



Minutes - August 29th. 2005

Wyandotte, Michigan August 29, 2005

Regular session of the City Council of the City of Wyandotte, the Honorable Mayor James R. DeSana presiding.

ROLL CALL

Present: Councilpersons Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka

Absent: None

COMMUNICATIONS MISCELLANEOUS

August 24, 2005

Mayor James R. DeSana and Councilmembers
3131 Biddle Avenue, Wyandotte, Michigan 48192

Dear Mayor DeSana and Councilmembers:

On behalf of myself and my family I would like to thank the City of Wyandotte Retirement Commission and Mayor and Council for allowing me to retire.

It has been wonderful to work for the City of Wyandotte for twenty years.

I look forward to spending time with my family and friends.

Sincerely yours,
Charles (Chuck) Gray

24 Aug 2005

Mayor & City Council, Sirs:

We would like the handicap parking space removed from south of the entrance and relocated north of the current handicap spot which is north of the entrance.

Sincerely,
George Slegianes, 2651 Biddle St. Apt 914
Wyandotte, MI 48192

8-24-05

Mr. Mayor & Council:

Would it be possible to have all handicap parking in front of our building from main entrance to Biddle and no parking from main entrance to Van Alstyne. This way we would have at least four more parking spaces in front of our building for our seniors.

Thank you.
Mr. Carmen Floreno, 2651 Biddle Apt 317
Wyandotte, MI 48192

Dear Mayor and Council,

We all remember the horrible events of September 11, 2001 when the call went out, the firefighters of New York answered without fail. Unfortunately, three hundred and forty three members of the F.D.N.Y. didn't return from that call. On September 11, 2005 the Wyandotte Firefighters will again honor the memory of those fallen firefighters. It's time for the fourth annual 9-11 Memorial Climb-a-thon. This year's proceeds will benefit the Wyandotte Firefighter Scholarship Fund.

It's a simple concept; use a stair-climber to climb one hundred and ten floors, the height of a single World Trade Center tower. Participants collect sponsor names prior to the event. Sponsors pledge money per floor climbed. Monies collected will be used for scholarships for graduating Wyandotte Roosevelt High School seniors. This year we welcome Henry Ford Wyandotte Hospital as co-sponsors. Financial contributions are one way to participate and are always welcome. There are other ways to get involved. We need climbers, volunteers to assist climbers and even people to cheer on the climbers in their attempt. The Climb-a-thon will be held outdoors at Wyandotte Hospital.

To become an event partner, sponsor a climber, or if you are interested in becoming a climber, please contact the Wyandotte Firefighters.

Thank you for your time,

Mike Garrison, Wyandotte Firefighters Local 356, 1093 Ford Avenue,
Wyandotte, MI 48192
734-324-4403

August 23, 2005

Wyandotte Mayor & Council, 3131 Biddle Avenue
Wyandotte, MI 48192

RE: Spinnakers (Formerly South Shore) 1-2-3 DeSana Dr.

Dear Mayor and Council:

I am writing on behalf of Mr. David Stefani.

Mr. Stefani paid \$8,000.00 in escrow in order to secure his completing work by City Code at 1-2-3 DeSana Drive, now known as Spinnakers.

The work has been completed save for the removal of a cement pad the cost of which is estimated as less than \$1500.00.

Mr. Stefani is requesting that the escrow funds be released to him. If the council chooses to retain a portion to secure the removal of the pad, we have no objection but do request immediate release of the balance.

Very truly yours,

Joseph H. DeLaurentiis
Law Office's of Joseph DeLaurentiis, D.C.
3509 Biddle Ave., Wyandotte, MI 48192

August 24, 2005

Dear Mayor & Council c/o William Griggs, City Clerk
City of Wyandotte, 3131 Biddle, Wyandotte, MI 48192

Dear Mr. Griggs,

Ground transportation companies are being hard hit with increases to their fuel costs. In Southeastern Michigan, gas prices at most of the service stations, have recently jumped to over \$2.59 per gallon. Forecasters claim that fuel cost may even soar higher in the upcoming months.

This creates an extreme hardship for Trinity, Inc; DBA Downriver and Wyandotte Cab Company. With the high cost of operating taxicabs, Downriver Cab Company has found it necessary to request from each downriver community, permission to add a \$1.00 surcharge for each cab trip. We respectfully request that this request be put on the council agenda as soon as possible, as our need is very urgent.

History acknowledges that within the past several years, cab fares have remained constant event though costs have sky-rocketed. With this in mind, it is necessary for Downriver Cab to request approval to add this additional customer charge for taxicab service.

Trinity's interest is to serve its customers well. The citizens of this community have benefited from our transportation operations. If you have questions or concerns about our request, please contact my office at 734-284-9229.

Sincerely,

Tracy Akers, General Manager
Trinity Inc.
1100 Biddle Avenue, Wyandotte, MI 48192

8-12-05

12:00 AM almost one, my daughter phoned home she was coming home. I was outside unloading the car and John came out and I looked at him after a while I said "what" and the fight was on. John has a web cam on the window in rear of building. I quietly went out and he has been wanting to fight me, my daughter, ever since we moved in. I am responsible for driving my 24 year old son to ASC at 4:00 am and I watch his 2 1/2 year old baby at his home. I am kept up all night by Kristie and John above me banging on the floor, the door, etc. and we are threatened by both running engines, squeal tires at us even down to making a fire in building. I am on oxygen, 4 units will blow up. No fire exit, no smoke alarms. I've missed two doctor's = \$70.00 and my doctor is not happy I missed a couple days work. I cancelled one week of baby-sitting. My car has been vandalized by the other tenants. The landlord will not put up a handicap sign for parking. He does not maintain the property. He says he does not care about the Mayor, City Council. He's not scared of anyone. The Police Department lets

them do what they want only Joe Peterson has been a help, he has talked to Chief Lance Greene. Joe tried to speak with owner of property, not Phil Pizzo and we get nowhere.

I've gotten a call back message from Jim DeSana, he left my phone # as his call back number and I was downtown trying to get a PPO. We are being stalked, harassed and when the Police say they (Kristie & John) are going to leave you alone and you leave them alone that is not going to happen on their part. The Police joke with them about us, "aren't you glad they are moving?" We've paid for utilities to be turned on and change of address isn't easy or cheap. I feel we have been wrongfully charged and treated. I can move but what's going to happen to the next person in Wyandotte to deal with. This being ignored by Police it is unfair. Our movers, my daughter's friends are Afro American, my mother has adopted foster kids A. American. The neighbor John Lucas does not like and begins to make many complaints to landlord. John has complained that one hit his car, untrue. John complained that we were dealing drugs, untrue. He says we deal it through the window. (We cannot open the window to throw out bread, our bird will go out). John complained and we've been told no colored and no more visitors.

John has filled parking lot to leave no space for us or any friends. John came down and yelled about being able to hear my daughter on the phone in his apartment. I apologize and Jen was told not to be on the phone.

Kristie who lives w/John knocks on our door all hours of the night for odd reasons and has been told not to we get up at 4 am. I received a ticket after this girl and her boyfriend beat on my door screaming at 2:30 am. Police Department finally arriving and leaving. They were wanting to fight over their abandon laundry and at 3:30 when my clock radio went off I received a ticket to my knowledge they are only cheered on by the Police Department even when my life is being threatened I heard well you hear they're moving that should make you happy, that was a call this past weekend at midnight when there was yelling and running in the hallways. I get ticketed and have the responsibility of hearing a clock radio and 3:30 am to keep a 2 1/2 year old baby.

