

Wyandotte, Michigan December 12, 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

PERSONS IN THE AUDIENCE

Richard Miller, 1202 – 2nd, regarding new tablets. Requests the whole agenda package be provided on the Wyandotte net. Please do as soon as possible. Municipal Service Meeting tomorrow – was it posted?

Richard Custer, 505 Pine, Oak Club will pass out twenty-four baskets to needy people. Cabs have terrible service.

COMMUNICATIONS FROM CITY AND OTHER OFFICIALS

December 07, 2011

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

Dear Honorable Mayor and City Council:

The Wyandotte Police Department is requesting your permission to utilize Dispatch Education funds, account # 101 302 925 720 to pay upfront costs of \$9,270.00 associated with hosting an Emergency Dispatch Class. This class would be held February 7th – 9th, 2012, in our training room and is being offered by PowerPhone, Inc. Maximum class size is 30. Currently there are 28 seats reserved by other agencies. Ultimately, all fees for the class will be equally shared by the participants, and the monies collected will be deposited back into the DCD Education account # 101 302 925 720.

Thank you for your consideration of this request!

Respectfully,
Daniel J. Grant, Chief of Police

December, 2011

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

Honorable Mayor Peterson and City Council Members;

As you are aware, the Recreation, Leisure and Culture Department is organizing the 2012 Flicks on Bricks special event series; an outdoor movie night taking place on the grounds of the old Wyandotte Theatre at Elm and First Street in Downtown Wyandotte. Featuring a variety of family friendly films, citizens will have the opportunity to bring lawn chairs and blankets to enjoy an evening of quality cinema under the stars.

For the 2012 Flicks on Bricks Movie Night schedule, we recommend contracting the same outdoor screening service provider that has been used for the past two years of the program: Richard Paul and Associates. This company is also the preferred vendor for the Wayne County Parks system, and was recommended to us as such in 2009. Outdoor film screening services on this large scale are a unique offering, and Richard Paul is a quality, dependable vendor out of Macomb, Michigan. There were no local providers of this service.

Attached, please find the contracts for the 2012 Flicks on Bricks event series. These contracts have been reviewed and approved by the Department of Legal Affairs. Please consider authorization of these contracts by Mayor Peterson and the City Clerk, Mr. Griggs.

Thank you for supporting this program.

Sincerely,
Heather A. Thiede, Special Event Coordinator

November 30, 2011

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

Dear Honorable Mayor Joseph R. Peterson and City Council Members,

Attached, please find the Special Event application from the Walk MS: Downriver Walk 2012 to be held on Saturday, May 19, 2012. The walk is planned to begin and end at the Yack Arena. The planned start for the walk is 9 am; however, participants, staff and volunteers will arrive at the Yack Arena as early as 6 am.

This event has been reviewed and approved by the Police Chief, Fire Chief and Superintendent of the Department of Public Service. Please review this event for its impact and see the attached site map as well as event application.

Sincerely,
Heather A. Thiede, Special Event Coordinator

December 6, 2011

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

Dear Mayor Peterson and City Council Members:

At the meeting of December 5, 2011, you held in abeyance the acquisition of the property at 218 Clinton. The property was purchased by Mr. Goodman in September 2011, for the amount of \$19,000. The property was inspected by the Engineering Department with an escrow requirement of \$6,300. Mr. Goodman contacted the City to see if the City was interested in purchasing the property because the City owns the surrounding properties (former 233-237 Clinton and 452 2nd Street). See enclosed map.

Although Mr. Goodman did not submit a transfer affidavit to the City Assessor's Office when he purchased this property, thus not disclosing the details of his acquisition of the property. It is not uncommon for the City to purchase property at a premium if it fits our strategic purposes.

Nonetheless, in light of the new information received, the undersigned has renegotiated the acquisition of this property for the amount of \$22,000.00. Mr. Goodman has verbally accepted this amount.

Very truly yours,
Mark A. Kowalewski
City Engineer

Todd A. Drysdale
City Administrator

December 5, 2011

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

Dear Mayor Peterson and City Council Members:

The City Council has directed the Engineering and Building Department to demolish the structure at 642 Ford Avenue as a dangerous structure. This is a commercial building which requires asbestos survey before demolition.

