

Wyandotte, Michigan June 13, 2011

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

ROLL CALL

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

Absent: None

PRESENTATION

PRESENTATION BY MIKE BRANDT  
WYANDOTTE FIRE FIGHTER  
TO DOUG MELZER  
POLICE & FIRE COMMISSIONER  
FOR HIS FIRE OPS 101 PARTICIPATION

COMMUNICATIONS MISCELLANEOUS

To the City Counsel of Wyandotte

June 8, 2011

We are seeking a Special Events Permit from the City of Wyandotte so that we may participate in the Wyandotte Street Fair. Over the past 3 years, we have experienced decreased market share, which we believe is due specifically to the Beer and Entertainment tent located on the North end of the Street Fair. We ask a permit be granted during the time periods of July 13-16 for a Beverage and Entertainment tent to be located entirely in our parking lot. We will be placing a 40 by 80 foot tent, which will accommodate a stage for entertainment, table and chairs for food and beverage service.

We have existing power from our street sign for sound equipment and lighting. Food service will consist of Bar B Q and our intent is to apply for a Special Events Permit with the MLCC for beverage service within a secured area if granted a permit for this event through the city of Wyandotte.

We will line the entire West parking lot with Warning barrier with access only through a secured gate located on the East side of the enclosed area. Within the secured area we will have the following 3 Porto Johns, Beverage wagon, Food service area, tent with tables and chairs, stage, 2 Fire extinguishers locations, and appropriate lighting.

Our hours of Food and Beverage operation will be 4pm-11:45pm July 13-16 Entertainment will be from 8pm-11:45pm each day.

On Saturday July 16 we will use the tent to sponsor a pancake breakfast for the runners of the Portofino 5K "Run for Art "

Sincerely,

Jerry Beasley, Managing Partner  
Portofino, Inc. dba/ Portofino Restaurant and Banquet Facility  
3455 Biddle Avenue, Wyandotte, Michigan 48192

June 9th, 2011

Dear Mayor and Council,

I am seriously concerned that you approved the signing of the Consent Decree by Melanie McCoy at the June 6th 2011 council meeting. There apparently was discussion about holding a hearing regarding this Decree so that citizens might be able to give their input into such a serious matter as this consent Decree. But it was decided that no hearings were necessary as the EPA is still allowing comments to be received for 30 days after they published the notice of the Decree into the Federal Register on May 31st 2011. I intend to send them comments and to protest the signing of the Decree by Ms. McCoy before the Council approved such signing and I also will protest that the City did not properly notify its citizens about such Decree and hold proper hearings before such decree was signed by Ms. McCoy.

I think that you all prematurely agreed to the signing of such an important document without giving adequate consideration to how the City of Wyandotte will be able to comply with all the terms of the Decree. I believe that you did a great disservice to all the citizens of Wyandotte by not properly explaining how this situation happened since 2007 and why it was allowed to continue for so long that the EPA had to start a lawsuit against the city in order to force the city into some terms of compliance. During this time of non compliance citizens were forced to breathe noxious substances that were being emitted into the air by our power plant. It is so sad that there apparently was very little concern for the health and safety of our citizens and all those the citizens in surrounding areas including those that came to the Henry Ford Wyandotte Hospital which is in very close proximity to the power plant.

I am amazed about the different standards of law compliance that are applied to the ordinary Joe Doe citizens vs. city officials that are entrusted with operating our power plant. You routinely cite citizens for having weeds too high in their alleys but you allowed our power plant to operate in such a polluting manner that it may have endangered the lives of our children and our other citizens that may have various breathing problems. How did you allow this to happen. Our city Charter must certainly need some revision to hold the officials responsible for this situation. If allowing our power plant to be a source of hazardous pollution was the price to pay for cheap or locally produced power then I am ashamed to admit that I ever thought it was such a great idea to have our own power plant.

I have read the consent decree and I am concerned as to how quickly the pollution problems will be resolved so that citizens can once again feel safe breathing the air in Wyandotte. I am further concerned as to how the required improvements will be paid for. There was talk of selling bonds but I am concerned that our electric operations do not generate enough revenue to cover the bond repayments of our existing debt and now possibly \$10 million more debt. I wonder if it might not be smarter to quit producing power and to encourage citizens to conserve electricity. Maybe we need to produce our power from natural gas which is said to be much cleaner than coal. I want to know why other options were not considered before we entered into such a consent decree.