Moving is expensive and not easy on a disabled 43 year old divorced mother with a 22 year old student and her niece, my granddaughter while her daddy works.

The owner of the building says he'll refund my money what about money for cost and my labor? My car has been vandalized and our boys in blue should be in pink with feather dusters! Give the guns to the females like my daughter and I who have to sneak in and out of our home.

Thank you,
Betty Smith, 1030 Ford Avenue, #2,
Wyandotte, Michigan 48192

Mayor and Council

Wyandotte City Council Agenda August 29, 2005

August 25, 2005

Jody Chansuolme, Director, Wyandotte Historical Museum

Ford-McNichol Home, 2610 Biddle Ave., Wyandotte, Michigan 48192

Subject: Wyandotte Chamber Business/Social Mixer November 16, 2005 5:30-7:30 PM

Dear Ms. Chansuolome,

I write to request your cooperation in the scheduling of an Event of a small but growing membership of local business affiliated with the new Wyandotte Chamber of Commerce.

We would like to move our announced November 16th Business/Social Mixer to the Ford McNichol Home Main Foyer Lobby and & Great Room. We would like to provide 1 solo instrumentalist, possibly a Harpist to provide light background music during the social gathering.

I would like to arrange an off site caterer from Wyandotte to provide small platters of cheeses and fruit which would be accompanied by soft beverages, sodas, juices, sparkling water, perhaps a large punch bowl. No Alcohol No Beer No Wine or Spirits.

The Wyandotte Chamber of Commerce (a Michigan Non-Profit Corporation) would be able to make a "donation" to the Museum of \$300.00 which is within our small budget and one which we hope would be considered fair for the use of the main floor area for this limited time period.

We feel that one of the ways we can best feature our Chamber of Commerce is to involve the many small businesses in Wyandotte and it occurred to us the Museum would make a lovely place in which to feature our scheduled November 16th gathering.

Certainly we can provide certificates of insurance, and would be willing to execute a Hold Harmless Agreement or whatever additional waivers and guarantees which maybe required.

Upon receipt of the approval we will begin to include this location in our media advertising, our Website, Wyandotte Cable, and in The News Herald Downriver newspaper publications.

To me this seems like a win win event to showcase both our new community Chamber of Commerce and our wonderful Historical Museum at the Ford-McNichol Home.

I hope this meets favorably with your review board and I look forward to your reply and involvement in hosting this very special pre-holiday event.

The Wyandotte Chamber of Commerce employs a Contract Event Specialist Firm who will handle all logistics, marketing, catering, coordination, set up, clean up and guest greetings.

Our Corporate Certificate, IRS EIN Letter and Certificate of Good Standing is hereby enclosed for your files.

Sincerely yours,

Michael J. Helvey, President & Managing Director
PERSONS IN THE AUDIENCE

Jim Whetstone, 3342 - 12th, house next door, 3336 - 12th, needs immediate attention. Abandoned home, no for sale signs. Refer to the City Engineer for a review and report back in two weeks.

COMMUNICATIONS FROM CITY & OTHER OFFICIALS

August 24, 2005

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

Gentlemen and Madam:

I am writing to request your concurrence in the appointment of Joanne Cuva, 514 Oak Street #3, Wyandotte, MI 48192, to serve on the Beautification commission. Mrs. Cuva will fill the vacancy created by the resignation of Gaber Mehi who resigned. Her term will expire April 2006.

Thanking you in advance for your support of this appointment, I remain

Sincerely,

James R. DeSana, Mayor

August 23, 2005

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

Dear Mayor and Council:

SUBJECT: COMMUNICATION FROM CAROL R. BECK

This letter responds to Council Resolution, dated July 26, 2005, regarding complaints in relation to the condition of the alley received from Carol R. Beck, 1749 2nd Street, Wyandotte, Michigan. Upon receipt of this resolution, the Traffic Bureau assigned Ordinance Officer Sammons to inspect the condition of the alley in the vicinity of Ms. Beck's home.

Residents not in compliance with City ordinances were advised of the situation and requested to take corrective action. As of August 16, 2005, the Police Department inspected said area and determined that ordinance violations are no longer present. The Police Department will continue to monitor the area and take corrective enforcement action as required.

Further it was determined that the alley was declared vacated as a public alley per Council Resolution dated July 20, 2004.

If there are any additional questions, please feel free to contact my office.

Sincerely,
Lance R. Greene, Deputy Chief of Police

August 23, 2005

The Honorable Mayor & Council, City of Wyandotte
3131 Biddle Avenue, Wyandotte, Michigan 48192

Honorable Mayor and City Council,

Enclosed herewith are copies of resolutions passed by the Municipal Service Commission at its regular meeting of August 16, 2005. Resolutions are as follows:

1. Authorization to accept the bid of Kennedy Industries of Milford, Michigan in the amount of \$48,090.00 for File #4354-Steam System Expansion Project-In-Plant Steam Specialty Equipment.
2. Authorization to accept the bid of Seaway Mechanical Contractors of Trenton, Michigan, in the amount of \$439,479.00 for File #4363-Steam System Expansion-In-Plant Steam Delivery Installation.
3. Authorization to accept the bid of Augusta Fiberglass Coatings, Inc. of Blackville, South Carolina in the amount of \$181,202.00 for File #4364-Steam System Expansion-Boiler Water Storage Tank.

Very truly yours,

City of Wyandotte
WYANDOTTE MUNICIPAL SERVICES
Bruce N. Harris, Interim General Manager

August 25, 2005

The Honorable Mayor James R. DeSana And City Council
City Hall, Wyandotte, Michigan

Dear Mayor DeSana and City Council Members:

The City of Wyandotte has the opportunity to apply for a grant from Urban and Community Forestry Program, Emerald Ash Borer Tree Planting Grant through the Michigan Department of Natural Resources (MDNR) for tree planting. The grant requires a 50% match of \$10,000 from the City.

If this meets with your approval, the Council will need to authorize the City Engineer to sign the grant application on behalf of the City and authorize the necessary matching funds.

Very truly yours,

Mark A. Kowalewski, City Engineer

August 24, 2005

The Honorable Mayor James R. DeSana And City Council
City Hall, Wyandotte, Michigan

Dear Mayor DeSana and City Council Members:

At the August 22, 2005, City Council Meeting, you referred a communication from Richard Miller regarding proper hook-up for cooking stove/oven to the undersigned for review and report back. Attached please find Page 2 of the Building Inspection Check List utilized by the Upon Sale/Rental Inspector. The undersigned has added item #61 which would require appropriate cooking and refrigeration equipment to be confirmed by the Inspector.

Very truly yours,
Mark A. Kowalewski, City Engineer
August 24, 2005

The Honorable Mayor James R. DeSana and City Council
City Hall, Wyandotte, Michigan

Dear Mayor DeSana and Council Members:

At the August 22, 2005, City Council Meeting, Council referred to the undersigned a communication from Cindy Bair, of 1207 Eureka requesting permission to construct a concrete barrier free entrance ramp with hand rails and stairs which will encroach into the City right-of-way. The ramp with handrails will encroach 31 1/4" and the stairs will encroach 24". To accomplish this, the attached Grant of License and Hold Harmless Agreement would need to be executed between the City of Wyandotte and David and Cynthia Sylvester the property owners. This Grant of License and Hold Harmless Agreement have been reviewed by the Department of Legal Affairs and approved.

