



## Minutes - January 28, 2008

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Wyandotte, Michigan January 28, 2008

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

ROLL CALL

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

Absent: Councilperson Fricke

COMMUNICATIONS MISCELLANEOUS

1-21-08

Wyandotte City Council  
Wyan. MI.

Dear Mayor & Council

I have a question for you that many people around town are asking.

Do we need to buy HDTV signal converter boxes if we do not have an HDTV when the switchover happens in February 2009? Or is Wyandotte Cable Company supplying them, or will we need them at all if we have cable?

What do we need if we do not have an HDTV? Many people have 5 or 6 tv's in their house as I have. Can you all please answer that question for us.

Thank you.

Ron Rushford, 3461 – 14th, Wyandotte, MI 48192  
January 23rd, 2008

Dear Mayor and Council:

We are writing to request the placement of temporary site signage at the Purple Heart Memorial Garden site.

Our committee is working to implement the Second Phase of the Purple Heart Memorial Garden project. Pursuant to the last council meeting, we are planning on removal of the statue within a few weeks. The statue will be sent for casting and bronzing for a period of approximately 12 months.

Please find attached a drawing of the proposed signage. The proposed signage design will be 4' x 8', and remain on the site for approximately 12 to 16 months. The signage illustrates the proposed garden plan as well as fundraising information: We feel that site signage will inform citizens about the project status and also aid in our fundraising efforts.

We thank you in advance for your continued support in this project. We look forward to your resolution for support.

Regards,

Natalie Rankine, ra  
Wyandotte Beautification Commission

January 23, 2008

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

Dear Mayor and Council:

Most of The Wyandotte Business Association's 3rd Friday events call for the closing of Elm Street between Biddle and 1st, and blanket permission has been granted for that space. For the upcoming February 3rd Friday, the WBA will be staging our 4th Annual Ice Festival, and this year, a larger, more festive event is shaping up. There will be more ice in general, and there will be activities on Friday, Saturday and Sunday. There will be an ice carving competition beneath a 30' x 50' tent on Elm, and the WBA further requests that barriers be erected immediately to the South of the Southern theater parking lot, closing 1st Street at that point to accommodate an additional free-standing 30' x 50' "warming" tent to be erected on 1st Street. (This second tent will also accommodate entertainment.)

The reading of this letter serves as first public notice of the event. We're looking forward to this, and we're hoping for a great turnout. Thank you very much for your consideration!

Sincerely,

Peter Rose  
Vice-President, Wyandotte Business Association

January 4, 2008

The Honorable Mayor James DeSana and members of the City Council  
City of Wyandotte, 3131 Biddle Avenue  
Wyandotte, MI 48192

Dear Mayor DeSana and Members of the City Council:

While we are still in the grips of winter, thoughts of warmer spring weather are not far behind.

It is my pleasure to inform you that the Hebda Memorial Cup Rowing Regatta will be contested on Saturday April 26th, 2008, and the Wyandotte High Schools Rowing Regatta will follow on Friday and Saturday May 2nd and 3rd.

We are expecting both boys' and girls' high school rowing teams to compete from around the mid-west region and Canada at these regattas. Last year we had over a thousand students compete at each regatta.

We ask your permission to use the BASF Waterfront Park for these dates and also ask for your support in providing the same type of superb assistance as has been afforded us in the past by the Division of Public Services and the Recreation Department.

We once again ask that Biddle Avenue be closed between Pine and Third Streets during the regattas to provide parking and storage for the visiting schools' busses and shell-trailers. We will work with the DPS to minimize the time that the street will be closed.

We also look forward to Mayor DeSana and Council members presenting the City of Wyandotte's Mayor's Trophy to the overall winning crew at the end of the Wy-Hi Regatta.

We consistently receive complements every year about BASF Park and the city from the visiting crews, and are proud to play host to these dedicated high school athletes.

Sincerely yours,

For The Wyandotte Boat Club  
Fred Mekolon Jr., Regatta Chair

January 3, 2008

Mayor James R. DeSana  
Commissioner Chairman Greg Gilbert  
City of Wyandotte  
3131 Biddle Ave.  
Wyandotte, MI 48192

Mr. Mayor & Mr. Gilbert

It is with regret that I must immediately resign my position as Commissioner on the City of Wyandotte Downtown Development Authority. Business reasons have placed time constraints on my schedule that will not allow me to fulfill my obligation to DDA business. I have enjoyed being part of the "new" DDA membership that moved us in a more positive direction regarding our downtown.

Regretfully,

Robert E. Hanna

PERSONS IN THE AUDIENCE

Gary Frank, Wyandotte Exchange Club, regarding wild game dinner February 28th at 6 PM at the PRCU.

Robin Acheson, 986 Orange, regarding item #8. Objects to rezoning request. Please deny rezoning.

Chris Calvin, 466 Sycamore, regarding demotion. Was legal and correct by Council, however, he was not to lose his seniority but he did with loss of pay, why?

COMMUNICATIONS FROM CITY AND OTHER OFFICIALS

January 24, 2008

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

Honorable Mayor and City Council,

Enclosed herewith are copies of resolutions passed by the Municipal Service Commission at its regular meeting of January 16, 2008. Resolutions are as follows:

Authorization to accept the bid of Kulick Enterprises, Wyandotte, MI, in the amount of \$94,700.25, for Solar Project, File #4435.

Authorization to sign a lease agreement with Bank of America for Johnson Controls Work.

Very truly yours,  
City of Wyandotte  
WYANDOTTE MUNICIPAL SERVICES  
Melanie L. McCoy, General Manager

January 22, 2008

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

Dear Mayor DeSana and City Council Members:

The City Attorney and I have reviewed the Preferred Developer Agreement with Burton-Katzman Development Company and they have met the established criteria for an extension. Therefore, the request of Charles M. DiMaggio of Burton-Katzman Development Company should be approved. Mr. DiMaggio will be at the February 4, 2008, City Council Meeting to provide an additional update and receive City Council's input.

