



## Minutes - December 19, 2005

Wyandotte, Michigan December 19, 2005

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

### ROLL CALL

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

Absent: Councilmember Ptak

### COMMUNICATIONS - MISCELLANEOUS

Dear Mayor and City Council of Wyandotte

You requested that I should take down the signs to my store but I would like to inform you that by taking down these signs it will put me out of business since my store is in the corner and people will not be able to notice that my store is located here without the signs. Thank you for trying to understand my problem.

From: Smoker's Island and Novelties  
2020 Ford Ave., Wyandotte, MI. 48192

Michigan Fair Committee  
James Monroe Elementary School  
1501 Grove Street  
Wyandotte, MI 48192  
December 8, 2005

Honorable Mayor DeSana  
City Council Members  
3131 Biddle Ave.  
Wyandotte, MI 48192  
December 8, 2005

Dear Honorable Mayor and City Council:

As part of our curriculum we are required to teach our students about our great state. We at James Monroe Elementary are taking this one step further by incorporating a Michigan Fair that all of our students will participate in. The goal is to highlight everything special about our state. Part of what makes our state wonderful is elected officials like you. We really want to educate students and families of the products/opportunities available in Michigan and also how much our state has to offer.

The students will be entering projects based on their grade level. We thought that it would be great if one or more important members of our community would be interested in judging the projects. What could mean more to our students than the mayor and/or council member viewing their projects. They put

so much effort into events like this, and it would be very memorable to them to have you be a part of their Michigan Fair. The judging will take place the night before on Tuesday, February 7, 2006. We would just ask the judges to stop in sometime between 5:00 p.m. and 7:00 p.m. at their convenience. It will not take very much time. If any of you are interested in judging, please contact us at your earliest convenience. The Fair will be held on Wednesday, February 8, 2006 at 6:00 p.m. You are also invited to attend this event if you would like.

In addition, we are presenting the awards at a short assembly on Friday, February 10, 2006 at 10:00 a.m. at our school. We are extending an invitation to the mayor or council member to pass out the awards at this special event.

If you have any questions you may contact the fair committee chairperson, Debbie Kurylo at 734-246-8334 or Bridgette Barton at barton@wy.k12.mi.us. Thank you in advance for your consideration and support of our students and their education.

Sincerely,  
The Michigan Fair Committee

From: Jerry Barton jbarton@wyan.org  
Sent: Wednesday, December 14, 2005 7:24PM  
To: jpeterson@wyan.org; psutka@wyan.org; tbrowning@wyan.org;  
jptak@wyan.org; sfricke@wyand.org; jkolakowski@wyan.org;  
mayor@wyan.org  
Subject: RE: Traffic congestion around Roosevelt High School

I would be ecstatic if this could make in on Monday's agenda. I think these concerns are especially important this time of year when the roads become slick and cars have a harder time stopping quickly. I would not object to my e-mail being included with a letter from one of you all addressing the issue, nor would I object to my e-mail being read into the record by itself if it can be submitted that way.

Obviously the traffic congestion in the area is an inconvenience to anyone driving through the area. My main concern, though, is for the student's safety.

Thank you for your efforts and I hope everyone has a Merry Non-Denominational (I guess this is the politically correct way to say it now) Christmas Season.

From: Jerry Barton jbarton@wyan.org  
Sent: Wednesday, December 14, 2005 2:56 PM  
To: jpeterson@wyan.org; psutka@wyan.org; tbrowning@wyan.org;  
jptak@wyan.org; sfricke@wyand.org; jkolakowski@wyan.org;  
mayor@wyan.org  
Subject: RE: Traffic congestion around Roosevelt High School

Dear Councilmembers,

I write to you today not only as a concerned parent, but as a citizen concerned for the well-being of all of our community's children. I don't know if all of you have been in the area of 5th and Eureka shortly before or after school, but that area has some serious congestion issues. Mr. Browning, I know that you have had Katie enrolled at the daycare at Roosevelt, so I'm sure that you and your

wife are well aware of the havoc of trying to traverse that area around those times. The west side of 5th has posted signs which clearly indicate that there is no parking, stopping or standing on that side of the street, yet every morning and every evening there are at least a half-dozen to a dozen vehicles parked on that side of the street at least 15 minutes before and after school. I've observed that usually it's the same vehicles there day after day. Some of these drivers are even so brazen as to park right on top of the crosswalk coming across the road from Sycamore. Mr. Peterson, I'm sure you're probably the most informed being retired from WPD, but I do believe that parking within a certain distance of a crosswalk is cause for a parking citation.

I have been on my way home after picking up my children from daycare on numerous occasions, driving south on 5th, and have almost struck children crossing 5th to Sycamore because the vehicles were parked so close to the crosswalk that neither me nor the student crossing could see the other. It's only a matter of time before a child is severely injured, or worse yet, killed. If you're not familiar with the area, I urge you to do a drive-by shortly before or after school and take a look for yourself. There is barely room for two cars side-by-side on that street if there are no vehicles parked on the west side of 5th and when someone does park there it leaves room for only one vehicle.

I'm not the type of person to voice a complaint without offering up a solution, so here are two possible solutions:

- 1) Make 5th a one-way street between Oak and Eureka. South would seem the most logical direction to empty the traffic since it's one of the major thoroughfares in Wyandotte. Doing so would allow for parking on both sides of the street since you would only need one lane for traffic.
- 2) The Wyandotte Police Department needs to post an officer in that area during the heaviest times of congestion. Let's face the facts, if people can park on the west side of 5th and not get ticketed, then they will continue to do so. People tend to conform to rules when not doing so costs them money. I would think that the profits from writing parking citations would easily cover the cost of an officer being there only an hour or two per day. Besides, even if it wasn't profitable, isn't the safety of our children worth it?

I understand that the people parking on the west side of 5th are doing because they feel it is safer for their children than them having to cross 5th. However, I don't think that most of them realize that by parking on the west side of 5th they are actually putting their own child, as well as everyone else's children, in extreme danger. I would like to see one of you come forward to address this at the next city council meeting. Will you wait until a child is severely injured to do something or will you take a proactive approach to try to protect the children of the parents who put their trust in you and voted for you at the last election?

Sincerely,

Jerry Barton, 542 Forest

#### PERSONS IN THE AUDIENCE

Richard Miller, 1202 – 2nd, regarding item #3, do not place on agenda without a signature.

Richard Patrick, 523 Cherry, regarding item #3, signed originals for agenda required. Item #12, objects to purchase of 161 St. Johns, purchased for \$230,000 for 191 Labadie Development.

