

Wyandotte, Michigan April 26, 2010

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

ROLL CALL

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

Absent: Councilperson Browning

PRESENTATIONS

PRESENTATION BY THE DALY FAMILY TO THE CITY OF WYANDOTTE
DONATION OF AN ELECTRIC VEHICLE TO THE POLICE DEPARTMENT

PRESENTATION OF A DONATION TO THE GUIDANCE CENTER
BY MAYOR JOSEPH PETERSON AND BUDD LYNCH

PRESENTATION OF A PROCLAMATION DECLARING MAY
NATIONAL MILITARY APPRECIATION MONTH

PRESENTATION BY HEATHER THIEDE-SPECIAL EVENTS COORDINATOR
TO MAYOR JOSEPH PETERSON
RELATIVE TO THE BLOOD DRIVE

PERSONS IN THE AUDIENCE

Peter Rose, regarding fashion show May 15, 2010 at 7pm at Silver Shores, 1 James DeSana Drive.

COMMUNICATIONS FROM CITY AND OTHER OFFICIALS

TO: Honorable Mayor and City Council
FROM: Department of Legal Affairs
DATE: April 20, 2010

RE: Incompatible Public Office Act

Dear Mayor and City Council:

I have been asked to respond to the communication from Michael Sexton concerning application of the Incompatible Public Offices Act to Mayor Peterson's status as an independent contractor in the probation department with the 27th District Court pursuant to a letter issued by the Deputy Attorney General concerning the City of Inkster. The Incompatible Public Office Act in its stated purpose indicates it is an act to encourage the faithful performance of official duties by certain public officers and public employees.

A "public officer" is defined in this law in part as a person who is elected or appointed to a public office of a city in this state. A "public employee" is defined in the law as an employee of this state, an employee of a city, township or county of this state, or an employee of a department, board, agency, institution, commission, authority, division, college, university, school district, intermediate school district, special district, or other public entity of this state, or of a city, village, township, or county in this state, but does not include a person whose employment results from election or appointment."

The attorney general letter dated March 23, 2009 concerned a City of Inkster council person who was also a full time employee as a court officer of the district court located in the City of Inkster. This letter pointed out that the law in question does not define the term "public official" but "has been construed to include both public officers and employees." In this case, the person involved was an employee and elected city council person and therefore the attorney general found that the Incompatible Public Office Act applied. The letter explained that the City of Inkster is the funding unit for the district court in its city, and a city council member is required to vote on the annual appropriation for the district court. The attorney general further stated that the city council member could not abstain from a vote on the budget since this would be considered a breach of duty. (Note: Whether abstaining from a vote would remedy the incompatibility and not be considered a breach of duty as declared by the Attorney General's letter appears to be an open question with the Michigan Supreme Court. In the case of Macomb County Prosecutor vs. Murphy, 464 Mich 149 (2001), the Supreme Court suggested that the harm of incompatibility could be avoided by an abstention. The Supreme Court majority raised this point after reviewing an attorney general opinion on the law in question:

"The attorney general explained: in many situations the public official may be able to perform the functions of two public offices without breaching a duty of either office by simply not performing a function which may constitute a breach of duty... where, however, incompatibility arises only when the performance of the duties of the two offices results in a breach of duty of a public office, there is not incompatibility until the two public entities actually enter into contractual negotiations with each other. Also, in such cases, the public officer or employee may avoid breaching his or her duty of loyalty by abstaining from participating in the consideration of the contract."

The dissenting Judge stated he did not believe the harm can be remedied by an abstention but pointed out this issue was not decided in this opinion because no vote took place and therefore it is dictum and not binding.)

The attorney general concluded in its letter that the positions of a city council member who is also a full time employee as court officer are not compatible and may not be held simultaneously due to:

1) The competing and conflicting interest regarding the amount of the city council's appropriation for court funding; 2) the city council's authority over the funding of this court officer's position; and 3) the significant impact of the city council's decisions on the operation of the district court."