Very truly yours,

Mark A. Kowalewski, City Engineer

January 24, 2008

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

RE: PUPILIC HEARING PC#121807 - Rezoning of 975 Orange from RA to I-1

Dear Mayor DeSana and Council Members:

At the regular meeting of the Planning and Rehabilitation Commission held on Thursday, January 17, 2008, the Commission held the required public hearing for the rezoning of the property known as 975 Orange.

In its resolution, the Commission recommended that the request from B & S Properties (Owner and Appellant) for rezoning of the above captioned property be DENIED.

Also attached is a copy of the transcript of the public hearing. Should you have any questions, please do not

hesitate to contact the undersigned.

Sincerely,  
PLANNING AND REHABILITATION COMMISSION

Elizabeth A. Krimmel, Chairperson

January 24, 2008

The Honorable James R. Desana, Mayor and City Council Members  
3131 Biddle Avenue  
Wyandotte, Michigan 48192

Dear Mayor DeSana and City Council Members,

Attached you will find information relative to a claim, made in accordance with Public Act 222 of 2001, against the City of Wyandotte relative to a sewer backup event.

Based on the enclosed recommendation from the Superintendent of DPS, City Engineer, and City Attorney, the undersigned recommends authorizing the payment of this claim.

Sincerely,

Todd A. Drysdale, Director of Financial and Administrative Services

January 23, 2008

Honorable Mayor DeSana and City Council  
City Hall  
3131 Biddle Avenue  
Wyandotte, MI 49192

Dear Honorable Mayor and City Council:

Attached please find for your action and support, a copy of the Agreement prepared regarding a Wyandotte Street Art Fair logo and work as assigned to Mr. Cieslowski. This agreement has been reviewed by Mr. Look.

The Art Fair Committee is pleased with the logo that Mr. Cieslowski designed last year and staff continues to work with him using this art work advertising the fair. This written agreement iterates an arrangement that has been working and in which Mr. Cieslowski grants rights to the City of Wyandotte to register the logo as a Wyandotte Street Art Fair trademark. DDA staff will register this trademark upon execution of the agreement.

Sincerely,

Lisa Hooper, AICP, Executive Director

January 15, 2008

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

Dear Mayor and Council Members:

Attached please find Purchase Agreement for the City to acquire the following property: 517 Vinewood - \$65,000.00 - TIFA Area 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.

Very truly yours,

Mark A. Kowalewski City Engineer

January 15, 2008

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

Dear Mayor DeSana and City Council Members:

Enclosed please find the Contract between the City of Wyandotte and the Michigan Department of Transportation (MDOT) for Decorative Street Lighting along Eureka Road and Biddle Avenue to 5th Street. The total project cost is estimated at \$287,200.00 of which \$53,025.00 would be Wyandotte's share. Funds have been budgeted in the Streetscape Fund (249) for this project with reimbursement of \$234,175.00 through the Federal Enhancement Grant, thanks to the efforts of Congresswoman Carolyn C. Kilpatrick.

The attached Resolution will authorize the Mayor and City Clerk to execute said Contract.

Very truly yours,

Mark A. Kowalewski City Engineer

January 11, 2008

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

Dear Mayor DeSana and Council Members:

The Department of Engineering and Recreation Department have determined that there is a need to complete the painting of the remainder of the existing guardrails and lights adjacent to the guardrails at Bishop Park. This includes the fishing pier and the guardrails that were along the new seawall.

NuCore Group Inc. contract with the City for the 2007 Bishop Park Guardrail Painting Program File #4416 includes unit rates for painting of guardrails. Brian J. Keefe, Project Manager of NuCore Group Inc., has indicated that they can perform the completion of the guardrail painting. The conditions of the contract extension would be as set forth in the attached amendment to contact.

The work will be funded from TIFA Account #492-200-850-525 in the amount of \$27,590.00.

The undersigned recommend that this contract extension be approved.

Very truly yours,

Mark A. Kowalewski, City Engineer  
James Knopp, Supt. of Recreation  
Todd A. Drysdale, Dir. of Adm/Fin. Ser.

January 16, 2008

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

RE: Labadie Park Neighborhood Condominium Association

Dear Mayor DeSana and City Council Members:

The closing on the vacant lots within the Labadie Park Neighborhood Condominium Association requires the City of Wyandotte, as Owner and Developer, to set up a Board of Directors to manage the project. I recommend the required five (5) member Board of Directors be the following members of the TIFA Board with alternates as identified:

NAME ADDRESS

Charles Mix, President 3050 Van Alstyne, Wyandotte  
Greg Mayhew, Secretary 1237 Poplar, Wyandotte  
Todd Drysdale, Treasurer 3131 Biddle Avenue, Wyandotte  
Joe Maher 326 Chestnut, Wyandotte  
Larry Garmo 750 Biddle Avenue, Wyandotte  
Stephanie Badalamenti, Alternate Member 451 Clinton, Wyandotte  
Michael Sadowski – Alternate Member 1041 Cedar, Wyandotte  
Alfred Sliwinski – Alternate Member 728 Cherry, Wyandotte  
Melanie McCoy – Alternate Member 3005 Biddle Avenue, Wyandotte

There will also be an Advisory Committee which will consist of at least two (2) Non-Developer Co-Owners. The purpose of the Advisory Committee shall be to facilitate communication with the Board of Directors.

Once 25% of the numbers of units that may be created in the project are sold, one of the five (5) Board of Directors shall be selected by the Non-Developer Co-Owners. Since there are 51 units in the Association, when the 13th unit is sold the first Non-Developer Co-Owner will be selected to the Board. There are currently 12 units completed.

Very truly yours,

Mark A. Kowalewski, City Engineer

January 23, 2008

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

RE: PUBLIC HEARING PC# 111907

Dear Mayor DeSana and Council Members:

Attached is a copy of a resolution duly adopted by the Planning and Rehabilitation Commission held on Thursday, December 13, 2007.