I recommend that the Mayor and City Clerk sign said Agreement and that the Department of Legal Affairs record same.

Very truly yours, Mark A. Kowalewski, City Engineer

August 25, 2005

The Honorable Mayor James R. DeSana And City Council, City Hall
Wyandotte, Michigan

Dear Mayor and Council Members:

Attached please find Purchase Agreement for the City to acquire the following properties: 1102 Superior, \$82,000.00 TIFA Consolidated Area Funds.

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

August 24, 2005

The Honorable Mayor James R. DeSana and City Council
City Hall, Wyandotte, Michigan 48192

RE: PUBLIC HEARING PC#071805

Dear Mayor DeSana and Council Members:

Attached is a copy of a resolution duly adopted by the Planning and Rehabilitation Commission held on Thursday, August 18, 2005.

In its resolution, the Commission recommends that the request to rezone the property known as 2303 Oak and Vacant Land on 23rd Street, Wyandotte, Michigan be APPROVED for rezoning from General Business District (B-2) and Single Family Residential (RA) to Vehicular Parking District (P-1).

NOTE: The application for rezoning indicated that the current zoning was RA. The property on 2303 Oak is zoned B-2.

Should you have any questions, please do not hesitate to contact the undersigned.

Sincerely,
PLANNING AND REHABILITATION COMMISSION
Elizabeth A. Krimmel, Chairperson
August 24, 2005

The Honorable Mayor James R. DeSana And City council
3131 Biddle Avenue, Wyandotte, Michigan 48192

RE: PUBLIC HEARING PC #071105

Dear Mayor DeSana and Council Members:

Attached is a copy of a resolution duly adopted by the Planning and Rehabilitation Commission held on Thursday, August 18, 2005.

In its resolution, the Commission recommends that the request from the City of Wyandotte and Johnny A. Kolakowski, Trustee for Leo Kolakowski to rezone the property known as former 2924 2nd, 217-233 Oak and 231 Oak, be APPROVED for rezoning from Central Business District (CBD), Office Service District (O-S) and Multiple Family Residential District (RM-1) to Plan Development District (PD).

Should you have any questions, please do not hesitate to contact the undersigned.

If you have any questions relative to this, please do not hesitate to contact the undersigned.

Sincerely,
PLANNING AND REHABILITATION COMMISSION
Elizabeth A. Krimmel, Chairperson

August 24, 2005

The Honorable Mayor James R. DeSana and City Council
City Hall, Wyandotte, Michigan 48192

RE: PUBLIC HEARING PC#071905

Dear Mayor DeSana and Council Members:

Attached is a copy of a resolution duly adopted by the Planning and Rehabilitation Commission held on Thursday, August 18, 2005.

In its resolution, the Commission recommends that the request to rezone the property known as 1122 McKinley, Wyandotte, Michigan be APPROVED for rezoning from Industrial District (I-1) to Two Family Residential District (RT).

Should you have any questions, please do not hesitate to contact the undersigned.

Sincerely,
PLANNING AND REHABILITATION COMMISSION
Elizabeth A. Krimmel, Chairperson

August 24, 2005

The Honorable Mayor James R. DeSana and City Council
City Hall, Wyandotte, Michigan 48192

RE: PUBLIC HEARING PC#071205

Dear Mayor DeSana and Council Members:

Attached is a copy of a resolution duly adopted by the Planning and Rehabilitation Commission held on Thursday, August 18, 2005.

In its resolution, the Commission recommends that the request from the City of Wyandotte and Hornby Diversified to rezone the property known as 2714-15 Vacant/3752-56 Biddle and the Former 344 Orchard, be APPROVED for rezoning from General Business District (B-2) to Plan Development District (PD).

Should you have any questions, please do not hesitate to contact the undersigned.

Sincerely,
PLANNING AND REHABILITATION COMMISSION
Elizabeth A. Krimmel, Chairperson

August 25, 2005

The Honorable Mayor James R. DeSana
And City Council, City Hall, Wyandotte, Michigan

Dear Mayor DeSana and City Council Members:

In accordance with Paragraph 3.11 of the McCord Site Development and Real Estate Purchase Agreement for the former McCord Site, 191 Labadie, the Developer can purchase additional properties for the development. Enclosed please find a Memorandum of Understanding for the acquisition of 221 St. Johns by the Developer.

The attached Resolution will authorize the Mayor and City Clerk to execute said Memorandum of Understanding.

Very truly yours,

Mark A. Kowalewski, City Engineer

August 24, 2005

The Honorable Mayor James R. DeSana and City Council
City Hall, Wyandotte, Michigan

RE: 1170 - 22nd Street

Dear Mayor DeSana and Council Members:

On August 22, 2005, a Show Cause Hearing was held in the Office of the City Engineer presided over by the undersigned regarding the vacant, dangerous and unsafe dwelling and garage at 1170 - 22nd Street. Attached are the minutes of the hearing.

At the hearing, the owner did not appear. It was determined by the undersigned that the vacant dwelling and garage are dangerous and unsafe structures due to extensive property maintenance violations and shall be demolished or brought up to code within thirty (30) days.

Therefore in accordance with Section PM-107.6 Filing of findings, I request that your Honorable Body set a hearing to show cause why the vacant dwelling and garage should not be demolished or brought up to code in accordance with Section PM-202 Dangerous buildings, of the Wyandotte Property Maintenance Ordinance.

Very truly yours,

Jerry Gobb, Hearing Officer

August 25, 2005

The Honorable Mayor James R. DeSana and City Council
City Hall

Re: Revolving Loan Fund Agreement with the Wayne County Brownfield
Redevelopment Authority - Brownfield Redevelopment Plan, Site #7 - Labadie

Park Project at 191 Labadie

Dear Mayor and Council,

The enclosed resolution approves the enclosed Revolving Loan Fund Agreement (the "RLF Agreement"), Promissory Note and Loan Guaranty for the property at 191 Labadie between the Wayne County Brownfield Redevelopment Authority ("WCBRA"), the Wyandotte Brownfield Redevelopment Authority (the "WBRA") and the City. The documents are in final form and have been reviewed and approved by the City Attorney.

The RLF Agreement authorizes the WBRA to borrow up to \$200,000 from the WCBRA. If approved, the loan funds will be used to fund Environmental Response Activities identified in the Brownfield Plan and Act 381 Work Plan previously approved by the WBRA and the City. Approximately \$150,000 will be utilized to fund additional backfill at the site and the remaining \$50,000 is being reserved to address any final site remediation issues that may be required by the Michigan Department of Environmental Quality ("MDEQ"). It is estimated that the MDEQ will notify the City in two (2) months.

The Promissory Note outlines the terms under which the WBRA will repay the loan. In summary, the terms of the note are as follows: no interest payments due for 6 1/4 years; no principal payments due for 3 1/4 years and the entire balance due on or about May 1, 2001. The terms are generally the same as the City's RLF loan to the WBRA. The WCBRA required the Loan Guaranty from the WBRA because the Loan Guaranty of Labadie Park, LLC terminates once all 88 residential units have been completed.