Therefore, attached please find a Proposal from ASTI Environmental to perform this work at a cost estimated at \$800.00. This cost will be assessed as a lien against the property.

The attached Resolution will authorize the hiring of ASTI Environmental and the City Engineer to execute the Proposals for Inspection.

Very truly yours,
Mark A. Kowalewski City Engineer

December 5, 2011

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

Dear Mayor Peterson and Council Members:

In accordance with the Michigan Department of Transportation procedures, it is necessary for the City to designate positions that are authorized to sign the Annual Permit for Miscellaneous Operations and other Permits within Free Access State Truckline Right of Way.

Please find attached a proposed resolution authorizing the City Engineer, Municipal Service Manager and Police Chief to sign such permits.

Very truly yours,
Mark A. Kowalewski City Engineer

December 6, 2011

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

Dear Mayor Peterson and Council Members:

Waste Management will be collecting Christmas Trees beginning January 2, 2012 thru January 30, 2012. The removal of ornaments, decorations, tree stands and plastic bags will permit the trees to be treated as compost. Trees will be collected on Tuesdays north of Vinewood and Thursdays south of Vinewood.

Very truly yours,
Mark A. Kowalewski City Engineer

December 5, 2011

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

Dear Mayor Peterson and City Council Members:

Municipal Services desires to provide decorative 14 foot LED Lamp Posts in front of the Neighborhood Stabilization Project (NPS2) homes wherein there is an existing overhead light pole. To provide these lights, the electrical source would be fed via underground wiring located in an easement along the side property line of the home. Therefore, the attached easements need to be recorded against the following properties: 821 Ash and 316 Chestnut.

I recommend the attached Resolution be adopted.

Very truly yours,
Mark A. Kowalewski City Engineer

December 5, 2011

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

Dear Mayor Peterson and City Council Members:

The homeowners, Billy and Marti Adkins, of 304 Chestnut have contacted the City of Wyandotte, Department of Engineering and Building regarding the City allowing them to install their underground electrical service line on the City owned property at 316 Chestnut. There is no access for underground from the Adkin's property to the pole. At the Adkin's expense, they have requested to utilize a five (5') foot utility easement to install their electrical service line on the City owned property at 316 Chestnut.

A Hold Harmless Agreement and Grant of License was prepared by this Department which would allow the Adkin's to occupy the five (5') foot utility easement at 316 Chestnut. The construction of the underground conduit at 304 Chestnut is to occur at same time as the construction of the underground conduit at 316 Chestnut.

If you concur with this, the attached Resolution will authorize the Mayor and City Clerk to execute said Grant of License. Further the Adkins will be required to pay the recording fee of \$18.00 and that the Department of Legal Affairs record same.

Very truly yours,
Mark A. Kowalewski, City Engineer

December 6, 2011

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

Dear Mayor Peterson and City Council Members:

As you are aware the Michigan Land Bank Fast Track Authority (Land Bank) is requesting thru Michigan State House Development (MSHD) to increase the Neighborhood Stabilization Program 2 (NSP2) area in the City of Wyandotte. The current area is the River to the east side of 15th Street, south side of Ford Avenue to the north side of Eureka.

The Land Bank is proposing to add the south side of St. Johns to the north side of Ford Avenue from Biddle Avenue to the railroad census tract 5801. Their mission would be to acquire and demolish foreclosed and abandoned properties in this area. Once the properties are demolished, the property could be acquired by the adjacent property owners or deeded to the City for new development.

The Land Bank has requesting that you concur with this request. If you have no objections, the attached Resolution will support the Land Banks request.

Very truly yours,
Mark A. Kowalewski, City Engineer

December 5, 2011

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

Dear Mayor Peterson and Council Members:

In accordance with the Wayne County, Department of Public Services procedures, it is necessary for the City to execute an Annual Permit for Maintenance, Pavement Restoration and Special Events in the County Right-of-Way. The following are approved activities:

1. Sanitary sewer inspection, repair, and routine maintenance.
2. Water main inspection, repair, routine maintenance and installation of residential and commercial water service connections.
3. Application of dust palliatives.
4. Repair and replacement of existing sidewalks.
5. Perform street seeping operations during daylight hours only.
6. Replace and repair pavement cuts due to utility repairs.
7. Temporarily close a county road for a reasonable length of time for a parade, marathon, festival or similar activity
8. Use a county road as a detour of traffic around such activity taking place on a non-county road
9. Place a temporary banner with in the county right-of-way

Please find attached a proposed resolution authorizing the City Engineer to sign such permits.

