

CITY OF WYANDOTTE
REGULAR CITY COUNCIL MEETING

A Regular Session of the Wyandotte City Council was held in Council Chambers and via Virtual Telecommunication methods, due to COVID-19 in accordance with current MDHHS Public Health Orders & PA228 of 2020, using the Zoom Audio platform, on Monday, November 23, 2020, and was called to order at 7:00pm with Honorable Mayor Pro Tempore Robert A. DeSana presiding.

The meeting began with the Pledge of Allegiance, followed by roll call.

Present: Mayor Pro Tempore Robert A. DeSana, Councilpersons Robert Alderman, Christopher Calvin, Megan Maiani (virtual – Wyandotte, MI), Leonard Sabuda (virtual – Wyandotte, MI, arriving at 7:36pm), and Donald Schultz (virtual – Wyandotte, MI).

ABSENT: Todd Browning, City Treasurer

Also, Present: Theodore Galeski, City Assessor (virtual – Wyandotte, MI); William Look, City Attorney (virtual – Wyandotte, MI); Greg Mayhew, City Engineer (virtual – Wyandotte, MI); and Lawrence Stec, City Clerk

PRESENTATIONS

- Proclamation National American Indian Heritage Month

PRESENTATION OF PETITIONS

PUBLIC HEARINGS

- Show Cause Hearing: 4500 17th Street, Wyandotte
 - *Zero comments received in person; Zero comments received in writing*

2020-343 SHOW CAUSE HEARING: 4500 17TH STREET

By Councilperson Alderman, supported by Councilperson Calvin

RESOLVED by the City Council that a show cause hearing was held this 23rd day of November, 2020, having been set forth as the time and place fixed for a hearing of objections to show cause why the structure(s) at 4500 17th Street should not be demolished or made safe and whereas the opportunity having been provided for all written and verbal comments now;

AND WHEREAS, this Council considering the reports and recommendations of the Hearing Officer and City Engineer's Office and all other facts and considerations which were brought to their attention at said hearing;

NOW, THEREFORE, BE IT RESOLVED that this City Council directs that said structure(s) at 4500 17th Street, City of Wyandotte, should be demolished. The owner or person in control of the premises shall comply with the order of demolition within twenty-one (21) days after the date of the hearing.

BE IT FURTHER RESOLVED that the parties of interest shall be forwarded a copy of this resolution forthwith so they may appeal this decision to the Circuit Court within twenty-one (21) days of the date of the resolution if they so desire.

RESOLVED FURTHER that the City Engineer is hereby directed to demolish the structure(s) at 4500 17th Street, if the owner or persons in control of the property does not comply with the order of demolition within twenty-one (21) days or appeals to the Circuit Court within twenty-one (21) days.

RESOLVED FURTHER that all costs of the demolition incurred by the City shall be reimbursed to the City by the owner or party in interest in whose name the property appears. The owner or party in interest in whose name the property appears upon the last local tax assessment records shall be notified by the Assessor of the amount of the cost of the demolition by first class mail at the address shown on the records. If the owner or party interest fails to pay the cost within thirty (30) days after mailing by the Assessor the notice of the amount of the cost, the City shall have a lien for the cost incurred by the City. In addition to other remedies under this section the City may bring an action against the owner of the building or structure for the full cost of the demolition.

Motion unanimously carried.

- Show Cause Hearing: 1009 Antoine, Wyandotte
 - *Zero comments received in person; Zero comments received in writing*

2020-344 SHOW CAUSE HEARING: 1009 ANTOINE

By Councilperson Alderman, supported by Councilperson Calvin

RESOLVED by the City Council that a show cause hearing was held this 23rd day of November, 2020, having been set forth as the time and place fixed for a hearing of objections to show cause why the structure(s) at 1009 Antoine, should not be demolished or made safe and whereas the opportunity having been provided for all written and verbal comments now; and whereas, this Council considering the reports and recommendations of the Hearing Officer and City Engineer's Office and all other facts and considerations which were brought to their attention at said hearing;

NOW THEREFORE, BE IT RESOLVED that this City Council directs that said structure(s) at 1009 Antoine, City of Wyandotte, should be demolished. The owner or person in control of the premises shall comply with the order of demolition within twenty-one (21) days after the date of the hearing. NOW BE IT RESOLVED that the parties of interest shall be forwarded a copy of this resolution forthwith so they may appeal this decision to the Circuit Court within twenty-one (21) days of the date of the resolution if they so desire.

FURTHER RESOLVED that the City Engineer is hereby directed to demolish the structure(s) at 1009 Antoine if the owner or persons in control of the property does not comply with the order of demolition within twenty-one (21) days or appeals to the Circuit Court within twenty one (21) days.

