \$3,900 from fund balance to accommodate this action. If you have any questions or concerns, please contact me at 734 324 4506 or bwescott@wyan.org.

Sincerely,  
Brandon Wescott  
Director, Downtown Development Authority

July 14th, 2010

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

Dear Mayor and City Council,

At the July 13th, 2010 regularly scheduled Wyandotte Downtown Development Authority meeting the DDA convened in closed session with City Attorney Mr. Look to learn of how the litigation against the DDA was going and if there were any developments. At that time it was noted that a settlement offer of \$10,000 was made by Butzel Long to end this legal issue. The DDA Board acted to allow a budget amendment of \$5,000 from fund balance to total \$15,000 allocated for the Butzel Long lawsuit. Therefore, on behalf of the DDA Board, I would like to request an additional budget amendment of \$5,000 in addition to the previous budget amendment of \$10,000 to accommodate the settlement amount and to cover the defense costs accumulated by the firm of Miller Canfield.

Sincerely,  
Brandon E. Wescott  
Director, Downtown Development Authority

July 14, 2010

Honorable Mayor and Council 3131 Biddle Ave  
Wyandotte, MI 48192

Re: 2010-2013 Cable Rate Increase

Dear Mayor and Council,

The 2010 Telecommunications cost of service study revealed with our current cable rates the projected revenues for the Telecommunications Department are not sufficient to ensure financial stability for the future. The projected loses expected for fiscal year ending 2010 would remain negative and continue to grow without a rate adjustment. The study shows that the proposed rate adjustments should be implemented in order for the department to support the capital requirements, ensure reliable service and financial stability to WMS customers while maintaining competitive rates for the general area.

Wyandotte Municipal Services recognizes that a rate adjustment will be an issue with subscribers and does not take it lightly. Programming fees charged by the networks for carriage of their signal on the system have steadily increased each year as has the cost of doing business in general. Programming fees alone now account for over 50% of the cost in delivering the service to the subscriber's home and have increased 13.9% for basic and 24.3% for digital since our last increase in 2008.

Wyandotte Municipal Services requests the concurrence of the attached Resolution for the proposed 4.5%, 3 year rate adjustments as recommended by the 2010 Cost of Service Study to be implemented as soon as the IS Department can complete the necessary changes to the billing system along with the 30 day written notice required to our subscribers.

Any questions, please feel free to contact me at 734.324.7111.

Respectfully,

Melanie L McCoy  
Wyandotte Municipal Services

TO: Honorable Mayor and City Council  
 FROM: Department of Legal Affairs  
 DATE: July 12, 2010

RE: Request for Attorney Fees by Mr. Hicks and Mr. Sexton

Dear Mayor and City Council:

A complaint was filed under the City's Standards of Conduct Ordinance which alleged violations of the City Charter. The complaint named Police and Fire Commissioners, Michael Sexton and Randy Hicks, and subsequent to the complaint, they each submitted a letter requesting that the City of Wyandotte pay any legal expenses incurred, up to \$10,000 because they were volunteers and in an appointed position during the time frame referenced in the complaint.

I have attached to this communication a copy of MCL 691.1408 which sets forth the circumstances when a City may pay for, engage or furnish the services of an attorney to advise the officer, employee or volunteer and represent the officer, employee or volunteer in the action. Subsection (1) of this law permits the City in its discretion to furnish or pay for such legal representation whenever a claim is made or a civil action is commenced against the officer, employee or volunteer for injury to persons or property caused by the negligence of the officer, employee or volunteer while in the course of employment with and while acting within the scope of his authority for the City. Subsection (2) of this law permits the City in its discretion to furnish or pay for legal representation when criminal action is commenced against an officer or employee of the City based upon the conduct of the officer or employee in the course of employment if the employee or officer had a reasonable basis for believing that he or she was acting within the scope of his authority at the time of the alleged conduct.

It is my opinion that the complaint filed under the City's Standards of Conduct Ordinance does not fall within the sections noted above.

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

TO: Honorable Mayor and City Council                      DATE: July 15, 2010  
 FROM: Daniel J. Grant, Chief of Police  
 SUBJECT: POLICIES RELATING TO PURCHASE/DISPOSAL OF PROPERTY AND  
 RETIREE DUTY WEAPONS

CC: Police Commission

As directed by the City Council by a resolution dated June 8, 2010, I have completed policies relating to the "purchase, sale and or disposal of guns and all property of the Wyandotte Police Department". The attached policies have been reviewed and approved by the Police and Fire Commission. With these policies implemented, I am confident that this will avert any future issues relating to the procurement and disposal of property from the Police Department.

