

Wyandotte, Michigan February 8, 2010

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

ROLL CALL

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

Absent: None

COMMUNICATIONS MISCELLANEOUS

Dear Mayor Peterson and City Councilmembers

2nd Annual Wyandotte Animal Shelter Valentine's Open House 10am-3pm

This Saturday, February 13th, find your "Furr-ever" love at the 2nd Annual Wyandotte Animal Shelter Valentine's Open House.

Chuck Gillenwater, Animal Control Officer for the City of Wyandotte and volunteers at the Wyandotte Animal Shelter welcome you to visit the shelter on Saturday, February 13th from 10am-3pm. We have the purr-fect cat or dog waiting for you!

We welcome the public to tour our recently remodeled facility and see how we care for the stray cats and dogs in the City of Wyandotte. The Wyandotte Animal Shelter has a core group of volunteers who assist the animal control officer in the care and adoption of the animals.

Many people have a vision of an animal shelter being a cold and scary place and we want to feature the shelter and dispel the myth it carries. We will have refreshments for all visitors and dog and cat related items to purchase, with all proceeds going directly to the care of sick or injured animals at the shelter. We do have an adoption application to adopt our animals but one can go online to our petfinder site (<http://www.petfinder.com/shelters/M1363.html>) and fill out an application to see if you will be preapproved to adopt your next furry friend on the day of the event! Anyone who adopts a cat or dog during the event will receive a Valentine gift bag and one for your new furry friend.

The Wyandotte Animal Shelter is located at 1170 Grove Street, between 11th and 13th Streets, next to the Recycle Center. The fee for cat adoption is \$60.00 (cash only) includes spay or neuter, combo test, and age appropriate vaccinations. The fee for dog adoption is \$85.00 (cash only) includes spay or neuter, heartworm test, and age appropriate vaccinations. See all of our animals available for adoption on petfinder.com!

For more information contact the Wyandotte Animal Shelter at 734-324-4445 or email us at wacvolunteers@gmail.com.

A.C.O.
Charles H. Gillenwater

PERSONS IN THE AUDIENCE

No response

COMMUNICATIONS FROM CITY AND OTHER OFFICIALS

February 3, 2010

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 Alana Paluszewski, 2265 – 20th Street, Wyandotte MI 48192 to the Beautification Commission. A copy of Ms. Paluszewski's resume is enclosed.

Ms. Paluszewski will fill the position created by the recent amendment to the Beautification Commission By-Laws which allows for up to eleven (11) members. Her term will expire April 2012.

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

Sincerely,
Joseph R. Peterson, Mayor

February 3, 2010

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

Dear Mayor and Council:

Re: 116 Oak Street

An application was received from the Michigan Liquor Control Commission relative to the following: Step 1: Transfer ownership of escrowed 2008 Class C licensed business located at 116 Oak Wyandotte, Michigan 48192, Wayne County from Charles E. Girardot Jr., to DOTTE Pub Inc. Step 2: DOTTE Pub Inc., requests to transfer ownership of escrowed 2008 Class C & SDM Licensed Business with Direct Connection -1, located at 116 Oak, Wyandotte, Michigan 48192, Wayne County from Charles E. Girardot, Jr., Sunday Sales, Off Premise Storage.

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

Sincerely yours,
Maria Johnson, Deputy City Clerk

TO: Honorable Mayor and City Council
FROM: Daniel J. Grant, Chief of Police

DATE: February 4, 2010

SUBJECT: TRAFFIC IN ALLEY BETWEEN 15TH AND 16TH STREETS SOUTH OF GODDARD

CC. Police Commission

As noted on the attached memo from Sergeant Jamie Pouliot, our agency has investigated the matter as forwarded to the City Council from Clifford Miller of 1515 Goddard Road. It is our recommendation that "No thru Traffic" signs be installed at the entrance to the alley. A traffic order regulating the installation and enforcement of the signage has been prepared and forwarded to the Police Commission. The requested signs were installed this morning and our Officers will continue to monitor the situation and take the appropriate enforcement actions to alleviate this issue.

If you need any additional information please do not hesitate to contact me at your convenience.

Respectfully,
Daniel J. Grant, Chief of Police

February 4, 2010

The Honorable Mayor Joseph R. Peterson And City Council
City Hall

RE: Application for a Commercial Facilities Exemption Certificate - 3450 Biddle Ave.

