

Wyandotte, Michigan November 19, 2012

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

Bonnie Pozy, 4025 17th, regarding brick for rowing club facility. Paid for brick but no brick was put in from May 22, 2012 to date.

Fred Frederik, Wyandotte Fire Department, regarding Wyandotte Toys for Tots. Fire Department is a drop off center. 0-12 years toys.

COMMUNICATIONS FROM CITY AND OTHER OFFICIALS

November 14, 2012

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

Gentlemen and Madam:

As you may be aware, the City has discovered that after it has conducted show cause hearings and ordered demolition of said dangerous buildings, the County of Wayne has sold some of these properties for delinquent taxes.

Attached is a copy of a letter I have sent to Wayne County Commissioner Joseph Palamara, requesting his assistance in coordinating a meeting with representatives from the appropriate department at Wayne County to avoid the above-referenced situation from occurring in the future. I am requesting that my letter be read in its entirety at the Monday, November 19, 2012 City Council meeting.

Thanking you in advance for your consideration, I remain

Joseph R. Peterson, Mayor

November 13, 2012

The Honorable Joseph Palamara
Wayne County Commissioner
500 Griswold, 7th Floor
Detroit MI 48226

Dear Commissioner Palamara:

The City of Wyandotte actively enforces its property maintenance code for properties that are vacant, abandoned, or in dangerous condition. Under our ordinance, the City Engineer's Office conducts a show cause hearing and if it determines the property to be dangerous, refers the property to the City Council to conduct a final show cause hearing to determine whether the structure should be demolished.

The City does a title search and sends notice to all interested parties, including the County of Wayne tax forfeiture division if there are delinquent taxes. The City has recently discovered that after it has conducted the show cause hearing and ordered the property demolished, that the County of Wayne has sold some of these properties for delinquent taxes. The City does not know

whether the show cause notice from the City is passed along to the department conducting the tax sales.

We are requesting your assistance in arranging a meeting or conference call with the necessary official in Wayne County so we can avoid the above referenced situation from occurring in the future. We want to make sure that once a show cause hearing is scheduled with the City Council for possible demolition, that the property will not be sold at a tax auction. Perhaps there is a specific office the City can notify. Also, if the City receives an updated list of tax auction properties on a regular basis, the City can check the list to be sure the property will not be sold at auction if it is slated for demolition.

Your assistance in this matter would be greatly appreciated since it is in the best interest of the City and County to remove dangerous structures so a new structure may be built when necessary.

Sincerely,

Joseph R. Peterson, Mayor, City of Wyandotte

November 14, 2012

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

Re: Portofino Restaurant Inc., 3455 Biddle Avenue

Dear Mayor Peterson and Councilmembers:

The attached was received by the Wyandotte City Clerk's Office; request from Portofino Restaurant Inc., to transfer stock interest in 2011 Water Craft licensed business with Dance-Entertainment Permit, located at 3455 Biddle Avenue, Portofino's Restaurant Dock, Wyandotte, MI. 48192, Wayne County through issuance of 333.33 shares of stock to new stockholder, Jerry Beasley, from the Corporation. Said request has been forwarded to Engineering, Municipal Service, Fire, Police, Treasurer and Legal Departments.

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

Sincerely yours,

William R. Griggs, City Clerk

November 13, 2012

To: Honorable Mayor and City Council

From: Department of Legal Affairs

Re: Duties of the City Treasurer

Dear Mayor and City Council:

Attached for your information are a summary of the duties of the city treasurer as set forth in the city charter and as prescribed by state law. I was also requested to render an opinion on who has authority to remove the deputy treasurer.

Paragraph 58 of the charter, section 14, states that the deputy treasurer is appointed by the treasurer, subject to the approval of the city council. The city council sets the compensation for the deputy. Once appointed, the deputy is subject to the control of the treasurer and may be removed at the will of the treasurer. The treasurer shall be liable for the acts and defaults of the deputy and that is probably the reason it states the treasurer may remove the deputy. The state law for treasurers in a township and a fourth class city also have the same provision permitting the treasurer to remove the deputy.

Respectfully submitted,
Department of Legal Affairs
LOOK, MAKOWSKI and LOOK, P.C.
William R. Look

CITY OF WYANDOTTE
REQUEST FOR COUNCIL ACTION

MEETING DATE: November 19, 2012

AGENDA ITEM #4

ITEM: Cable Deficit Plan Update

PRESENTER: Paul LaManes, Assistant to the General Manager

INDIVIDUALS IN ATTENDANCE: Steve Timcoe, Supt. of Cable

BACKGROUND: A 5 year deficit reduction plan was filed and accepted by the State of Michigan Department of Treasury in May 2012 for the City of Wyandotte - Department of Municipal Services Cable TV Department. Council requested that an update on progress be provided at 6 month intervals for the approved plan.

STRATEGIC PLAN/GOALS: Fiscal responsibility for Cable TV Department

ACTION REQUESTED: Receive and place on file. Update is in response to Council request in May 2012 to receive an update every 6 months.