Respectfully,  
 Daniel J. Grant, Chief of Police

June 30, 2010

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

Dear Mayor Peterson and City Council Members,

Listed below is an explanation of the need to have a budget hearing regarding the property tax millage rate to be levied to support the proposed General City Operating Budget. These rates will defray the City's operating costs for the upcoming Fiscal Year ending September 30, 2011.

1. In accordance with the requirements under the Headlee Amendment, the millage rate for City operating purposes will be \$14.5704 per thousand dollars of Taxable Value (\$12.0538 for City Operating and \$2.5166 for refuse disposal).
2. The public hearing to discuss the proposed operating millage rates for the 2011 Fiscal Year will be held on July 26, 2010, in accordance with Public Act 40 of 1995.
3. The actual City Council vote on the proposed operating millage rates for the 2010 Fiscal Year operating budget will also take place on July 26, 2010, in accordance with Public Act 75 of 1991.
4. A "Truth in Taxation" hearing will not be required if the above referenced hearing is properly posted and held in accordance with Public Act 40 of 1995.
5. The tax rate for debt requirements will be set at an amount sufficient to pay for funded debts of the city and interest thereon. These debts include the debt service for the bonds sold to construct the Department of Public Service facility, debt service for the bonds sold to construct the Police/Court building, the debt service for the bonds sold to renovate the Yack Arena, debt service on the installment purchase agreement for computer technology upgrades, and the debt service for the amounts borrowed to purchase new Fire rescue vehicles.
6. The tax rate will be set at an amount sufficient to provide for the operation and maintenance of Drain Number Five (5).

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

July 15, 2010

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

Dear Mayor Peterson and City Council Members,

Attached you will find a License for Use of Photographic Digital Images with RSC Productions. This agreement formalizes a long-standing practice of using RSC Productions for photography of city events. The agreement has been approved as to form by the Department of Legal Affairs.

The undersigned recommends that the City Council authorize the Mayor and City Clerk to sign said agreement.

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

July 15, 2010

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

Dear Mayor Peterson and City Council Members,

Attached for your review and approval are necessary 2010 Fiscal Year budget amendments required to meet General Fund and Special Revenue Fund obligations. The attached budget amendments also keep the City in compliance with Public Act 621 of 1978.

The amendments are also part of the commitment in the Mission Statement of the City of Wyandotte's Strategic Plan 2010-2015 that states we will comply with all the requirements of our laws and regulations.

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

Sincerely,

Robert J. Szczechowski, Deputy Treasurer/Assistant Finance Director

July 14, 2010

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

Dear Mayor Peterson and City Council Members:

On June 16, 2010, proposals were opened and read aloud in the Council Chambers for File #4507 - Paint & Asbestos Risk Assessment/Abatement for the Neighborhood Stabilization Program 2 (NSP2). A tabulation of the proposals is attached.

The undersigned recommends the acceptance of the proposal from ASTI Environmental of Brighton, Michigan as the best bid received meeting specifications. ASTI Environmental will be used on an as needed basis.

Very truly yours,  
Mark A. Kowalewski, City Engineer  
Todd A. Drysdale, Director of Administrative/Financial

July 8, 2010

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

Dear Mayor Peterson and City Council Members:

I recommend the Department of Public Service (DPS) allow contractors needing dumpster for Wyandotte projects be permitted to utilize Wyandotte's Dumpster Service. Citizens doing their own work would still have first priority for the rental of a dumpster. This will potentially allow the City to maintain the same or potentially increase the revenue source for this service.

Enclosed are the current rental rates for dumpsters and previous revenue stream.

Very truly yours,

Mark A. Kowalewski City Engineer

July 14, 2010

RE: 2010 Haunted House

Dear Mayor Peterson and members of City Council,

On behalf of the Wyandotte Jaycees, I would like to request the use of 2324 Biddle Ave. for the purposes of our annual Haunted House Fundraiser. This project will not only bring more people to downtown Wyandotte, but it will help the Jaycees raise money for our many projects that support the Wyandotte Community.

The chairperson for the Haunted House project is Tom Jones, tomjones255@aol.com 734-626-5130

It would be my pleasure to answer any questions that you have about this project at the next city council meeting on Monday July 19.

Sincerely,  
Julie Abshire, 35<sup>th</sup> President Wyandotte Jaycees

July 12, 2010

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

Dear Mayor Peterson and City Council Members:

The undersigned recommends that Council approve the Wyandotte Jaycees to utilize the City Owned property at 2324 Biddle Avenue as their 2010 Haunted House.

If approved, the Jaycees would have to comply with Section 411, Special Amusement Buildings, of the Michigan Building Code. This Section requires, among other items, an automatic sprinkler system, fire alarm system and emergency lighting. The Fire Department and Plumbing Inspector should be consulted on these items.