Very truly yours,
Mark A. Kowalewski, City Engineer

November 9, 2011

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

Dear Mayor and Council Members:

Attached please find Purchase Agreement for the City to acquire the following property: 461 Ford Avenue \$7,000.00 TIFA Area Funds -Two 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

December 8, 2011

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

Dear Mayor Peterson and City Council Members,

Attached for your review are the Quarterly Investment Reports for the second and third quarters of the 2011 calendar year. The attached reports keep the City in compliance with Public Act 213 of 2007, an amendment to Public Act 20 of 1943.

All investments during the quarter are in accordance with the City's Investment Policy and State statutes along with the City's three investment objectives: Preservation of Capital, Liquidity and lastly Yield. In addition, the report is in line with 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.

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

REPORTS AND MINUTES:

Financial Services Daily Cash Receipts	\$ 207,323.63
Municipal Service Commission	November 29, 2011
Design Review Committee	November 23, 2011

CITIZENS PARTICIPATION

Richard Miller, 1202 – 2nd, Item #4, regarding changes, will this require a new contract? Should we revise standard contract form? Item #10, happy about this project. Great Project!

RECESS

RECONVENING

ROLL CALL

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

Absent: None

HEARING

OBJECTIONS FOR A SHOW CAUSE HEARING
ON THE CONDITION OF HOME AND GARAGE
AT 516 PLUM
WHY THE DWELLING AND GARAGE HAS NOT
BEEN BROUGHT UP TO CODE OR DEMOLISHED AND REMOVED

No one present

FINAL READING OF ORDINANCE

AN ORDINANCE ENTITLED
AN ORDINANCE TO AMEND SEC. 25-7 (a)(2)(3) "PURCHASE,
CONSUMPTION OR POSSESSION BY PERSONS LESS
THAN 21 YEARS OF AGE

The City of Wyandotte Ordains:

Section 1. Amendment of Sec. 25-7(a)(2)(3) "Purchase, Consumptions or Possession by Persons Less than 21 Years of Age".

Sec. 25-7 (a)(2)(3).

(a) A person less than twenty-one (21) years of age shall not purchase or attempt to purchase alcoholic liquor, consume or attempt to consume alcoholic liquor, or possess or attempt to possess any alcohol liquor, or have any bodily alcohol content, except as otherwise provided by law. A person less than twenty-one (21) years of age who violates this section is guilty of a misdemeanor punishable by the following fines and sanctions.

(2) For a second violation, a fine of not more than two hundred dollars (\$200.00) or up to 30 days in jail, or both, but imprisonment may be imposed only if the minor has been found by the Court to have violated an order of probation, failed to successfully complete any treatment, screening or community service ordered by the Court, or failed to pay any fine for that conviction or adjudication. In addition, the Defendant may be ordered to participate in substance abuse prevention, or substance abuse treatment and rehabilitation services as defined in Section 6107 of the Public Health Code, Act No. 368 of the Public Acts of 1978, being MCL 333.6107, as designated by the administrator of substance abuse services, to perform community service, and to undergo substance abuse screening and assessment at his or her own expense as described in this section. The person is also subject to sanctions against his or her operator's or chauffeur's license imposed in this section or under the state law.

(3) For a third or subsequent violation, a fine or not more than five hundred (\$500.00) or up to sixty (60) days in jail, or both, but imprisonment may be imposed only if the minor has been found by the Court to have violated an order of probation, failed to successfully complete any treatment, screening or community service ordered by the Court, or failed to pay any fine for that conviction or adjudication. In addition, the Defendant may be ordered to participate in substance abuse prevention, or substance abuse treatment and rehabilitation services as defined in Section 6107 of Act No. 368 of the Public Acts of 1978, and designated by the administrator of substance abuse services, to perform community service, and to undergo substance abuse screening and assessment at his or her own expense as described in this section. The person is also subject to sanctions against his or her operator's license or chauffeur's license imposed in this section, or under state law.

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 12th day of December, 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 12TH day of December, 2011.