Bill Wood, 302 Spruce, vehicle towed due to snow emergency. Why was vehicle towed? Refer to Police Department for a review and report back from the Traffic Department and Chief.

Richard Miller, 1202 – 2nd, 84 vehicles were towed that day.

#### COMMUNICATIONS FROM CITY AND OTHER OFFICIALS

December 14, 2005

The Honorable City Council, City of Wyandotte

Gentlemen and Madam:

Downriver Community Conference (DCC) is taking advantage of recently passed legislation that allows municipalities to work together on regional issues and has asked the City of Wyandotte to participate in their application for a \$25,000 grant through the Centers for Regional Excellence.

Enclosed is a copy of a resolution in support of regional collaboration efforts. I urge you to offer your support of this resolution and support the application that will be submitted to the State of Michigan for the \$25,000 grant so that those of us who have the foresight of working together can begin to move forward.

Sincerely,

James R. DeSana, Mayor

December 14, 2005

The Honorable City Council, City of Wyandotte

Gentlemen and Madam:

Enclosed is a copy of a resolution the Downriver Community Conference is asking all downriver communities to adopt in support of the redevelopment of the former McLouth Steel site.

I think it is important that all of us in the Downriver Area do well and whenever we can, to lend our support to our surrounding communities. I am asking for your support of the resolution adopted by the DCC Board of Directors in support of the redevelopment of the brownfield site known as the former McLouth Steel.

Sincerely,

James R. DeSana, Mayor

Honorable Mayor and City Council, City of Wyandotte

Dear Mayor and City Council Members:

Attached, for your approval, are the following Benjamin F. Yack Recreation Center Contracts: June 2, 3, 4 St. Helena Church Festival.

Sincerely,

Lisa Hooper, Executive Director, Downtown Development Authority

December 15, 2005

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

Honorable Mayor and City Council,

The Municipal Service Commission submits for your approval Ms. Melanie L. McCoy as General Manager of the Department of Municipal Service.

The Commission will be present to answer any questions or concerns that Council may have. At that time, the Commission will provide the Council with their adopted resolution recommending the appointment of Ms. Melanie L. McCoy as General Manager.

Respectfully,

City of Wyandotte  
DEPARTMENT OF MUNICIPAL SERVICE  
Gregory L. Riggle, President, Municipal Service Commission

December 8, 2005

Wyandotte Cultural and Historical Commission  
2016 Biddle Avenue, Wyandotte, MI 48192

Hon. Mayor James DeSana, Wyandotte City Council  
3131 Biddle Ave., Wyandotte, MI 48192

Dear Mayor DeSana and City Council:

The Wyandotte Cultural and Historical Commission is very pleased that the Mayor and Wyandotte City Council members have worked so closely with the Commission in offering the property at 109 Vinewood as an historic preservation project.

The saving of this important historical building is consistent with the recommendations in the City of Wyandotte Master Plan designations. Likewise,

the Master Plan has identified other important historic neighborhoods and business districts that should be retained as historic areas reflective of development in the City.

Therefore, it is our hope that the Mayor and Council will continue to keep the Wyandotte Cultural and Historical Commission informed of the acquisition of properties and plans the City has that will impact on these Master Plan designated historical and architecturally significant areas, in the interest of maintaining the integrity of our community and implementing the Master Plan recommendations.

We look forward to working with you in the coming months.

Yours truly,

Anne Ronco, President, Wyandotte Cultural and Historical Commission

December 12, 2005

TO: Honorable Mayor and City Council

FROM: Department of Legal Affairs

RE: Amendment to City Retirement Ordinance

Dear Mayor DeSana and City Council Members:

Please be advised that due to a change in the Internal Revenue Code, regulations have been adopted by the IRS that would require minimum distributions to be made under a Retirement or Pension Plan. Therefore, to be in compliance with said regulation, I am enclosing the Ordinance for your review and approval. This Ordinance needs to take effect by December 31, 2005 and, therefore, I am submitting it for a first and final reading.

Respectfully submitted,  
DEPARTMENT OF LEGAL AFFAIRS  
LOOK, MAKOWSKI and LOOK  
Professional Corporation  
William R. Look

December 14, 2005

TO: Honorable Mayor and City Council

FROM: Department of Legal Affairs

RE: Amendment to City Ordinance Concerning Assault and Resisting

Dear Mayor and City Council:

Pursuant to the recommendation of the city prosecutor and after review of the city ordinance and state law, I am enclosing for your consideration for a first and final reading, an ordinance which would update the city's current ordinance. I have also expanded the ordinance and subsection (4)(b) to include individuals in addition to police officers.

If this meets your approval the ordinance is submitted for a first and final reading.

Respectfully submitted,  
DEPARTMENT OF LEGAL AFFAIRS  
LOOK, MAKOWSKI and LOOK  
Professional Corporation  
William R. Look

December 13, 2005

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

Dear Mayor DeSana and City Council Members:

At the August 10, 2003 Budget Meeting, the Committee determined to increase dumpster rates annually for the next three (3) years. The City has done that the last two (2) years. A review of the current market conditions reveals that some of our charges should be increased, but some should stay the same and some should actually decrease. In accordance with Section 14-5 Commercial Rubbish of the City of Wyandotte Code of Ordinances the City Council by Resolution will determine dumpster charges. Enclosed is the existing dumpster pick-up charges and the proposed dumpster pick-up charges. I recommend the proposed dumpster changes take effect January 1, 2006.

Very truly yours,

Mark A. Kowalewski, City Engineer

December 13, 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 Property Acquisition Agreement for the acquisition of 161 St. Johns by the Developer.

The attached resolution will authorize the Mayor and City Clerk to execute said Property Acquisition Agreement.

Very truly yours,

Mark A. Kowalewski, City Engineer

December 13, 2005

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

Dear Mayor DeSana and City Council Members:

At the December 5, 2005 City Council meeting you referred a communication from Rachel Michels, 742 St. Johns relative to the sewer problem at her residence to the undersigned for review and report back. The Department of Public Service is still working to correct this condition and I request an extension of time before filing a final report.

Very truly yours,

Mark A. Kowalewski, City Engineer

December 14, 2005

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

Dear Mayor DeSana and City Council Members:

Republic Waste Services of Michigan will be collecting Christmas Trees this year. The removal of ornaments, decorations, tree stands and plastic bags will permit the trees to be treated as compost.

Residents should place their tree out on their normal trash collection day after Christmas. The trees will be picked up on that day.

Very truly yours,

Mark A. Kowalewski, City Engineer

December 15, 2005

The Honorable Mayor DeSana and City Council  
City Hall, Wyandotte, Michigan

Dear Mayor Council Members:

Attached please find Purchase Agreements for the City to acquire the following property: 1874 3rd Street - \$65,000.00 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 directed to demolish said property.