In its resolution, the Commission recommends that the request from the City of Wyandotte (Owner and Appellant) to rezone the property known as 81 Chestnut, Wyandotte, be APPROVED to be rezoned from RM-1 (Multiple Family Residential District) to CBD (Central Business District).

Also attached is a copy of the transcript of the public hearing. Should you have any questions, please do not hesitate to contact the undersigned.

Sincerely,

PLANNING AND REHABILITATION COMMISSION  
Elizabeth A. Krimmel, Chairperson

January 23, 2008

The Honorable Mayor DeSana And Council Members  
City Hall  
Wyandotte, Michigan

Dear Mayor DeSana and Council Members:

Dynamic Enterprise Solutions, Inc. is the phone service contractor for the City of Wyandotte and has submitted a quote of \$15,048.55 to perform an inventory of the phone lines actually used at the Police/Court Building and then move the entire phone system to the service locations at the new building.

The undersigned recommends acceptance of the quote from Dynamic Enterprise Solutions, Inc., Milford, Michigan, in the amount of \$15,048.55 subject to the submittal of a Certificate of Liability Insurance naming the City of Wyandotte as an additional named insured. Payment will be a lump sum payment upon final acceptance of the work provided, and the work will be funded from the Police and Court Account No. 400-301-825-340.

Very truly yours,

Mark A. Kowalewski,

Todd A. Drysdale, Director of Administrative/Financial Services

January 14, 2008

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

Dear Mayor and Council Members:

On December 12, 2007, proposals for the File #4437 – One (1) Articulated Wheel Loader, were opened and read out loud. A tabulation of the proposals are as follows:

BID TRADE – IN BID WITH  
BIDDER AMOUNT AMOUNT TRADE - IN

JDE Equipment Co. \$156,500.00 \$53,000.00 \$103,500.00

56555 Pontiac Trail  
New Hudson, MI 48165  
(Proposal received did not meet specifications)

Southeastern Equipment  
Company \$176,875.00 \$50,000.00 \$126,875.00  
48545 Grant River  
Novi, MI 48374  
(Proposal received did not meet major items regarding performance requirements and engine specifications)

JDE Equipment  
Company \$183,700.00 \$53,000.00 \$130,700.00  
56555 Pontiac Trail  
New Hudson, MI 48165

Michigan CAT \$188,763.00 \$41,000.00 \$147,763.00  
19500 Dix Toledo  
Brownstown Twp., MI 48183

Therefore, the undersigned recommends the acceptance of the proposal from JDE Equipment Co. of New Hudson, Michigan, with the trade-in, for the amount of \$130,700.00 as the best bid received.

Very truly yours  
Mark A. Kowalewski, City Engineer  
Todd A. Drysdale, Director of Financial/Administrative Services

January 14, 2008

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

Dear Mayor and Council Members:

In accordance with the Wayne County, Department of Public Services procedures, it is necessary for the City to execute an Annual Permit for the following activities in the County Right-of-Way:

1. Sanitary sewer inspection, repair, and routine maintenance.
2. Water main inspection, repair, routine maintenance and installation of residential and commercial water service connections.
3. Application of dust palliatives.
4. Repair and replacement of existing sidewalks.

Please find attached a proposed resolution authorizing the City Engineer to sign such permit.

Very truly yours,  
Mark A. Kowalewski City Engineer  
January 23, 2008

The Honorable Mayor DeSana And Council Members  
City Hall, Wyandotte, Michigan

Dear Mayor DeSana and Council Members:

Urban's Partition & Remodeling Co. has submitted a quote of \$6,490 to remove the partition wall from the Department of Public Service and install it at the new Police and Court Building.

The undersigned recommends acceptance of the quote from Urban's Partitions & Remodeling Co., Northville, Michigan, in the amount of \$6,490.00 subject to the submittal of a Certificate of Liability Insurance naming the City of Wyandotte as an additional named insured. Payment will be a lump sum payment upon final acceptance of the work provided, and the work will be funded from the Police and Court Account No. 400-301-825-340.

Very truly yours,  
Mark A. Kowalewski, City Engineer  
Todd A. Drysdale, Director of Administrative/Financial Services

January 24, 2008

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

RE: Comment on Public Notice Permit No. MIG610000  
Storm Water Discharges from Municipal Separate Storm Water Systems

Water Shed General Permit

Dear Mayor DeSana and City Council Members:

The Alliance of Downriver Watersheds (ADW) which the City of Wyandotte is a member strongly disagrees with the language drafted by MDEQ for the revised NPDES permit for Stain' Water Discharges from Municipal Separate Storm Water Systems – Watershed General Penult ("draft permit"). The draft permit language places new costly, cumbersome and prescriptive measures on communities, counties, and other permitted entities that will add to operating costs but will not allow us to continue our documented progress toward achieving water quality standards. The proposed permit emphasizes extensive individual documentation and reporting rather than achieving watershed-wide improvements through innovative, cost-effective solutions with watershed partners.

The draft permit language removes local control and decision-making that has been a guiding principle of the watershed permit. It discourages implementation of alternative, cost-effective approaches based on existing watershed conditions.

The members of the ADW have been working together for several years toward achieving water quality standards in our rivers, lakes, and streams. More importantly, the ADW members remain committed to continue their progress as demonstrated by the fact that the communities and agencies have joined the Alliance of Downriver Watersheds and continue to contribute their very limited resources to continued monitoring and cooperative resource management.

The ADW believes that the draft Watershed Permit will prove to be a significant disincentive to our watershed-based efforts and the progress we have made is threatened. If the communities are forced to perform low priority tasks, such as labeling and monitoring outfalls in un-impacted area, there will not be sufficient funds for the proven activities performed to date. This would be extremely counter productive to achieving our goal of restoring and protecting our waterways.