Dated December 12, 2011

JOSEPH R. PETERSON, Mayor

WILLIAM R. GRIGGS, City Clerk

RESOLUTIONS

Wyandotte, Michigan December 12, 2011

RESOLUTION by Councilperson Lawrence S. Stec

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

Wyandotte, Michigan December 12, 2011

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that the communication from the Chief of Police relative to the request to host an Emergency Dispatch Class on February 7th, 8th and 9th, 2012 utilizing Dispatch Education funds is hereby received and placed on file. AND BE IT FURTHER RESOLVED that Council GRANTS permission for said class and the use of Dispatch Education funds from account # 101-302-925-720 in the amount of \$9,270.00 to be paid to PowerPhone Inc. with the cost to be equally shared by the participants and with the monies collected to be deposited back into the DCD Education account. AND FURTHER that Mayor and Council authorizes the Chief of Police, Daniel J. Grant to execute the addendum # 1 with PowerPhone, Inc. on behalf of the City of Wyandotte.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan December 12, 2011

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that the communication from the Special Event Coordinator relative to the 2012 Flicks on Bricks special event series is hereby received and placed on file. AND BE IT FURTHER RESOLVED that Council authorizes the Mayor and City Clerk to execute the contracts between Richard Paul & Associates for the following dates: June 22, 2012; July 27, 2012; August 24, 2012 and September 28, 2012 in the amount of \$1350.00 for each Flicks on Bricks series. AND BE IT FURTHER RESOLVED that the Department of Public Service, Police and Fire Departments be notified of said events.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan December 12, 2011

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that the communication from the Special Event Coordinator regarding the Walk MS: Downriver Walk 2012 to be held on Saturday, May 19, 2012 in the City of Wyandotte is hereby received and placed on file. AND BE IT FURTHER RESOLVED that Council APPROVES said event to take place and accepts the application for the special event. AND FURTHER said resolution shall be forwarded to the Department of Public Service, Police and Fire Departments for coordination of same.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Lawrence S. Stec

Supported by Councilperson James R. DeSana

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

NAYS: None

Wyandotte, Michigan December 12, 2011

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that Council CONCURS with the recommendation of the City Engineer to acquire the property at 218 Clinton in the amount of \$22,000.00 to be appropriated from TIFA Area Funds; the offer to purchase agreement is contingent upon the seller immediately filing a property transfer affidavit with the City Assessor together with a \$200.00 penalty for failing to file within 45 days of purchase by the seller of 218 Clinton. This offer to purchase is further contingent upon the seller obtaining at seller's cost a title commitment verifying seller has marketable title prior to the City accepting the offer to purchase for \$22,000 and further that any and all fees are the responsibility of the seller. 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 Lawrence S. Stec

Supported by Councilperson James R. DeSana

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

NAYS: None

Wyandotte, Michigan December 12, 2011

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that the communication from the City Engineer regarding the property at 642 Ford Avenue is hereby received and placed on file; AND BE IT FURTHER RESOLVED that the City Engineer is hereby authorized to execute the proposal for inspection of ASTI Environmental; AND BE IT FURTHER RESOLVED that Council CONCURS with the recommendation of the City Engineer and authorizes ASTI Environmental to perform the asbestos survey at 642 Ford Avenue in an amount not to exceed \$800.00 from account # 492-200-850-519; AND BE IT FURTHER RESOLVED that the City Clerk be directed to notify all parties of interest relative to this issue.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Lawrence S. Stec

Supported by Councilperson James R. DeSana

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

NAYS: None

Wyandotte, Michigan December 12, 2011

PERFORMANCE RESOLUTION FOR GOVERNMENTAL AGENGIES

This Performance Resolution is required by the Michigan Department of Transportation for purposes of issuing to a municipal utility an "Individual Permit for Use of State Highway Right of Way," or an "Annual Application and Permit for Miscellaneous Operations Within State Highway Right of Way."