There is a distinction between the analysis concerning the City of Inkster official with Mayor Joseph Peterson's status. With regards to the approval of an appropriation for the local district court, the responsibility under our City Charter is assigned to the City Council in Chapter VI, Section 10 (Paragraph 74);

"The council shall have control of the finances and of all property of the City, except as may be otherwise provided by this charter or by law."

The Mayor generally does not have a right to vote. The Charter does not require the Mayor to vote but states in Article VI, Section 2, (Paragraph 66) that the Mayor has a right to vote whenever there are three votes for or against a question before the council, regardless of the number of contrary votes.

A "right" is a privilege or power of free action. It is not an obligation and the decision to exercise the right is discretionary and not a duty. Therefore because the Charter requires the City Council to appropriate funds for the court and the Mayor is under no legal obligation to vote on such issue, there is no breach of duty that would apply in the scenario set forth in the attorney general letter.

The Incompatible Public Office applies to public employees and does not refer to an independent contractor situation. An independent contractor receives no employee benefits, is allowed to work for other business, and income tax withholding and social security are the responsibility of the independent contractor. The business is not responsible for unemployment claims in the independent contractor relationship. Upon reviewing the definition of "Public Employee" in the Incompatible Public Office Act, it is my opinion that the Incompatible Public Office Act would not apply to an independent contract situation. The Michigan Supreme Court has held that when considering the question of statutory construction, the Court first examines the language used in the statute to determine whether ambiguity exists.

"If the language is unambiguous, judicial construction is prohibited." *Macomb County Prosecutor vs. Murphy*, 464 Mich 149, 627 NW 2d 247 (2001).

The Michigan Supreme Court also held when analyzing the Incompatible Office Act that a "potential conflict" is not sufficient to find incompatibility and an "actual" breach of duty must be shown.

The Michigan Supreme Court in the *Murphy* case pointed out the following:

"The Court of Appeals, however, erroneously held that a breach of duty exists when "an issue arises in which one constituency's interests may conflict with the interest of a separate constituency represented by the official. In so concluding, the Court failed to recognize that the statute focuses on the manner in which the official actually performs the duties of public office. The Court thus disregarded the statutory language requiring an actual breach of duty."

The Michigan Supreme Court in footnote 13 of this decision explained the legislative intent of this law to focus on an actual breach of duty as opposed to a potential breach of duty as follows:

"This legislative choice encourages civic-minded individuals to engage in public service in as many capacities as they choose, without limiting their involvement through concerns about potential conflicts of interest. The legislature has focused on actual breaches, recognizing the value of enabling public employees to serve in public offices when they are off duty. The act is, in effect, a public employees enabling act."

There also exists a state law which applies to contracts of public servants with public entities (MCL 15.321 et seq.). "Public Servant" is defined as including all persons serving any public entity. "Public Entity" definition includes the state and all agencies thereof (including a city). This law states a public servant shall not be a party to or solicit a contract between himself and the public entity of which he is a public servant. An exception to this provision is for a public servant who is paid for working an average of 25 hours per week or less for a public entity. In such a circumstance, if the contract comes up for a vote before the public entity which the public servant serves, a disclosure must be filed with the governing body which is voting on the contract and a two-thirds vote without the vote of the public servant would be required. I have been advised that Mayor Peterson averages less than 25 hours per week at the Court.

In the case of Mayor Peterson, his independent contract is between the 27th District Court and Joseph Peterson and therefore is not required to come before the City Council. While the City is the funding control unit for the Court, the Court is responsible in handling personnel matters. It is my opinion that the independent contract with the District Court does not conflict with the aforementioned public servant law.

The Attorney General's Office has noted that the process for determining whether incompatibility exists requires a review of the particular facts on a case-by-case basis.

It is my conclusion that the Act does not pertain to Mayor Peterson because he is not a public employee as defined by the law and he is not required to vote on the District Court's appropriation.