When the first watershed-based municipal storm water permit was drafted, it allowed sufficient flexibility to permit the watersheds to identify their most pressing issues and to address them. The Storm Water Pollution Prevention Initiative (SWPPI) process allowed the MDEQ sufficient oversight and control to assure that all communities were making progress. The ADW encourages a return to this model. It allows flexibility with enforceability.

The difference between the existing permit and the proposed new permit are quite significant. The current permit facilitates the use of the flexible watershed-approach to implementing solutions and improvements; however, the proposed new permit has eliminated this flexibility and the prescriptive language now forces uniformity without concern for cost or environmental benefit.

The ADW believes the Director has the authority to allow flexible, yet enforceable requirements that will lead to improved water quality. The proposed permit, as written, requires many costly, prescriptive measures. These management practices, while good in theory, are best applied when matched with the water quality challenges at a given location. They should NOT be applied universally.

Very truly yours,

Mark A. Kowalewski, City Engineer

January 14, 2008

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

Dear Mayor DeSana and Council Members:

In accordance with the Michigan Department of Transportation procedures, it is necessary for the City to designate positions that are authorized to sign the Annual Permit for Miscellaneous Operations and other Permits within Free Access State Truckline Right of Way.

Please find attached a proposed resolution authorizing the City Engineer, Municipal Service Manager and Police Chief to sign such permits.

Very truly yours,

Mark A. Kowalewski City Engineer

CITIZEN PARTICIPATION

No response to the Mayor's inquiry.

REPORTS AND MINUTES AND CASH RECEIPTS



Financial Services Daily Cash Receipts January 10, 2008 \$178,609.23  
Financial Services Daily Cash Receipts January 17, 2008 \$ 1,821.87  
Financial Services Daily Cash Receipts January 24, 2008 \$ 17,285.80  
Beautification Commission Meeting November 13, 2007  
Beautification Commission Meeting January 8, 2008  
Retirement Commission Meeting January 16, 2008  
Municipal Service Commission December 18, 2007  
Fire Commission Meeting December 18, 2007  
Fire Fighter's Civil Service Commission November 14, 2007  
Fire Fighter's Civil Service Commission December 12, 2007  
Brownfield Redevelopment Authority August 21, 2007  
Tax Increment Finance Authority November 20, 2007  
Cultural & Historical Commission October 11, 2007  
Cultural & Historical Commission November 8, 2007  
Cultural & Historical Commission January 10, 2008  
Police Commission December 18, 2007  
Planning & Rehabilitation Commission December 13, 2007  
Planning & Rehabilitation Commission January 17, 2008  
Zoning Board of Appeals and Adjustments December 5, 2007

AUTOMATIC REFERRALS:

1. Announcement from Mary F. Vangieson Resource Recovery Coordinator Land Resource Management Division Wayne County relative to the County sponsored household hazardous waste collection to be held on Saturday, March 15, 2008 from 8:00 a.m. to 2:00 p.m. at the Downriver Community Conference, 15100 Northline Road, Southgate, east of I-75. All HHW items will be accepted at no cost from WAYNE COUNTY RESIDENTS ONLY. Announcement to be aired on Cable.

RECESS

RECONVENING

ROLL CALL

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

Absent: Councilperson Fricke

RESOLUTIONS

Wyandotte, Michigan January 28, 2008

RESOLUTION by Councilperson Patrick J. 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 January 28, 2008

RESOLUTION by Councilperson Patrick J. Sutka

RESOLVED by the City Council that the communication from Ron Rushford, 3461-14th Street Wyandotte relative to questions pertaining to HDTV signal converter boxes is hereby received and placed on file as a representative from Municipal Service will be present to answer questions at the Council 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 January 28, 2008

RESOLUTION by Councilperson Patrick J. Sutka

RESOLVED by the City Council that the communication from Natalie Rankine, Wyandotte Beautification Commission dated January 23, 2008 requesting the placement of temporary site signage at the Purple Heart Memorial Garden site on Superior Blvd for approximately 12 to 16 months is hereby APPROVED. AND BE IT FURTHER RESOLVED that said request be coordinated by the Engineering Department as it pertains to Hold Harmless Agreements and necessary documentation to achieve this purpose.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan January 28, 2008

RESOLUTION by Councilperson Patrick J. Sutka

RESOLVED by the City Council that the communication from Peter Rose Vice-President, Wyandotte Business Association relative to various requests to accommodate February 3rd Friday events is hereby received and placed on file. AND BE IT FURTHER that said request to close and barricades various roads as named on his communication of February 15, 16 and 17, 2008 are hereby APPROVED and further that the Department of Public Service be directed to coordinate same with the Wyandotte Business Association, Police and Fire Departments.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan January 28, 2008

RESOLUTION by Councilperson Patrick J. Sutka

RESOLVED by the City Council that Council hereby APPROVES the request of Fred Mekolon Jr. Regatta Chairman, Wyandotte Boat Club for the use of the BASF Waterfront Park for the Hebda Memorial Cup Rowing Regatta to be held on Saturday, April 26th, 2008 and the Wyandotte High Schools Rowing Regatta to be held on Friday and Saturday May 2nd and May 3rd, 2008 subject to the execution of Hold Harmless Agreements as prepared by the Department of Legal Affairs. AND BE IT FURTHER RESOLVED that the Department of Public Service and Recreation Department is directed to provide assistance during these events and that the Chief of Police is hereby designated and authorized to sign said street closing permit documents on behalf of the City of Wyandotte and further that the City of Wyandotte hereby holds harmless the County of Wayne for the closure of said street with responsibilities for all damage claims that may arise from said street closing to be assumed by the City of Wyandotte and further that a copy be forwarded to the Wyandotte Fire Department.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan January 28, 2008

RESOLUTION by Councilperson Patrick J. Sutka

RESOLVED by the City Council that Council hereby accepts the resignation of Robert E. Hanna with regret from the Downtown Development Authority as set forth in his communication dated January 3, 2008. AND BE IT FURTHER RESOLVED that Mayor and Council thank Mr. Hanna for the years of service to the City of Wyandotte.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan January 28, 2008

RESOLUTION by Councilperson Patrick J. Sutka

RESOLVED by the City Council that Council hereby receives and places on file the communication from the General Manager of Municipal Service dated January 24, 2008 relative to File # 4435 and hereby CONCURS with the acceptance of the bid from Kulick Enterprises, Wyandotte, MI. in the amount of \$94,700.25 for a 10kw Photovoltaic Solar System.