Dear Mayor and Council:

Enclosed is an application for a Commercial Facilities Exemption Certificate for the property at 3450 Biddle Ave., Wyandotte, Michigan.

The Certificate, if approved, allows for a reduction in property taxes to encourage redeveloping commercial property in a qualified downtown revitalization district. The Council previously approved establishing a Commercial Redevelopment District for the property on January 25, 2010. This action is consistent with the Goals and Objectives identified in the City of Wyandotte's Strategic Plan 2010-2015 that identifies a commitment to downtown revitalization and an economic development strategy that emphasizes commercial expansion in this area.

Also enclosed is a proposed resolution setting a hearing date of March 1, 2010, on the issuance of a Certificate.

The undersigned recommends that the Council adopt the following resolution.

Sincerely,

Todd A. Drysdale, Director of Finance and Administration

February 4, 2010

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

Dear Mayor Peterson and City Council Members:

At the November 10, 2009, City Council Meeting you referred a communication from David and Martha Beaudrie, 3800 9th Street, regarding extending the berm in their neighborhood to the undersigned and the following applies. The Engineering and Building Department has contacted Linda S. Armbruster, Manager Business Development and Real Estate for CN Railroad, but has had no respond from Ms. Armbruster.

The Engineering and Building Department will continue to work towards expanding the berm in this area.

Very truly yours,

Mark A. Kowalewski, City Engineer

February 4, 2010

The Honorable Mayor Joseph R. Peterson And City Council Members
City Hall, Wyandotte, Michigan 48192

Dear Mayor Peterson and City Council Members:

In order for a Brownfield Plan to be prepared for the former Fogel's Furniture building at 3139-49 Biddle, the City must determine that the property is either "blighted" or "functionally obsolete." Preparing a Plan will preserve the ability for a future developer of the property to qualify for reimbursement of eligible expenses through the capture of tax increment revenue on the new investment. The Plan may also qualify the project to apply for a State of Michigan Brownfield Redevelopment Michigan Business Tax (MBT) Credit of 12.5%-20% of the eligible investment expenses.

The structure at 3139-3149 Biddle Avenue is "blighted," as defined in Section 2(e) of the Brownfield Redevelopment Financing Act, Act 381 of 1996, as amended (see Enclosure), based on the following:

1. The utilities, plumbing and heating system have been permanently disconnected or rendered ineffective so that the property is unfit for its intended commercial use.

Therefore, the undersigned requests adoption of the attached resolution.

Very truly yours,
Mark A. Kowalewski, City Engineer

February 4, 2010

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

Re: Ordinance Amendments

Dear Mayor Peterson and Council Members:

Attached please find a proposed ordinance to amend Article 11. Building Code, Section 7-22 Amendments and Chapter 1 of the Buildings and Building Regulations Code Section 112.3.1 Fee, Schedule. This amendment will increase the fees for Demolition Permits.

The undersigned recommends that the Council adopt said amendment.

Very truly yours,
Mark A. Kowalewski, City Engineer

February 4, 2010

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

Dear Mayor Peterson and City Council Members,

Attached for your review is the Quarterly Investment Report for the fourth quarter of the 2009 calendar year. The attached report keeps the City in compliance with Public Act 213 of 2007, an amendment to Public Act 20 of 1943.

The report is in line with the commitment in the Mission Statement of the City of Wyandotte's Strategic Plan 2010-2015 that states we will be comply with all the requirements of our laws and regulations.

If you should have any questions, comments or concerns, please do not hesitate to contact me.

Sincerely,

Robert J. Szczechowski
Deputy Treasurer/Assistant Finance Director

February 5, 2010

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

Dear Mayor Peterson and City Council Members:

The United States Congress and Senate have both introduced Bills to provide a third round of funding for federally eligible roads called Jobs for Main Street (JMS). This will be a follow up to the previously Federal Funded Programs of the American Recovery and Reinvestment Act (ARRA) "A" and "B" Federal Highway Administration Programs. Once one of these Bills are passed the projects are required to be under contract within ninety (90) days. Therefore, only projects that are already designed or are shovel ready will be eligible for JMS Funds.