Also, it is recommended that the Wyandotte Jaycees and the City of Wyandotte execute the attached Permit.

Very truly yours,  
Mark A. Kowalewski City Engineer

July 14, 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:

534 Clinton	\$35,280.00 TIFA Area Funds - Single Family Dwelling
680 4th Street	\$12,000.00 TIFA Area Funds - Single Family Dwelling

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

I further recommend that the undersigned be authorized to demolish same.

Very truly yours,  
Mark A. Kowalewski City Engineer

July 12, 2010

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

Dear Mayor Peterson and City Council Members:

Enclosed please find revised Sewer Back-Up Procedures for the City. Should any resident experience sewer back-up they should contact the Department of Public Service (DPS) at 734-324-4581 or their office at 4201 13th Street, Wyandotte for a Sewer Back-Up Package. The resident should complete these forms and return them to the DPS for investigation. These procedures are in accordance with Act No. 222 Public Acts of 2001 effective January 2, 2002.

Should Your Honorable Body have any questions regarding these procedures, I will be happy to answers them at the Council meeting on Monday, June 28, 2010.

Very truly yours,  
Mark A. Kowalewski City Engineer

July 13, 2010

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

RE: Former 1063 6th Street Wyandotte, MI  
Lot Size: 31' x 96'

Dear Mayor Peterson and City Council Members:

Attached please find a Purchase Agreement to sell 10.50 feet of the above captioned property to the adjacent property owner Stephanie Badalamenti at 1071 6th Street in the amount of \$1,050.00. The combination of the two (2) parcels will result in one (1) parcel measuring 51.50' x 140'.

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

July 14, 2010

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

Dear Mayor Peterson and City Council Members:

Enclosed please find an Addendum to the Sales Agreement for the sale of property at 3738 9th Street to Joseph Bozzo and Valerie Lukasik-Bozzo. This Addendum will extend the time frame for closing from July 5, 2010 to August 19, 2010. All other terms and conditions shall remain in full force and effect.

If you concur with this Addendum the attached Resolution will authorize the Mayor and City Clerk to execute same.

Very truly yours,  
Mark A. Kowalewski City Engineer

July 16, 2010

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

Dear Mayor Peterson and City Council Members:

The Mayor and I have met with Ms. Regina Conti of 2732 Biddle Avenue who is the adjoining property owner to the proposed Tim Hortons Project at the southwest corner of Biddle Avenue and Superior. Ms. Conti prefers that the site plan reviewed by the Planning Commission wherein landscaping is proposed along the south property line of Tim Hortons be permitted rather than a four (4) foot brick wall.

The attached Purchase Agreement for the former 73 Superior states in Paragraph 18 "Purchaser is required to construct a screening wall which is constructed of brick". Therefore, the appropriate resolution is attached for your consideration to waive this requirement.

Respectively Submitted,  
Mark A. Kowalewski City Engineer

Item #27 removed from agenda as per the City Engineer

July 14, 2010

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

Dear Mayor Peterson and City Council Members:

On July 14, 2010, proposals were opened and read aloud in the Council Chambers for File #4514 - Demolition of Various Structures Using NSPI Funds. A tabulation of the proposals is attached.

The undersigned recommends the acceptance of the proposal from Homrich Inc., of Carleton, Michigan in the amount of \$119,775.00 as the best bid received meeting specifications.

Very truly yours,

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

July 15, 2010

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

RE: File # 4513 – Housing Rehab Project 1614 Lindbergh

Dear Mayor Peterson and Council Members:

On July 14, 2010, proposals for File #4513 – Housing Rehab Project 1614 Lindbergh were opened and read out loud. A tabulation of the proposals is as follows:

BIDDER	BID PRICE
Curtis Noles, Wyandotte, MI	\$ 95,812.00
Joseph Home Improvement LLC, St. Clair Shores, MI	\$107,175.00

The undersigned recommends the acceptance of the proposal from Curtis Noles of Wyandotte, Michigan in the amount of \$95,812.00 as the best bid received meeting the specifications.

Very truly yours,

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

July 15, 2010

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

RE: File # 4512 – Housing Rehab Project 848 Lincoln

Dear Mayor Peterson and Council Members:

On July 14, 2010, proposals for File #4512 – Housing Rehab Project 848 Lincoln were opened and read out loud. A tabulation of the proposals is as follows:

<u>BIDDER</u>	<u>BID PRICE</u>
Curtis Noles, Wyandotte, MI	\$64,821.00
Samuel Pop, Dearborn, MI	\$73,829.00
Monster Construction LLC, Wyandotte, MI	\$73,999.00
KDI Builders, Southgate, MI	\$78,810.00
Joseph Home Improvement LLC, St. Clair Shores, MI	\$81,345.00

The undersigned recommends the acceptance of the proposal from Curtis Noles of Wyandotte, Michigan in the amount of \$64,821.00 as the best bid received meeting the specifications.