I move the adoption of the foregoing resolution.

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

City of Wyandotte  
County of Wayne, State of Michigan

RESOLUTION AUTHORIZING MUNICIPAL SERVICE COMMISSION  
TO ENTER INTO MASTER EQUIPMENT LEASE/PURCHASE AGREEMENT

WHEREAS, the City of Wyandotte, County of Wayne, State of Michigan (the "City"), has established the Municipal Service Commission of the City to construct, manage, supervise and control electric or other lighting plants owned by the City; and

WHEREAS, Johnson Controls, Inc. has performed an energy audit of the City electrical facilities in order to improve the efficiency of the plants; and

WHEREAS, the Municipal Service Commission has determined that a proposal from Johnson Controls, Inc. to provide equipment (the "Equipment") and services related thereto in order to reduce power usage and increase efficiency of the City electrical plants with a guaranteed project benefit of \$6,664,237.63 appears to be in the best interest of the City and the best proposal in terms of price and other benefits; and

WHEREAS, the Municipal Service Commission has presented City Council with a proposed form of Master Equipment Lease/Purchase Agreement (the "Agreement") to be entered into between Banc of America Public Capital Corp, a Kansas corporation, and the City under which the City would lease the Equipment at a cost of \$2,288,959 over 10 years; and

WHEREAS, the City Council wishes to authorize the Municipal Service Commission to enter into the Agreement on behalf of the City.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Section 3.03 of the Agreement provides that the City shall be obligated only to pay such Rental Payments under the Agreement as may lawfully be made from funds budgeted and appropriated for that purpose during City's then current fiscal year; therefore, the City Council hereby determines that the Agreement constitutes a lease obligation of the City and is not an installment purchase of the Equipment under Act No. 99, Public Acts of Michigan, 1933, as amended. The City Council hereby determines that execution and delivery of the Agreement will not conflict with any provisions of the City's Ordinances or City Charter; therefore, the City Council hereby approves the Agreement.
2. The General Manager of the City's Department of Municipal Service is hereby authorized to execute the Agreement with such changes and insertions as may be necessary or desirable, permitted by law, and not materially adverse to the City.
3. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution are hereby rescinded.

I hereby certify that the foregoing is a true and complete copy of a resolution duly adopted by the City Council of the City of Wyandotte, County of Wayne, State of Michigan, at a Regular meeting held on January 28, 2008 at 7:00 o'clock p.m., prevailing Eastern Time, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act 267.

I further certify that the following Members were present at said meeting: Councilpersons Browning, Kolakowski, Peterson, Ptak, Sutka and that the following Members was absent: Councilmember Fricke.

I further certify that Member Patrick J. Sutka moved for adoption of said resolution and the Member Johnny A. Kolakowski supported said motion.

I further certify that the following Members voted for adoption of said resolution: Councilmembers Browning, Kolakowski, Peterson, Ptak, Sutka

And that the following Members voted against adoption of said resolution: None

William R. Griggs, City Clerk

Wyandotte, Michigan January 28, 2008

RESOLUTION by Councilperson Patrick J. Sutka

RESOLVED by the City Council that Burton-Katzman Development Company is granted a three (3) month extension of the Preferred Development Agreement in accordance with Paragraph 11. Term of Agreement with said extension beginning January 29, 2008; AND BE IT FURTHER RESOLVED that Mr. DiMaggio shall be present at the February 4, 2008, City Council Meeting to provide an update and receive input from City Council.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Patrick J. Sutka  
Supported by Councilperson Johnny A. Kolakowski  
YEAS: Councilmembers Kolakowski, Peterson, Ptak, Sutka  
NAYS: Councilmember Browning

Wyandotte, Michigan January 28, 2008

RESOLUTION by Councilperson Patrick J. Sutka

RESOLVED by the City Council that Council hereby CONCURS in the recommendation of the Planning and Rehabilitation Commission as set forth in their communication dated January 24, 2008 to DENY the request to rezone the property located at 975 Orange from RA to I-1.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan January 28, 2008

RESOLUTION by Councilperson Patrick J. Sutka

RESOLVED by the City Council that the communication and statements of Robin C. Acheson, 986 Orange, regarding 975 Orange regarding maintenance is referred to the City Engineer to review and respond back to City Council within three (3) weeks.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan January 28, 2008

RESOLUTION by Councilperson Patrick J. Sutka

RESOLVED by the City Council that the communication from the Director of Financial and Administrative Services dated January 24, 2008 regarding a sewer backup claim is hereby received and placed on file. AND BE IT FURTHER RESOLVED that Council authorizes the payment of the claim to

Joseph and Michele Orlando in the amount of \$14,191.79 from the sewer fund and further instructs the City Engineer to deduct \$4,000 from the contract of G. V. Cement for their agreed upon contribution to this claim.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan January 28, 2008

RESOLUTION by Councilperson Patrick J. Sutka

RESOLVED by the City Council that Council be directed to sign the agreement between Mr. Richard Cieslowski and the City of Wyandotte regarding the Wyandotte Street Art Fair Logo. AND BE IT FURTHER RESOLVED that Mr. Cieslowski may be utilized for advertising and art work tasks at the request of and discretion of the City of Wyandotte and further the DDA staff be directed to register the logo as a trademark/servicemark with the State of Michigan and/or federal government.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan January 28, 2008