BUDGET IMPLICATIONS & ACCOUNT NUMBER: Fiscal 2013 budget and subsequent year budgets will reflect goals of deficit plan

IMPLEMENTATION PLAN: Update of deficit plan does not have to be filed with the Department of Treasury, Treasury reviews audited financials to determine if plan is on track. Treasury will review change in Unrestricted Net Assets to determine if plan is on track, attached update notes that this goal will be met based on preliminary/unaudited results.

COMMISSION RECOMMENDATION: Municipal Services Commission reviewed and received document as part of agenda at November 13, 2012 regular meeting.

CITY ADMINISTRATOR'S RECOMMENDATION: N/A

LEGAL COUNSEL'S RECOMMENDATION: N/A

MAYOR'S RECOMMENDATION: N/A

LIST OF ATTACHMENTS

- Summary spreadsheet noting original deficit plan for fiscal 2012 and preliminary/unaudited 12 month results for fiscal 2012

MODEL RESOLUTION: None requested or necessary for this matter at this time.

CITY OF WYANDOTTE
REQUEST FOR COUNCIL ACTION

MEETING DATE: November 19, 2012

AGENDA ITEM #5

ITEM: Resolution Authorizing the Boiler 4 Asset Recovery Agreement with Greenworks Recovery Solutions.

PRESENTER: James French, Wyandotte Municipal Service, Director of Power Supply

INDIVIDUALS IN ATTENDANCE: Paul LaManes, Wyandotte Municipal Services, Assistant

to the General Manager,

BACKGROUND: Boiler #4 was decommissioned and has been idle since 1990. Greenworks Recovery Solutions is a company that works with Utilities to remove and recycle obsolete equipment and share the revenue recovered. By removing Boiler #4, WMS plans to remove the abandoned equipment without any added expense, and open up space in the Power Plant. All other options investigated to remove the equipment required payments by WMS.

STRATEGIC PLAN/GOALS: To provide services in an efficient, reliable, economically and environmentally responsible manner.

ACTION REQUESTED: Adopt the resolution authorizing the Boiler #4 Asset Recovery Agreement with Greenworks Recovery Solutions.

BUDGET IMPLICATIONS & ACCOUNT NUMBER: Revenue to be credited to Sundry Sales.

IMPLEMENTATION PLAN: The resolutions and all necessary documents will be forwarded to Greenworks Recovery Solutions.

COMMISSION RECOMMENDATION: Approved

FINANCE DIRECTOR'S RECOMMENDATION:

LEGAL COUNSEL'S RECOMMENDATION:

MAYOR'S RECOMMENDATION:

MODEL RESOLUTION: BE IT RESOLVED by the City Council that Council Concurs with the Wyandotte Municipal Service Commission in the following resolution.

A Resolution authorizing the Boiler #4 Asset Recovery Agreement with Greenworks Recovery Solutions.

November 15, 2012

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 2012 second and third quarter Quarterly Investment Reports. 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 quarters 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

CITY OF WYANDOTTE
REQUEST FOR COUNCIL ACTION

MEETING DATE: November 19, 2012

AGENDA ITEM #7

ITEM: Continuation and Extension of the Joint Management Committee (JCM) Memorandum of Understanding (MOU) for the Downriver Sewage Disposal System

PRESENTER: Mark A. Kowalewski, City Engineer

BACKGROUND: The Thirteen (13) communities have an agreement with Wayne County regarding running the Wastewater Treatment System. The Cities are requesting the County use its best efforts and prioritize the process of concluding negotiations on a New Contract by March 1, 2013. Therefore the attached Resolution will need to be adopted by each City.

STRATEGIC PLAN/GOALS: We are committed to protect and manage our natural resources vigorously by improving our water distribution facilities to ensure that they continue to meet or exceed all state and federal regulatory and legal requirements THE CITY OF WYANDOTTE, MICHIGAN Strategic Plan 2010-2015 Page 21 of 36. Improving our power generation and distribution facilities, both current and future, to ensure they continue to meet or exceed all state and federal regulatory and legal requirements.

ACTION REQUESTED: Adopt the attached Resolution

BUDGET IMPLICATIONS & ACCOUNT NUMBER: n/a

IMPLEMENTATION PLAN: Adopt the attached Resolution

COMMISSION RECOMMENDATION: n/a

CITY ADMINISTRATOR'S RECOMMENDATION:

LEGAL COUNSEL'S RECOMMENDATION:

MAYOR'S RECOMMENDATION:

LIST OF ATTACHMENTS: Resolution for Continuation of Downriver Wastewater Treatment System.

CITY OF WYANDOTTE
REQUEST FOR COUNCIL ACTION

MEETING DATE: November 19, 2012

AGENDA ITEM #8

ITEM: Revisions to the Master Deed for the Vinewood Village Condominium

PRESENTER: Mark A. Kowalewski, City Engineer 11-14-12

BACKGROUND: City purchased the development with NSP2 Funds. A Master Deed was recorded for the 1ST building and now is ready to include the remainder of the site into the Master Deed.