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

July 14, 2010

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

Dear Mayor Peterson and City Council Members:

On July 7, 2010, proposals were opened and read aloud in the Council Chambers for File #4506 - Architectural Services for the Neighborhood Stabilization Program 2 (NPS2). A tabulation of the proposals is attached.

After interviewing the low bidder the scope of work described in the Architectural Services NSP2 could not be met with his proposal. Further, it was intended that the contract would need to be entered with a third party. Therefore, the undersigned recommends the acceptance of the proposal from Sarnacki & Associates, Wyandotte, Michigan in the amount of \$343,000.00 as the best bid received meeting specifications.

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

July 15, 2010

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

Dear Mayor DeSana and Council Members:

On July 14, 2010, proposals for File #4511 – Soil Removal at 2070 Biddle were opened and read out loud. A tabulation of the proposals is as follows:

Bidder	Bid Amount
Homrich Inc. 200 Matlin Road Carleton, MI 48117	\$ 42,425.00
A-Emergency Plumbing & Excavating 7282 Fisher Road Jeddo, MI 48032	\$ 98,500.00
Pro Excavation Inc. 4036 Biddle Avenue Wyandotte, MI 48192	\$111,200.00

The undersigned recommends the acceptance of the proposal of Homrich Inc., of Carleton, Michigan, in the amount of \$42,425.00 as the best bid received meeting specifications. This work is funded through a grant from the Environmental Protection Agency (EPA) through the Downriver Community Conference (DCC) Downriver Area Brownfield Consortium,.

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

July 13, 2010

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

RE: Former 174 Ford Avenue  
Lot Size: 43.6' x 109'

Dear Mayor Peterson and City Council Members:

Enclosed please find a Purchase Agreement to sell the above captioned property to William Wilson, the adjacent property owner, at 190 Ford, Wyandotte, in the amount of \$6,889.00 (\$160 x 43.6 feet). The combination of the two (2) parcels will result in one (1) parcel measuring 153' x 109.48'.

One of the requirements of the sale is that the property being purchased be rezoned from Two Family Residential District (RT) to Multiple Family Residential District (RM-1). Therefore, attached please find a rezoning application for same.

If Council concurs with this recommendation, the attached Resolution with authorize the Mayor and City Clerk to execute the necessary documents and referred the rezoning application to the Planning Commission for the required public hearing.

Very truly yours,

Mark A. Kowalewski, City Engineer  
Colleen A. Keehn, City Assessor  
REPORTS AND MINUTES

Financial Services Daily Cash Receipts	June 21-July 2, 2010	\$14,884.04
Design Review Board	June 30, 2010	
Downriver Wastewater Authority	June 17, 2010	
Municipal Service Commission	July 8, 2010	
Municipal Service Commission	June 29, 2010	
Fire Commission Meeting	June 24, 2010	
Fire Commission Meeting	July 8, 2010	
Police Commission Meeting	June 24, 2010	
Police Commission Meeting	July 8, 2010	
Police Commission Meeting	June 10, 2010	
Recreation Commission	June 23, 2010	
Fire Commission Meeting	June 10, 2010	
Planning Commission	June 17, 2010	
Planning Commission	May 20, 2010	
Wayne County Federal Aid Committee	December 3, 2009	

### CITIZEN PARTICIPATION

Tom Roberts, 958 Orange, objects to denial of his proposal as the low bidder on Bid #4506 – Architectural Services Neighborhood Stabilization Program. Was intended to be a joint venture. Have low overhead. Will give it all it deserves.

Richard Miller, 1202 – 2<sup>nd</sup>, public has a right to speak before a vote is taken. Follow the law.

Richard Greaves, 2732 Biddle, objects to 24 hour operation at Tim Hortons. Would like a visual barrier. Would like his view to not be blocked.

Regina Conti, 2732 Biddle, not happy with 24 hour operation. Appreciates new landscape design. However, she would like a second review of said landscape.

Jan Nagel, 249 Vinewood, supports above statements and appreciates attention to public on building and landscape.

### RECESS

### RECONVENING

### ROLL CALL

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

Absent: None

### FINAL READING OF ORDINANCE

#### AN ORDINANCE ENTITLED

AN ORDINANCE TO AMEND SECTION 25-7 ("PURCHASE, CONSUMPTION OR POSSESSION BY PERSON LESS THAN 21 YEARS OF AGE") OF THE CODE OF ORDINANCES OF THE CITY OF WYANDOTTE BY ADOPTING SUBPARAGRAPH j

The City of Wyandotte Ordains:

Section 1. Amendment to Section 25-7 by Adding a New Subparagraph j.