This matter will be considered by the WBRA on Tuesday, August 30, 2005. The undersigned recommends that the Council adopt the following resolution approving the Revolving Loan Fund Agreement, the Promissory Note and the Loan Guaranty.

Very truly yours,

Joseph M. Voszatka, Community Development Director

August 25, 2005

The Honorable Mayor James R. DeSana And City Council, City Hall
Wyandotte, Michigan

Re: Labadie Park Neighborhood Project – Change Order No. 7

Dear Mayor DeSana and City Council Members:

Enclosed is Change Order No. 7 from Homrich, Inc., the demolition contractor for the project, for \$149,092.30. The additional funds are required to cover the removal of contaminated soil discovered under the floor of the demolished building and the parking lot at the corner of Second Street and Bennett Street. This expense will complete Homrich's work.

Via the grant the City received from the United States Environmental Protection Agency, the Wyandotte Brownfield Authority (WBRA) and the Mayor and Council have authorized up to \$988,500 for demolition and remediation

expenses at the site. The total of previously approved expenses and Change Orders No. 1-6 equals \$988,500 leaving an available balance of zero. This item should only be considered if the Wayne County Brownfield Redevelopment Authority (WCBRA) Revolving Loan Fund Agreement is approved.

The City's Environmental Consultant, Soil and Materials Engineers, Inc., has reviewed the Change Order (see enclosed) and determined that the cost and scope of work is reasonable. The Change Order will also require approval from the City's Brownfield Redevelopment Authority at its next meeting.

The undersigned recommend that the Mayor and Council adopt the following resolution approving proposed Change Order No. 7. with Homrich, Inc., and authorizing the City Engineer to execute said Change Order, in the amount of \$149,092.30 subject to receipt of Loan Funds from the WCBRA.

Very truly yours,
Mark A. Kowalewski, City Engineer

LATE ITEM

August 29, 2005

Dear Mayor DeSana and City Council,

The Wyandotte Cultural and Historical Commission recently became aware that the City of Wyandotte bought the property at 109 Vinewood and has it slated for possible demolition. Our Commission members, along with other residents of our community, have been aware of the historical significance of this house for quite some time. The house was built in 1873, one of the oldest remaining houses in Wyandotte at present. It is a perfect example of a mid-Victorian Wyandotte farmhouse on its original site, featuring a hip and gable roof with Victorian trim, half-circle windows and an early grape arbor.

This home is architecturally significant to Wyandotte's history. It is also historically important in that the house was originally owned by the Eberts family (owners of the former Eberts Brothers Coal Company) who occupied it from 1874 until the 1950's. The Ralph Lubaway family owned the home from the 1950's to present, a prominent family name. This home we feel is rich in history and should be saved and restored.

Historic preservation and old house restoration has gained popularity not only across the United States, but here in Wyandotte, too. We now have 10 buildings in town on the State Register and three on the National Register with several others seeking designations. The Wyandotte Historical Society conducts a successful Historic Structure Plaque Program with 21 houses currently plaqued. Our Commission, along with members of the Wyandotte Historical Society and the local community, continues to be a viable, positive and focused group proud of our city and its rich heritage and strongly supports maintaining the integrity of this neighborhood.

With the Mayor's permission, the Commission asked a renovation expert, David Kostelnik, to inspect the house to assess the structural integrity of the building. Mr. Kostelnik has concluded that the house is sound and advises that this is a strong candidate for restoration. A Wyandotte couple has already expressed their interest in purchasing and restoring it to become their primary residence.

The Wyandotte Cultural and Historical Commission would like to see 109 Vinewood saved and restored and would like to meet with the appropriate city officials to discuss this building's future.

We thank you for all the positive things you have done for our community and anxiously await your response.

Sincerely,

Anne Ronco, President, Wyandotte Cultural and Historical Commission

August 27, 2005

RE: Former Eberts Home

To: Honorable Mayor James DeSana and Members of City Council

Dear Sirs and Madame:

Recently, City Council purchased property within the city located at 109 Vinewood.

The house and adjoining lot were owned by Mr. R. Lubaway. We would like it to be known that the house is historic in that it was originally built and owned by the Eberts Family. We are hoping that the city would be mindful of the connections of the house to the city. We are also hopeful that measures can be taken to preserve this home.

We live at 125 Vinewood, which is west of the empty lot that is part of the 109 Vinewood properties. We would like to purchase the 50 ft. by 150ft. vacant lot. If that is not agreeable we would be willing to purchase 25ft. by 150ft. leaving a 75ft by 150ft. lot for both 109 and 125 Vinewood.

In our area on Vinewood there are several homes, which include lots created by the purchase of available city owned property. We can provide those addresses if you would like, four are within two blocks of our home.

The purpose of our request for this additional property is so we could reposition our garage, which would give us more room for future additions to our home.

Respectively,
Karen A. Tavernier
Lawrence E. Tavernier
125 Vinewood, Wyandotte, MI 48192

August 29, 2005

The Honorable Mayor James R. DeSana and City Council, City Hall
Wyandotte, Michigan

Dear Mayor and Council Members:

Attached please find Purchase Agreement for the City to acquire the following properties: 1431 Eureka - \$200,000.00 TIFA Consolidated Area Funds.

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

REPORTS AND MINUTES FROM CITY AND OTHER GOVERNMENTAL UNITS

The following reports were made from monies received from the Financial Services Daily Cash Receipts:

August 11 - August 19, 2005 \$141,785.31

The following report was made from monies received from the Recreation Department:

August 1 - August 14, 2005 \$ 42,889.10

The following reports and minutes were received and placed on file:

Police Commission Meeting August 2, 2005
Municipal Service Commission Meeting August 2, 2005
Special Retirement Commission Meeting August 22, 2005

PERSONS IN THE AUDIENCE

Roseann Gabrys, 346 Orange, supports tree grant program.

RECESS

RECONVENING

ROLL CALL

Present: Councilpersons Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka

Absent: None

HEARING

HEARING-A
INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE
BASF CORPORATION
1609 BIDDLE AVENUE
WYANDOTTE, MICHIGAN

August 25, 2005

The Honorable Mayor James R. DeSana and City Council, City Hall

Re: Industrial Facilities Exemption Certificate - BASF Corporation, 1609 Biddle Avenue

Dear Mayor and Council,

The enclosed resolution approves the application filed by the BASF Corporation, 1609 Biddle Avenue, for a 12 year Industrial Facilities Exemption Certificate in Industrial Development District No. 10 and Plant Rehabilitation District No. 5. The total cost of the land and building improvements, machinery, equipment, furniture and fixtures requested for exemption is estimated at \$3,747,288. Final approval is still required by the State Tax Commission.

Also included as part of the application and resolution is a proposed Letter of Agreement between the applicant and the City. It provides for the usual term of 12 years and that BASF shall remain in the City during that time. If BASF relocates during that time, the company shall, subject to the approval of the City Council, pay to the City and all affected taxing units, an amount equal to those taxes the company would have paid had the exemption not been in effect.

The undersigned recommends that the Council adopt the following resolution.