STRATEGIC PLAN/GOALS: Provide the finest services and quality of life to its residents by: 1. Fostering the revitalization and preservation of older areas of the City as well as developing, redeveloping new areas. 2. Ensuring that all new developments will be planned and designed consistent with the city's historic and visual standards; have a minimum impact on natural areas; and, have a positive impact on surrounding areas and neighborhoods.

ACTION REQUESTED: Approve the First Amendment to the Amended and Restated Master Deed of Vinewood Village Condominium which is prepared by the Attorney for the Vinewood Village Development and authorize the Mayor and City Clerk to execute said document.

BUDGET IMPLICATIONS & ACCOUNT NUMBER: n/a

IMPLEMENTATION PLAN: Mayor and City Clerk to execute the First Amendment to the Amended and Restated Master Deed of Vinewood Village Condominium and record same with Wayne County Registered of Deeds.

COMMISSION RECOMMENDATION: N/A

CITY ADMINISTRATOR'S RECOMMENDATION:

LEGAL COUNSEL'S RECOMMENDATION: wrl

MAYOR'S RECOMMENDATION: JP

LIST OF ATTACHMENTS: First Amendment to the Amended and Restated Master Deed of Vinewood Village Condominium

CITY OF WYANDOTTE
REQUEST FOR COUNCIL ACTION

MEETING DATE: November 19, 2012

AGENDA ITEM #9

ITEM: Sales Agreements for NSP2 Homes – 649 Vinewood thru 659 Vinewood, 616 Superior thru 622 Superior, 316 Chestnut, 1322 Oxford, 2064 5th Street, 2351 9th Street

PRESENTER: Mark A. Kowalewski, City Engineer

BACKGROUND: Constructed new homes or purchased and rehabilitated homes with NSP2 Funds. Council approved listing price of homes on October 29, 2012. Placed in MLS on October 30, 2012, and held Lottery Drawing on November 12, 2012. The City received offers on all properties except 655 and 659 Vinewood. The following are the offers were selected in the Lottery Drawing:

649 Vinewood – Paul and Jocelyne DeLadurantaye, 12642 Elaine Dr., Southgate, Michigan in the amount of \$88,500.00 were selected in the Lottery Drawing. Mr. and Mrs. DeLadurantaye are 120% or below of area median income, completed eight (8) hours of housing counseling, and will be receiving the subsidy of \$15,487.50 (which will be a lien with Michigan State Housing Development Authority (MSHDA)). If the home is maintained as owner occupied for ten (10) years this lien will not have to be repaid. The final mortgage amount is \$73,012.50.

651 Vinewood – Michael Shampaigne, 3367 22nd Street, Wyandotte, Michigan in the amount of \$83,500.00 00 was selected in the Lottery Drawing, Mr. Shampaigne is 120% or below of are a median income, completed eight (8) hours of housing counseling, and will be receiving the subsidy of \$14,612.50 (which will be a lien with Michigan State Housing Development Authority (MSHDA)). If the home is maintained as owner occupied for ten (10) years this lien will not have to be repaid. The final mortgage amount is \$68,887.50.

653 Vinewood – Jeffrey March, 16792 Anderson Dr., Southgate, Michigan in the amount of \$88,500.00 was selected in the Lottery Drawing. Mr. March is 120% or below of area median income, completed eight (8) hours of housing counseling, and Will be receiving the subsidy of \$15,487.50 (which will be a lien with Michigan State Housing Development Authority (MSHDA)). If the home is maintained as owner occupied for ten (10) years this lien will not have to be repaid. The final mortgage amount is \$73,012.50.

657 Vinewood – Donald and Melanie Brown, 23351 Fairway Drive East, Woodhaven, Michigan in the amount of \$88,500.00 were selected in the Lottery Drawing. Mr. and Mrs. Brown are 120% or below of area median income, completed eight (8) hours of housing counseling, and will be receiving the subsidy of \$26,500.00 (which will be a lien with Michigan State Housing Development Authority (MSHDA)). If the home is maintained as owner occupied for ten (10) years this lien will not have to be repaid. The final mortgage amount is \$62,000.

616 Superior Diane Welsh, 4227 15th Street, Wyandotte, Michigan in the amount of \$97,500.00 was selected in the Lottery Drawing. Ms. Welsh is 120% or below of area median income, completed eight (8) hours of housing counseling, and will be receiving the subsidy of \$17,062.50 (which will be a lien with Michigan State Housing Development Authority (MSHDA)). If the home is maintained as owner occupied for ten (10) years this lien will not have to be repaid. The final mortgage amount is \$80,437.50.