(j) A person 16 years of age or younger who purchases or attempts to purchase alcoholic liquor, consumes or attempts to consume alcoholic liquor, or possesses or attempts to possess alcoholic liquor, except as otherwise provided by law is responsible for a municipal civil infraction.

Section 2. Severability

All Ordinances or parts of Ordinances in conflict herein are hereby repealed, only to the extent necessary to give this Ordinance full force and effect.

Section 3. Effective date

This ordinance shall take effect fifteen (15) days from the date of its passage by the Wyandotte City Council and this ordinance shall be published in a newspaper generally circulated in the City of Wyandotte within ten (10) days after adoption.

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 19<sup>th</sup> day of July, 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 Council of the City of Wyandotte, at a regular session thereof on Monday, the 19<sup>th</sup> day of July, 2010.

Dated: July 19, 2010

JOSEPH R. PETERSON, Mayor

WILLIAM R. GRIGGS, City Clerk

RESOLUTIONS

Wyandotte, Michigan July 19, 2010

RESOLUTION by Councilperson James R. DeSana

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 James R. DeSana

Supported by Councilperson Lawrence S. Stec

ROLL ATTACHED

Wyandotte, Michigan July 19, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that the letter from Lawrence Tavernier is hereby received and placed on file. AND BE IT FURTHER RESOLVED that the City Council resolution from the Council Meeting of June 28, 2010 is hereby amended to grant permission to retain the banner installed on his sidewalk fencing at 3030 Biddle to advertise his Third Friday events is approved for a thirty (30) day period commencing July 21, 2010 and expiring on August 20, 2010. A copy of this resolution is to be forwarded to Belicoso Café. BE IT FURTHER RESOLVED that the City Ordinance relative to banner signage is referred to the Planning Commission for a review and report back to the City Council. BE IT FURTHER RESOLVED that the issues raised by Mr. Tavernier concerning the placement of banners and signs which are not in compliance with the City's ordinance are referred to the WBA, DDA and Chief of Police. BE IT FURTHER RESOLVED that Belicoso Café may choose to appeal to the Zoning Board of Appeals.

I move the adoption of the foregoing resolution.

MOTION by Councilperson James R. DeSana  
Supported by Councilperson Lawrence S. Stec  
ROLL ATTACHED

Wyandotte, Michigan July 19, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that Council hereby GRANTS permission to the Wyandotte Fire Fighters IAFF Local 356 to occupy several street corners soliciting donations for the MDA with the Fill the Boot Campaign on July 28, and 29, 2010.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan July 19, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that the communication from Henry Gumbis, 219 Edcliff Court relative to minor road work (asphalt replacement) at the foot of the driveway shared by the resident at 215 Edcliff Court is hereby referred to the City Engineer for a review and report back in one week.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan July 19, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that the communication from Natalie Rankine, RA submitting her resignation from the Beautification Commission is hereby received and placed on file. AND BE IT FURTHER RESOLVED that Council thanks Natalie for her efforts to beautify the City of Wyandotte.

I move the adoption of the foregoing resolution.

MOTION by Councilperson James R. DeSana  
Supported by Councilperson Lawrence S. Stec  
ROLL ATTACHED

Wyandotte, Michigan July 19, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that the communication from Mary Louise Bahnemann, 2729-21st Street submitting her resignation from the Beautification Commission is hereby received and placed on file. AND BE IT FURTHER RESOLVED that Council thanks Mary Louise for her many years of dedicated service to the beautification of the City of Wyandotte.

I move the adoption of the foregoing resolution.

MOTION by Councilperson James R. DeSana  
Supported by Councilperson Lawrence S. Stec  
ROLL ATTACHED

Wyandotte, Michigan July 19, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that the communication from Chris Calvin regarding City policies and administration of said policies is hereby received and placed on file.

I move the adoption of the foregoing resolution.

MOTION by Councilperson James R. DeSana  
Supported by Councilperson Lawrence S. Stec  
ROLL ATTACHED

Wyandotte, Michigan July 19, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that Council hereby APPROVES the contract as submitted by the Superintendent of Recreation for the Warrior Xtreme Cagefighting to be held at the Yack Arena on Saturday, July 24, 2010 provided the proper Hold Harmless Agreement and Insurance is placed on file in the City Clerk's Office. AND BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized to execute said contract on behalf of the City of Wyandotte.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan July 19, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that Council hereby APPROVES the contract as submitted by the Superintendent of Recreation for the 2011 Wyandotte Consolidated Catholic School Spring Fling Festival to be held on May 6 and 7, 2011 at the Yack Arena provided the proper Hold Harmless Agreement and Insurance is placed on file in the City Clerk's Office. AND BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized to execute said contract on behalf of the City of Wyandotte.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan July 19, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that the communication from the Downtown Development Authority director dated June 28, 2010 relative to the recently submitted application to become a selected level community in the Michigan Main Street Program is hereby received and placed on file.