Very truly yours,

Mark A. Kowalewski, City Engineer

December 14, 2005  
The Honorable Mayor James R. DeSana and City Council  
City Hall, Wyandotte, Michigan

Dear Mayor DeSana and Council Members:

I recommend that the enclosed Antenna Site License Agreements with Metro PCS Michigan, Inc. for applicable portions of the communication tower at 1077 Grove Street and 365 Hudson be approved by the Mayor and City Council. These Agreements allocate space for 12 antennas on the sites.

The City Attorney has reviewed and approved said Agreements.

Very truly yours,  
Mark A. Kowalewski, City Engineer

December 13, 2005  
The Honorable James R. DeSana, Mayor, and City Council Members  
City Hall, Wyandotte, Michigan

RE: Former 300-306 Clinton Lot Size: 60' x 73.89'

Dear Mayor DeSana and City Council Members:

At the December 12, 2005 City Council Meeting you referred a communication from Wayne Clarest owner of 312 Clinton to the undersigned. Mr. Charest is requesting to purchase City-owned property which is adjacent to this rental property at 312 Clinton. In 1994, the City agreed to sell Mr. Charest 15 feet of the former 306 Clinton for \$1,500. Mr. Charest never closed on the property. In 1998, A Purchase Agreement was sent to Mr. Charest but the City never entered into this Agreement. Since then the City has acquired the former 300 Clinton and now has a lot 60' x 73.89' available for the construction of a new single family home.

Since the lot depth is only 73.89 feet selling any portion of this property would deter from a new home being constructed here. Therefore, it is the undersigned's recommendation to deny Mr. Charest's request.

Very truly yours,  
Mark A. Kowalewski, City Engineer

December 15, 2005

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

Dear Mayor DeSana and City Council Members:

Recently, the City cleared the title on the City-owned property at 1225 Lincoln. This property was acquired through Wayne County Tax Forfeiture. This letter is to recommend that the City sell said property to the Wyandotte Community Alliance (WCA) for \$1.00 as a rehabilitation project. The WCA has agreed to rehabilitate the home. When completed the home would be placed on the open market for sale. The WCA has completed similar projects in the past with great success.

If you concur with this recommendation, the attached resolution will authorize the Department of Legal Affairs to prepare the necessary sale documents and Mayor and City Clerk to execute same.

Very truly yours,

Mark A. Kowalewski, City Engineer

December 15, 2005

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

Dear Mayor DeSana and City Council Members:

Attached please find a proposed Purchase Agreement to sell the City-owned property at 109 Vinewood to Michael Granzeier and Michelle Blankenship in the amount of \$134,205.00. As you know, Mr. Granzeier and Ms. Blankenship were the only bidders for this property.

The Agreement requires the Purchasers to make repairs to the exterior items including repair/restore the clapboard siding within one (1) year of closing and the remaining items within three (3) years of closing. A deed restriction against any lot split is a requirement and the Purchasers must receive a variance for the front yard fence from the Zoning Board of Appeals and Adjustments.

The specifications required the sale to be cash and the Bidder to supply either a performance bond or letter of credit. The Purchasers will be securing financing through a mortgage and they have supplied a letter from their mortgage company indicating that they have appropriate financing. Therefore, these two requirements are not included in the Purchase Agreement.

If you concur with this Agreement, the attached resolution will authorize the Mayor and City Clerk to execute the necessary sale documents.

Very truly yours,  
Mark A. Kowalewski, City Engineer

December 15, 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 an opportunity to apply for a grant from the Michigan Economic Development Corporation (MEDC) under the State of Michigan's Community Development Block Grant (CDBG) Infrastructure Capacity Enhancement Program for infrastructure projects. The undersigned is recommending the City apply for a resurfacing project of \$300,000 with the City matching 50% or \$150,000.00. These funds will be used to resurface local streets in low/moderate areas of Wyandotte. The matching funds are available from the TIFA budget for roads.

If you concur with this recommendation, the attached resolution will authorize the undersigned to proceed with the Notice of Intent and approve the matching funds.

Very truly yours,

Mark A. Kowalewski, City Engineer

#### LATE ITEMS

To Mayor DeSana and Counsel

My wife and I are opening a hair salon at 3209 Biddle. We have submitted our application to the design committee and from there to the planning commission for what we hope to be a positive approval. Because of the holidays it appears we won't be able to get our application reviewed until after the first of the year. My wife and I would like to ask Mayor DeSana and Counsel for the approval of a (COMING SOON) temporary banner until the design committee meeting next year.

Thank you for your time  
Happy Holidays  
Jeremy and Shana Sladovnik  
420 Sycamore, Wyandotte, MI

December 19, 2005

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

Dear Mayor DeSana and City Council Members:

The Department of Engineering has received a request from Jeffers Crane Service, Inc. to use City Streets to transport two (2) electrical transformers from the Mirant Power Plant location. Jeffers Crane intends to transport the transformers from the plant site at 8th Street and Grove Street, down Grove St. to Biddle Avenue, then south on Biddle Avenue to the City limits. The undersigned recommends Council approve this request upon Jeffers Crane Service, Inc. signing a Hold Harmless Agreement, submittal of a Certificate of Insurance naming the City of Wyandotte as an additional named insured and submittal of a \$5,000.00 bond.

Very truly yours,

Mark A. Kowalewski, City Engineer

December 9, 2005

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

Re: Labadie Park Project at 191 Labadie Street – Proposal and Change Order  
from AKT Peerless for Environmental Consulting Services

Dear Mayor and Council,

Enclosed please find the following submitted by AKT Peerless Environmental Services: (1) a proposal for professional services for a fee not to exceed \$10,000 (see Exhibit 1); and (2) Change Order No. 8 for \$52,500 (see Exhibit 2).

The proposal covers project activities that will address the comments of the Michigan Department of Environmental Quality (MDEQ) (see Exhibit 3). The MDEQ is requiring an additional amount of limited sampling and response activities to obtain an environmental closure for the property.

The Change Order covers work that was previously completed on the site but authorization and payment was withheld until it was determined that said work could be completed within the remaining budget of \$63,154.50. The Council and Wyandotte Brownfield Redevelopment Authority were previously advised of this pending expense in August 2005 when the City obtained a loan for \$200,000 from the Wayne County Brownfield Redevelopment Authority. Because the combined amount of the work is within the remaining budget, the undersigned recommend approving the Change Order at this time.

The City's Environmental Consultant, Soil and Materials Engineers, Inc., has reviewed the proposal and the Change Order and determined that the cost and scope of work is reasonable (see Exhibit 4). The Brownfield Redevelopment Authority will consider this matter at their meeting on December 20, 2005.