618 Superior - Todd Laurin, 16201 Oceana Avenue, Allen Park, Michigan in the amount of

\$97,500.00 was selected in the Lottery Drawing. Mr. Laurin is 120% or below of area median income, completed eight (8) hours of housing counseling, and will be receiving the subsidy of \$41,533.00 (which will be a lien with Michigan State Housing Development Authority (MSHDA)). If the home is maintained as owner occupied for fifteen (15) years this lien will not have to be repaid. Since the housing subsidy exceeds \$30,000 the City's approval is contingent upon approval by Michigan State Housing Development Authority (MSHDA)). The final mortgage amount is \$55,967.

620 Superior - Joseph and Delphine Elden, 7829 Kingsley Dr., Onsted, Michigan in the amount of \$97,500.00 were selected in the Lottery Drawing. Mr. and Mrs. Elden are 120% or below of area median income, completed eight (8) hours of housing counseling, and will be receiving the subsidy of \$17,062.50 (which will be a lien with Michigan State Housing Development Authority (MSHDA)). If the home is maintained as owner occupied for ten (10) years this lien will not have to be repaid. The final mortgage amount is \$80,437.50.

622 Superior - Jason Motorojescu, 13902 Kingswood, Riverview, Michigan in the amount of \$97,500.00 was selected in the Lottery Drawing. Mr. Motorojescu is 120% or below of area median income, completed eight (8) hours of housing counseling, and will be receiving the subsidy of \$22,500.00 (which will be a lien with Michigan State Housing Development Authority (MSHDA)). If the home is maintained as owner occupied for ten (10) years this lien will not have to be repaid. The final mortgage amount is \$75,000.

316 Chestnut - Katelyn Davis, 1278 Oxford Court, Wyandotte, Michigan in the amount of \$102,500.00 was selected in the Lottery Drawing. Ms. Davis is 120% or below of area median income, completed eight (8) hours of housing counseling, and will be receiving the subsidy of \$17,937.50 (which will be a lien with Michigan State Housing Development Authority (MSHDA)). If the home is maintained as owner occupied for ten (10) years this lien will not have to be repaid. The final mortgage amount is \$84,562.50.

1322 Oxford Court - Mary Stevens, 1113 Superior Apt 1, Wyandotte, Michigan in the amount of \$98,000.00 were selected in the Lottery Drawing. Ms: Stevens is 120% or below of area median income, completed eight (8) hours of housing counseling and will be receiving the subsidy of \$17,150.00 (which will be a lien with Michigan State Housing Development Authority (MSHDA)). If the home is maintained as owner occupied for ten (10) years this lien will not have to be repaid. The final mortgage amount is \$80,850.

2064 5th Street — Thomas and Valerie Lybrand, 1871 Lindbergh, Wyandotte, Michigan in the amount of \$91,500.00 were selected in the Lottery Drawing. Mr. and Mrs. Lybrand are 120% or below of area median income, completed eight (8) hours of housing counseling, and will be receiving the subsidy of \$16,012.50 (which will be a lien with Michigan State Housing Development Authority (MSHDA)). If the home is maintained as owner occupied for ten' (10) years this lien will not have to be repaid. The final mortgage amount is \$75,487.50.

2351 9th Street — Jose Luis Salinas II and Jessica Vazquez, 42774 Saltz, Canton, Michigan in the amount of \$118,000.00 were selected in the Lottery Drawing. Mr. Salinas II and Ms. Vazquez are 120% or below of area median income, completed eight (8) hours of housing counseling, and will be receiving the subsidy of \$48,000.00 (which will be a lien with Michigan State Housing Development Authority (MSHDA)). If the home is maintained as owner occupied for fifteen (15) years this lien will not have to be repaid. Since the housing subsidy exceeds \$30,000 the City's approval is contingent upon approval by Michigan State Housing Development Authority (MSHDA)). The final mortgage amount is \$70,000.

STRATEGIC PLAN/GOALS: By fostering the revitalization and preservation of older areas of the City as well as developing, redeveloping new areas. Ensuring that all new developments will be planned and designed consistent with the city's historic and visual standards, have a minimum impact on natural areas; and, have a positive impact on surrounding areas and neighborhoods. Also, by promoting the finest in design, amenities and associated infra-structure improvements in all new developments.

ACTION REQUESTED: Approve Sales Agreements for the homes at 649, 651, 653, 657 Vinewood, 616, 618, 620, 622 Superior and 316 Chestnut, 1322 Oxford Ct., 2064 5th Street, 2351 91h Street. The properties at 655 and 659 Vinewood will remain on the open market and

available to any approved NSP2 Purchaser.

BUDGET IMPLICATIONS & ACCOUNT NUMBER: N/A

IMPLEMENTATION PLAN: Execute Sales Agreements and closing on properties.