Respectfully submitted,
 Department of Legal Affairs,
 LOOK, MAKOWSKI and LOOK, Professional Corporation, William R. Look

April 22, 2010

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

Re: Lease

Dear Mayor Peterson and City Council Members:

This is to recommend that the City lease 20 feet of the former 956 Maple to the adjacent property owner Mr. Todd Preuss, 946 Maple, for the amount of \$5.00 for five (5) years.

This recommendation is consistent with the Goals and Objectives identified in the City of Wyandotte's Strategic Plan 2010-2015 which identifies a commitment to provide the finest services and quality of life to its residents.

If you concur with this recommendation, the attached Resolution will authorize the Mayor and City Clerk to execute the necessary documents. The Department of Legal Affairs has reviewed this Lease and approved same.

Very truly yours,
Mark A. Kowalewski, City Engineer
Colleen A. Keehn, City Assessor

April 20, 2010

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

RE: Stage I Preliminary Site Plan for the Former 2040-2070 Biddle And 117-149 Ford Avenue

Dear Mayor Peterson and City Council Members:

Attached is the Resolution duly adopted by the City of Wyandotte Planning Commission at a regular meeting held on Thursday, April 15, 2010, with regards to the Stage I Preliminary Site Plan for the proposed medical/professional building at the above captioned property.

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

Very truly yours,
Elizabeth A. Krimmel, Chairperson, PLANNING COMMISSION

LATE ITEMS

April 23, 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 Rodney G. Baker, 1052 — 18th Street, Wyandotte MI 48192 to the Firefighter's Civil Service. A copy of Mr. Baker's resume is enclosed.

Mr. Baker will fill the position created by the resignation of Michael Sadowski from the Commission. His term will expire April 2011.

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

Sincerely,
Joseph R. Peterson, Mayor

April 26, 2010

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

Dear Mayor Peterson and City Council Members:

As you know the City of Wyandotte was successful in acquiring a \$100,000 grant for remediation work from Downriver Community Conference, Downriver Area Brownfield Consortium (DABC), as a Sub-Grantee for the property at 2070 Biddle. Attached please find the Sub-Grant Agreement between the City and Downriver Community Conference for said project.

Also attached is a Proposal for Services from TTL Associates Inc., in the amount of \$18,500 to perform the remediation activities at said property.

That attached Resolution will authorize the Mayor and City Clerk to execute the Sub-Grant Agreement and Proposals for Services. The Department of Legal Affairs has reviewed and approved these documents.

Very truly yours,
Mark A. Kowalewski City Engineer

April 26, 2010

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

Dear Mayor and Council Members:

Attached please find Purchase Agreements for the City to acquire the following properties:

345 Superior	\$32,500.00	TIFA Area Funds - Single Family Dwelling
2080 4th Street	\$25,000.00	NSP 2 Funds - Single Family Dwelling

If this meets with your approval, I recommend that the Department of Legal Affairs be directed to prepare the necessary sale documents and the Mayor and Clerk be authorized to execute same. I further recommend that the undersigned be authorized to demolish same.

This recommendation is consistent with the Goals and Objectives identified in the City of Wyandotte's Strategic Plan 2010-2015 that identifies a commitment to long-term vision and strategy for preservation planning, and the importance of pursuing external funding of historical and legacy initiatives from federal, state, and private sources.

Very truly yours,
Mark A. Kowalewski City Engineer

AUTOMATIC REFERRAL

1. Request by the St. Patrick's Parents Club to use the city parking lot located at First and Chestnut Streets for fundraising event during the Wyandotte Street Fair. Wednesday through Saturday, July 7 through July 10, 2010. Also they request "no parking" signs be placed on the east side of First Street between Chestnut Street and Superior Street. (PERMISSION GRANTED), provided a Hold Harmless Agreement is executed as prepared by the Department of Legal Affairs. Copies to Police, Fire and Department of Public Service.