The undersigned recommend that the Mayor and Council adopt the following resolution approving AKT's proposal and Change Order (see Exhibit 5).

Very truly yours,

Joseph M. Voszatka, Community Development Director  
Mark A. Kowalewski, P.E., City Engineer

#### REPORTS AND MINUTES FROM CITY AND OTHER GOVERNMENTAL UNITS

The following report was submitted by the Finance Department

December 12- December 15, 2005 \$ 12,083.39

The following report was submitted by the Recreation Department

December 9 - December 15, 2005 \$ 5,598.24

The following reports were submitted:

Wyandotte Cultural & Historical Commission October 13, 2005  
Wyandotte Cultural & Historical Commission November 10, 2005  
Tax Increment Finance Authority November 15, 2005  
Brownfield Redevelopment Authority September 15, 2005

#### CITIZEN PARTICIPATION

Richard Miller, 1202 – 2nd, feels Municipal Service did a good interview job. Goals need to be set. Ms. McCoy will do a good job. Item #18, approves group.

Jack Sciafani, 1120 – 12th, regarding snow emergency. Most vehicles towed were inoperable. Four inches or more. Get vehicles off streets.

Jeremy Sladovnik, 420 Sycamore, thank you.

Todd Lince, 2495 – 17th, item #7, regarding salary/her performance.  
RECESS

RECONVENING

ROLL CALL

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

Absent: Councilperson Ptak

FIRST & FINAL READING OF ORDINANCES

AN ORDINANCE ENTITLED  
AN ORDINANCE TO AMEND SECTION 25-76.1  
CURRENTLY ENTITLED "ASSAULT UPON A  
POLICE OFFICER" AND TO RESCIND SECTION 25-76.2  
ENTITLED RESISTING, OBSTRUCTING OFFICER  
IN DISCHARGE OF DUTY

THE CITY OF WYANDOTTE ORDAINS:

Section 1. Amendment of Section 25-76.1 of the Code of Ordinances to read as follows:

Sec. 25-76.1 Assaulting, battering, wounding, resisting, obstructing, opposing, or endangering a person performing his or her duties.

- (1) An individual who assaults, batters, wounds, resists, obstructs, opposes, or endangers a person who the individual knows or has reason to know is performing his or her duties is guilty of a misdemeanor punishable by imprisonment for not more than 93 days or a fine of not more than \$500.00, or both.
- (2) This section does not prohibit an individual from being charged with, convicted of, or punished for any other violation of law that is committed by that individual while violating this section.
- (3) A term of imprisonment imposed for a violation of this section may run consecutively to any term of imprisonment imposed for another violation arising from the same transaction.
- (4) As used in this section:
  - (a) "Obstruct" includes the use or threatened use of physical interference or force or a knowing failure to comply with a lawful command.
  - (b) "Person" means any of the following:

- i. a City of Wyandotte police officer,
- ii. a City of Wyandotte firefighter,
- iii. a City of Wyandotte enforcement officer, inspector, or official charged with enforcing city or state codes.
- iv. Judge, magistrate, probation officer, prosecutor, city attorney, court employee, court officer, other officer or duly authorized person serving or attempting to serve or execute any process, rule or order made or issued by lawful authority or otherwise acting in the performance of his or her duties.
- v. Any authorized person of the City of Wyandotte enforcing tax liens, tax warrants and jeopardy assessments and all actions associated therewith.
- vi. Any authorized persons of the City of Wyandotte who is conducting property assessments, evaluations or field work.

Sec. 2. Severability

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

Sec. 3. Effective date

This Ordinance is deemed necessary for the immediate preservation of the public peace, property, health or safety and is necessary for the usual daily operation of various City departments and to provide protection to various employees and it is necessary for this Ordinance to take effect immediately. This Ordinance or a summary thereof shall be published in a newspaper generally circulated in the City of Wyandotte within ten (10) days of its passage.

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

YEAS: Councilmen Browning, Fricke, Kolakowski, Peterson, Sutka  
NAYS: None  
ABSENT: Councilman Ptak

I hereby approve the adoption of the foregoing ordinance this 19th day of December, 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 19th day of , 2005.

Dated December 19, 2005

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

AN ORDINANCE ENTITLED  
AN ORDINANCE TO AMEND THE CITY OF WYANDOTTE

RETIREMENT  
ORDINANCE BY ADDING SECTION 2-211.1

THE CITY OF WYANDOTTE ORDAINS:

Notwithstanding anything in the Retirement System to the contrary: Section 1.  
Creation of Section 2-211.1 entitled, "Required Distribution Date".

(a) Distribution of a member's benefits hereunder shall be made or commenced to be paid not later than April 1 of the year following the year in which the later of the following occurs:

- (1) The member attains age 70 1/2; or
- (2) The members retirees.

The later of these events shall be the member's "required distribution date".

(b) Minimum Distribution Requirements — Pension.

(1) Effective Date. The provisions of this section will apply for purposes of determining required minimum distributions for calendar years beginning with the 2003 calendar year.

(2) Precedence. The requirements of this section will take precedence over any inconsistent provisions of the Retirement System Ordinance.

(3) Requirements of Treasury Regulations Incorporated. All distributions required under this section will be determined and made in accordance with the Treasury regulations under section 401(a)(9) of the Internal Revenue Code.

(4) TEFRA Section 242(b)(2) Elections. Notwithstanding the other provisions of this section, other than paragraph (3), distributions may be made under a designation made before January 1, 1984, in accordance with section 242(b)(2) of the Tax Equity and Fiscal Responsibility Act (TEFRA) and the provisions of the plan that relate to section 242(b)(2) of TEFRA.

(5) Required Beginning Date. The member's entire interest will be distributed, or begin to be distributed, to the member no later than the member's required beginning date.

(6) Death of Member Before Distributions Begin. If the member dies before distributions begin, the member's entire interest will be distributed, or begin to be distributed, no later than as follows:

(i) If the member's surviving spouse is the member's sole designated beneficiary, then, except as provided in the adoption agreement, distributions to the surviving spouse will begin by December 31 of the calendar year immediately following the calendar year in which the member died, or by December 31 of the calendar year in which the member would have attained age 70 1/2, if later.

(ii) If the member's surviving spouse is not the member's sole designated beneficiary, then, except as provided in the adoption agreement, distributions to the designated beneficiary will begin by December 31 of the calendar year immediately following the calendar year in which the member died.

(iii) If there is no designated beneficiary as of September 30 of the

year following the year of the member's death, the member's entire interest will be distributed by December 31 of the calendar year containing the fifth anniversary of the member's death.