I move the adoption of the foregoing resolution.

MOTION by Councilperson James R. DeSana  
Supported by Councilperson Lawrence S. Stec  
ROLL ATTACHED

Wyandotte, Michigan July 19, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that the communication from the Downtown Development Authority Director dated July 14, 2010 is hereby received and placed on file. AND BE IT FURTHER RESOLVED that Council grants permission to Brandon Wescott to execute the Program Agreement between the DDA and Michigan Main Street Program at the Associate Level and further that Council grants permission for a different member of the Downtown Development and different member of Mayor and Council to attend the various training sessions as set forth by the Michigan Main Street Program on behalf of the City of Wyandotte.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan July 19, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that Council hereby GRANTS permission to the Downtown Development Authority to transfer funds in the amount of \$3,900 from the fund balance to market and advertise the Farmers Market and hereby authorizes Natalie Rankine to coordinate with Brandon Wescott the development of the Farmers Market.

I move the adoption of the foregoing resolution.

MOTION by Councilperson James R. DeSana  
Supported by Councilperson Lawrence S. Stec  
YEAS: Councilmembers Browning, DeSana, Sabuda, Stec  
NAYS: Councilmembers Fricke Galeski

Wyandotte, Michigan July 19, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that Council hereby GRANTS an additional budget amendment of \$5,000 in addition to the previous budget amendment of \$10,000 to accommodate the settlement amount and to cover the defense costs incurred by the firm of Miller Canfield in the litigation against the DDA by Butzel Long.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan July 19, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that the communication from the General Manager of Municipal Service and the Municipal Service Commission dated July 14, 2010 is hereby received and placed on file. AND BE IT FURTHER RESOLVED that Council CONCURS in the rate adjustment for telecommunications as follows:

- 4.5% increase September 1, 2010
- 4.5% increase September 1, 2011
- 4.5% increase September 1, 2012

AND FURTHER that the Department of Municipal Service notify their subscribers of said raise in rates thirty (30) days prior.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan July 19, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that the communication from the Department of Legal Affairs dated July 12, 2010 relative to the request for attorney fees by Mr. Hicks and Mr. Sexton is hereby received and placed on file. AND BE IT FURTHER RESOLVED that said request for attorney fees is hereby DENIED.

I move the adoption of the foregoing resolution.

MOTION by Councilperson James R. DeSana  
Supported by Councilperson Lawrence S. Stec  
YEAS: Councilmembers Browning, DeSana, Stec, Mayor Peterson  
NAYS: Councilmembers Fricke, Galeski, Sabuda

Wyandotte, Michigan July 19, 2010

RESOLUTION by Councilperson Daniel Galeski

RESOLVED by the City Council that Item # 14 be held in abeyance for two (2) weeks and notify Mr. Hicks and Mr. Sexton to provide itemized legal bills from their Attorney to be review by City Council and make a final determination regarding Legal Fees, not precedent setting case by case review.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Daniel Galeski  
Supported by Councilperson Leonard Sabuda  
YEAS: Councilmembers Galeski, Sabuda  
NAYS: Councilmembers Browning, DeSana, Fricke, Stec  
RESOLUTION FAILED TO PASS

Wyandotte, Michigan July 19, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that Council hereby CONCURS in the policies relating to purchase/disposal of property and retiree duty weapons as set forth by the Police and Fire Commission in the communication dated July 15, 2010 as submitted by the Chief of Police. AND FURTHER Council hereby adopts said policies to be used in the future.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan July 19, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that WHEREAS the Director of Financial and Administrative Services has filed a copy of the communication relative to the 2011 Fiscal Year Operating Budget and Corresponding Operating Tax Millage Rate; NOW, THEREFORE, BE IT RESOLVED that this Council shall hold a Budget Meeting in accordance with Public Act 40, of 1995, in the Council Chambers of the Wyandotte City Hall, 3131 Biddle Avenue, Wyandotte on July 26, 2010 at 7:00 p.m.. AND FURTHER that the City Council will act on the 2010 operating millage rate pursuant to Public Act 75 of 1991 at the July 26, 2010 Council meeting after the closure of the required Budget Hearing.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan July 19, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that Council CONCURS in the recommendation of the Director of Financial and Administrative Services relative to the License for Use of Photographic Digital Images and photography services and authorizes the Mayor and City Clerk to sign said agreement.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan July 19, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that Council hereby CONCURS in the recommendation of the Deputy Treasurer/Assistant Finance Director and APPROVES the necessary 2010 Fiscal Year Budget amendments as outlined in this communication dated July 15, 2010.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan July 19, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that Council hereby CONCURS in the recommendation of the City Engineer and Director of Financial and Administrative Services regarding File #4507-Paint and Asbestos Risk Assessment/Abatement for Neighborhood Stabilization Program 2 (NSP2) and accepts the proposal from ASTI Environmental.