Funds will be distributed to State's Department of Transportation which typically will spend seventy-five (75) percent of the funds on state roads. Fort Street (M-85) from Sibley to Goddard is a shovel ready project as the design was completed two (2) years ago. This project was delayed because Fort Street was used as an alternate route during construction work on I-75. This is an ideal project for JMS Funds.

I recommend City Council contact various State Elected and Appointed Officials to urge the funding of this project.

Very truly yours,
Mark A. Kowalewski City Engineer

RECESS

RECONVENING

ROLL CALL

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

Absent: None

FIRST READING OF ORDINANCE

AN ORDINANCE ENTITLED
AN ORDINANCE TO AMEND CHAPTER 7 BUILDINGS AND BUILDING
REGULATIONS ARTICLE II. BUILDING CODE SEC. 7.22 AMENDMENTS, SECTION
112.3.1 FEE SCHEDULE

CITY OF WYANDOTTE ORDAINS:

FINAL READING OF ORDINANCE

AN ORDINANCE ENTITLED AN ORDINANCE
TO AMEND THE CODE OF ORDINANCES OF THE CITY OF WYANDOTTE, BY
ADOPTING CHAPTER 8.2 ENTITLED "PRODUCTION FILMING; REGULATIONS,
EQUIREMENTS, & PERMITS WITHIN THE CITY"

THE CITY OF WYANDOTTE ORDAINS:

SECTION I. Adoption of Chapter 8.2

Chapter 8.2

PRODUCTION FILMING; REGULATIONS, REQUIREMENTS, & PERMITS WITHIN THE CITY.

Sec. 8.2-1 Definitions:

Motion picture, television, radio and photographic production means all activity attendant to staging or shooting (video taping or filming or digital recording) commercial motion pictures, television shows, programs or commercials, and to the taking of single or multiple photographs for sale or use for a commercial purpose where the photographer sets up stationary equipment on public or private property or in the public right-of-way in any one (1) location for longer than five consecutive minutes.

Sec. 8.2-2 Permit Required:

(a) No person shall use any public right-of-way, or any public or private property or facility for the purpose of producing, broadcasting, taking or making any commercial motion picture, television, radio or photographic unless he/she shall have first made application for and obtained, as prescribed in this ordinance, a permit for each instance.

(b) The provisions of this ordinance shall not apply to the following:

- (1) Current news productions, which includes reporters, photographers or camera persons in the employment of a newspaper, news service, broadcasting station or similar entity engaged in the broadcasting of news events;
- (2) Productions which are conducted by the City's public, education and government access organizations, or by or at the direction of the City;
- (3) Productions which are conducted within legally established commercial motion picture/television/radio/ photography studios;
- (4) Video or multimedia broadcast or transmission of a live performance within a live entertainment venue on large screen monitors; or
- (5) Private events filmed or photographed for non-commercial purposes, such as private parties or weddings.

Sec. 8.2-3 Permit Applications:

(a) Any person desiring a permit to conduct motion picture, television, radio and photographic production activities under the provisions of this Ordinance shall make application on the appropriate form provided by the City, or by furnishing the required information in person or by first class mail, facsimile, or the internet to the City Clerk's office. The form must be signed and accompanied by all required fees, deposits, hold harmless agreements and insurance certificates required by this chapter before it will be processed.

(b) The applicant for a permit required by this ordinance shall supply the following information on the application:

- (1) The name, mailing address and phone number of the person making the application, along with the name and contact information for the location Administrator. Where the person making the application is a partnership, corporation or other association, this information shall be provided for all partners, officers and directors or members;
- (2) The address, legal description and proof of ownership of the site at which the proposed activity is to be conducted. Where ownership is not vested in the prospective permittee, he or she shall submit an affidavit from the owner indicating the owner's consent to the use of the site for the proposed activity;
- (3) A statement of the kind, character, and type of proposed motion picture, television, radio and photographic production;

(4) The dates and hours during which the proposed motion picture, television, radio and photographic production is to be conducted;

(5) An estimate of the maximum number of attendants expected at the motion picture, television, radio and photographic production for each day it is conducted;

(6) Each application shall be accompanied by a fee, as follows:

a. A processing fee in an amount established by resolution of the City Council to reimburse the City for the staff time required to evaluate the application and establish conditions of approval. The processing fee shall be waived for charitable and nonprofit organizations which qualify under Section 501 (c) (3) of the United States Internal Revenue Code. The processing fee is non-refundable.