(iv) If the member's surviving spouse is the member's sole designated beneficiary and the surviving spouse dies after the member but before distributions to the surviving spouse begin, this paragraph (6), other than paragraph (6)(i), will apply as if the surviving spouse were the member.

For purposes of this paragraph (6) and paragraphs (13) through (15), distributions are considered to begin on the member's required beginning date (or, if paragraph (6)(iv) applies, the date distributions are required to begin to the surviving spouse under paragraph (6)(i)). If annuity payments irrevocably commence to the member before the member's required beginning date (or to the member's surviving spouse before the date distributions are required to begin to the surviving spouse under paragraph (6)(i)), the date distributions are considered to begin is the date distributions actually commence.

(7) Form of Distribution. Unless the member's interest is distributed in the form of an annuity purchased from an insurance company or in a single sum on or before the required beginning date, as of the first distribution calendar year distributions will be made in accordance with paragraphs (8) through (15) of this section. If the member's interest is distributed in the form of an annuity purchased from an insurance company, distributions thereunder will be made in accordance with the requirements of section 401(a)(9) of the Code and the Treasury regulations. Any part of the member's interest which is in the form of an individual account described in section 414(k) of the Code will be distributed in a manner satisfying the requirements of section 401(a)(9) of the Code and the Treasury regulations that apply to individual accounts.

(8) General Annuity Requirements. If the member's interest is paid in the form of annuity distributions under the retirement system, payments under the annuity will satisfy the following requirements:

(i) the annuity distributions will be paid in periodic payments made at intervals not longer than one year;

(ii) the distribution period will be over a life (or lives) or over a period certain not longer than the period described in paragraphs (11) and (12) or paragraphs (13) through (15);

(iii) once payments have begun over a period certain, the period certain will not be changed even if the period certain is shorter than the maximum permitted;

(iv) payments will either be non-increasing or increase only as follows:

(A) by an annual percentage increase that does not exceed the annual percentage increase in a cost-of-living index that is based on prices of all items and issued by the Bureau of Labor Statistics;

(B) By the increase in compensation for a position held by the employee at the time of retirement;

(C) By the amount of a variable or fixed rate paid directly from the trust. A fixed

rate increase may be provided if the rate of increase is less than 5%. A variable rate increase, based solely on better than assumed investment performance, is permitted but only if the assumed interest rate for calculating the initial level of payments is at least 3%;

(D) to the extent of the reduction in the amount of the member's payments to provide for a survivor benefit upon death, but only if the beneficiary whose life was being used to determine the distribution period described in paragraphs (11) or (12) dies or is no longer the member's beneficiary pursuant to a qualified domestic relations order within the meaning of section 414(p);

(E) to provide cash refunds of employee contributions upon the member's death; or

(F) to pay increased benefits that result from a plan amendment.

(9) Amount Required to be Distributed by Required Beginning Date. The amount that must be distributed on or before the member's required beginning date (or, if the member dies before distributions begin, the date distributions are required to begin under paragraph (6)(i) or (ii)) is the payment that is required for one payment interval. The second payment need not be made until the end of the next payment interval even if that payment interval ends in the next calendar year. Payment intervals are the periods for which payments are received, e.g., bimonthly, monthly, semi-annually, or annually. All of the member's benefit accruals as of the last day of the first distribution calendar year will be included in the calculation of the amount of the annuity payments for payment intervals ending on or after the member's required beginning date.

(10) Additional Accruals After First Distribution Calendar Year. Any additional benefits accruing to the member in a calendar year after the first distribution calendar year will be distributed beginning with the first payment interval ending in the calendar year immediately following the calendar year in which such amount accrues.

(11) Joint Life Annuities Where the Beneficiary Is Not the Member's Spouse. If the member's interest is being distributed in the form of a joint and survivor annuity for the joint lives of the member and a nonspouse beneficiary, annuity payments to be made on or after the member's required beginning date to the designated beneficiary after the member's death must not at any time exceed the applicable percentage of the annuity payment for such period that would have been payable to the member using the table set forth in Q&A-2 of section 1.401 (a)(9)-6T of the Treasury regulations. If the form of distribution combines a joint and survivor annuity for the joint lives of the member and a nonspouse beneficiary and a period certain annuity, the requirement in the preceding sentence will apply to annuity payments to be made to the designated beneficiary after the expiration of the period certain.

(12) Period Certain Annuities. Unless the member's spouse is the sole designated beneficiary and the form of distribution is a period certain and no life annuity, the period certain for an annuity distribution commencing during the member's lifetime may not exceed the applicable distribution period for the member under the Uniform Lifetime Table set forth in section 1.401 (a)(9)-9 of the Treasury regulations for the calendar year that contains the annuity starting date. If the annuity starting date precedes the year in which the member reaches age 70, the

applicable distribution period for the member is the distribution period for age 70 under the Uniform Lifetime Table set forth in section 1.401(a)(9)-9 of the Treasury regulations plus the excess of 70 over the age of the member as of the member's birthday in the year that contains the annuity starting date. If the member's spouse is the member's sole designated beneficiary and the form of distribution is a period certain and no life annuity, the period certain may not exceed the longer of the member's applicable distribution period, as determined under this paragraph (12), or the joint life and last survivor expectancy of the member and the member's spouse as determined under the Joint and Last Survivor Table set forth in section 1.401(a)(9)-9 of the Treasury regulations, using the member's and spouse's attained ages as of the member's and spouse's birthdays in the calendar year that contains the annuity starting date.

(13) Member Survived by Designated Beneficiary. If the member dies before the date distribution of his or her interest begins and there is a designated beneficiary, the member's entire interest will be distributed, beginning no later than the time described in paragraph (6)(i) or (ii), over the life of the designated beneficiary or over a period certain not exceeding:

(i) unless the annuity starting date is before the first distribution calendar year, the life expectancy of the designated beneficiary determined using the beneficiary's age as of the beneficiary's birthday in the calendar year immediately following the calendar year of the member's death; or

(ii) if the annuity starting date is before the first distribution calendar year, the life expectancy of the designated beneficiary determined using the beneficiary's age as of the beneficiary's birthday in the calendar year that contains the annuity starting date.

(14) No Designated Beneficiary. If the member dies before the date distributions begin and there is no designated beneficiary as of September 30 of the year following the year of the member's death, distribution of the member's entire interest will be completed by December 31 of the calendar year containing the fifth anniversary of the member's death.

(15) Death of Surviving Spouse Before Distributions to Surviving Spouse Begin. If the member dies before the date distribution of his or her interest begins, the member's surviving spouse is the member's sole designated beneficiary, and the surviving spouse dies before distributions to the surviving spouse begin, this section will apply as if the surviving spouse were the member, except that the time by which distributions must begin will be determined without regard to paragraph (6)(i).

