

Wyandotte, Michigan May 23, 2011

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

ROLL CALL

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

Absent: Councilperson Browning

COMMUNICATIONS MISCELLANEOUS

Dear Mayor and City Counsel,

We would like to thank you and the city for welcoming us with such open arms. We are now at six months here in Wyandotte, and could not be happier. A special thank you to Lynn (from the WBA) for pushing us to move to Wyandotte, and finding us the perfect store front location. The WBA as a whole is amazing. We love being a part of it, and look forward to every 3rd Friday.

This will be our first year here having a store front at street fair. We are very excited and a little concerned. As Total Health Foods we are representing health. The street fair is nothing less a chance for us at getting out our message, Health.

This is why we are asking that our front entrance and surrounding vendors do not negate that message of health. Fried food and sugary treats are a must at a fair we know and we believe in an 80/20 split (80% good food/ 20% other), but we would greatly appreciate it if it wasn't in front of us.

We know you will understand as we are trying to represent health and show healthy alternatives to the Wyandotte community.

Thank you for taking the time to hear our request and understand the message we are trying to portray. We appreciate all the help we can get at making Wyandotte a healthy place to be.

Sincerely,

The Total Health Foods Girls
2938 Biddle
Kathleen Gunther
Janette & Annette Crossman

Wyandotte City Clerk
From: Billy Adkins (marti@wyan.org)
Sent: Thursday, May 19, 2011 2:15 PM
To: clerk@wyan.org
Subject: easement

Dear Mayor and City Council
3131 Biddle Ave
Wyandotte, MI 48192

I would like to request an easement on my adjacent property to install underground electrical access for my home. We were advised by the city that this is the only safe and compliant way to bring a new electrical service to my home. My address is 304 Chestnut and the property next to me at 316 Chestnut is city owned.

Thank You,
Billy Adkins

May 16, 2011

The Honorable Mayor Peterson and Members of the City Council
City of Wyandotte
3131 Biddle Avenue
Wyandotte, Mt 48192

Dear Mayor Peterson and Members of the City Council:

AS ALWAYS, A SINCERE THANK YOU!

Please accept our sincere gratitude as we say thank you for all that the city has done for us before, during, and after the Hebda Cup and the Wy-Hi Rowing Regattas.

With the city's cooperation and the club's volunteers we were able to provide great racing on the Detroit River for over 800 young athletes from around the state of Michigan, and Ohio

We have received many compliments from our out-of- town crews about our downtown area, BASF Park, and rowing facility. We can all be proud that these young student/athletes will have positive memories of their experiences in the City of Wyandotte.

Once again our thanks for your support.

Mother Nature concurring, we will do it again in 2012:

Hebda Cup .Saturday, April 28th, 2012
Wyandotte High Schools Regatta Saturday, May 5th, 2012

For the Wyandotte Boat Club
Fred Mekolon Jr., Regatta Chairman

PERSONS IN THE AUDIENCE

James and Andrew Gillon, 1108 Mollno, Boy Scout Troop #818, were present.

COMMUNICATIONS FROM CITY AND OTHER OFFICIALS

May 18, 2011

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

RE: Part of Former 67 Emmons Lot Size: 20' x 120'

Dear Mayor Peterson and Council Members:

Attached please find a Purchase Agreement to sell 20.5' x 20' of the above captioned property to Bryan Burrell, the adjacent property owners at 226 Biddle, in the amount of \$340.00. The combination of the two (2) lots would result in one (1) lot measuring 50' x 140'. See the attached map of the property.

If Council concurs with this recommendation, the attached Resolution with authorize the Mayor and City Clerk to execute the necessary documents.

Very truly yours,

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

May 18, 2011

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

Dear Mayor Peterson and City Council Members:

As you know the City received funding from Downriver Community Conference (DCC) Downriver Area Brownfield Consortium (DABC) for the dredging of petroleum contaminated sediment for the transient marina in Bishop Park. A requirement of this grant is public comment on the draft Analysis of Brownfield Cleanup Alternatives for the Removal of Hazardous Materials. This report will describe the environmental response activities to be conducted for the transient marina dredging project. This report will be available for viewing and comments from May 25, 2011 thru June 25, 2011 in the Engineering and Building Department.