b. A daily property use fee in an amount established by resolution of the City Council to compensate the City for the use of public property and its unavailability for ordinary and usual purposes resulting from the filming activity.

c. A monitoring fee to reimburse the City for staff time required to monitor the filming activity, and for reasonable costs for other City services or equipment approved for use during such activities, in an amount as determined at the time of the City's review of permit application.

d. The processing fee and the property use fee shall be waived for the following:

1. Productions conducted by a cable television company operating under a franchise granted by the City which are not conducted on public property, do not interfere with public right-of-ways, and which involve fewer than two motor vehicles;

2. Productions for wholly charitable or educational purposes and from which no profit is derived, either directly or indirectly; and

3. Student filming - productions directed or produced by a person currently enrolled in courses related to the production.

(c) Each application for a permit required by this ordinance shall be accompanied by a detailed explanation, including drawings and diagrams where applicable, of the prospective permittee's plans to provide for the following:

(1) The size or area of the property to be used, including a sketch of the filming site showing placement of work trucks, location of production vehicles,

(2) Sketch of the "base camp" if any, showing any off-street locations for crew parking, honey wagon, catering, and nonessential production vehicles;

(3) Traffic control plan of the exact filming location, listing roads or lanes to be closed, if any;

(4) Description of the duration of the proposed activity and daily hours of operation.

(5) Facilities for cleanup and waste disposal;

(6) Letter of notification and signatures from businesses/neighborhoods impacted by filming if required by the City Clerk or his/her designee; and

(7) Insurance arrangements and coverage.

Sec. 8.2-4 Investigation of Application:

Upon receipt by the City Clerk's office, copies of the application for a permit required by this ordinance shall be forwarded to the appropriate City Departments, and to such other appropriate public officials as the City Clerk or his/her designee deems necessary.

Sec. 8.2-5 Issuance Requirements:

(a) In processing an application for a production filming permit required by this Ordinance the City shall, at a minimum, require the following:

(1) Security personnel. The permittee shall employ at his own expense such security personnel as are necessary and sufficient to provide for the adequate security and protection of the maximum number of attendants at the location of the filming activity and for the preservation of order and protection of property in and around the site of the filming activity. No permit shall be issued unless the Police Chief or his/her designee is satisfied that such necessary and sufficient security personnel will be provided by the permittee for the duration of the production filming.

(2) Notification. The permittee or his/her designee shall notify affected residents, occupants and businesses, in advance of filming, and as instructed by the City, of the duration and location of filming activities, including information about planned special effects, road and lane closures, "no parking" requests, sidewalk usage and the time that any barricades will be placed on the street and/or sidewalk.

(3) Access. Production vehicles may not block parking lot access drives, fire hydrants, or be parked in fire lanes, and must comply with all provisions of the state law and local ordinances.

(4) Base camps. Base camps may not be located on a public street unless approved in writing by the City or the Police Chief or his/her designee. Only the necessary production vehicles (i.e. grip and light trucks) may be parked on a public street, if necessary, at the filming location. Crew parking, honey wagon, catering, and other non-essential production vehicles shall be at a predetermined location as approved by the City.

(5) Insurance. As a condition of issuing a permit under this Ordinance, the permittee shall furnish insurance in an amount to be determined by the Director of Finance/Administration but in no event in an amount less than one million dollars (\$1,000,000.00) to protect the City against claims of third persons for personal injury, wrongful death and property damage and to indemnify the City for damage to the City property arising out of the permittee's activities. Additional coverage of such general liability insurance coverage shall be required in the event motor vehicles, aircraft, helicopters, explosives or pyrotechnics are used in the activity in an amount to be determined by the Director of Finance/Administration. Such insurance shall be evidenced by the standard General Special Endorsement Form or the Certificate of Insurance (Public Liability) form approved by the City. The applicant shall also submit verification that adequate worker's compensation insurance coverage is maintained. The City shall be named as an additional insured party.

(6) Fire protection. The permittee shall at his/her own expense take adequate steps as determined by the Fire Chief to ensure fire protection. No permit shall be issued unless the Fire Chief or his designee finds that permittee will provide all necessary and sufficient compliance with the requirements of NFPA (National Fire Protection Association) 140 for the duration of the production filming.