(16) Payments to Children. Payments made to a member's child are treated as payments to the surviving spouse if they cease after the child reached the age of majority (or upon the death of the child) and are payable to the surviving spouse thereafter.

(17) Designated Beneficiary. The individual who is designated as the beneficiary under this Retirement System Ordinance and is the designated beneficiary under section 401(a)(9) of the Internal Revenue Code and section 1.401(a)(9) -1, Q&A-4, of the Treasury regulations.

(18) Distribution Calendar Year. A calendar year for which a minimum distribution is required. For distributions beginning before the member's death,

the first distribution calendar year is the calendar year immediately preceding the calendar year which contains the member's required beginning date. For distributions beginning after the member's death, the first distribution calendar year is the calendar year in which distributions are required to begin pursuant to paragraph (6).

(19) Life Expectancy. Life expectancy as computed by use of the Single Life Table in section 1.401(a)(9)-9 of the Treasury regulations.

(20) Required Beginning Date. The date specified in section 2-211.1(a) of the Retirement System Ordinance.

## Section 2. Severability.

All ordinances or parts of ordinance in conflict herewith are hereby repealed, only to the extent necessary to give this Ordinance full force and effect.

## Section 3. Effective Date

This Ordinance shall take immediate effect, since it is necessary for the immediate preservation of the public peace, property, health, and safety and is necessary to provide for the usual daily operation of the City retirement system in order to be in compliance with the requirements of the Internal Revenue Code concerning minimum distribution requirements.

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

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

NAYS: None

ABSENT: Councilman Ptak

I hereby approve the adoption of the foregoing ordinance this 19th day of December, 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 19th day of , 2005.

Dated December 19, 2005

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

## RESOLUTIONS

Wyandotte, Michigan December 19, 2005

RESOLUTION by Councilperson Patrick Sutka

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 Patrick J. Sutka  
Supported by Councilperson Johnny A. Kolakowski  
ROLL ATTACHED

Wyandotte, Michigan December 19, 2005

RESOLUTION by Councilperson Patrick Sutka

RESOLVED by the City Council that the Council hereby receives and places on file the resolution of the Wyandotte Downtown Development Authority (DDA) and the communication from the Community Development director and city Engineer dated December 15, 2005, and hereby CONCURS in the DDA's recommendation to approve the Morningside Group's conceptual Development Plan A for the city-owned waterfront parking lot at Oak, Elm and Van Alstyne; and that the Council hereby receives and places on file the communication from the Morningside Group requesting the exemption of proprietary information from public disclosure. AND BE IT FURTHER RESOLVED that the City Engineer and the Director of Community Development are authorized to develop and negotiate a Development and Sales Agreement and submit the agreement to Council for APPROVAL. AND BE IT FURTHER RESOLVED that this conceptual/preliminary plan be referred back to the DDA for additional public input and evaluation. A summary of public comments and DDA conclusions, about public concerns, should be presented to the City Council in the form of a written report prior to any submission of a Development and Sales agreement between the parties.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Patrick J. Sutka  
Supported by Councilperson Johnny A. Kolakowski  
YEAS: Councilmembers Browning, Fricke, Kolakowski, Peterson, Sutka  
NAYS: None

Wyandotte, Michigan December 19, 2005

RESOLUTION by Councilperson Patrick Sutka

RESOLVED by the City Council that the communication from Smokers Island and Novelties, 2020 Ford Avenue, Wyandotte, Michigan is hereby referred to the City Engineer for enforcement of the sign ordinance as it pertains to banners and or sandwich type signs.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Patrick J. Sutka  
Supported by Councilperson Johnny A. Kolakowski  
ROLL ATTACHED

Wyandotte, Michigan December 19, 2005

RESOLUTION by Councilperson Patrick Sutka

RESOLVED by the City Council that the communication from the Michigan Fair Committee, Monroe Elementary School, 1501 Grove, Wyandotte, Michigan 48192 relative to the Mayor and Council's participation in their Michigan Fair Day festivities to be held on Wednesday, February 8, 2006 at 6:00 p.m. is hereby referred to the Mayor's Office for coordination regarding attendance of Elected Officials and the availability of judging the various projects.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Patrick J. Sutka  
Supported by Councilperson Johnny A. Kolakowski  
ROLL ATTACHED

Wyandotte, Michigan December 19, 2005

RESOLUTION by Councilperson Patrick Sutka

RESOLVED by the City Council that the communication from Jerry Barton, 542 Forest regarding the parking congestion around the Roosevelt High School is hereby referred to the Traffic Department for a review and report back to Council.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Patrick J. Sutka  
Supported by Councilperson Johnny A. Kolakowski  
ROLL ATTACHED

Wyandotte, Michigan December 19, 2005

RESOLUTION by Councilperson Patrick Sutka

RESOLVED by the City Council that WHEREAS service to our constituents is our reason for existence and we recognize that the services we offer are important to the fabric of our community and often attract people to move here, and WHEREAS regional collaboration may be one avenue to pursue to maintain or enhance some of the services we now offer, and WHEREAS regional collaboration may afford us flexibility in our budgeting without diminishing the way of life in our community, and WHEREAS regional collaboration may help us save money as well as providing effective and efficient services, and WHEREAS regional collaboration has proved in many areas to be an effective land use tool, and WHEREAS regional collaboration may help both our region and our own community be more economically competitive, NOW THEREFORE be it resolved that the City of Wyandotte agrees to participate in the Centers for Regional Excellence program to pursue the potential for regional collaboration in our area, AND BE IT FURTHER RESOLVED that the City of Wyandotte will send a representative to participate in these discussions, and BE

IT FURTHER RESOLVED that the citizens of the City of Wyandotte will be kept fully informed and provided opportunities for input into the process.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Patrick J. Sutka  
Supported by Councilperson Johnny A. Kolakowski  
ROLL ATTACHED

Wyandotte, Michigan December 19, 2005

RESOLUTION by Councilperson Patrick Sutka

RESOLVED by the City Council that the Mayor and City Council of the City of Wyandotte concurs with the resolution of the DCC Board of Directors adopted December 14, 2005 supporting the redevelopment of the Former McLouth Steel Site by the Real Estate Interests Group (Bay Village). AND BE IT FURTHER RESOLVED that said resolution be forwarded to the Downtown Community Conference Board of Directors, Governor Jennifer Granholm, Wayne County Executive Robert Ficano and Southeast Michigan Council of Governments (SEMCOG).

I move the adoption of the foregoing resolution.