Also the attached notice will be posted on the Information Board in front of City Hall. I encourage citizens to view this report.

Very truly yours,
Mark A. Kowalewski, City Engineer

May 18, 2011

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

Dear Mayor Peterson and City Council Members:

Enclosed please find a communication sent to Gustaf Andreasen, Environmental Generation Technology Advisor, LLC (EGTA) regarding Lease Agreement to lease property at 4200 8th Street to construct and operate a 10 megawatt power plant utilizing advanced cleaner energy system using a thermochemical process from refuse derived fuel (RDF). In accordance with the Lease, the Lessee (EGTA) is required to provide the City of Wyandotte A) Financing Commitment; B) Fuel Source Contract which includes a provision that the executed Fuel Source Contract shall contain the necessary quality control provision satisfactory to the City in its sole discretion; and C) Environmental Indemnity Agreement (EIA) for the City of Wyandotte to review and approve in the City's sole discretion before June 1, 2011.

Since there will be no Council meeting before June 1, 2011, Council needs to determine if Council desires to exercise the option to terminate the Lease Agreement.

Very truly yours,
Mark A. Kowalewski, City Engineer

REPORTS AND MINUTES:

Wyandotte Recreation Commission	May 10, 2011
Beautification Commission Meeting	April 13, 2011
Beautification Commission Meeting	May 4, 2011
Retirement Commission Meeting	May 18, 2011
TIFA	May 17, 2011
Brownfield Redevelopment Authority	May 17, 2011

CITIZEN PARTICIPATION

None

RECESS

RECONVENING

ROLL CALL

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

Absent: Councilperson Browning

HEARING

HEARING RELATIVE TO COMMENTS
REGARDING THE SAD # 932
2010 SIDEWALK PROGRAM IN THE CITY OF WYANDOTTE

May 17, 2011

Honorable Mayor Joseph Peterson and City Council Members
3131 Biddle Avenue
Wyandotte, MI 48192

RE: SAD # 932 2010 Sidewalk Program *The Roll is on file in the City Clerk's Office

Dear Mayor Peterson and City Council Members:

I hereby certify and report that the attached is the Special Assessment roll, and the assessment made by me pursuant to a resolution of the City Council adopted on March 29, 2011, for the purpose of paying that part of the cost which the Council decided should be paid and borne by special assessment for the 2010 Sidewalk Program in the City of Wyandotte, to wit:

SPECIAL ASSESSMENT #932 \$201,017.30

In making such assessment, I have, as near as may be and according to my best judgment, conformed to the directions contained in the resolution of the City Council herein before referred to and the Charter of the City relating to such assessments.

Sincerely,

Colleen A. Keehn, City Assessor

No objections

FIRST READING OF ORDINANCES

AN ORDINANCE ENTITLED
AN ORDINANCE TO AMEND THE CITY OF WYANDOTTE ZONING
ORDINANCE TO REZONE THE PROPERTY KNOWN AS
1111 FIRST STREET FROM TWO FAMILY RESIDENTIAL DISTRICT (RT)
TO VEHICULAR PARKING DISTRICT (P-1)

AN ORDINANCE ENTITLED
AN ORDINANCE TO AMEND THE CITY OF WYANDOTTE ZONING
ORDINANCE TO REZONE THE PROPERTY KNOWN AS
435 GODDARD FROM MULTIPLE FAMILY
RESIDENTIAL DISTRICT (RM-1) to
VEHICULAR PARKING DISTRICT (P-1)

FINAL READING OF ORDINANCES

AN ORDINANCE ENTITLED
 AN ORDINANCE TO AMEND THE CITY OF WYANDOTTE
 ZONING ORDINANCE TO REZONE THE PROPERTY FROM
 THE WEST SIDE OF BIDDLE AVENUE TO THE EAST SIDE OF
 FIRST STREET FROM POPLAR STREET TO CHESTNUT
 STREET FROM ITS CURRENT ZONING CLASSIFICATION TO
 PLANNED DEVELOPMENT DISTRICT (PD)

THE CITY OF WYANDOTTE ORDAINS:

Section 1. Rezoning of Property:

The following described property located in the City of Wyandotte, County of Wayne, State of Michigan, and located within the following geographical boundary:

From the west side of Biddle Avenue to the east side of First Street from Poplar Street to Chestnut Street

be and is hereby rezoned from its current zoning classifications of General Business District (B-2), Vehicular Parking District (P-1) Multiple Family Residential District (RM1), Two Family Residential District (RT), and Multiple Family Residential District (RM-3) to Planned Development District (PD).