RESOLVED WHEREAS, the City of Wyandotte hereinafter referred to as the "GOVERNMENTAL AGENCY," periodically applies to the Michigan Department of Transportation, hereinafter referred to as the "DEPARTMENT," for permits, referred to as "PERMIT," to construct, operate, use and/or maintain utility or other facilities, or to conduct other activities, on, over, and under State Highway right of way at various locations; within and adjacent to its corporate limits;

NOW THEREFORE, in consideration of the DEPARTMENT granting such PERMIT, the GOVERNMENTAL AGENCY agrees that:

1. Each party to this Agreement shall remain responsible for any claims arising out of their own acts and/or omissions during the performance of this Agreement, as provided by law. This Agreement is not intended to increase either party's liability for, or immunity from, tort claims, nor shall it be interpreted, as giving either party hereto a right of indemnification, either by Agreement or at law, for claims arising out of the performance of this Agreement.
2. Any work performed for the GOVERNMENTAL AGENCY will be solely as for the GOVERNMENTAL AGENCY and not as a contractor or agent of the DEPARTMENT. The DEPARTMENT shall not be subject to any obligations or liabilities by vendors and contractors of the GOVERNMENTAL AGENCY, or their subcontractors or any other person not a party to the PERMIT without its specific prior written consent and notwithstanding the issuance of the PERMIT. Any claims against the State of Michigan, the Michigan Transportation Commission, the DEPARTMENT, and all officers, agents and employees thereof and those contracting governmental bodies performing permit activities for the DEPARTMENT and all officers, agents, and employees thereof will be the sole responsibility of the GOVERNMENTAL AGENCY.
3. The GOVERNMENTAL AGENCY shall take no unlawful action or conduct, which arises either directly or indirectly out of its obligations, responsibilities, and duties under the PERMIT which results in claims being asserted against or judgment being imposed against the State of Michigan, the Michigan Transportation Commission, the DEPARTMENT, and all officers, agents and employees thereof and those contracting governmental bodies performing permit activities for the DEPARTMENT and all officers, agents, and employees thereof, pursuant to a maintenance contract. In the event that the same occurs, for the purposes of the PERMIT, it will be considered as a breach of the PERMIT thereby giving the State of Michigan, the DEPARTMENT, and/or the Michigan Transportation Commission a right to seek and obtain any necessary relief or remedy, including, but not by way of limitation, a judgment for money damages.
4. The GOVERNMENTAL AGENCY It will, by its own volition and/or request by the DEPARTMENT, promptly restore and/or correct physical or operating damages to any State Highway Right of Way resulting from the installation construction, operation and/or maintenance of the GOVERNMENTAL AGENCY'S facilities according to a PERMIT issued by the DEPARTMENT.
5. With respect to any activities authorized by PERMIT, when the GOVERNMENTAL AGENCY requires insurance on its own or its contractor's behalf it shall also require that such policy include as named insured the State of Michigan, the Transportation Commission, the DEPARTMENT, and all officers, agents, and employees thereof and those governmental bodies performing permit activities for the DEPARTMENT and all officers, agents, and employees thereof, pursuant to a maintenance contract.
6. The incorporation by the DEPARTMENT of this resolution as part of a PERMIT does not prevent the DEPARTMENT from requiring additional performance security or insurance before issuance of a PERMIT.
7. This resolution shall continue in force from this date until cancelled by the GOVERNMENTAL AGENCY or the DEPARTMENT with no less than thirty (30) days prior written notice to the other party. It will not be cancelled or otherwise terminated by the GOVERNMENTAL AGENCY with regard to any PERMIT which has already been issued or activity which has already been undertaken.

BE IT FURTHER RESOLVED, that the following position(s) are authorized to apply to the DEPARTMENT for the necessary permit to work within State Highway Right of Way on behalf of the GOVERNMENTAL AGENCY.

Name	and/or	Title
Mark A. Kowalewski		City Engineer
Melanie McCoy		General Manager – Municipal Service
Daniel Grant		Police Chief

I hereby certify that the foregoing is a true copy of a resolution adopted by the Wyandotte City Council of the City of Wyandotte of Wayne at a regular meeting held on the 12th day December of 2011 A.D.