I am requesting you to immediately revisit the signing of this decree and to fully explain to the citizens how this situation happened, when it will be corrected and how it is going to be paid for and how all this will affect our health and our pocket books. Please hold local hearings as this is a city issue and not just a Federal matter as one council person would have us believe.

Richard Patrick  
523 Cherry St. Wyandotte MI

Item #3 withdrawn from Agenda.

PERSONS IN THE AUDIENCE

None

COMMUNICATIONS FROM CITY AND OTHER OFFICIALS

June 9, 2011

Honorable Mayor Joseph Peterson & City Council Members  
3131 Biddle Avenue  
Wyandotte, Michigan 48192

Dear Honorable Mayor Joseph Peterson & City Council Members -

Please find attached the contracts and W-9 Form for The Detroit Fire Guild to provide street entertainment at the Wyandotte Street Art Fair on July 13th through the 16th 2011.

We feel that this group will provide excellent entertainment and will help make our downtown a destination of choice for residents of not only Southeast Michigan but to the numerous visitors from various States who are attending our Art Fair.

We appreciate your approval of this contract and support of our Department of Recreation, Leisure & Culture events.

Sincerely yours,

Heather A. Thiede, Special Event Coordinator

(Item #5 Removed from Agenda)

June 9, 2011

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

Dear Mayor and Council Members:

At the June 6, 2011, City Council Meeting, Council referred to the undersigned a communication from Nicholas Abrahamson and Dr. Anne Abrahamson, 3249 Biddle requesting permission to encroach into the Eureka and Biddle right-of-ways. The existing sign, the proposed 90 degree parking lot and landscape areas encroach 10.09 feet south of the north right of way line of Eureka Avenue adjacent to 3249 Biddle and as described in the attached Grant of License.

To allow the encroachment into Eureka Avenue, the attached Grant of License and Hold Harmless Agreement would need to be executed between the City of Wyandotte and Nicholas Abrahamson and Dr. Anne Abrahamson the property owners. The Grant of License and Hold Harmless Agreement have been reviewed by the Department of Legal Affairs and approved.

The site plan has also been reviewed by Police Chief Dan Grant and Traffic Officer Jamie Pouliot with the following comment. Any signage for parking to be provided by the owner of the building.

I recommend that the Mayor and City Clerk sign said Agreement and that the Department of Legal Affairs record same provided other approvals are obtained by the Zoning Board of Appeals, Planning Commission and Design Review Board.

Very truly yours,  
Mark A. Kowalewski, City Engineer  
Daniel Grant, Police Chief

LATE ITEM

Alastra Construction  
 1149 Lincoln, Wyandotte, Michigan 48192  
 734 284-2422

June 10, 2011

Dear Mayor Peterson and City Council Members,

I am writing on behalf of Alastra Construction concerning last week's council meeting. This is in regards to the 2011 City Sidewalk additional bond required in the amount of \$89,000.00. I am proposing cash secured line of credit in the amount of \$89,000.00 in the place of a bond, accessible only to the city of Wyandotte. This secured line of credit will be cash funded with our personal funds. It would stipulate a time period in which the city can access this account, relinquishing the monies back to us when the time period the city proposes expires. The paperwork for this line of credit has been submitted. It may take anywhere from 2 to 4 weeks for the process to be completed. If it is in agreement to proceed with the secured line of credit, I ask if you would grant an extension to the two weeks allotted last week in order to complete this action and our contractual obligation.

Sincerely,

Joe Alastra, Alastra Construction

REPORTS AND MINUTES

Financial Services Daily Cash Receipts	May 9-May 18, 2011
Financial Services Daily Cash Receipts	May 5, 2011
Municipal Service Commission	May 31, 2011

CITIZEN PARTICIPATION

None

RECESSRECONVENINGROLL CALL

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

Absent: None

FIRST READING OF AN ORDINANCE

AN ORDINANCE ENTITLED  
 AN ORDINANCE TO AMEND THE CITY OF WYANDOTTE ZONING  
 ORDINANCE TO REZONE THE PROPERTY KNOWN AS  
 124 DAVIS STREET AND FORMER 140-146 DAVIS STREET  
 FROM TWO FAMILY RESIDENTIAL DISTRICT (RT)  
 TO VEHICULAR PARKING DISTRICT (P-1)

RESOLUTIONS

Wyandotte, Michigan June 13, 2011

RESOLUTION by Councilperson Daniel Galeski

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 Daniel Galeski  
Supported by Councilperson Leonard Sabuda  
ROLL ATTACHED