Section 2. Amendment of Zoning Map.

The zoning Map of the City of Wyandotte be and is hereby amended in accordance with the provisions of this Ordinance as set forth in Zoning Map. No. 273

Section 3. Severability.

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

Section 4. Effective Date.

This Ordinance 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 and shall take effect fifteen (15) days after its adoption or Seven (7) days after publication, whichever is later. 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 or inspected.

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

YEAS: Councilpersons DeSana, Fricke, Galeski, Sabuda, Stec

NAYS: None

ABSENT: Councilperson Browning

I hereby approve the adoption of the foregoing ordinance this 23rd day of May, 2011.

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 23rd day of May, 2011.

Dated: May 23, 2011

JOSEPH R. PETERSON, Mayor

WILLIAM R. GRIGGS, City Clerk

RESOLUTIONS

Wyandotte, Michigan May 23, 2011

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 May 23, 2011

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that the communication from Kathleen Gunther, and Janette & Annette Crossman from total Health Foods, 2938 Biddle Avenue is hereby received and placed on file. AND BE IT FURTHER RESOLVED that a copy of said communication be forwarded to Heather Thiede, Special Events Coordinator and the Mayor's Office for coordination of said request.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan May 23, 2011

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that the communication from Billy Adkins, 304 Chestnut requesting permission to encroach on the easement at 316 Chestnut for installation of underground electrical service is hereby referred to the City Engineer to find a solution to said request.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan May 23, 2011

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that the communication from the Wyandotte Boat Club, 1 Pine Street, Wyandotte, Michigan thanking Mayor and Council and the City of Wyandotte Departments that assisted in the successful Hebda Cup and the Wy-Hi Rowing Regattas 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 May 23, 2011

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that Council CONCURS with the recommendation of the City Engineer and City Assessor dated May 18, 2011, regarding the sale of 20.5' x 20' of the former 67 Emmons, Wyandotte, in the amount of \$340.00. AND BE IT FURTHER RESOLVED that the Council accepts the Purchase Agreement between the City of Wyandotte, Seller and Bryan Burrell, purchasers dated May 12, 2011; 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.

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

Wyandotte, Michigan May 23, 2011

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that the communication from the City Engineer relative to the status of the brick façade repair to the property at 3063 Biddle Avenue, Wyandotte, Michigan is hereby received and placed on file. AND BE IT FURTHER RESOLVED that the City Engineer be directed to continue to monitor the progress of said project.

I move the adoption of the foregoing resolution.
 MOTION by Councilperson James R. DeSana
 Supported by Councilperson Lawrence S. Stec
 ROLL ATTACHED

Wyandotte, Michigan May 23, 2011

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that Council CONCURS with the recommendation of the City Engineer and City Assessor dated May 18, 2011, regarding the former 127 Bennett, Wyandotte, AND FURTHER that Council accepts the offer from the Downriver Italian-American Club in the amount of \$9,000.00 for the former 127 Bennett; 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.

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

Wyandotte, Michigan May 23, 2011

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that the communication from the City Engineer regarding the "Build A Future in Wyandotte" advertising campaign 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 May 23, 2011

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that the communication from the City Engineer regarding the removal of petroleum substances for the transient marina at the Oak Street Waterfront is received and placed on file; AND BE IT FURTHER RESOLVED that the draft report of the analysis of Brownfield Cleanup Alternatives for the transient marina at the Oak Street Waterfront is available for public comment from May 25, 2011 through June 25 2011 in the Engineering and Building Department located at City Hall, 3131 Biddle Avenue, Wyandotte.

I move the adoption of the foregoing resolution.