Very truly yours,

Joseph M. Voszatka, Community Development Director

August 22, 2005

Honorable Mayor DeSana and City Council Members
3131 Biddle Ave., Wyandotte, MI 48192

RE: Industrial Facilities Exemption filed by B.A.S.F. Corp. 1609 Biddle Ave.,
with an estimated cost of \$3,747,288

Dear Honorable Mayor and City Council:

As the City Assessor for the City of Wyandotte it is my professional opinion that the granting of the Industrial Facilities Exemption Certificate, considered together with the aggregate amount of previously granted exemptions and those currently in force, shall not have the effect of substantially impeding the operation of the local government unit or impairing the financial soundness of a taxing unit which levies an ad valorem property tax in the City of Wyandotte.

I have attached a list of the current I.F.T. Certificates for your review.

Should you have any questions, please feel free to contact the undersigned.

Sincerely,

Colleen A. Keehn, City Assessor

Richard Patrick, 523 Cherry, do not grant full twelve year exemption due to financial condition of the City.

HEARING-B
ALLEY VACATION
VACATE THE EAST/WEST TWENTY (20) FOOT PUBLIC
ALLEY SOUTH OF PLUM AND NORTH OF ORCHARD

FINAL READING OF ORDINANCE

AN ORDINANCE ENTITLED
AN ORDINANCE TO AMEND CHAPTER 9 ELECTRICITY
ARTICLE I. IN GENERAL SEC. 9-2. FEES
OF THE CITY OF WYANDOTTE
CODE OF ORDINANCES

CITY OF WYANDOTTE ORDAINS:

Section 1.

Article I. In General, Section 9-2 Fees is hereby amended to add the fees for Low Voltage wiring and all other parts of this section shall remain the same.

Section 9.2 Fees. Fees under this chapter shall be as follows:

Office Partitions (first unit) \$25.00
Each Additional Partitions \$ 3.00

Low Voltage 1 to 1000 Feet \$35.00
Each Additional 1000 Feet \$ 3.00

Section 2.

Nothing in this Ordinance or in the Code hereby adopted shall be construed to affect any suit or proceeding in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed; nor shall any just or legal right or remedy or any character be lost, impaired or affected by this Ordinance.

Section 3.

Severability. Should any word, sentence, phrase or any portion of this Ordinance be held in a manner invalid by any court of competent jurisdiction or by any state agency having authority to do so for any reason whatsoever, such holdings

shall be construed and limited to such word, sentence, phrase or any portion of the Ordinance held to be so invalid and shall not be construed as affecting the validity of any of the remaining words, sentences, phrases or portions of this Ordinance.

Section 4.

Conflicting Ordinances. All prior existing ordinances adopted by the City of Wyandotte inconsistent or in conflict with the provisions of this Ordinance are, to the extent of such conflict or inconsistency, hereby expressly repealed.

Section 5.

This Ordinance shall take effect fifteen (15) days from the date of its passage by the Wyandotte City Council and 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, Fricke, Kolakowski, Peterson, Ptak, Sutka

NAYS: None

ABSENT: None

I hereby approve the adoption of the foregoing Ordinance this 29th day of August, 2005.

CERTIFICATION

We, the undersigned James R. DeSana 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 City Council of the City of Wyandotte, at a regular session on Monday, 29th day of August, 2005.

William R. Griggs, City Clerk James R. DeSana, Mayor

AN ORDINANCE ENTITLED
AN ORDINANCE TO AMEND THE CITY OF WYANDOTTE ZONING
ORDINANCE TO REZONE PROPERTY LOCATED AT 1057 EUREKA, IN
THE
CITY OF WYANDOTTE FROM GENERAL BUSINESS DISTRICT
(B-2) TO NEIGHBORHOOD BUSINESS DISTRICT (B-1)

THE CITY OF WYANDOTTE ORDAINS:

Section 1. Rezoning of Property:

The following described property located in the City of Wyandotte, County of Wayne, State of Michigan, and described as follows: E 30.43 feet of Lot 216 and all of Lot 215, Assessor's Wyandotte Plat No. 11 Commonly known as: 1057 Eureka, Wyandotte be and is hereby rezoned from its present classification of General Business District (B-2) to Neighborhood Business District (B-1).

Section 2. Amendment of Zoning Map.

The zoning Map of the City of Wyandotte be and is hereby amended within the provisions of this Ordinance as set forth in Zoning Map No. 255.

Section 3. Severability.

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

Section 4. Effective Date.

This Ordinance shall take effect fifteen (15) days from the date of its passage by the Wyandotte City Council, and the Ordinance or Summary thereof shall be published along with the notice of adoption in a newspaper generally circulated in the City of Wyandotte within ten (10) days after adoption.

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

YEAS: Councilpersons Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka

NAYS: None

ABSENT: None

I hereby approve the adoption of the foregoing ordinance this 29th day of August, 2005.

CERTIFICATE

We, the undersigned, JAMES R. DESANA 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 29th day of August, 2005.

Dated: August 29, 2005

JAMES R. DESANA, Mayor WILLIAM R. GRIGGS, City Clerk

RESOLUTIONS

Wyandotte, Michigan August 29, 2005

RESOLUTION by Councilperson Jason Ptak

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 Jason Ptak

Supported by Councilperson Todd Browning

ROLL ATTACHED

Wyandotte, Michigan August 29, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that the communication from Charles Gray, 3337-5th Wyandotte expressing his appreciation to the Wyandotte Retirement Commission and Mayor and Council for allowing him to retire his hereby received and placed on file. AND BE IT FURTHER RESOLVED that the Mayor and Council and the employees of the City of Wyandotte wish Mr. Gray and his family the best.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Jason Ptak
Supported by Councilperson Todd Browning
ROLL ATTACHED

Wyandotte, Michigan August 29, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that the communications from George Slegianes, 2651 Biddle Avenue Apt 914, and Carmen Floreno, 2651 Biddle Avenue Apt 317, Wyandotte, MI. regarding the handicap parking in front of their building is hereby referred to the Police and Fire Commission for a review and report back to Council in three weeks.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Jason Ptak
Supported by Councilperson Todd Browning
ROLL ATTACHED

Wyandotte, Michigan August 29, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that the communication from Mike Garrison, Wyandotte Firefighters Local 356 regarding the 9-11 Memorial Tower Climb to take place outdoors at the Wyandotte Hospital with proceeds benefiting the Wyandotte Firefighter Scholarship Fund is hereby received and placed on file. AND BE IT FURTHER RESOLVED that all citizens be encouraged to participate in such a worthy cause.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Jason Ptak
Supported by Councilperson Todd Browning

ROLL ATTACHED

Wyandotte, Michigan August 29, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that the communication from Joseph H. DeLaurentiis, Law Office's of Joseph DeLaurentiis, P.C. , 3509 Biddle Avenue regarding a request to return escrow funds to Mr. David Stefani relative to the property located at 1-2-3 DeSana Drive is hereby referred to the City Engineer to return said escrow funds when all work is completed.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Jason Ptak
Supported by Councilperson Todd Browning
ROLL ATTACHED

Wyandotte, Michigan August 29, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that the communication from Trinity Inc., 1100 Biddle Avenue requesting to add a \$1.00 surcharge for each taxi cab trip is hereby APPROVED subject to review by the Department of Legal Affairs to verify compliance with the City Ordinance.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Jason Ptak
Supported by Councilperson Todd Browning
YEAS: Councilmembers Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka
NAYS: None