COMMISSION RECOMMENDATION: N/A

CITY ADMINISTRATOR'S RECOMMENDATION:

LEGAL COUNSEL'S RECOMMENDATION:

MAYOR'S RECOMMENDATION:

LIST OF ATTACHMENTS: Sales Agreements

CITY OF WYANDOTTE
REQUEST FOR COUNCIL ACTION

MEETING DATE: November 19, 2012

AGENDA ITEM #10

ITEM: Wyandotte Lion's Club Park - Ornamental fence installation

PRESENTER: Mark Kowalewski, City Engineer & James R. Knopp, Superintendent of Recreation

INDIVIDUALS IN ATTENDANCE: N/A

BACKGROUND: This is the expanded park at Vinewood & 9th streets. On November 12th, 2012, proposals were opened and read aloud in the Council Chambers for the installation of 165 feet of Ornamental fence at Wyandotte Lion's Club Park. Three (3) contractors attended the mandatory pre-bid meeting and all three (3) contractors submitted bids.

American Fence - 21200 Schoenherr, Warren MI	\$5,878.90
Future Fence Company - 23450 Regency Drive, Warren MI	\$5,181.00
Industrial Fence - 12030 Pleasant Street, Detroit MI	\$7,425.00

STRATEGIC PLAN/GOALS: By fostering the revitalization and preservation of older areas of the City as well as developing new areas. Ensuring that all new developments will be planned and designed consistent with the city's historic and visual standards; have a minimum impact on natural areas; and, have a positive impact on surrounding areas and neighborhoods. Also, by promoting the finest in design, amenities and associated infra-structure improvements in all new developments.

ACTION REQUESTED: The undersigned recommends the proposal submitted by Future Fence Company, Warren MI in the Lump Sum amount of \$5,181.00 for the Ornamental fence installation at Wyandotte Lion's Club Park.

BUDGET IMPLICATIONS & ACCOUNT NUMBER: Recreation TIFA-Parks 492-200850-860-524

IMPLEMENTATION PLAN: Execute contracts and install fence.

COMMISSION RECOMMENDATION: Approved by Recreation commission 11-13-12

CITY ADMINISTRATOR'S RECOMMENDATION:

LEGAL COUNSEL'S RECOMMENDATION:

MAYOR'S RECOMMENDATION:

LIST OF ATTACHMENTS: E mail response of Parks & Rec Commission approval for

Ornamental Fence installation

MODEL RESOLUTION:

REPORTS AND MINUTES:

Financial Services Daily Cash Receipts
Zoning Board of Appeals

\$39,920.47 November 9-13, 2012
November 7, 2012

CITIZENS PARTICIPATION:

None

RECESS

RECONVENING

ROLL CALL

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

Absent: None

RESOLUTIONS

Wyandotte, Michigan November 19, 2012

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that the reading of the minutes of the previous meeting be dispensed with and the same stand approved as recorded without objection.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Sheri M. Fricke
Supported by Councilperson James R. DeSana
ROLL ATTACHED

Wyandotte, Michigan November 19, 2012

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that the communication from the Mayor relative to his correspondence sent to Wayne County Commissioner Joseph Palamara relative to demolition of dangerous buildings the County of Wayne has sold for delinquent taxes is hereby received and placed on file.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Sheri M. Fricke
Supported by Councilperson James R. DeSana
ROLL ATTACHED

Wyandotte, Michigan November 19, 2012

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that Council CONCURS with the recommendation of the City Clerk to grant the request from Portofino Restaurant Inc. to transfer stock interest in a 2011 Water Craft licensed business with Dance-Entertainment Permit, located at 3455 Biddle Avenue, Portofino's Restaurant Dock, Wyandotte, Michigan 48192, Wayne County through issuance of 333.33 shares of stock to new stockholder, Jerry Beasley, from the Corporation.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan November 19, 2012

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that the communication from the Department of Legal Affairs outlining the duties of the City Treasurer as set forth in the City Charter is hereby received and placed on file.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Sheri M. Fricke
Supported by Councilperson James R. DeSana
ROLL ATTACHED

Wyandotte, Michigan November 19, 2012

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that the communication from the Assistant to the General Manager of Service relative to the Cable Deficit Plan Update is hereby received and placed on file.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan November 19, 2012

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that Council hereby CONCURS in the recommendation as set forth in the communication from the Director of Power Supply for Municipal Service and authorizes the Boiler 4 asset Recovery Agreement with Greenworks Recovery Solutions.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan November 19, 2012

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that Council hereby receives and places on file the 2012; 2nd and 3rd quarter Quarterly Investment Reports as outlined in the November 15, 2012 communication from the Deputy Treasurer/Assistant Finance Director.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Sheri M. Fricke

Supported by Councilperson James R. DeSana

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

NAYS: None

RESOLUTION FOR CONTINUATION OF DOWNRIVER
WASTEWATER TREATMENT SYSTEM
JOINT MANAGEMENT COMMITTEE

Minutes of a Regular Meeting of the City Council of the City of Wyandotte County of Wayne, Michigan, held in the City, on the 19th day of November, 2012, AT 7 p.m.