(7) Hold Harmless Agreement. The permittee shall execute a hold harmless agreement as provided by the City prior to the issuance of any permit.

(8) Other conditions. Prior to the issuance of a permit, the City Clerk may impose any other conditions reasonably calculated to ensure compliance with the requirements of this section and to protect the health, safety, welfare and property of attendants or of citizens of the City, including a limitation on the duration of the permit and the location of activities there under.

(b) In processing an application for a permit required by this ordinance, the City shall issue a permit as provided for in this ordinance when, from a consideration of the application and from such other information as may be otherwise obtained, the City finds that:

(1) The conduct of such activity will not unduly interfere with the use and enjoyment of neighboring property or unduly interfere with traffic or pedestrian movement or endanger public safety and that no streets will be completely closed to traffic for an unreasonable period of time. Adequate advance notice of any street closure shall be given.

(2) The conduct of such activity will not unduly interfere with normal governmental or City operations, threaten to result in damage or detriment to public property, or result in the City incurring costs or expenditures in either money or personnel not reimbursed in advance by the applicant.

(3) The activity does not propose to include obscene matter or an obscene performance and will not involve conduct in violation of state, local, or federal laws, rules, or regulations, including 1984 PA 343, being MC1 752.361 to 752.374.

(4) At the determination of the City that the condition of such activity will not constitute a fire hazard or any other type of hazard and all property safety precautions will be taken as determined by the heads of the applicable departments or their designees.

(5) The permit shall not authorize the production of a film that in any manner requires the use of property owned by or under the control of the City of WYANDOTTE in violation of 2008 PA 84, prohibiting the production of a film that includes obscene matter or an obscene performance or that requires that individually identifiable records be created and maintained for every performer provided in 18 USC 2557. The City reserves the right to review all proposed scripts for any production filming activities. The decision of the City to issue, conditionally issue, or deny a permit shall be final unless appealed in writing within five working days of the decision by requesting a hearing before the City Council at the next available meeting. Where conditions are imposed as prerequisite to the issuance of a permit and where a permit is denied, notice thereof shall be mailed to the applicant by first class mail within five (5) days of such action. In the case of a permit denial, the reasons therefore will be stated in the notice.

(6) Permittee shall provide a proper acknowledgment of the City of Wyandotte as part of the production in a form as approved by the City Clerk.

(7) Permittee shall execute the City's contract as required.

Sec. 8.2-6 Grounds for denial:

A filming permit, required by this ordinance, may be denied if:

(1) The applicant fails to comply with any or all requirements of this Ordinance, or with any or all conditions imposed pursuant to this Ordinance, or with any other applicable provision of state, local, or federal laws, rules, or regulations; and/or

(2) The applicant has knowingly made a false, misleading or fraudulent statement in the application or in any supporting document.

(3) The applicant has not provided all information requested by the City.

Sec. 8.2-7 Contents, posting, transferability:

A production film permit required by this ordinance shall specify the name and address of the permittee, the kind and location of the filming activity, the maximum number of attendants permissible, the duration of the permit and any other conditions imposed pursuant to this ordinance. It shall be posted in a conspicuous place upon the premises of the filming activity, and shall not be transferred to any other person or location.

Sec. 8.2-8 Revocation of Permit:

(a) The City may revoke a permit issued pursuant to this Ordinance whenever the permittee, his employee or agent fails, neglects or refuses to fully comply with any and all provisions and requirements set forth in this chapter, including the conditions imposed upon issuance of the permit, or with any and all provisions, regulations, ordinances, statutes, or other law incorporated by reference in this chapter.

(b) A permit shall automatically be revoked if riotous, disorderly, obscene, or otherwise unlawful conduct occurs at a filming location or if an assemblage exceeds one hundred and twenty-five (125) percent of the estimated attendance, as indicated on the application for a permit, or in the event that the Chief of Police determines said activity constitutes an imminent threat to the public health, safety or welfare. In such instances the premises may be closed by the Police Department or Fire Department and the assembly disbursed.

Sec. 8.2-9 Cost of Additional Services:

If deemed necessary by the City, additional police, code enforcement, fire, and other City services shall be provided for the purpose of protecting, assisting and regulating the proposed activity. The estimated cost of providing such additional services shall be paid in advance to the City by the applicant. Any additional City services will be provided/coordinated through the City. In the event any portion of the estimated cost is not used, said fund will be reimbursed to the permittee.