RESOLUTION by Councilperson Patrick J. Sutka

RESOLVED by the City Council that Council CONCURS with the recommendation of the City Engineer to acquire the property at 517 Vinewood in the amount of \$65,000.00 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; AND FURTHER 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 Patrick J. Sutka  
Supported by Councilperson Johnny A. Kolakowski  
YEAS: Councilmembers Browning, Kolakowski, Peterson, Ptak, Sutka  
NAYS: None

Wyandotte, Michigan January 28, 2008

RESOLUTION by Councilperson Patrick J. Sutka

RESOLVED by the City Council that Council hereby accepts the contract from the State of Michigan, Department of Transportation for the Decorative Street Lighting Project along Eureka Road from Biddle Avenue to 5th Street; AND BE IT FURTHER RESOLVED that the City will provide payment to the Michigan Department of Transportation in the amount of \$53,025.00 from account # 249-450-825-465 (as found in Exhibit I to the Contract, which will be adjusted to reflect final costs) based on the total estimated costs of the project; AND BE IT RESOLVED that the Mayor, James R. DeSana and City Clerk, William R. Griggs are hereby authorized to execute the Contract between the City of Wyandotte and State of Michigan, Department of Transportation for the Decorative Street Lighting Project along Eureka Road from Biddle Avenue to 5th Street.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan January 28, 2008

RESOLUTION by Councilperson Patrick J. Sutka

RESOLVED by the City Council that Council hereby CONCURS in the recommendation of the City Engineer, Superintendent of Recreation, Director of Administrative and Financial Services to amend the 2007 Painting of Guardrails and Light Poles and installation of decks program File # 4416 contract with NuCore Group Inc. to complete the painting of guardrails at Bishop Park as set forth in the amendment to contract for this work and further, authorizes the Mayor and City Clerk to sign said amendment. AND BE IT FURTHER RESOLVED, that the work will be funded from TIFA account # 492-200-850-525 in the amount of \$27,590.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan January 28, 2008

RESOLUTION by Councilperson Patrick J. Sutka

RESOLVED by the City Council that the communication from the City Engineer dated January 16, 2008 regarding The Labadie Park Condominium Association is hereby received and placed on file: AND BE IT FURTHER RESOLVED that the Mayor and City Council appoint the following as members of the Labadie Park Condominium Association:

NAME ADDRESS

Charles Mix, President 3050 Van Alstyne, Wyandotte  
Greg Mayhew, Secretary 1237 Poplar, Wyandotte  
Todd Drysdale, Treasurer 3131 Biddle Avenue, Wyandotte  
Joe Maher 326 Chestnut, Wyandotte  
Larry Garmo 750 Biddle Avenue, Wyandotte  
Stephanie Badalamenti-Alternative Member 451 Clinton, Wyandotte  
Michael Sadowski-Alternative Member 1041 Cedar, Wyandotte  
Alfred Sliwinski-Alternative Member 728 Cherry, Wyandotte  
Melanie McCoy-Alternative Member 3005 Biddle Avenue, Wyandotte

AND BE IT FURTHER RESOLVED that City Council accepts the resignation of past members, Alan D. Waserman, Arthur S. Nusbaum, Scott Perry, James Tischler and Berry Kemper.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan January 28, 2008

RESOLUTION by Councilperson Patrick J. Sutka

RESOLVED by the City Council that the request to rezone the property known as 81 Chestnut, Wyandotte from RM-1 (Multiple Family Residential District ) to CBD (Central Business District) as set forth in the communication from the Planning and Rehabilitation Commission dated January 23, 2008 is hereby referred to the Department of Legal Affairs for the proper ordinance change.

I move the adoption of the foregoing resolution.

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

Wyandotte, Michigan January 28, 2008

RESOLUTION by Councilperson Patrick J. Sutka

RESOLVED by the City Council that Council hereby CONCURS in the recommendation of the City Engineer and Director of Financial and Administrative Services to accept the bid from Dynamic Enterprise Solutions, Inc., Milford, Michigan, to move the current phone system as required for the Police/Court Building in the amount of \$15,048.55, which shall be funded from account # 400-301-825-340, and, further, subject to the submittal of Certificate of Liability Insurance naming the City of Wyandotte as additional named insured; payment to be upon final acceptance by 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, Kolakowski, Peterson, Ptak, Sutka

NAYS: None

Wyandotte, Michigan January 28, 2008

RESOLUTION by Councilperson Patrick J. Sutka

RESOLVED by the City Council that Council hereby CONCURS in the recommendation of the City Engineer and Director of Financial and Administrative regarding File # 4437-One (1) Articulated Wheel Loader to accept the bid of JDE Equipment Company of New Hudson, Michigan, in the amount of \$183,700.00 minus the trade in of \$53,000.00 for the 1994 John Deere 644G Front End Loader with 4 Yard Bucket and 1990 Fiat-Allis FL 14E Crawler Loader from account # 290-448-850-540; AND BE IT FURTHER RESOLVED that all bid bonds be returned to the unsuccessful bidder by the City Clerk and all bid checks be returned to the unsuccessful bidder by the City Treasurer.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Patrick J. Sutka

Supported by Councilperson Johnny A. Kolakowski

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

NAYS: None

#### MODEL COMMUNITY RESOLUTION AUTHORIZING EXECUTION OF ANNUAL MAINTENANCE PERMITS

Resolution No.