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

ABSENT: None

On Motion of Councilperson Sheri M. Fricke, supported by Councilperson James R. DeSana

WHEREAS, effective March 1, 1962, a contract (the "Contract") was entered by and between the City of Belleville, City of Ecorse, City of Lincoln Park, City of River Rouge, City of Southgate, City of Wyandotte, City of Allen Park; City of Taylor, City of Dearborn Heights, City of Romulus, City of Riverview, Charter Township of Van Buren and Charter Township of Brownstown, (hereafter collectively called "the Municipalities," individually, "the Municipality"), being Cities and Townships located in the County of Wayne, Michigan and the County of Wayne, a Charter County, (hereafter called "The County") for the purposes of establishing the Downriver Sewage Disposal System, (hereafter "the System"), for the treatment and disposal of sanitary sewage emanating from the Municipalities, and

WHEREAS, that Contract, as amended, provided for the operation of said System by the County, which contract has an expiration date of March 1, 2012, and

WHEREAS, the System has undergone a major expansion and renovation as a result of United States of America EPA and Michigan Department of Environmental Quality mandates which were set forth in a Consent Decree dated May 24, 1994 in the matter of United States of America, et al vs. Wayne County Michigan, et al, Civil Action No. 87-70992, filed in the. U.S. District Court, Eastern District of Michigan; Southern Division, and

WHEREAS, as a result of said Consent Decree, including the amendments thereto, the System has undergone a major renovation and expansion, the parties have issued bonds in the aggregate amount of approximately \$350 million pursuant to a Financing Plan and Final Judgment entered in the above referenced matter on March 14, 1994, and

WHEREAS, as a result of said expansion and renovation, and the resulting issuance of bond obligations, all of which have substantially changed the System from that originally designed or contemplated at the execution of the Contract, the parties desire to properly reflect the rights and obligations of the parties as their interest presently appear, and

WHEREAS, the Contract and past, practices establish the County as the entity responsible for operating, managing and controlling ,the System, while the Municipalities are responsible for funding the operation, maintenance, expansion, renovation, rehabilitation and capital improvements to the System, and

WHEREAS, the County and Municipalities wish to adjust this relationship as to management, operation and control of the System, to allow the Municipalities more involvement in the operation, management and control of the System by forming a Joint Management Committee pursuant to the terms and conditions set forth in the Joint Management Committee Memorandum of Understanding, as revised (Exhibit 1), and

WHEREAS, the purpose of the Joint Management Committee Memorandum of Understanding is to set forth the composition; duties and responsibilities of a Joint Management Committee, which Committee was formed on a one year pilot/experimental basis on January 1, 2002, for the management and control of the System, and

WHEREAS, the Municipalities and the County extended the terms of the Memorandum of Understanding for a period of two years, commencing January 1, 2003, upon the terms and conditions set forth in Section III, paragraph (1) of the Memorandum of Understanding, and

WHEREAS, the Municipalities and the County extended the terms of the Memorandum of Understanding for a period of one year, commencing January 1, 2005, with an option to extend a second year commencing January 1, 2006 provided the option is exercised by the Municipalities and the County no later than 10 days prior to December 31, 2005, and

WHEREAS, the Municipalities and the County exercised their option and extended the term of the Memorandum of Understanding for a period of one year, commencing January 1, 2006; and

WHEREAS, the Municipalities and the County extended the operation of the Joint Management Committee and the term of the Memorandum of Understanding, as revised, for a period of two (2) years commencing January 1, 2007; and

WHEREAS, the Municipalities and the County further extended the operation of the Joint Management Committee and the term of the Memorandum of Understanding, as revised, for a period of two (2) years commencing January 1, 2009; and

WHEREAS, the Municipalities and the County further extended the operation of the Joint Management Committee and the term, of the Memorandum of Understanding, as revised for a period of one (1) year commencing on January 1, 2011; and

WHEREAS, the Contract expired on March 1, 2012 and the County pursuant to a letter dated April 2, 2012, confirmed that "The County will also continue to adhere to the most recent Memorandum of Understanding with the Joint Management Committee so long as the parties continue to work in good faith toward adoption of a new sewer disposal contract"; and

WHEREAS, the Municipalities are extremely disappointed and frustrated at the unreasonable delays and lack of progress to date in the negotiation and finalization of a new Downriver Sewage Disposal System Contract ("New Contract") with the County; and

WHEREAS, the Municipalities are insistent that the County use its best efforts and prioritize the process of concluding negotiations on a New Contract with the Municipalities by March 1, 2013 (the one-year anniversary of the expiration of the Contract); and

WHEREAS, while the negotiations of a New Contract is ongoing the Municipalities desire to retroactively extend the existence and operation of the Joint Management Committee past the December 31, 2011 expiration date of the Memorandum of Understanding for an additional term of two (2) years commencing January 1, 2012 and concluding December 31, 2013.

NOW, THEREFORE, BE IT RESOLVED THAT:

The City of Wyandotte hereby approves of and authorizes the full and necessary participation in the Joint Management Committee as extended through December 31, 2013 pursuant to terms and conditions set forth in Exhibit 1.