Wyandotte, Michigan August 29, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that the communication from Betty Smith 1030-Ford Avenue # 2, Wyandotte, MI. relative to various issues within her neighborhood is hereby referred to the City Engineer and Police Department for a review of said issues.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Jason Ptak
Supported by Councilperson Todd Browning
YEAS: Councilmembers Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka
NAYS: None

Wyandotte, Michigan August 29, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that the communication from Michael J. Helvey, 138 Sycamore Suite 317, Wyandotte Michigan 48192 requesting to

utilize the Ford McNichol Home Main Foyer Lobby and Great Room for his November 16th, 2005 Business/Social Mixer is hereby referred to the Museum Director and Historical Commission for a review and report back in three weeks.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Jason Ptak
Supported by Councilperson Todd Browning
ROLL ATTACHED

Wyandotte, Michigan August 29, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that Council hereby CONCURS in the recommendation by Mayor DeSana as set forth in his communication dated August 24, 2005 to appoint Joanne Cuva, 514 Oak Street # 3, Wyandotte, Michigan to the Beautification Commission, term to expire April 2006. AND BE IT FURTHER RESOLVED that the Mayor and Council thank Gaber Mehi for his services.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Jason Ptak
Supported by Councilperson Todd Browning
ROLL ATTACHED
Wyandotte, Michigan August 29, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that the communication from Deputy Chief Greene relative to the complaint filed by Carol R. Beck, 1749-2nd Street, Wyandotte, Michigan regarding the condition of the alley near her home is hereby received and placed on file with a copy of said resolution forwarded to Ms. Beck.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Jason Ptak
Supported by Councilperson Todd Browning
ROLL ATTACHED

Wyandotte, Michigan August 29, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that Council CONCURS in the recommendation of Bruce N. Harris, Interim General Manager of Municipal Service and the Municipal Service Commission as set forth in their communication dated August 23, 2005 to accept the bid of Kennedy Industries of Milford, Michigan in the amount of \$48,090.00 for File # 4354-Steam System Expansion Project-In-Plant Steam Specialty Equipment.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Jason Ptak
Supported by Councilperson Todd Browning

YEAS: Councilmembers Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka
NAYS: None

Wyandotte, Michigan August 29, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that Council CONCURS in the recommendation of Bruce N. Harris, Interim General Manager of Municipal Service and the Municipal Service Commission as set forth in their communication dated August 23, 2005 to accept the bid of Seaway Mechanical Contractors of Trenton, Michigan in the amount of \$439,479.00 for File # 4363- Steam System Expansion-In-Plant Steam Delivery installation.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Jason Ptak

Supported by Councilperson Todd Browning

YEAS: Councilmembers Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka
NAYS: None

Wyandotte, Michigan August 29, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that Council CONCURS in the recommendation of Bruce N. Harris, Interim General Manager of Municipal Service and the Municipal Service Commission as set forth in their communication dated August 23, 2005 to accept the bid of Augusta Fiberglass Coatings, Inc. of Blackville, South Carolina in the amount of \$181,202.00 for File # 4364- Steam System Expansion-Boiler Water Storage Tank.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Jason Ptak

Supported by Councilperson Todd Browning

YEAS: Councilmembers Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka
NAYS: None

Wyandotte, Michigan August 29, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that Council CONCURS with the request of the City Engineer to apply for a grant from Urban and Community Forestry Program, Emerald Ash Borer Tree Planting Grant through Michigan Department of Natural Resources for funds to plant trees on public land; AND BE IT FURTHER RESOLVED that Council authorizes the matching funds in the amount of \$10,000.00 and that the City Engineer is authorized to sign the grant application on behalf of the City.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Jason Ptak

Supported by Councilperson Todd Browning

YEAS: Councilmembers Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka
NAYS: None

Wyandotte, Michigan August 29, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that the communication from the City Engineer indicating the hook-up for cooking stove/oven has been added to the building inspection check list is hereby received and placed on file.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Jason Ptak

Supported by Councilperson Todd Browning

ROLL ATTACHED

Wyandotte, Michigan August 29, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that the communication from the City Engineer regarding the request from Cindy Bair to encroach on City property is hereby APPROVED provided that the Grant of License and Hold Harmless Agreement be executed by both parties; AND BE IT FURTHER RESOLVED that the Mayor and City Clerk are authorized to sign said Grant of License and Hold Harmless Agreement; AND FURTHER that the Department of Legal Affairs is directed to record the Grant of License.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Jason Ptak

Supported by Councilperson Todd Browning

ROLL ATTACHED

Wyandotte, Michigan August 29, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that Council CONCURS with the recommendation of the City Engineer to acquire the property known as 1102 Superior in the amount of \$82,000.00 to be appropriated from TIFA Consolidated Area Funds; AND BE IT RESOLVED that the Department of Legal Affairs is hereby directed to prepare the necessary documents and the Mayor and Clerk are hereby authorized to sign said documents; and the City Engineer is directed to DEMOLISH same.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Jason Ptak

Supported by Councilperson Todd Browning

YEAS: Councilmembers Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka

NAYS: None

Wyandotte, Michigan August 29, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that Council CONCURS in the recommendation of the Planning and Rehabilitation Commission as set forth in their communication dated August 24, 2005 to rezone the property known as 2303 Oak and Vacant Land on 23rd Street, Wyandotte from General Business District (6020 and Single Family Residential (RA) to Vehicular Parking District (P-1). AND BE IT FURTHER RESOLVED that said resolution be forwarded to

the Department of Legal Affairs to prepare the proper ordinance change.

I move the adoption of the foregoing resolution.
MOTION by Councilperson Jason Ptak
Supported by Councilperson Todd Browning
ROLL ATTACHED

Wyandotte, Michigan August 29, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that Council CONCURS in the recommendation of the Planning and Rehabilitation Commission as set forth in their communication dated August 24, 2005 to rezone the property known as former 2924-2nd, 217-233 Oak and 231 Oak, Wyandotte from Central Business District (CBD), Office Service District (O-S) and Multiple Family Residential District (RM-1) to Plan Development District (PD). AND BE IT FURTHER RESOLVED that said resolution be forwarded to the Department of Legal Affairs to prepare the proper ordinance change.

I move the adoption of the foregoing resolution.
MOTION by Councilperson Jason Ptak
Supported by Councilperson Todd Browning
YEAS: Councilmembers Browning, Fricke, Peterson, Ptak, Sutka
NAYS: None
ABSTENTION: Kolakowski

Wyandotte, Michigan August 29, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that Council CONCURS in the recommendation of the Planning and Rehabilitation Commission as set forth in their communication dated August 24, 2005 to rezone the property known as 1122 McKinley, Wyandotte, Michigan from Industrial District (I- 1) to Two Family Residential District (RT). AND BE IT FURTHER RESOLVED that said resolution be forwarded to the Department of Legal Affairs to prepare the proper ordinance change.