Signed: William R. Griggs, City Clerk

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

NAYS: None

Members Absent: None

RESOLUTION DESIGNATING THE CITY ENGINEER AS AUTHORIZED OFFICIAL
TO SIGN FOR STATE HIGHWAY PERMITS

Wyandotte, Michigan December 12, 2011

RESOLUTION BY COUNCILPERSON Lawrence S. Stec

NOW, THEREFORE, BE IT RESOLVED, by this Council that the City Engineer, Mark A. Kowalewski, is hereby designated as the representative for the City of Wyandotte authorized to sign permit applications which allow the City of Wyandotte to perform proposed operations on the portion of the State Highway Right-of-Way in the City of Wyandotte during the 2012 calendar year.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan December 12, 2011

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that the communication from the City Engineer regarding the collection of Christmas Trees is hereby received and placed on file; AND BE IT FURTHER RESOLVED that Waste Management will collect Christmas Trees beginning January 2, 2012, until January 30, 2012. Trees will be collected on Tuesdays north of Vinewood and Thursdays south of Vinewood. Ornaments, decorations, tree stands and plastic bags MUST BE REMOVED to permit composting of trees.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan December 12, 2011

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that the communication from the City Engineer regarding the installation of decorative lights and dedication of the following easements at Neighborhood Stabilization Project (NSP2) homes at 821 Ash and 316 Chestnut is hereby received and placed on file; AND BE IT FURTHER RESOLVED that funding will be from account #101-440-925-756 NSP2 New Construction and 101-440-925-756 NSP2 Rehab Construction; AND FURTHER that Council directs the City Attorney to record said easement against said NSP2 Properties.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan December 12, 2011

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that the communication from the City Engineer regarding the request from Billy and Marti Adkins, 304 Chestnut to encroach on the city-owned property, 316 Chestnut is hereby APPROVED provided the Grant of License and Hold Harmless Agreement is executed by all parties; AND FURTHER that the Mayor and City Clerk are hereby authorized to sign said Grant of License and Hold Harmless Agreement and that said work is to occur simultaneously with the underground conduit work at 316 Chestnut; AND FURTHER that Mr. and Mrs. Adkins pay the recording fee of \$18.00 and the Department of Legal Affairs record the Grant of License.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Lawrence S. Stec

Supported by Councilperson James R. DeSana

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

NAYS: None

Wyandotte, Michigan December 12, 2011

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that the communication from the City Engineer regarding the Neighborhood Stabilization Program 2 (NSP2) is hereby received and placed on file; AND BE IT FURTHER RESOLVED that Council supports the substantial amendment to the NSP2 Area for Wyandotte by including census tract 5801 which is comprised of the south side of St. Johns to the north side of Ford Avenue from Biddle Avenue to the Railroad Tracks.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Lawrence S. Stec

Supported by Councilperson James R. DeSana

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

NAYS: Councilman Galeski

RESOLUTION AUTHORIZING EXECUTION OF ANNUAL MAINTENANCE PERMITS

RESOLUTION DATED: December 12, 2011

At a regular Meeting of the City of Wyandotte, City Council on December 12, 2011 the following resolution was offered:

WHEREAS, the City of Wyandotte (hereinafter the "Community") periodically applies to the County of Wayne Department of Public Services, Engineering Division Permit Office (hereinafter the "County") for permits to conduct emergency repairs and annual maintenance work on local and County reads located entirely within the boundaries of the Community, as needed from time to time to maintain the roads in a condition reasonably safe and convenient for public travel;

WHEREAS, pursuant to Act 51 of 1951, being MCL 247.651 et seq, the County permits and regulates such activities and related temporary road closures;

NOW THEREORE, in consideration of the County granting such Permit, the Community agrees and resolves that:

It will fulfill all permit requirements and will save harmless, represent and defend the County of Wayne and all of its offers, agents and employees to the extent of the City of Wyandotte's insurance coverage;

from any and all claims and losses occurring or resulting to any and all permits, firms, or corporations furnishing or supplying work, services, materials, or supplies to the Community as the result of the Community's installation, construction, operation, repair or maintenance activities which are being performed under the terms of the Permit on, over, and/or under the County right-of-way or any local road to the extent of the City of Wyandotte's insurance coverage; and

from any and all claims of every kind for injuries to, or death of, any and all persons, and for loss of or damage to property, and environmental damage or degradation, and from attorney's fees and related costs arising out of, under, or by reason of the Community's installation, construction, operation, repair or maintenance activities which are being performed under the terms of the Permit on over, and/or under the County right-of-way or any local road to the extent of the City of Wyandotte's insurance coverage except claims resulting from the direct negligence or willful acts or omissions of said County performing permit activities; and

Any work performed for the Community by a contractor or subcontractor will be solely as a contractor for the Community and not as a contractor or agent of the County. Any claims by any contractor or subcontractor will be the sole responsibility of the Community. The County shall not be subject to any obligations or liabilities by vendors and contractors of the Community, or their subcontractors or any other person not a party to the Permit without its specific prior written consent and notwithstanding the issuance of the Permit.