Sec. 8.2-10 Clean-up and Restoration:

The applicant shall conduct operations in an orderly fashion with continuous attention to the storage of equipment not in use, maintenance of the area, and the cleanup of trash and debris. The area used shall be cleaned of trash and debris within two hours of the completion of the activity or within such other time established in the permit to the City's satisfaction. The applicant shall be responsible for restoring any area damaged or disrupted before leaving the site. If the site is not repaired or restored to the City's satisfaction, the City shall have the necessary restoration and/or repairs performed and the applicant shall reimburse the City for such work within ten days of completing filming. Applicant shall be required to pay in advance an estimated cost for cleanup to the City. In the event any portion of the estimated cost is not used by the City under this section, said fund will be reimbursed to the permittee.

SECTION 2. REPEAL.

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

SECTION 3. SAVING CLAUSE.

Nothing in this Ordinance shall be construed to affect any suit or proceeding impending 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 pursuant to this Ordinance, nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

SECTION 4. SEVERABILITY.

The various parts, sections and clauses of this Ordinance are hereby declared to be severable. if any part, sentence, paragraph, section or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of the Ordinance shall not be affected thereby.

SECTION 5. EFFECTIVE DATE

This ordinance shall take effect fifteen (15) days from the date of its passage by the Wyandotte City Council and this ordinance or a summary shall be published in a newspaper generally circulated in the City of Wyandotte within ten (10) days after adoption.

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

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

NAYS: None

ABSENT:

I hereby approve the adoption of the foregoing ordinance this 8th day of February, 2010.

CERTIFICATE

We, the undersigned, JOSEPH R. PETERSON and WILLIAM R. GRIGGS, respectively the Mayor and City Clerk of the City of Wyandotte, do hereby certify that the foregoing Ordinance was duly passed by the Council of the City of Wyandotte, at a regular session thereof on Monday, the 8th day of February, 2010.

Dated February 8, 2010

JOSEPH R. PETERSON, Mayor

WILLIAM R. GRIGGS, City Clerk

RESOLUTIONS

Wyandotte, Michigan February 8, 2010

RESOLUTION by Councilperson James R. DeSana

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

Wyandotte, Michigan February 8, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that the communication from Charles Gillenwater, Animal Control Officer relative to the 2nd Annual Wyandotte Animal Shelter Valentine's Open House to be held from 10:00 a.m.-3:00 p.m. Saturday, February 13, 2010 is hereby received and placed on file. AND BE IT FURTHER RESOLVED that Council hereby grants permission to hold the 2nd Annual Wyandotte Animal Shelter open house.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan February 8, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that Council hereby CONCURS in the recommendation of Mayor Peterson as set forth in his communication dated February 3, 2010 to appoint Alana Paluszewski, 2265-20th Street, Wyandotte to the Beautification Commission.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan February 8, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that Council CONCURS in the recommendation of the Deputy City Clerk to approve the following: Step 1: Transfer ownership of escrowed 2008 Class C licensed business located at 116 Oak Wyandotte, Michigan 48192, Wayne County from Charles E. Girardot Jr., to DOTTE Pub Inc. Step 2: DOTTE Pub Inc., requests to transfer ownership of escrowed 2008 Class C & SDM Licensed Business with Direct Connection -1 located at 116 Oak, Wyandotte, Michigan 48192, Wayne County from Charles E. Girardot., Jr., Sunday Sales, Off Premise Storage.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan February 8, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that the communication from the Chief of Police and Sgt. Jamie Pouliot relative to the complaint of Mr. Miller, 1515 Goddard of high volume traffic through his alley behind his house due to Wilson Junior High School is hereby received and placed on file. AND BE IT FURTHER RESOLVED that the "No thru Traffic" signage that was installed at the entrance of the alley in question be monitored by the Police Department and that the appropriate enforcement actions be taken to alleviate this issue.