Wyandotte, Michigan June 13, 2011

RESOLUTION by Councilperson Daniel Galeski

RESOLVED by the City Council that Council hereby GRANTS permission to Portofino, 3455 Biddle Avenue, Wyandotte, Michigan 48192 to set up a tent on their own parking lot for the purpose of outdoor beverage and food service from July 13th through July 16th, 2011 provided the signature from the Chief of Police on the temporary liquor permit is executed and placed on file including the approved temporary license from Michigan Liquor Control and proper insurance is submitted to the City Clerk's Office. AND BE IT FURTHER RESOLVED that Wayne County be notified of said outdoor food service and any and all permits if needed be applied for.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Daniel Galeski  
Supported by Councilperson Leonard Sabuda  
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec  
NAYS: None

Wyandotte, Michigan June 13, 2011

RESOLUTION by Councilperson Daniel Galeski

RESOLVED by the City Council that the communication from Richard Patrick, 523 Cherry, Wyandotte, Michigan 48192 relative to the approval of the Consent Decree at the June 6, 2011 Council Meeting is hereby received and placed on file. AND BE IT FURTHER RESOLVED that the General Manager and Municipal Service Commission be directed to supply a written report to City Council monthly (1st Monday of each month) as to the progress and financial commitment as it effects the City of Wyandotte to achieve the present day and futuristic necessary federal requirements of the Environmental Protection Agency as it pertains to the power plant. AND BE IT FURTHER RESOLVED that in relation to the above Consent Decree that the Municipal Service Commission post notices utilizing local newspapers, Wyandotte Cable system and city web-site with addresses and phone numbers where residents may set forth their comments and or concerns (in writing or verbally), to the Consent Decree for consideration by the Municipal Service Commission. AND BE IT FURTHER RESOLVED that the overall intent and mandate of the above actions adhere to the City of Wyandotte Strategic Plan for healthy and safe neighborhoods with clean and safe air emissions satisfactory to meet the Federal Clean Air Act.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Daniel Galeski  
Supported by Councilperson Leonard Sabuda  
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec  
NAYS: None

Wyandotte, Michigan June 13, 2011

RESOLUTION by Councilperson Daniel Galeski

RESOLVED by the City Council that Council hereby APPROVES the contract as set forth by the Special Events Coordinator between the City of Wyandotte and The Detroit Fire Guild to provide street entertainment at the Wyandotte Street Art Fair on July 13th through July 16, 2011 in the amount of \$999.00. AND BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized to sign said contract.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Daniel Galeski

Supported by Councilperson Leonard Sabuda

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

NAYS: None

Wyandotte, Michigan June 13, 2011

RESOLUTION by Councilperson Daniel Galeski

RESOLVED by the City Council that the communication from the City Engineer relative to the development at 3249 Biddle Avenue is hereby received and placed on file. AND BE IT FURTHER RESOLVED that the Mayor and City Council CONCURS in the recommendation of the City Engineer to execute the Grant of License and Hold Harmless Agreement and directs the Mayor and City Clerk to sign said agreement provided other approvals are obtained by the Zoning Board of Appeals, Planning Commission and Design Review Board.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Daniel Galeski

Supported by Councilperson Leonard Sabuda

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

NAYS: None

Wyandotte, Michigan June 13, 2011

RESOLUTION by Councilperson Daniel Galeski

RESOLVED by the City Council that the communication from Alastra Construction, 1149 Lincoln, Wyandotte, Michigan 48192 relative to the 2011 City Sidewalk program bond requirements is hereby received and place on file. AND BE IT FURTHER RESOLVED that Council grants a two week extension to Alastra Construction in order to complete their contractual obligation in the form of a cash secured line of credit in the amount of \$89,000.00 in place of a bond accessible only to the City of Wyandotte.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Daniel Galeski

Supported by Councilperson Leonard Sabuda

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

NAYS; None

Wyandotte, Michigan June 13, 2011

RESOLUTION by Councilperson Daniel Galeski

RESOLVED by the City Council that the total bills and accounts in the amount of \$1,406,592.25 as presented by the Mayor and City Clerk are hereby APPROVED for payment.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Daniel Galeski

Supported by Councilperson Leonard Sabuda

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

NAYS: None

ADJOURNMENT

MOTION by Councilperson Daniel Galeski

Supported by Councilperson Leonard Sabuda

That we adjourn.

Carried unanimously.

Adjourned at 8:00 PM

June 13, 2011

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William R. Griggs, City Clerk