I move the adoption of the foregoing resolution.
MOTION by Councilperson Jason Ptak
Supported by Councilperson Todd Browning
ROLL ATTACHED

Wyandotte, Michigan August 29, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that Council CONCURS in the recommendation of the Planning and Rehabilitation Commission as set forth in their communication dated August 24, 2005 to rezone the property known as 2714-15 Vacant/3752-56 Biddle and the Former 344 Orchard from General Business District (B-2) to Plan Development District (PD). AND BE IT FURTHER RESOLVED that said resolution be forwarded to the Department of Legal Affairs to prepare the proper ordinance change.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Jason Ptak

Supported by Councilperson Todd Browning

ROLL ATTACHED

Wyandotte, Michigan August 29, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that Council CONCURS with the recommendation of the City Engineer regarding the development of the McCord's Site, 191 Labadie, Wyandotte; AND BE IT FURTHER RESOLVED that Council hereby authorizes the Mayor and City Clerk to execute the Memorandum of Understanding for the acquisition of 211 St. Johns by the Developer.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Jason Ptak

Supported by Councilperson Todd Browning

YEAS: Councilmember Browning, Fricke, Kolakowski, Peterson, Sutka

NAYS: None

ABSTENTION: Councilman Ptak

Wyandotte, Michigan August 29, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that whereas a hearing has been held in the Office of the Engineer in the Department of Engineering and Building, 3131 Biddle Avenue, Wyandotte, Michigan on August 22, 2005 and whereas the interested party was given opportunity to show cause, if any they had, why the vacant dwelling and garage at 1170-22nd Street has not been repaired in accordance with the City's Property Maintenance Ordinance, and whereas the Hearing Officer has filed a report of his findings with this Council; NOW, THEREFORE BE IT RESOLVED that this Council shall hold a public hearing in accordance with Section PM-107.7 in the Council Chambers of the Wyandotte City Hall, 3131 Biddle Avenue, Wyandotte on SEPTEMBER 19TH, 2005 at 7:00 p.m., at which time all interested parties shall SHOW CAUSE, if any they have, why the vacant dwelling and garage has been brought up to code or why the City should have the vacant dwelling and garage DEMOLISHED and removed at 1170-22nd Street. AND BE IT FURTHER RESOLVED that the City Clerk shall give notice of said hearing ten (10) days before the hearing by certified mail- return receipt requested, and first class mail, in accordance with provisions of Section PM-107.4 of the Property Maintenance Ordinance.

I move the adoption of the foregoing resolution.
MOTION by Councilperson Jason Ptak
Supported by Councilperson Todd Browning
ROLL ATTACHED

Wyandotte, Michigan August 29, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that WHEREAS, the Wyandotte Brownfield Redevelopment Authority (the "Authority"), the City of Wyandotte, and Labadie Park, LLC (LP) have entered into McCord Site Development and Real Estate Purchase Agreement (the "Development Agreement") for redevelopment of the former McCord site, commonly known as 191 Labadie Street and Brownfield Redevelopment Plan Site No 7; and WHEREAS, to support the project, the Authority and the City Council intend to enter into a Revolving Loan Fund (RLF) Agreement with the Wayne County Brownfield Redevelopment Authority ("WCBRA") to us up to \$200,000 of funds the WCBRA received from the US EPA's Brownfield Cleanup Revolving Loan Fund to pay for RLF-eligible activities described in the project's Brownfield Redevelopment Plan and Act 381 Work Plan; and WHEREAS, the Authority will reimburse the WCBRA for the Brownfield Cleanup Revolving Loan Funds from tax increment revenues received by the Authority from the project in accordance with the terms specified in the RLF Agreement and Promissory Note: NOW, THEREFORE, BE IT RESOLVED that the Wyandotte City Council hereby approves the RLF Agreement, Promissory Note and Loan Guaranty for the property commonly known as 191 Labadie Street (Brownfield Redevelopment Plan Site No. 7), Wyandotte, Michigan, subject to approval from the Wyandotte Brownfield Redevelopment Authority. BE IT FURTHER RESOLVED by the City Council that the Mayor and Clerk are hereby authorized to execute said loan documents.

I move the adoption of the foregoing resolution.
MOTION by Councilperson Jason Ptak
Supported by Councilperson Todd Browning
YEAS: Councilmembers Browning, Fricke, Kolakowski, Peterson, Sutka
NAYS: None
ABSTENTION: Councilman Ptak

Wyandotte, Michigan August 29, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that Council acknowledges receipt of the communication from the City Engineer regarding Labadie Park Neighborhood Project-Change Order No. 7 from Homrich Inc., 200 Matlin Road, Carleton, Michigan 48117, for additional contaminated soil removal and backfill at an increase to the contract in the amount of \$149,092.30; AND BE IT FURTHER RESOLVED that the Council hereby CONCURS with the recommendation therein to approve Change Order #7 and authorizes the City Engineer to execute said Change Order, subject to approval by the Wyandotte Brownfield Redevelopment Authority and receipt of Revolving Loan Fund from WCBRA.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Jason Ptak

Supported by Councilperson Todd Browning

YEAS: Councilmembers Browning, Fricke, Kolakowski, Peterson, Sutka

NAYS: None

ABSTENTION: Councilman Ptak

Wyandotte, Michigan August 29, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that the communication from Anne Ronco, President, Wyandotte Cultural and Historical Commission regarding the property at 109 Vinewood is hereby referred to the City Engineer to meet with the Cultural and Historical Commission to discuss the future of said property with a report back in three weeks.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Jason Ptak

Supported by Councilperson Todd Browning

ROLL ATTACHED

Wyandotte, Michigan August 29, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that the communication from Karen A. Tavernier and Lawrence E. Tavernier, 125 Vinewood Wyandotte regarding the property at 109 Vinewood is hereby referred to the City Engineer for a review and report back in three weeks.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Jason Ptak

Supported by Councilperson Todd Browning

ROLL ATTACHED

Wyandotte, Michigan August 29, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that Council CONCURS with the recommendation of the City Engineer to acquire the property known as 1431 Eureka in the amount of \$200,000.00 to be appropriated from TIFA Consolidated Area Funds; AND BE IT RESOLVED that the Department of Legal Affairs is hereby directed to prepare the necessary documents and the Mayor and Clerk are hereby authorized to sign said documents; and BE IT FURTHER RESOLVED that the City Engineer is directed to DEMOLISH same.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Jason Ptak

Supported by Councilperson Todd Browning

YEAS: Councilmembers Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka

NAYS: None

RESOLUTION APPROVING THE APPLICATION OF BASF CORPORATION FOR AN

INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE FOR A NEW FACILITY WITHIN WYANDOTTE INDUSTRIAL DEVELOPMENT DISTRICT NO. 10 AND PLANT REHABILITATION DISTRICT 5.