REPORTS AND MINUTES:

Financial Services Daily Cash Receipts	April 20, 2010
Retirement Commission Meeting	April 21, 2010
Beautification Commission Meeting	March 9, 2010
TIFA	April 20, 2010
BRDA	April 20, 2010
Planning Commission	March 18, 2010

CITIZEN PARTICIPATION

Richard Miller, 1202 – 2nd, regarding item #1/incompatible public office act and a letter from the Attorney General.

RECESS

RECONVENING

ROLL CALL

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

Absent: Councilperson Browning

HEARING

PUBLIC HEARING FOR THE PURPOSE OF
REVIEWING SOIL REMEDIATION WORK PLAN
(ENVIRONMENTAL INVESTIGATIONS) AND
OTHER DOCUMENTS AT THE FORMER 2070 BIDDLE AVENUE
WYANDOTTE

No comments

FINAL READING OF ORDINANCES

AN ORDINANCE ENTITLED

AN ORDINANCE TO AMEND THE CITY OF WYANDOTTE ZONING ORDINANCE
TO REZONE THE PROPERTY FORMERLY KNOWN AS
123-135-149 FORD AVENUE FROM R2 (TWO FAMILY RESIDENTIAL) TO PD (PLANNED DEVELOPMENT DISTRICT)

THE CITY OF WYANDOTTE ORDAINS:

Section 1. Rezoning of Property:

The following described property located in the City of Wyandotte, County of Wayne, State of Michigan, and described as follows:

East 16 feet of Lot 2 and all of Lot 3, 4 and 5 Block 61 Plat of Part of the City of Wyandotte

Known as 123-135-149 Ford Avenue, Wyandotte, Michigan

be and is hereby rezoned from R2 (Two Family Residential) to PD (Planned Development District).

Section 2. Amendment of Zoning Map.

The zoning Map of the City of Wyandotte be and is hereby amended4 accordance with the provisions of this Ordinance as set forth in Zoning Map. No. 268

Section 3. Severability.

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

Section 4. Effective Date.

This Ordinance shall take effect fifteen (15) days from the date of its passage by the Wyandotte City Council, and shall be published along with the notice of adoption in a newspaper generally circulated in the City of Wyandotte within ten (10) days after. adoption. The notice of adoption shall include the text of the amendment, the effective date of the Ordinance, and the place and time where a copy of the Ordinance may be purchased or inspected.

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

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

NAYS: None

ABSENT: Councilman Browning

I hereby approve the adoption of the foregoing ordinance this 26th day of April, 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 26th day of April, 2010.

Dated April 26, 2010

JOSEPH R. PETERSON, Mayor
WILLIAM R. GRIGGS, City Clerk

AN ORDINANCE ENTITLED
AN ORDINANCE SETTING THE SALARY FOR THE
DEPARTMENT OF LEGAL AFFAIRS

THE CITY OF WYANDOTTE ORDAINS:

Section 1. Salary for Department of Legal Affairs

The salary for the law firm of Look, Makowski and Look, P.C. as the Department of Legal Affairs for the City of Wyandotte shall be at a yearly salary of Seventy-Eight Thousand and no 100 (\$78,000.00) Dollars to cover the period from April 16, 2010 to April 15, 2012. In addition, the law firm shall be reimbursed for miscellaneous costs and expenses incurred when acting as legal counsel for the City of Wyandotte.

Section 2. Severability.

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

Section 3. Effective Date.

This Ordinance shall take effect fifteen (15) days from the date of its passage by the Wyandotte City Council and the Ordinance or its summary shall be published in a newspaper generally circulated in the City of Wyandotte within ten (10) days after adoption. A copy of this Ordinance may be inspected or obtained at the City of Wyandotte Clerk's Office, 3131 Biddle Avenue, Wyandotte, Michigan.

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

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

NAYS: None

ABSENT: Councilman Browning

I hereby approve the adoption of the foregoing ordinance this 26th day of April, 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 26th day of April, 2010.