The Community shall take no unlawful action or conduct, which arises either directly or indirectly out of its obligations, responsibilities, and duties under the Permit which results in claims being asserted against or judgment being imposed against the County, and all officers, agents and employees thereof pursuant to a maintenance contract. In the event that same occurs, for the purposes of the Permit, it will be considered a breach of the Permit thereby giving the County a right of seek and obtain any necessary relief or remedy, including, but not by way of limitation, a judgment for money damages.

With respect to any activities authorized by Permit, when the Community requires insurance on its own or its contractor's behalf, it shall also require that such policy include as named insured the County of Wayne and all officers, agents and employees thereof.

The resolution shall stipulate that the requesting city, incorporated village or township shall, at no expense to Wayne County, provide necessary police supervision, establish detours and post all necessary signs and other traffic control devices in accordance with the Michigan Manual of Uniform Traffic Devices.

The resolution shall stipulate that the requesting city, incorporated village or township shall assume full responsibility for the cost of repairing damage done to the County road during the period of road closure or partial closure.

This resolution shall continue in force for this date until cancelled by the Community or the County with no less than thirty (30) days prior written notice to the other party. It will not be cancelled or otherwise terminated by the Community with regard to any Permit which has already been issued or activity which has already been undertaken.

BE IT FURTHER RESOLVED, that the following position(s) are authored to apply to the County of Wayne Department of Public Services Engineering Division Permit Office for the necessary permit to work within County road right-of-way or local roads on behalf of the Community.

Name	and/or	Title
Mark A. Kowalewski		City Engineer

I move the adoption of the foregoing resolution.

MOTION by Councilperson Lawrence S. Stec

Supported by Councilperson James R. DeSana

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

NAYS: None

Members Absent: None

I hereby certify that the foregoing is a true and correct copy of a resolution adopted by the City Council of the City of Wyandotte, County of Wayne, Michigan on December 12, 2011.

William R. Griggs, City Clerk

RESOLUTION AUTHORIZING EXECUTION OF ANNUAL SPECIAL EVENTS PERMITS

RESOLUTION DATED: December 12, 2011

At a regular Meeting of the City of Wyandotte, City Council on December 12, 2011 the following resolution was offered:

WHEREAS, the City of Wyandotte (hereinafter the "Community") requests an annual permit from the County of Wayne Department of Public Services, Engineering division Permit Office (hereinafter the "County") to temporarily close a County road for a parade, event, celebration, block party or similar activity, or, to erect a banner within the County road right-of-way, and the County road or road-right-of-way is located entirely within the boundaries of the Community;

WHEREAS, pursuant to Act 200 of 1969, being MCL 247.323 et seq, the County permits and regulates such activities, banners and related temporary road closures;

NOW THEREFORE, in consideration of the County granting such an Annual Permit, the Community agrees and resolves that:

It will fulfill all permit requirements and will save harmless, represent and defend the County of Wayne and all of its officers, agents and employees;

from any and all claims and losses occurring or resulting to any and all persons, firms, or corporations furnishing or supplying work, services, materials, or supplies to the Community as the result of the Community's installation, construction, operation, repair or maintenance activities which are being performed under the terms of the Permit on, over, and/or under the County right-of-way or any local road; and

from any and all claims of every kind for injuries to, or death of, any and all permits, and for loss of or damage to property, and environmental damage or degradation, and from attorney's fees and related costs arising out of, under, or by reason of the Community's installation, construction, operation, repair or maintenance activities which are being performed under the terms of the Permit on, over, and/or under the County right-of-way or any local road, except claims resulting from the direct negligence or willful acts or omissions of said County performing permit activities.

Any work performed for the Community by a contractor or subcontractor will be solely as a contractor for the Community and not as a contractor or agent of the County. Any claims by any contractor or subcontractor will be the sole responsibility of the Community. The County shall not be subject to any obligations or liabilities by vendors and contractors of the Community, or their subcontractors or any other person not a party to the Permit without its specific prior written consent and notwithstanding the issuance of the permit.