I move the adoption of the foregoing resolution.
MOTION by Councilperson James R. DeSana
Supported by Councilperson Lawrence S. Stec
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec
NAYS: None

RESOLUTION SETTING A HEARING ON THE ISSUANCE OF A COMMERCIAL FACILITIES EXEMPTION CERTIFICATE IN THE CITY OF WYANDOTTE

Wyandotte, Michigan February 8, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that:

WHEREAS, Pursuant to Public Act 255 of 1978 (Act 255), as amended, the City of Wyandotte has established Commercial Redevelopment District No. 9 covering the property commonly known as 3450 Biddle Avenue; AND

WHEREAS, the property owner of said realty located within said District has applied for a Commercial Facilities Exemption Certificate (Certificate) under provisions of Act 255; AND

WHEREAS, Act 255 provides that before action upon an application for a Certificate, the City Council shall afford the applicant, the Assessor and a representative of the affected taxing units an opportunity for a hearing.

NOW, THEREFORE BE IT RESOLVED:

1. That the application for a Commercial Facilities Exemption Certificate dated February 3, 2010, shall remain on file in the office of the City Clerk where it was received on February 4, 2010.
2. That the City Council shall meet in the City Council Chambers, Wyandotte City Hall, 3131 Biddle Avenue, Wyandotte, Michigan, on March 1, 2010, at 7:00 p.m., Local Time, or as soon thereafter as may be heard, and shall provide the City Assessor, the applicant, a representative of each of the taxing units, and any other taxpayer or resident of the City of Wyandotte an opportunity to be heard on the question of said application for a Commercial Facilities Exemption Certificate with regards to operations within Wyandotte Commercial Redevelopment District No. 9.
3. That the City Clerk immediately inform, by regular mail, the City Assessor, the applicant, and the legislative body of each taxing unit which levies ad valorem taxes in the City of Wyandotte as follows:
 - a. That the City of Wyandotte has established Wyandotte Commercial Redevelopment District No. 9 and has now received and will consider an application for a Commercial Facilities Exemption Certificate within said District No. 9.
 - b. That the City Council shall meet on March 1, 2010, in the City Council Chambers, Wyandotte City Hall, 3131 Biddle Avenue, Wyandotte, Michigan, at 7:00 p.m., Local Time, or as soon thereafter as may be heard to afford the City Assessor, the applicant, a representative of each taxing unit, and any other resident or taxpayer of the City an opportunity to be heard with regard to said application.
 - c. That said application applies to building and land improvements with an estimated project cost of \$850,000 to be acquired and installed on the property commonly known as 3450 Biddle Avenue.
 - d. That the City Clerk is hereby directed to publish notice in substantially the following form in the News Herald, Wyandotte Edition:

NOTICE OF HEARING ON THE ISSUANCE OF A COMMERCIAL FACILITIES EXEMPTION CERTIFICATE UNDER PUBLIC ACT 255 of 1978, AS AMENDED

PLEASE TAKE NOTICE: That on the 1ST day of March 2010, at 7:00 p.m., Local Time, a public hearing will be held in the City Council Chambers, Wyandotte City Hall, 3131 Biddle Avenue, Wyandotte, Michigan, on an application for the issuance of a Commercial Facilities Exemption Certificate under Act 255 of the Public Acts of Michigan, of 1978, as amended, for the purchase of building and land improvements at an estimated project cost of \$850,000 and located in Wyandotte Commercial Redevelopment District No. 9, 3450 Biddle Avenue.

Copies of all relevant documents have been deposited in the office of the City Clerk of the City of Wyandotte for public examination. Further information may be obtained by contacting the Director of Finance and Administration at (734) 324-4545. Written comments submitted prior to or at the specified time and date of the hearing will also be considered and should be forwarded to the City Clerk at City Hall at the above referenced address.

WILLIAM R. GRIGGS, CITY CLERK CITY OF WYANDOTTE, MICHIGAN

I move the adoption of the foregoing resolution.
MOTION BY COUNCILPERSON James R. DeSana
SUPPORTED BY COUNCILPERSON Lawrence S. Stec
YEAS: Councilpersons Browning, DeSana, Fricke, Galeski, Sabuda, Stec
NAYS: None

Wyandotte, Michigan February 8, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that the communication from the City Engineer dated February 4, 2010, regarding the berm in the south end of Wyandotte is hereby received and placed on file with a copy forwarded to David and Martha Beaudrie, 3800-9th Street.

I move the adoption of the foregoing resolution.