The City hereby designates Joseph Peterson as its JMC representative, and Mark A. Kowalewski as its alternate representative.

BE IT FURTHER RESOLVED THAT:

The Municipalities and the County use their best efforts and prioritize the process of concluding negotiations, finalizing and executing a new Downriver Sewage Disposal System Contract on or before Friday, March 1, 2013.

This Resolution shall take immediate effect.

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

NAYS: None

RESOLUTION DECLARED UNANIMOUSLY ADOPTED

CITY OF WYANDOTTE

By Mayor Joseph R. Peterson and Clerk William R. Griggs

I, William R. Griggs, City Clerk of the City of Wyandotte, County of Wayne, Michigan, do hereby certify that the foregoing is a true copy of a Resolution adopted by the City Council of the City of Wyandotte at a regular meeting on November 19, 2012.

In witness whereof, I have hereunto set my hand and seal this 19th day of November, 2012

Clerk William R. Griggs
City of Wyandotte
Wayne County, Michigan

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan November 19, 2012

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that the communication from the City Engineer regarding the amendment to the Master Deed of the Vinewood Village Condominium is hereby received and placed on file; AND BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized to execute the First Amendment to the Amended and Restated Master Deed of Vinewood Village Condominium as presented to the City Council.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan November 19, 2012

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED BY THE MAYOR AND COUNCIL that Council concurs with the recommendation of the City Engineer regarding the sale of the NSP2 homes at 649 Vinewood, 651 Vinewood, 653 Vinewood, 657 Vinewood, 659 Vinewood, 616 Superior, 618 Superior 620 Superior, 622 Superior 316 Chestnut, 1322 Oxford Ct., 2064 5th Street, and 2351 9th Street; AND hereby accepts the following offers:

649 Vinewood - Paul and Jocelcyne DeLadurantaye, 12642 Elaine Dr., Southgate, Michigan in the amount of \$88,500.00 were selected in the Lottery Drawing. Mr. and Mrs. DeLadurantaye are 120% or below of area median income, completed eight (8) hours of housing counseling, and will be receiving the subsidy of \$15,487.50 (which will be a lien with Michigan State Housing Development Authority (MSHDA)). If the home is maintained as owner Occupied for ten (10) years this lien will not have to be repaid. The final mortgage amount is \$73,012.50.

651 Vinewood - Michael Shampaigne, 3367 22nd Street, Wyandotte, Michigan in the amount of \$83,500.00 00 was selected in the Lottery Drawing. Mr. Shampaigne is 120% or below of area median income, completed eight (8) hours of housing counseling, and will be receiving the subsidy of \$14,612.50 (which will be a lien with Michigan State Housing Development Authority (MSHDA)). If the home is maintained as owner occupied for ten (10) years this lien will not have to be repaid. The final mortgage amount is \$68,887.50.

653 Vinewood - Jeffrey March, 16792 Anderson Dr., Southgate, Michigan in the amount of \$88,500.00 was selected in the Lottery Drawing. Mr. March is 120% or below of area median income, completed eight (8) hours of housing counseling, and will be receiving the subsidy of \$15,487.50 (which will be a lien with Michigan State Housing Development Authority (MSHDA)). If the home is maintained as owner occupied for ten (10) years this lien will not have to be repaid. The final mortgage amount is \$73,012.50.

657 Vinewood - Donald and Melanie Brown, 23351 Fairway Drive East, Woodhaven, Michigan in the amount of \$88,500.00 were selected in the Lottery Drawing. Mr. and Mrs. Brown are 120% or below of area median income, completed eight (8) hours of housing counseling, and will be receiving the subsidy of \$26,500.00 (which will be a lien with Michigan State Housing Development Authority (MSHDA)). If the home is maintained as owner occupied for ten (10) years this lien will not have to be repaid. The final mortgage amount is \$62,000.

616 Superior - Diane Welsh, 4227 15th Street, Wyandotte, Michigan in the amount of \$97,500.00 was selected in the Lottery Drawing. Ms. Welsh .is 120% or below of area median income, completed eight (8) hours of housing counseling, and will be receiving the subsidy of \$17,062.50 (which will be a lien with Michigan State Housing Development Authority (MSHDA)). If the home is maintained as owner occupied for ten (10) years this lien will not have to be repaid. The final mortgage amount is \$80,437.50.

618 Superior - Todd Laurin, 16201 Oceana Avenue, Allen Park, Michigan in the amount of \$97,500.00 was selected in the Lottery Drawing. Mr. Laurin is 120% or below of area median income, completed eight (8) hours of housing counseling, and will be receiving the subsidy of \$41,533.00 (which will be a lien with Michigan State Housing Development Authority (MSHDA)). If the home is maintained as owner occupied for fifteen (15) years this lien will not have to be repaid. Since the housing subsidy exceeds \$30,000 the City's approval is contingent upon approval by Michigan State Housing Development Authority (MSHDA)). The final mortgage amount is \$55,967.