MOTION by Councilperson Patrick J. Sutka  
Supported by Councilperson Johnny A. Kolakowski  
ROLL ATTACHED

Wyandotte, Michigan December 19, 2005

RESOLUTION by Councilperson Patrick Sutka

RESOLVED by the City Council that Council APPROVES the Contract as submitted by the Downtown Development Authority and Community Relations Director for the use of the Benjamin F. Yack Arena on June 2, 3, and 4th 2006 for St. Helena Church Festival. AND FURTHER that the Mayor and City Clerk are hereby authorized to execute said Contract on behalf of the City.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Patrick J. Sutka  
Supported by Councilperson Johnny A. Kolakowski  
YEAS: Councilmembers Browning, Fricke, Kolakowski, Peterson, Sutka  
NAYS: None

Wyandotte, Michigan December 19, 2005

RESOLUTION by Councilperson Patrick Sutka

RESOLVED by the City Council that Mayor and Council CONCUR in the recommendation of the Municipal Service Commission as set forth in their

communication of December 15, 2005 to appoint Ms. Melanie McCoy as General Manager and Commission Secretary of the Department of Municipal Service and compensate said position at the rate of \$135,000 per year including a specified deferred compensation contribution and various health care benefits package.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Patrick J. Sutka  
Supported by Councilperson Johnny A. Kolakowski  
YEAS: Councilmembers Kolakowski, Peterson, Sutka, Mayor DeSana  
NAYS: Councilmembers Browning, Fricke

Wyandotte, Michigan December 19, 2005

RESOLUTION by Councilperson Patrick Sutka

RESOLVED by the City Council that the communication from Anne Ronco, President, Wyandotte Cultural and Historical Commission relative to the cooperation of the Mayor and Council as it pertains to historic preservation projects within the City of Wyandotte is hereby referred to the Museum Director for review and report back to Council.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Patrick J. Sutka  
Supported by Councilperson Johnny A. Kolakowski  
ROLL ATTACHED

Wyandotte, Michigan December 19, 2005

RESOLUTION by Councilperson Patrick Sutka

RESOLVED by the City Council that the communication from the Department of Legal Affairs regarding the change in the Internal Revenue Code regulations as adopted by the IRS is hereby received and placed on file with said changes set forth in the First and Final Reading of an Ordinance at tonight's meeting.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Patrick J. Sutka  
Supported by Councilperson Johnny A. Kolakowski  
ROLL ATTACHED

Wyandotte, Michigan December 19, 2005

RESOLUTION by Councilperson Patrick Sutka

RESOLVED by the City Council that the communication from the Department of Legal Affairs regarding the amendment to the Ordinance as it pertains to Assault and Resisting a Police Officer is hereby received and placed on file with said changes set forth in the First and Final Reading of an Ordinance at tonight's Meeting.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Patrick J. Sutka  
Supported by Councilperson Johnny A. Kolakowski  
ROLL ATTACHED

Wyandotte, Michigan December 19, 2005

RESOLUTION by Councilperson Patrick Sutka

RESOLVED by the City Council that in accordance with Chapter 14, Garbage, Trash and Weeds, Section 14-5 Commercial Rubbish the following monthly charges are hereby adopted for non-portable receptacles (Dumpster).

PROPOSED 2006 DUMPSTER FEES

Pick-up Pick-up Pick-up  
Once a Week Twice a Week Three Times a Week

2c.y \$29.00 \$43.00 \$ 62.50  
3c.y \$33.50 \$55.00 \$ 81.50  
4c.y. \$38.00 \$67.00 \$100.50

Special :3C.Y. Pick-up 4 Times a Week \$115.00  
4C.Y. Pick-up 5 Times a Week \$207.00

Corrugated Cardboard

6c.y. \$26.00 \$40.00 \$59.50

Extra Fee of \$11.50 per month if a dumpster does not have a secure lid. Any unscheduled extra pick-ups will be charged \$33.50.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Patrick J. Sutka  
Supported by Councilperson Johnny A. Kolakowski  
YEAS: Councilmembers Browning, Fricke, Kolakowski, Peterson, Sutka  
NAYS: None

Wyandotte, Michigan December 19, 2005

RESOLUTION by Councilperson Patrick Sutka

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 property acquisition agreement for the acquisition of 161 St. Johns by the Developer.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Patrick J. Sutka  
Supported by Councilperson Johnny A. Kolakowski  
YEAS: Councilmembers Browning Fricke Kolakowski Peterson Sutka  
NAYS: None

Wyandotte, Michigan December 19, 2005

RESOLUTION by Councilperson Patrick Sutka

RESOLVED by the City Council that the communication from the City Engineer regarding the communication from Rachel Michels, 742 St. Johns is hereby received and placed on file. AND BE IT FURTHER RESOLVED that Council hereby grants the extension to the City Engineer and Department of Public Service to complete their final report on said issue.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Patrick J. Sutka  
Supported by Councilperson Johnny A. Kolakowski  
ROLL ATTACHED

Wyandotte, Michigan December 19, 2005

RESOLUTION by Councilperson Patrick Sutka

RESOLVED by the City Council that the communication from the City Engineer regarding the collection of Christmas Trees is hereby received and placed on file; AND BE IT FURTHER RESOLVED that Republic Waste Services of Michigan will collect Christmas Trees on normal trash collection day starting the day after Christmas through January 20, 2006.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Patrick J. Sutka  
Supported by Councilperson Johnny A. Kolakowski  
ROLL ATTACHED

Wyandotte, Michigan December 19, 2005

RESOLUTION by Councilperson Patrick Sutka

RESOLVED by the City Council that Council CONCURS in the recommendation of the City Engineer to acquire the property at 1874 -3rd Street in the amount of \$65,000.00 from TIFA Consolidated Funds; for the immediate health and safety of the City. AND BE IT FURTHER 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 that the City Engineer be directed to DEMOLISH said property and the cost of same be appropriated from TIFA Funds.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Patrick J. Sutka  
Supported by Councilperson Johnny A. Kolakowski  
YEAS: Councilmembers Browning, Fricke, Kolakowski, Peterson, Sutka  
NAYS: None

Wyandotte, Michigan December 19, 2005

RESOLUTION by Councilperson Patrick Sutka

RESOLVED by the City Council that COUNCIL hereby CONCURS with the recommendation of the City Engineer to enter into an Antenna Site License Agreement with Metro PCS Michigan, Inc. for 365 Hudson and 1077 Grove Street Towers; AND BE IT FURTHER RESOLVED that the Council authorizes the Mayor and City Council to sign said Agreements.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Patrick J. Sutka  
Supported by Councilperson Johnny A. Kolakowski  
YEAS: Councilmembers Browning, Fricke, Kolakowski, Peterson, Sutka  
NAYS: None