At a Regular Meeting of the City of Wyandotte on January 28, 2008, the following resolution was offered:

WHEREAS, the City of Wyandotte (hereinafter the "Community") periodically applies to the County of Wayne Department of Public Services, Engineering Division Permit Office (hereinafter the "County") for permits to conduct emergency repairs and annual maintenance work on local and County roads located entirely within the boundaries of the Community, as needed from time to time to maintain the roads in a condition reasonably safe and convenient for public travel;

WHEREAS, pursuant to Act 51 of 1951, being MCL 247.651 et seq, the County permits and regulates such activities and related temporary road closures;

NOW THEREFORE, in consideration of the County granting such Permit, the Community agrees and resolves that

It will fulfill all permit requirements and will save harmless, represent and defend the County of Wayne and all of its officers, agents and employees:

from any and all claims and losses occurring or resulting to any and all persons, firms, or corporations furnishing or supplying work, services, materials, or supplies to the Community as the result of the Community's installation, construction, operation, repair or maintenance activities which are being performed under the terms of the Permit on, over, and/or under the County right-of-way or any local road; and

from any and all claims of every kind for injuries to, or death of, any and all persons, and for loss of or damage to property, and environmental damage or degradation, and from attorney's fees and related costs arising out of, under, or by reason of the Community's installation, construction, operation, repair or maintenance activities which are being performed under the terms of the Permit on, over, and/or under the County right-of-way or any local road, except claims resulting from the direct negligence or willful acts or omissions of said County performing permit activities.

Any work performed for the Community by a contractor or subcontractor will be solely as a contractor for the Community and not as a contractor or agent of the County. Any claims by any contractor or subcontractor will be the sole responsibility of the Community. The County shall not be subject to any obligations or liabilities by vendors and contractors of the Community, or their subcontractors or any other person not a party to the Permit without its specific prior written consent and notwithstanding the issuance of the Permit.

The Community shall take no unlawful action or conduct, which arises either directly or indirectly out of its obligations, responsibilities, and duties under the Permit which results in claims being asserted against or judgment being imposed against the County, and all officers, agents and employees thereof pursuant to a maintenance contract. In the event that same occurs, for the purpose of the Permit, it will be considered a breach of the Permit thereby giving the County a right to seek and obtain any necessary relief or remedy, including, but not by way of limitation, a judgment for money damages.

With respect to any activities authorized by Permit, when the Community requires insurance on its own or its contractor's behalf, it shall also require that such policy include as named insured the County of Wayne and all officers, agents and employees thereof.

The incorporation by the County of this resolution as part of a Permit does not prevent the County from requiring additional performance security or insurance before issuance of a Permit.

This resolution shall continue in force from this date until cancelled by the Community or the County with no less than thirty (30) days prior written notice to the other party. It will not be cancelled or otherwise terminated by the Community with regard to any Permit which has already been issued or activity which has already been undertaken.

BE IT FURTHER RESOLVED, that the following position(s) are authorized to apply to the County of Wayne Department of Public Services Engineering Division Permit Office for the necessary permit to work within County road right-of-way or local roads on behalf of the Community.

Name and/or Title  
Mark A. Kowalewski City Engineer

I HEREBY CERTIFY that the foregoing is a true and correct copy of a resolution adopted by the City Council of the City of Wyandotte, County of Wayne, Michigan on 1/28/08 Wyandotte.

MOTION by Councilperson Patrick J. Sutka  
Supported by Councilperson Johnny A. Kolakowski  
ROLL ATTACHED  
ABSENT: Councilmember Fricke

Wyandotte, Michigan January 28, 2008

RESOLUTION by Councilperson Patrick J. Sutka

RESOLVED by the City Council that Council hereby CONCURS in the recommendation of the City Engineer and Director of Financial and Administrative Services to accept the bid from Urban's Partitions and Remodeling Co., Northville, Michigan, to move the current partition required for the Police/Court Building in the amount of \$6,490.00, which shall be funded from account # 400-301-825-340, and, further, subject to the submittal of Certificate Liability Insurance naming the City of Wyandotte as an additional named insured. Payment to be upon final acceptance by 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, Kolakowski, Peterson, Ptak, Sutka  
NAYS: None

Wyandotte, Michigan January 28, 2008

RESOLUTION by Councilperson Patrick J. Sutka

RESOLVED BY THE MAYOR AND CITY COUNCIL that Council support the Alliance of Downriver Watersheds (ADW) comments on the proposed NPDES Wastewater Discharge General Permit, No MIG610000; AND

WHEREAS the Michigan Department of Environmental Quality (MDEQ) has proposed new watershed-based and jurisdictional storm water general permits which regulate storm water discharges from municipal separate storm water systems in compliance with the Federal Water Pollution Control Act; AND

WHEREAS the proposed watershed-based permit places new costly, cumbersome and prescriptive measures on communities and counties that will add to operating costs but will not allow members of the Alliance of Downriver Watersheds to continue their documented progress toward achieving water quality standards using the flexible practices incorporated to date; AND

WHEREAS the proposed watershed-based permit emphasizes extensive individual documentation and



reporting rather than achieving measurable, watershed-wide improvements through innovative, cost-effective solutions with watershed partners; AND

WHEREAS the proposed permit severely limits local control and decision-making that had been a guiding principle of the watershed permit while discouraging implementation of alternative, cost-effective approaches based on existing watershed conditions; AND

WHEREAS many of the proposed new requirements are time-consuming, expensive, and will not allow communities to focus their limited resources on documented water quality challenges; AND

WHEREAS municipal government budgets across the state are strained and these added duties constitute mandates on municipal departments that cannot be financially absorbed; AND

NOW THEREFORE BE IT RESOLVED that the City of Wyandotte requests that the MDEQ and its Director allow flexible, yet enforceable municipal storm water permit requirements that will lead to improved water quality; AND

BE IT FURTHER RESOLVED that the MDEQ and its Director Institute water quality control measures that target the water quality challenges at a given location;

BE IT FURTHER RESOLVED that the MDEQ re-institute the existing Storm Water Pollution Prevention Initiative (SWPPI) process that allowed the MDEQ sufficient oversight and control to assure that all regulated communities and agencies were making progress; AND

BE IT FURTHER RESOLVED that the MDEQ return to a municipal storm water permit that allows sufficient flexibility to permit the state's watersheds to identify their most pressing issues and to address them.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Patrick J. Sutka

Supported by Councilperson Johnny A. Kolakowski

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

NAYS: None

ABSENT: Councilperson Fricke

Wyandotte, Michigan January 28, 2008

RESOLUTION by Councilperson Patrick J. Sutka

#### PERFORMANCE RESOLUTION FOR GOVERNMENTAL BODIES

This Performance Resolution is required by the Michigan Department of Transportation for purposes of issuing to a municipal utility an "Individual Permit for Use of State Trunkline Right of Way" (form 2205), Oran 'Annual Application and Permit for Miscellaneous Operations Within State Trunkline Right of Way" (form 2205B).