I move the adoption of the foregoing resolution.

MOTION by Councilperson James R. DeSana

Supported by Councilperson Lawrence S. Stec

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

NAYS: None

Wyandotte, Michigan July 19, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that the communication from the City Engineer regarding the Dumpster Rental Service is hereby received and placed on file. AND BE IT FURTHER RESOLVED that Council hereby GRANTS permission to contractors to utilize the Department of Public Service dumpster rental service if available with preference to citizens doing their own work.

I move the adoption of the foregoing resolution.

MOTION by Councilperson James R. DeSana

Supported by Councilperson Lawrence S. Stec

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

NAYS: None

Wyandotte, Michigan July 19, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that the communication from Julie Abshire, Wyandotte Jaycees regarding their annual Haunted House Fundraiser is hereby received and placed on file. AND BE IT FURTHER RESOLVED that Council CONCURS with the City Engineer to allow the Wyandotte Jaycees to utilize the City owned property at 2324 Biddle Avenue Wyandotte and adjoining vacant lots as their 2010 Haunted House; AND BE IT RESOLVED that the Fire Department and Plumbing Inspector should be consulted in the design of the safety requirements to meet code; AND BE IT FURTHER RESOLVED that Council authorizes the Mayor and Clerk to sign said permit to allow the Wyandotte Jaycees to use the property at 2324 Biddle Avenue provided all requirements of the permit are met; AND BE IT FURTHER RESOLVED that before opening said Haunted House the Fire Department, Building Inspector and Plumbing Inspector shall inspect and approve said Haunted House for compliance with all City of Wyandotte Codes.

I move the adoption of the foregoing resolution.

MOTION by Councilperson James R. DeSana

Supported by Councilperson Lawrence S. Stec

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

NAYS: None

Wyandotte, Michigan July 19, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that Council CONCURS with the recommendation of the City Engineer to acquire the property at 534 Clinton in the amount of \$35,280.00 to be appropriated from TIFA Area Funds; 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 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 James R. DeSana

Supported by Councilperson Lawrence S. Stec

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

NAYS: None

Wyandotte, Michigan July 19, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that Council CONCURS with the recommendation of the City Engineer to acquire the property at 680-4th Street in the amount of \$12,000.00 to be appropriated from TIFA Area Funds; AND BE IT FURTHER RESOLVED that the Department of Legal Affairs is hereby directed to prepare the necessary documents and the Mayor, City Clerk and City Attorney, William R. Look are hereby authorized to sign said documents; AND FURTHER 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 James R. DeSana

Supported by Councilperson Lawrence S. Stec

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

NAYS: None

Wyandotte, Michigan July 19, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that the communication from the City Engineer regarding sewer back-up procedures is hereby received and placed on file; AND BE IT FURTHER RESOLVED that said information is available at the Department of Public Service, 4201-13th Street, Wyandotte or by calling 734-324-4581; AND FURTHER that any citizen experiencing back-up should contact the Department of Public Service.

I move the adoption of the foregoing resolution.

MOTION by Councilperson James R. DeSana

Supported by Councilperson Lawrence S. Stec

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

NAYS: None

Wyandotte, Michigan July 19, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that Council CONCURS with the communication from the City Engineer and City Assessor dated July 13, 2010 regarding the former 1063-6th Street, Wyandotte and further that Council accepts the offer from Stephanie Badalamenti to acquire 10.50 feet of the former 1063-6th Street in the amount of \$1,050.00. AND BE IT FURTHER RESOLVED that the Department of Legal Affairs is hereby directed to prepare the necessary documents and the Mayor and City Clerk are hereby authorized to sign said documents.

I move the adoption of the foregoing resolution.

MOTION by Councilperson James R. DeSana

Supported by Councilperson Lawrence S. Stec

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

NAYS: None

Wyandotte, Michigan July 19, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that the communication from the City Engineer regarding the amendment to the purchase agreement to sell the property known as 3738-9th Street is hereby received and placed on file; AND BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized to execute said amendment.