Wyandotte, Michigan December 19, 2005

RESOLUTION by Councilperson Patrick Sutka

RESOLVED by the City Council that the communication from the City Engineer and City Assessor regarding a request from Wayne Charest to acquire a portion of the Former 306 Clinton is hereby received and place on file; AND BE IT FURTHER RESOLVED that Wayne Charest's request to acquire a portion of the Former 306 Clinton is hereby denied.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Patrick J. Sutka  
Supported by Councilperson Johnny A. Kolakowski  
YEAS: Councilmembers Browning, Fricke, Kolakowski, Peterson, Sutka  
NAYS: None

Wyandotte, Michigan December 19, 2005

RESOLUTION by Councilperson Patrick Sutka

RESOLVED by the City Council that the recommendation of the City Engineer dated December 14, 2005, to sell the property known as 1225 Lincoln to the Wayne Community Alliance for a rehabilitation project in the amount of \$1.00. AND BE IT FURTHER RESOLVED that the Department of Legal Affairs is directed to prepare the necessary sale documents and that the Mayor and City Clerk are authorized to sign said sales documents.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Patrick J. Sutka  
Supported by Councilperson Johnny A. Kolakowski  
YEAS: Councilmembers: Browning Fricke Kolakowski Peterson Sutka  
NAYS: None

Wyandotte, Michigan December 19, 2005

RESOLUTION by Councilperson Patrick Sutka

RESOLVED by the City Council that Council CONCURS with the recommendation of the City Engineer to sell the City-owned property at 109 Vinewood, Wyandotte; AND BE IT FURTHER RESOLVED that Council accepts the Purchase Agreement dated December 15, 2005, from Michael Granzeier and Michelle Blankenship in the amount of \$134,205.00 and that the Mayor and City Clerk are hereby authorized to sign the necessary sale documents.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Patrick J. Sutka  
Supported by Councilperson Johnny A. Kolakowski  
YEAS: Councilmembers Browning, Fricke, Kolakowski, Peterson, Sutka  
NAYS: None

Wyandotte, Michigan December 19, 2005

RESOLUTION by Councilperson Patrick Sutka

RESOLVED BY THE City Council that Council hereby authorizes the City Engineer to proceed with the Notice of Intent for Community Development Block Grant through the Michigan Economic Development Corporation for resurfacing local streets in the low/moderate areas; and that Council authorizes the matching funds in the amount of \$150,000 to TIFA Local Street Funds.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Patrick J. Sutka  
Supported by Councilperson Johnny A. Kolakowski  
ROLL ATTACHED

Wyandotte, Michigan December 19, 2005

RESOLUTION by Councilperson Patrick Sutka

RESOLVED by the City Council that Council hereby GRANTS permission to Jeremy and Shana Sladovnik, 420 Sycamore to display a temporary banner style sign in front of their hair salon located at 3209 Biddle Avenue for a period of thirty (30) days at which time said sign must be removed.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Patrick J. Sutka  
Supported by Councilperson Johnny A. Kolakowski  
ROLL ATTACHED

Wyandotte, Michigan December 19, 2005

RESOLUTION by Councilperson Patrick Sutka

RESOLVED by the City Council that the City Council hereby grants Jeffers Crane Service, Inc. permission to use the intersection of 8th street and Grove Street, Grove Street from 8th Street to Biddle Avenue and Biddle Avenue south to the City limits, to transport two (2) electrical transformers from the Mirant Power Plant site upon signing of a Hold Harmless Agreement, submittal of a Certificate of Insurance naming the City of Wyandotte as an additional names insured, submittal of a \$5,000.00 bond, and payment of the fee for the Use of Street Right-Of-Way Permit.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Patrick J. Sutka  
Supported by Councilperson Johnny A. Kolakowski  
ROLL ATTACHED

Wyandotte, Michigan December 19, 2005

RESOLUTION by Councilperson Patrick Sutka

RESOLVED by the City Council that Council acknowledges receipt of the communication from the Community Development Director and City Engineer dated December 19, 2005 regarding a proposal from AKT Peerless Environmental Services, 22725 Orchard lake Road, Farmington, MI. 48336, to conduct Environmental Consulting Services for the property at 191 Labadie for a fee not to exceed \$10,000 as specified in their proposal dated December 19,

2005.

BE IT FURTHER RESOLVED that Council acknowledges receipt of the communication from the Community Development Director and City Engineer dated December 19, 2005 regarding Change Order No. 8 from AKT Peerless Environmental Services for additional environmental consulting services at an increase to the contract in the amount of \$52,500.

BE IT FURTHER RESOLVED that the Council hereby CONCURS with the recommendations therein to approve the proposal in an amount not to exceed \$10,000 and Change Order No. 8 in an amount not to exceed \$52,500 and authorizes the Mayor and Clerk to execute said proposal and the City Engineer to execute the Change Order, subject to approval by the Wyandotte Brownfield Redevelopment Authority.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Patrick J. Sutka  
Supported by Councilperson Johnny A. Kolakowski  
YEAS: Councilmembers: Browning, Fricke, Kolakowski, Peterson, Sutka  
NAYS: None

Wyandotte, Michigan December 19, 2005

RESOLUTION by Councilperson Patrick Sutka

RESOLVED by the City Council that the complaint made by Mr. Wood of 302 Spruce who is a resident near the intersection of 3rd and Spruce Street concerning the towing of his car is referred to the Traffic Bureau for a review and report back in three (3) weeks concerning the following issues:

- (1) Reason his vehicle was towed,
- (2) The procedure the Police Department followed when it determined the vehicle should be towed,
- (3) Reason why a citizen is not allowed to use a credit card when retrieving their vehicle from the Storage Yard.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Patrick J. Sutka  
Supported by Councilperson Johnny A. Kolakowski  
ROLL ATTACHED

Wyandotte, Michigan December 19, 2005

RESOLUTION by Councilperson Patrick Sutka

RESOLVED by the City Council that the total bills and accounts in the amount of \$2,408,673.06 as presented by the Mayor and City Clerk are hereby APPROVED for payment.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Patrick J. Sutka  
Supported by Councilperson Johnny A. Kolakowski  
YEAS: Councilmembers Browning, Fricke, Kolakowski, Peterson, Sutka  
NAYS: None

ADJOURNMENT

MOTION by Councilperson Patrick Sutka  
Supported by Councilperson Johnny Kolakowski  
That we adjourn – carried unanimously  
Adjourned at 10:45 p.m.  
December 19, 2005

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William R. Griggs, City Clerk