Wyandotte, Michigan
Dated: August 29, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that:

WHEREAS, pursuant to Michigan Public Act 198 of 1974, as amended, and after a duly noticed public hearing held on the 12th day of April 1982, this Council by Resolution established Wyandotte Industrial Development District No. 10 and Plant Rehabilitation District No. 5 covering the property commonly known as 1609 Biddle Avenue, BASF Wyandotte Corporation's North Works on approximately 232.86 acres and

WHEREAS, on June 28, 2005, the City Clerk received an application for an Industrial Facilities Exemption Certificate from the BASF Corporation, 1609 Biddle Avenue, for a new facility consisting of building and land improvements, new machinery, equipment, furniture and fixtures within Wyandotte Industrial Development District No. 10 and Plant Rehabilitation District No. 5 covering the property commonly known as 1609 Biddle Avenue and

WHEREAS, by Resolution adopted August 8, 2005, the City Council directed the City Clerk to notify the Assessor, applicant, and the legislature body of each taxing unit which levies ad valorem taxes on the property located within Wyandotte Industrial Development District No. 10 and Plant Rehabilitation District No. 5 and to publish notice in the Wyandotte News Herald that the application for an Industrial Facilities Exemption Certificate would be considered at a meeting of the City Council on August 29, 2005 at 7:00 P.M. local time in the Council Chambers at Wyandotte City Hall, and that an opportunity to be heard would be provided to the Assessor, the applicant and to the representative of each of the bodies so notified along with any other taxpayer or resident of the City of Wyandotte; and

WHEREAS, during a regular meeting of the City Council held on August 29, 2005, the applicant, the Assessor, a representative of the affected taxing units and any taxpayer or resident of the City of Wyandotte were afforded an opportunity to be heard;

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. That this City Council finds:

a. That commencement of the restoration, replacement, or construction of the facility occurred not earlier than six months before the filing of the application for the Industrial Facilities Exemption Certificate.

b. That the application relates to a construction program, which when completed will constitute a new facility within the meaning of Michigan Public Act 198 of 1974, as amended, and will be situated in Wyandotte Industrial Development District No. 10 and Plant Rehabilitation District No. 5.

- c. That the completion of the facility is calculated to and will at the time of issuance of the Certificate have the reasonable likelihood of retaining employment within the City of Wyandotte.
- d. That the application received by the City Clerk on June 28, 2005, applies to building and land improvements, new machinery, equipment, furniture and fixtures at a total project cost estimated at \$3,747,288.
- e. That the aggregate State Equalized Valuation of real and personal property exempt from ad valorem taxes within the City of Wyandotte, after granting of this Certificate, will exceed five (5) percent of an amount equal to the sum of the State Equalized Valuation of the City plus the State Equalized Valuation of the personal and real property thus exempted. The City Council specifically finds that the granting of the exemption applied for will not substantially impede the operation of the City of Wyandotte, or impair the financial soundness of a taxing unit which levies ad valorem property taxes in the City of Wyandotte.

2. That the Mayor and City Clerk are hereby authorized to execute the Industrial Facilities Tax Exemption Certificate Letter of Agreement between the BASF Corporation and the City of Wyandotte which was signed by BASF Corporation on June 27, 2005, a copy of which is attached.

3. If the owner or lessee of a facility for which an industrial facilities exemption certificate is in effect relocates that facility outside of the industrial development district or plant rehabilitation district during the period in which the industrial facilities exemption certificate is in effect, the owner or lessee is liable to the local governmental unit from which it is leaving, upon relocating, for an amount equal to the difference between the industrial facilities tax to be paid by the owner or lessee of that facility for that facility for the tax years remaining under the industrial facilities exemption certificate that is in effect and the general ad valorem property tax that the owner or lessee would have paid if the owner or lessee of that facility did not have an industrial facilities exemption certificate in effect for those years. If the local governmental unit determines that it is in its best interest, the local governmental unit may forgive the liability of the owner or lessee under this subsection. The payment provided in this subsection shall be distributed in the same manner as the industrial facilities tax is distributed.

4. The application of the BASF Corporation for an Industrial Facilities Exemption Certificate situated within Wyandotte Industrial Development District No. 10 and Plant Rehabilitation District No. 5, City of Wyandotte, County of Wayne, and State of Michigan, be and the same is hereby approved subject to the condition set forth in item number 3 above.

5. The Industrial Facilities Exemption Certificate when issued shall be and remain in force and effect for a period of twelve (12) years.

I move the adoption of the foregoing preamble and resolution.

MOTION by Councilperson Jason Ptak

Supported by Councilperson Todd Browning

YEAS: Councilpersons Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka

NAYS: None

Wyandotte, Michigan August 29, 2005

RESOLUTION by Councilperson Jason Ptak

Supported by Councilperson Todd Browning

At a regular session of the City Council of the City of Wyandotte.

RESOLVED BY THE CITY COUNCIL OF THE CITY OF WYANDOTTE

WHEREAS, this Council by resolution has deemed it advisable and necessary for the health, welfare, comfort and safety of the people of the City of Wyandotte, to vacate the hereinafter described land in the City of Wyandotte, County of Wayne, State of Michigan, as a public alley, more particularly described as: The twenty (20) foot wide east-west public alley abutting Lots 8 through 15, both inclusive, Block 16 "Garfield Place" City of Wyandotte, Being Part of Sec. 32. T.3S.R.11.E Wayne County, Michigan as recorded in Liber 14 of Plats, Page 80, Wayne County Records.

WHEREAS, due notice has been given of the hearing of objections to said vacation; and

WHEREAS, said hearing having taken place in accordance with such notice and no objections having been offered, and this Council still being of the opinion that said vacation is advisable; now, therefore,

BE IT RESOLVED that the above described alley shall be and the same is hereby declared VACATED as a public alley, reserving to the City of Wyandotte, a Municipal Corporation of the State of Michigan, its successors and assigns forever and in perpetuity from the date hereof, and easement on, over, under, across and within the twenty (20) foot right-of-way of the above described alley for the purpose of constructing, operating, maintaining and repairing existing and future public utilities, sewers and drains, and that said City of Wyandotte, its contractors, employees, agents successors, assigns and lessees shall at all times have free ingress to and egress from said alley right-of-way, to construct, operate, maintain and repair said existing and future utility lines of every nature, and sewers and drains.

BE IT FURTHER RESOLVED that there is hereby reserved to the Ameritech, its successors and assigns, an easement on, over, under, across and within said twenty (20) foot wide right-of-way for the purpose of constructing, erecting, operating, maintaining and repairing its existing and future telephone communication system consisting of poles, lines, wires, cables and apparatus; and that said Ameritech, its contractors, employees, agents, successors and assigns shall at all times have full ingress to and egress from said twenty (20) foot wide right-of-way for said purpose.

BE IT FURTHER RESOLVED that no structures, or any article or thing whatsoever shall be constructed or maintained on, over, under, across, or within the twenty (20) foot right-of-way of the above described alley except the erection of fences by the abutting property owners and that in the exercise of the easement and ingress and egress rights heretofore reserved herein said City of Wyandotte shall not be liable for any injury or damage to, or disturbance of, nor shall it have any duty to pay for or replace, any animate or inanimate improvement on, over, under, across, or within said eighteen (18) foot right-of-way.

I move adoption of the following Resolution.

Councilperson Jason Ptak

Supported by Councilperson Todd Browning

YEAS: Councilpersons Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka

NAYS: None
Wyandotte, Michigan August 29, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that the Council Meeting on Monday, September 5th, 2005 is hereby CANCELLED due to the Labor Day Holiday.

I move the adoption of the foregoing resolution.
MOTION by Councilperson Jason Ptak
Supported by Councilperson Todd Browning
ROLL ATTACHED

Wyandotte, Michigan August 29, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that the total bills and accounts in the amount of \$1,476,894.13 as presented by the Mayor and City Clerk are hereby APPROVED for payment.

I move the adoption of the foregoing resolution.
MOTION by Councilperson Jason Ptak
Supported by Councilperson Todd Browning
YEAS: Councilmembers Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka
NAYS: None

ADJOURNMENT

MOTION by Councilperson Jason Ptak
Supported by Councilperson Todd Browning
That we adjourn - carried unanimously
Adjourned at 8:55 p.m.
August 29, 2005

William R. Griggs, City Clerk