The Community shall take no unlawful action or conduct, which arises either directly or indirectly out of its obligations, responsibilities, and duties under the Permit which results in claims being asserted against or judgment being imposed against the County, and all officers, agents and employees thereof pursuant to a maintenance contract. In the event that same occurs, for the purposes of the Permit, it will be considered a breach of the Permit thereby giving the County a right of seek and obtain any necessary relief or remedy, including, but not by way of limitation, a judgment for money damages.

The resolution shall stipulate that the requesting city, incorporated village or township shall, at no expense to Wayne County, provide necessary police supervision, establish detours and post all necessary signs and other traffic control devices in accordance with the Michigan Manual of Uniform Traffic Devices.

The resolution shall stipulate that the requesting city, incorporated village or township shall assume full responsibility for the cost of repairing damage done to the County road during the period of road closure or partial closure.

This resolution shall continue in force for this date until cancelled by the Community or the County with no less than thirty (30) days prior written notice to the other party. It will not be cancelled or otherwise terminated by the Community with regard to any Permit which has already been issued or activity which has already been undertaken.

BE IT FURTHER RESOLVED, that the following position(s) are authorized to apply to the County of Wayne Department of Public Services Engineering Division Permit Office for the necessary permit to work within County road right-of-way or local roads on behalf of the Community.

Name	and/or	Title
Mark A. Kowalewski		City Engineer
Daniel Grant		Police Chief

I move the adoption of the foregoing resolution.

MOTION by Councilperson Lawrence S. Stec

Supported by Councilperson James R. DeSana

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

NAYS: None

Members Absent: None

I hereby certify that the foregoing is a true and correct copy of a resolution adopted by the City Council of the City of Wyandotte, County of Wayne, Michigan on December 12, 2011.

William R. Griggs, City Clerk

Wyandotte, Michigan December 12, 2011

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that Council CONCURS with the recommendation of the City Engineer to acquire the property at 461 Ford Avenue in the amount of \$7,000.00 to be appropriated from TIFA Area Funds; AND BE IT FURTHER RESOLVED that the Department of Legal Affairs, William R. Look, is hereby directed to prepare and sign the necessary documents and the Mayor and City Clerk be authorized to execute the purchase agreement. 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 Lawrence S. Stec
Supported by Councilperson James R. DeSana
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec
NAYS: None

Wyandotte, Michigan December 12, 2011

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that Council hereby receives and places on file the 2011 2nd and 3rd Quarter Investment Reports as outlined in the December 8, 2011 communication from the Deputy Treasurer/Assistant Finance Director.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan December 12, 2011

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that WHEREAS a hearing was held on the 12th day of December 2011, where all parties were given an opportunity to show cause, if any they had, why the dwelling and garage at 516 Plum, Wyandotte should not be DEMOLISHED, removed or otherwise made safe, and BE IT FURTHER RESOLVED that Council considered all reports and recommendations of the City Engineer's Office and all other facts and considerations were brought to their attention at said hearing; AND FURTHER that the City Council hereby directs that said dwelling and garage located at 516 Plum, Wyandotte should be DEMOLISHED and that the cost be assessed against the property in question as a lien. BE IT FURTHER RESOLVED that the parties of interest shall be forwarded a copy of this resolution forthwith so that they may appeal this decision to the Circuit Court within twenty-one (21) days of the date of this resolution if they so desire.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan December 12, 2011

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that the City Administrator has requested that the Council meet in closed session to discuss strategy associated with the negotiation of a collective bargaining agreement. NOW THEREFORE BE IT RESOLVED that Council will meet in closed session for the above stated purpose only.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan December 12, 2011

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that the total bills and accounts in the amount of \$1,370,736.04 as presented by the Mayor and City Clerk are hereby APPROVED for payment.

I move the adoption of the foregoing resolution.

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

ADJOURNMENT

MOTION by Councilperson Lawrence S. Stec
Supported by Councilperson James R. DeSana
That we adjourn.
Carried unanimously
Adjourned at 8:40 PM
December 12, 2011

William R. Griggs, City Clerk