620 Superior - Joseph and Delphine Elden, 7829 Kingsley Dr., Onsted, Michigan in the amount of \$97,500.00 were selected in the Lottery Drawing. Mr. and Mrs. Elden are 120% or below of area median income, completed eight (8) hours of housing counseling, and will be receiving the subsidy of \$17,062.50 (which will be a lien with Michigan State Housing Development Authority (MSHDA)). If the home is maintained as owner occupied for ten (10) years this lien will not have to be repaid. The final mortgage amount is \$80,437.50.

622 Superior - Jason Motorojescu, 13902 Kingswood, Riverview, Michigan in the amount of \$97,500.00 was selected in the Lottery Drawing. Mr. Motorojescu is 120% or below of area median income, completed eight (8) hours of housing counseling, and will be receiving the subsidy of \$22,500.00 (which will be a lien with Michigan State Housing Development Authority (MSHDA)). If the home is maintained as owner occupied for ten (10) years this lien will not have to be repaid. The final mortgage amount is \$75,000.

316 Chestnut - Katelyn Davis, 1278 Oxford Court, Wyandotte, Michigan in the amount of \$102,500.00 was selected in the Lottery Drawing. Ms. Davis is 120% or below of area median income, completed eight (8) hours of housing counseling, and will be receiving the subsidy of \$17,937.50 (which will be a lien with Michigan State Housing Development Authority (MSHDA)). If the home is maintained as owner occupied for ten (10) years this lien will not have to be repaid. The final mortgage amount is \$84,562.50.

1322 Oxford Court - Mary Stevens, 1113 Superior Apt 1, Wyandotte, Michigan in the amount of \$98,000.00 were selected in the Lottery Drawing. Ms. Stevens is 120% or below of area median income, completed eight (8) hours of housing counseling, and will be receiving the subsidy of \$17,150.00 (which will be a lien with Michigan State Housing Development Authority (MSHDA)). If the home is maintained as owner occupied for ten (10) years this lien will not have to be repaid. The final mortgage amount is \$80,850.

2064 5th Street - Thomas and Valerie Lybrand, 1871 Lindbergh, Wyandotte, Michigan in the amount of \$91,500.00 were selected in the Lottery Drawing. Mr. and Mrs. Lybrand are 120% or below of area median income, completed eight (8) hours of housing counseling, and will be receiving the subsidy of \$16,012.50 (which will be a lien with Michigan State Housing Development Authority (MSHDA)). If the home is maintained as owner occupied for ten (10) years this lien will not have to be repaid. The final mortgage amount is \$75,487.50.

2351 9th Street - Jose Luis Salinas II and Jessica Vazquez, 42774 Saltz, Canton, Michigan in the amount of \$118,000.00 were selected in the Lottery Drawing. Mr. Salinas II and Ms. Vazquez are 120% or below of area median income, completed eight (8) hours of housing counseling, and will be receiving the subsidy of \$48,000.00 (which will be a lien with Michigan State Housing Development Authority (MSHDA)). If the home is maintained as owner occupied for fifteen (15) years this lien will not have to be repaid. Since the housing subsidy exceeds \$30,000 the City's approval is contingent upon approval by Michigan State Housing Development Authority (MSHDA)). The final mortgage amount is \$70,000.

BE IT RESOLVED that the Department of Legal Affairs is hereby directed to prepare the necessary documents; AND BE IT RESOLVED that the Department of Legal Affairs is hereby directed to prepare the necessary documents and the Mayor, City Clerk and the City Attorney are hereby authorized to sign said documents;

AND BE IT FURTHER RESOLVED that the properties at 655 and 659 Vinewood will remain on the open market and available to any approved NSP2 Purchaser

I move the adoption of the foregoing resolution.

MOTION by Councilperson Sheri Fricke

Supported by Councilperson James R. DeSana

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

NAYS: None

Wyandotte, Michigan November 19, 2012

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that Council CONCURS with the Wyandotte City Engineer and Superintendent of Recreation to award the contract for ornamental fence installation at Lion's Club Park to Future Fence Company, Warren, Michigan in the amount of \$5,181.00 from account # 492-200-850-860-524.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Sheri Fricke

Supported by Councilperson James R. DeSana

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

NAYS: None

Wyandotte, Michigan November 19, 2012

RESOLUTION by Councilperson Sheri M. Fricke

RESOLVED by the City Council that the Council Meeting of Monday, November 26, 2012 is hereby CANCELLED due to the Thanksgiving Holiday.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Sheri Fricke

Supported by Councilperson James R. DeSana

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

NAYS: NONE

ADJOURNMENT

MOTION by Councilperson Sheri Fricke

Supported by Councilperson James R. DeSana

That we adjourn.

Carried unanimously

Adjourned at 7:58 PM

November 19, 2012

William R. Griggs, City Clerk