MOTION by Councilperson James R. DeSana

Supported by Councilperson Lawrence S. Stec

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

NAYS: None

Wyandotte, Michigan May 23, 2011

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that WHEREAS, the City of Wyandotte entered into a lease agreement with Environmental Generation Technology Advisor, LLC (Lessee), and WHEREAS, pursuant to the term of said lease, Lessee was required to submit to the City of Wyandotte the following material for the city's review and determination that said material was satisfactory to the City:

- 1) Financing commitment demonstrating that Lessee has procured the necessary financing for construction and completion of the project in accordance with the construction schedule.
- 2) A duly executed Fuel Source Contract demonstrating that Lessee has access to the amount of waste source necessary to generate the power under the Power Purchase Agreement.
- 3) An amendment to the EIA (Environmental Indemnification Agreement) entered into with BASF Corporation to acknowledge this lease and the rights and obligations of Lessee.
- 4) A quality control program in the executed Fuel Source Contract.

WHEREAS, none of the above items have been delivered to the City of Wyandotte for its review, and WHEREAS, the lease requires the City to send notice of termination of the lease on or before June 1, 2011, if the Lessee has not satisfied all of the above matters to the City's satisfaction, NOW, THEREFORE BE IT HEREBY RESOLVED, that the City of Wyandotte hereby exercises its option to terminate the lease and directs the City Attorney to deliver this Resolution to the Lessee forthwith which constitutes the City of Wyandotte's determination to terminate the said lease.

I move the adoption of the foregoing resolution.

MOTION by Councilperson James R. DeSana

Supported by Councilperson Lawrence S. Stec

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

NAYS: None

Wyandotte, Michigan May 23, 2011

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that WHEREAS, the time having arrived for the hearing before this Council and the City Assessor on the SAD #932-2010 Sidewalk Program in the City of Wyandotte including the areas of Oak Street to Eureka Avenue-15th Street to the Railroad Tracks; Vinewood Avenue to Eureka Avenue-Railroad Tracks to 3rd Street; Vinewood Avenue to Oak Street-3rd Street to Van Alstyne Boulevard and Vinewood Avenue to Eureka along Van Alstyne Boulevard for the purpose of defraying that part of the cost which Council decided should be paid and borne by Special Assessment for SAD # 932 within the City of Wyandotte, County of Wayne, State of Michigan and said roll having been duly presented to this Council by the City Assessor and WHEREAS; after such hearing this Council is of the opinion that said roll should be APPROVED and confirmed; NOW THEREFORE BE IT RESOLVED that SAD # 932 as filed by the City Assessor with the City Clerk, be and the same is hereby APPROVED and confirmed and that this Council does hereby estimate that the period of usefulness of said improvement is not less than five (5) years and that the assessments shown on said Roll be divided into five (5) annual installments, payable by the 1st of June each year from 2011 to 2015; inclusive; and that the City Clerk transmit said roll to the City Treasurer with his warrant for collection accordingly and that the installments of Special Assessment roll shall bear interest at the rate of six percent (6%) per annum commencing July 1, 2011, said interest to be paid annually on the due dates of the principal installments of said Special Assessment roll.

I move the adoption of the foregoing resolution.

MOTION by Councilperson James R. DeSana

Supported by Councilperson Lawrence S. Stec

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

NAYS: None

Wyandotte, Michigan May 23, 2011

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that the Council Meeting of Monday, May 30, 2011 is hereby CANCELLED due to the MEMORIAL DAY HOLIDAY.

I move the adoption of the foregoing resolution.

MOTION by Councilperson James R. DeSana

Supported by Councilperson Lawrence S. Stec

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

NAYS: None

Wyandotte, Michigan May 23, 2011

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that the City Engineer has expressed a desire to meet in closed session to discuss acquisition and/or lease of real property. Now, therefore, be it resolved that this Body will meet in closed session immediately following the regularly scheduled Council meeting for the above stated purpose only.

I move the adoption of the foregoing resolution.

MOTION by Councilperson James R. DeSana

Supported by Councilperson Lawrence S. Stec

YEAS: Councilmembers 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 8:35 PM
May 23, 2011

Maria Johnson, Deputy City Clerk