MOTION by Councilperson James R. DeSana

Supported by Councilperson Lawrence S. Stec

ROLL ATTACHED

Wyandotte, Michigan February 8, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that the communication from the City Engineer regarding the property at 3139-49 Biddle Avenue, Wyandotte, Michigan, is hereby received and placed on file; AND BE IT FURTHER RESOLVED by the City Council that the property at 3139-49 Biddle Avenue is "blighted property", as defined in Section 2 (e) of the Brownfield Redevelopment Financing Act, Act 381 of 1996, as amended, based on the following:

1. The utilities, plumbing and heating system have been permanently disconnected or rendered ineffective so that the property is unfit for its intended commercial use.

I move the adoption of the foregoing resolution.

MOTION by Councilperson James R. DeSana

Supported by Councilperson Lawrence S. Stec

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

NAYS: None

Wyandotte, Michigan February 8, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that the Council CONCURS with the recommendation of the City Engineer regarding an amendment to Article II. Building Code, Section 7-22 Amendments and Chapter 1 of the Buildings and Building Regulations Code Section 112.3.1 Fee Schedule; AND BE IT FURTHER RESOLVED that the proposed amendment Article II. Building code, Section 7-22 amendments and Chapter 1 of the Buildings and Building Regulations Code section 112.3.1 Fee Schedule is hereby read as a First Reading at tonight's meeting.

I move the adoption of the foregoing resolution.

MOTION by Councilperson James R. DeSana

Supported by Councilperson Lawrence S. Stec

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

NAYS: None

Wyandotte, Michigan February 8, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that Council hereby receives and places on file the 2009, 4th Quarter Investment Report as outlined in the February 4, 2010 communication from the Deputy Treasurer, Assistant Finance Director.

I move the adoption of the foregoing resolution.

MOTION by Councilperson James R. DeSana

Supported by Councilperson Lawrence S. Stec

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

NAYS: None

Wyandotte, Michigan February 8, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that the communication from the City Engineer regarding possible additional federal funding for eligible roads called Jobs for Main Street (JMS) is hereby received and placed on file. AND BE IT FURTHER RESOLVED that City Council requests Governor Granholm, U.S. Senator Carl Levin, U.S. Senator Debbie Stabenow, Congresswoman Carolyn Kilpatrick, State Senator Raymond Basham, State Representative Andrew Kandrevas, County Executive Robert Ficano, Michigan Department of Transportation Director Kirk Steudle, Southeast Michigan Council of Government (SEMCOG), Downriver Community Conference (DCC), the Cities of Riverview, Southgate and Lincoln Park support the inclusion of Fort Street (M-85) from Goddard to Sibley Road as a JMS Project.

I move the adoption of the foregoing resolution.

MOTION by Councilperson James R. DeSana

Supported by Councilperson Lawrence S. Stec

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

NAYS: None

Wyandotte, Michigan February 8, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that the Council meeting of February 15, 2010 is hereby CANCELLED due to the PRESIDENT'S DAY HOLIDAY.

I move the adoption of the foregoing resolution.

MOTION by Councilperson James R. DeSana

Supported by Councilperson Lawrence S. Stec

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

NAYS: None

Wyandotte, Michigan February 8, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that the Department of Legal Affairs has expressed a desire to meet in closed session to discuss pending litigation. Now, therefore, be it resolved that this Body will meet in closed session immediately following the regularly scheduled Council meeting for the above stated purpose only.

I move the adoption of the foregoing resolution.

MOTION by Councilperson James R. DeSana

Supported by Councilperson Lawrence S. Stec

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

NAYS: None

Wyandotte, Michigan February 8, 2010

RESOLUTION by Councilperson James R. DeSana

RESOLVED by the City Council that the total bills and accounts in the amount of \$1,193,992.16 as presented by the Mayor and City Clerk are hereby APPROVED for payment.

I move the adoption of the foregoing resolution.

MOTION by Councilperson James R. DeSana

Supported by Councilperson Lawrence S. Stec

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

NAYS: None

ADJOURNMENT

MOTION by Councilperson James R. DeSana
Supported by Councilperson Lawrence S. Stec
That we adjourn
Carried unanimously.
Adjourned at 8:45 p.m.
February 8, 2010

Maria Johnson, Deputy City Clerk