Dated April 26, 2010

JOSEPH PETERSON, Mayor

WILLIAM R. GRIGGS, City Clerk

RESOLUTIONS

Wyandotte, Michigan April 26, 2010

RESOLUTION by Councilperson Leonard Sabuda

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 Leonard Sabuda
Supported by Councilperson Daniel E. Galeski
ROLL ATTACHED

Wyandotte, Michigan April 26, 2010

RESOLUTION by Councilperson Leonard Sabuda

RESOLVED by the City Council that the communication from the Department of Legal Affairs dated April 20, 2010 responding to the communication from Michael Sexton concerning application of the incompatible Public Offices Act as it pertains to Mayor Joseph Peterson is hereby received and placed on file. AND BE IT FURTHER RESOLVED that a copy of said resolution be forwarded to Mr. Sexton.

I move the adoption of the foregoing resolution.
MOTION by Councilperson Leonard Sabuda
Supported by Councilperson Daniel E. Galeski
YEAS: Councilmembers DeSana, Fricke, Galeski, Sabuda, Stec
NAYS: None

Wyandotte, Michigan April 26, 2010

RESOLUTION by Councilperson Leonard Sabuda

RESOLVED by the City Council that Council CONCURS with the recommendation of the City Engineer and City Assessor dated April 22, 2010, to lease 20 feet of the former 956 Maple to the adjacent property owner Mr. Preuss, 946 Maple, Wyandotte, in the amount of \$5.00 for five years. AND BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized to execute the necessary documents for said lease of property.

I move the adoption of the foregoing resolution.
MOTION by Councilperson Leonard Sabuda
Supported by Councilperson Daniel E. Galeski
YEAS: Councilmembers DeSana, Fricke, Galeski, Sabuda, Stec
NAYS: None

Wyandotte, Michigan April 26, 2010

RESOLUTION by Councilperson Leonard Sabuda

RESOLVED by the City Council that the communication from the Planning Commission regarding the Stage I Preliminary Site Plan for the former 2040-2070 Biddle Avenue/117-149 Ford Avenue for the construction of a medical/professional building is hereby received and placed on file. AND BE IT FURTHER RESOLVED that Council CONCURS with the recommendation of the Planning Commission's Resolution dated April 20, 2010.

I move the adoption of the foregoing resolution.
MOTION by Councilperson Leonard Sabuda
Supported by Councilperson Daniel E. Galeski
YEAS: Councilmembers DeSana, Fricke, Galeski, Sabuda, Stec
NAYS: None

Wyandotte, Michigan April 26, 2010

RESOLUTION by Councilperson Leonard Sabuda

RESOLVED by the City Council that Council CONCURS in the recommendation of Mayor Peterson as set forth in his communication dated April 23, 2010 to appoint Rodney G. Baker, 1052-18th Street, Wyandotte to the Firefighter's Civil Service Commission, due to the resignation of Michael Sadowski. Mr. Baker's term is to expire April 2011.

I move the adoption of the foregoing resolution.
 MOTION by Councilperson Leonard Sabuda
 Supported by Councilperson Daniel E. Galeski
 YEAS: Councilmembers DeSana, Fricke, Galeski, Sabuda, Stec
 NAYS: None

Wyandotte, Michigan April 26, 2010

RESOLUTION by Councilperson Leonard Sabuda

RESOLVED by the City Council that the communication from the City Engineer regarding remediation activities for the property at 2070 Biddle Avenue is hereby received and placed on file. AND BE IT FURTHER RESOLVED that Council authorizes the Mayor and City Clerk to execute the Brownfields Revolving Loan Fund Sub-Grant Agreement between the City of Wyandotte and Downriver Community Conference for remediation at 2070 Biddle Avenue as submitted by the City Engineer; AND FURTHER that Council authorizes the Mayor and City Clerk to execute the Proposal for Services between the City of Wyandotte and TTL Associates Inc., in an amount not to exceed \$18,500 for remediation activities at 2070 Biddle Avenue as submitted by the City Engineer.