I move the adoption of the foregoing resolution.

MOTION by Councilperson James R. DeSana

Supported by Councilperson Lawrence S. Stec

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

NAYS: None

Wyandotte, Michigan July 19, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that the communication from the City Engineer regarding the proposed Tim Hortons at the southwest corner of Biddle and Superior is hereby received and placed on file; AND BE IT FURTHER RESOLVED that Council withdraws the requirement of paragraph 18 of the purchase agreement for the sale of the former 73 Superior wherein a brick wall was to be built on the south property line of the Tim Hortons Project and CONCURS with the Planning Commission resolution wherein the site plan was approved with landscaping to be provided along the south property line.

I move the adoption of the foregoing resolution.

MOTION by Councilperson James R. DeSana

Supported by Councilperson Lawrence S. Stec

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

NAYS: None

Wyandotte, Michigan July 19, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that Council hereby CONCURS in the recommendation of the City Engineer and Director of Financial and Administrative Services regarding File #4514-Demolition of Various Structures using NSP1 Funds and accepts the proposal from Homrich Inc. in the amount of \$119,775.00. 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 James R. DeSana

Supported by Councilperson Lawrence S. Stec

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

NAYS: None

Wyandotte, Michigan July 19, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that Council hereby CONCURS in the recommendation of the City Engineer and the Director of Financial and Administrative Services regarding #4513-Housing Rehab Project 1614 Lindbergh to accept the bid of Curtis Noles of Wyandotte, Michigan in the amount of \$95,812.00. AND BE IT FURTHER 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 FURTHER that the Mayor and City Clerk are hereby authorized to execute the necessary documents to perform said work.

I move the adoption of the foregoing resolution.

MOTION by Councilperson James R. DeSana

Supported by Councilperson Lawrence S. Stec

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

NAYS: None

Wyandotte, Michigan July 19, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that Council hereby CONCURS in the recommendation of the City Engineer and the Director of Financial and Administrative Services regarding #4512-Housing Rehab Project 848 Lincoln to accept the bid of Curtis Noles of Wyandotte, Michigan in the amount of \$64,821.00 . AND FURTHER 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 FURTHER 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 James R. DeSana

Supported by Councilperson Lawrence S. Stec

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

NAYS: None

Wyandotte, Michigan July 19, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that Council hereby CONCURS in the recommendation of the City Engineer and Director of Financial and Administrative Services regarding File #4506-Architectural Services NPS 2 and accepts the proposal from Sarnacki & Associates, Wyandotte, Michigan in the amount of \$343,000.00 from account # 101-440-925-753; AND FURTHER 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 James R. DeSana

Supported by Councilperson Lawrence S. Stec

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

NAYS: None

Wyandotte, Michigan July 19, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that Council hereby CONCURS in the recommendation of the City Engineer and Director of Financial and Administrative Services regarding File #4511-Soil Removal at 2070 Biddle Avenue and hereby accepts the proposal from Homrich Inc., of Carlton, Michigan in the amount of \$42,425.00 AND BE IT FURTHER RESOLVED that all 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; AND FURTHER that Council thanks the Downriver Area Brownfield consortium (DABC) of the Downriver Community Conference (DCC) for approval of a Sub-Grant to the City of Wyandotte for said project.

I move the adoption of the foregoing resolution.

MOTION by Councilperson James R. DeSana

Supported by Councilperson Lawrence S. Stec

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

NAYS: None

Wyandotte, Michigan July 19, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that Council CONCURS with the communication from the City Engineer and City Assessor dated July 13, 2010 regarding the former 174 Ford Avenue, Wyandotte; AND FURTHER that Council accepts the offer of William Wilson in the amount of \$6,889.00 for the former 174 Ford Avenue; AND FURTHER that the Mayor and City Clerk are authorized to execute the necessary documents subject to the approval of the Department of Legal Affairs; AND FURTHER that the application for rezoning be referred to the Planning Commission for the required public hearing.

I move the adoption of the foregoing resolution.

MOTION by Councilperson James R. DeSana

Supported by Councilperson Lawrence S. Stec

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

NAYS: None

Wyandotte, Michigan July 19, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that the total bills and accounts in the amount of \$1,913,726.17 as presented by the Mayor and City Clerk are hereby APPROVED for payment.

I move the adoption of the foregoing resolution.

MOTION by Councilperson James R. DeSana

Supported by Councilperson Lawrence S. Stec

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

NAYS: None

ADJOURNMENT

MOTION by Councilperson James R. DeSana

Supported by Councilperson Lawrence S. Stec

That we adjourn.

Carried unanimously.

Adjourned at 10:30 p.m.

July 19, 2010

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William R. Griggs, City Clerk