RESOLVED WHEREAS, the City of Wyandotte

hereinafter referred to as the "GOVERNMENTAL BODY," periodically applies to the Michigan Department of Transportation, hereinafter referred to as the "DEPARTMENT," for permits, referred to as "PERMIT," to construct, operate, use and/or maintain utility or other facilities, or to conduct other activities, on, over, and under state trunkline right of way at various locations within and adjacent to its corporate limits;

NOW THEREFORE, in consideration of the DEPARTMENT granting such PERMIT, the GOVERNMENTAL BODY agrees that:

Each party to this Agreement shall remain responsible for any claims arising out of their own acts and/or omissions during the performance of this Agreement, as provided by law.

This Agreement is not intended to increase either party's liability for, or immunity from, tort claims.

This Agreement is not intended nor shall it be interpreted, as giving either party hereto a right of indemnification, either by Agreement or at law, for claims arising out of the performance of this Agreement.

1. Any work performed for the GOVERNMENTAL BODY by a contractor or subcontractor will be solely as a contractor for the GOVERNMENTAL BODY and not as a contractor or agent of the DEPARTMENT. Any claims by any contractor or subcontractor will be the sole responsibility of the GOVERNMENTAL BODY. The DEPARTMENT shall not be subject to any obligations or liabilities by vendors and contractors of the GOVERNMENTAL BODY, or their subcontractors or any other person not a party to the PERMIT without its specific prior written consent and notwithstanding the issuance of the PERMIT.

2. The GOVERNMENTAL BODY shall take no unlawful action or conduct, which arises either directly or

indirectly out of its obligations, responsibilities, and duties under the PERMIT which results in claims being asserted against or judgment being imposed against the State of Michigan, the Michigan Transportation Commission, the DEPARTMENT, and all officers, agents and employees thereof and those contracting governmental bodies performing permit activities for the DEPARTMENT and all officers, agents, and employees thereof, pursuant to a maintenance contract. In the event that the same occurs, for the purposes of the PERMIT, it will be considered as a breach of the PERMIT thereby giving the State of Michigan, the DEPARTMENT, and/or the Michigan Transportation Commission a right to seek and obtain any necessary relief or remedy, including, but not by way of limitation, a judgment for money damages.

3. It will, by its own volition and/or request by the DEPARTMENT, promptly restore and/or correct physical or operating damages to any State trunkline right of way resulting from the installation construction, operation and/or maintenance of the GOVERNMENTAL BODY'S facilities according to a PERMIT issued by the DEPARTMENT.

4. With respect to any activities authorized by PERMIT, when the GOVERNMENTAL BODY requires insurance on its own or its contractor's behalf it shall also require that such policy include as named insured the State of Michigan, the Transportation Commission, the DEPARTMENT, and all officers, agents, and employees thereof and those governmental bodies performing permit activities for the DEPARTMENT and all officers, agents, and employees thereof, pursuant to a maintenance contract.

5. The incorporation by the DEPARTMENT of this resolution as part of a PERMIT does not prevent the DEPARTMENT from requiring additional performance security or insurance before issuance of a PERMIT.

6. This resolution shall continue in force from this date until cancelled by the GOVERNMENTAL BODY or the DEPARTMENT with no less than thirty (30) days prior written notice to the other party. It will not be cancelled or otherwise terminated by the GOVERNMENTAL BODY with regard to any PERMIT which has already been issued or activity which has already been undertaken.

BE IT FURTHER RESOLVED, that the following position(s) are authorized to apply to the Michigan Department of Transportation for the necessary permit to work within state trunkline right of way on behalf of the GOVERNMENTAL BODY.

Name And/or Title  
Mark A. Kowalewski City Engineer  
Melanie McCoy General Manager  
Municipal Service  
Daniel Grant Police Chief

7. Further the Mayor is authorized to sign the Performance and Indemnification Commitment.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Wyandotte City Council of the City of Wyandotte of Wayne at a regular meeting held on the 28th day of January A.D. 2008.

William R. Griggs, City Clerk

I move the adoption of the foregoing resolution.  
MOTION by Councilperson Patrick J. Sutka  
Supported by Councilperson Johnny A. Kolakowski  
ROLL ATTACHED  
ABSENT: Councilmember Fricke

Wyandotte, Michigan January 28, 2008

RESOLUTION by Councilperson Patrick J. Sutka

RESOLVED by the City Council that the City Engineer has expressed a desire to meet in closed session to discuss acquisition and/or lease of real property and the Director of Financial and Administrative Services has expressed a desire to meet in closed session to discuss contract negotiations. Now, therefore, be it resolved that this Body will meet in closed session immediately following the regularly scheduled Council

meeting for the above stated purposes only.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Patrick J. Sutka

Supported by Councilperson Johnny A. Kolakowski

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

NAYS: None

Wyandotte, Michigan January 28, 2008

RESOLUTION by Councilperson Patrick J. Sutka

RESOLVED by the City Council that the total bills and accounts in the amount of \$4,600,671.56 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, Kolakowski, Peterson, Ptak, Sutka

NAYS: None

ADJOURNMENT

MOTION by Councilperson Patrick J. Sutka

Supported by Councilperson Johnny A. Kolakowski

That we adjourn.

Carried unanimously.

Adjourned at 8:30 p.m.

January 28, 2008

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William R. Griggs, City Clerk

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