I move the adoption of the foregoing resolution.
 MOTION by Councilperson Leonard Sabuda
 Supported by Councilperson Daniel E. Galeski
 YEAS: Councilmembers DeSana, Fricke, Galeski, Sabuda, Stec
 NAYS: None

Wyandotte, Michigan April 26, 2010

RESOLUTION by Councilperson Leonard Sabuda

RESOLVED by the City Council that Council CONCURS with the recommendation of the City Engineer to acquire the property at 345 Superior in the amount of \$32,500.00 to be appropriated from TIFA Area Funds; AND BE IT RESOLVED that the Department of Legal Affairs is hereby directed to prepare the necessary documents and the Mayor, City Clerk and City Attorney, William R. Look, are hereby authorized to sign said documents once the agreement is approved by the State Historic Preservation Office; AND BE IT FURTHER RESOLVED that the City Engineer is directed to DEMOLISH same upon completion of the Wyandotte Historical Commission inspection of the home as it pertains to the preservation of historical and cultural items for the City of Wyandotte.

I move the adoption of the foregoing resolution.
 MOTION by Councilperson Leonard Sabuda
 Supported by Councilperson Daniel E. Galeski
 YEAS: Councilmembers DeSana, Fricke, Galeski, Sabuda, Stec
 NAYS: None

Wyandotte, Michigan April 26, 2010

RESOLUTION by Councilperson Leonard Sabuda

RESOLVED by the City Council that Council CONCURS with the recommendation of the City Engineer to acquire the property at 2080-4th Street in the amount of \$25,000.00 to be appropriated from the Neighborhood Stabilization Program 2 (NSP2) Funds; AND BE IT RESOLVED that the Department of Legal Affairs is hereby directed to prepare the necessary documents and the Mayor, City Clerk and City Attorney, William R. Look are hereby authorized to sign said documents once the agreement is approved by the State Historic Preservation Office; AND BE IT FURTHER RESOLVED that the City Engineer is directed to DEMOLISH same upon completion of the Wyandotte Historical Commission inspection of the home as it pertains to the preservation of historical and cultural items for the City of Wyandotte.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Leonard Sabuda

Supported by Councilperson Daniel E. Galeski

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

NAYS: None

Wyandotte, Michigan April 26, 2010

RESOLUTION by Councilperson Leonard Sabuda

RESOLVED by the City Council that WHEREAS, the City of Wyandotte is desirous of receiving funds as a Sub-Grant from the Downriver Community Conference, Downriver Area Brownfield Consortium Revolving Loan Program from the U.S. Environmental Protection Agency for soil remediation work at the former 2070 Biddle Avenue, Wyandotte; AND WHEREAS, on April 19, 2010, the City Council authorized the required public hearing and ordered the City Clerk to publish Notice of a Public Hearing in the April 7 and 21, 2010 edition of the News Herald; AND WHEREAS, on the 26th day of April, 2010, a public hearing was held to hear comments on the soil remediation work at the former 2070 Biddle Avenue, Wyandotte and no comments were received.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Leonard Sabuda

Supported by Councilperson Daniel E. Galeski

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

NAYS: None

Wyandotte, Michigan April 26, 2010

RESOLUTION by Councilperson Leonard Sabuda

RESOLVED by the City Council that the total bills and accounts in the amount of \$234,336.13 as presented by the Mayor and City Clerk are hereby APPROVED for payment.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Leonard Sabuda

Supported by Councilperson Daniel E. Galeski

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

NAYS: None

ADJOURNMENT

MOTION by Councilperson Leonard Sabuda

Supported by Councilperson Daniel E. Galeski

That we adjourn.

Carried unanimously.

Adjourned at 8:20 pm

April 26, 2010

William R. Griggs, City Clerk