FURTHER RESOLVED that all costs of the demolition incurred by the City shall be reimbursed to the City by the owner or party in interest in whose name the property appears. The owner or party in interest in whose name the property appears upon the last local tax assessment records shall be notified by the Assessor of the amount of the cost of the demolition by first class mail at the address shown on the records. If the owner or party interest fails to pay the cost within thirty (30) days after mailing by the Assessor the notice of the amount of the cost, the City shall have a lien for the cost incurred by the City. In addition to other remedies under this section the City may bring an action against the owner of the building or structure for the full cost of the demolition.

Motion unanimously carried.

- Show Cause Hearing: 1234 5th Street, Wyandotte
 - *Zero comments received in person; Zero comments received in writing*

2020-345 SHOW CAUSE HEARING: 1234 5TH STREET

By Councilperson Alderman, supported by Councilperson Calvin

RESOLVED by the City Council that a show cause hearing was held this 23rd day of November, 2020, having been set forth as the time and place fixed for a hearing of objections to show cause why the structure(s) at 1234 5th Street should not be demolished or made safe and whereas the opportunity having been provided for all written and verbal comments now; and whereas, this Council considering the reports and recommendations of the Hearing Officer and City Engineer's Office and all other facts and considerations which were brought to their attention at said hearing,

NOW, THEREFORE, BE IT RESOLVED that this City Council directs that said structure(s) at 1234 5th Street, City of Wyandotte, should be demolished. The owner or person in control of the premises shall comply with the order of demolition within twenty-one (21) days after the date of the hearing. BE IT FURTHER RESOLVED that the parties of interest shall be forwarded a copy of this resolution forthwith so they may appeal this decision to the Circuit Court within twenty-one (21) days of the date of the resolution if they so desire.

RESOLVED FURTHER that the City Engineer is hereby directed to demolish the structure(s) at 1234 5th Street if the owner or persons in control of the property does not comply with the order of demolition within twenty-one (21) days or appeals to the Circuit Court within twenty-one (21) days.

RESOLVED FURTHER that all costs of the demolition incurred by the City shall be reimbursed to the City by the owner or party in interest in whose name the property appears. The owner or party in interest in whose name the property appears upon the last local tax assessment records shall be notified by the Assessor of the amount of the cost of the demolition by first class mail at the address shown on the records. If the owner or party interest fails to pay the cost within thirty (30) days after mailing by the Assessor the notice of the amount of the cost, the City shall have a lien for the cost incurred by the City. In addition to other remedies under this section the City may bring an action against the owner of the building or structure for the full cost of the demolition.

Motion unanimously carried.

UNFINISHED BUSINESS

2020-346 SALE OF FORMER 626 CLINTON

By Councilperson Alderman, supported by Councilperson Calvin

RESOLVED that the communication from the City Engineer regarding the City owned property located at former 626 Clinton is hereby received and placed on file; AND

BE IT FURTHER RESOLVED that the Council concurs with the recommendation to sell the property known as former 626 Clinton to Mark Greene in the amount of \$10,000.00; AND

BE IT FURTHER RESOLVED that if the Purchaser(s), Mark Greene does not undertake development within six (6) months from time of closing and complete construction within one (1) year it will result in Seller's right to repurchase property including any improvements for One (\$1.00) Dollar. A condition will be placed on the Deed that will include this contingency;

NOW THEREFORE, BE IT FURTHER RESOLVED that the Mayor Pro Tempore and City Clerk are hereby authorized to execute the Offer to Purchase Real Estate for the property known as former 626 Clinton, between Mark Greene and the City of Wyandotte for \$10,000 as presented to Council.

Motion unanimously carried.

2020-347 TRASH COLLECTION FEES – 4307 18TH ST.

By Councilperson Alderman, supported by Councilperson Calvin

RESOLVED by City Council that the communications from the City Engineer, Deputy City Assessor and Wyandotte Municipal Services regarding the property at 4307 18th Street, and the trash collection fees, are hereby received and placed on file, and further, denies the request from Paul and Sara Holt to dismiss the trash collection fees, and, Council directs the City Clerk to send a copy of this resolution and attachments to Paul and Sara Holt, 4307 18th Street, Wyandotte.

Motion carried.

YEAS: Councilpersons Alderman, Calvin, DeSana, Schultz

NAYS: None

NO RESPONSE DUE TO TECHNICAL DIFFICULTIES: Councilpersons Maiani, Sabuda

CALL TO THE PUBLIC

CONSENT AGENDA

2020-348 MINUTES

By Councilperson Alderman, supported by Councilperson Calvin

RESOLVED that the minutes of the meeting held under the dates of October 26, 2020, be approved as recorded, without objection.

Motion unanimously carried.

2020-349 2021 CITY COUNCIL MEETING SCHEDULE

By Councilperson Alderman, supported by Councilperson Calvin

BE IT RESOLVED that the following meeting dates and item submission deadlines be accepted as the dates for Council Meetings for the 2021 calendar year:

MEETING DATES	AGENDA ITEM SUBMISSION DEADLINES
January 11, 2021	January 6, 2021
January 25, 2021	January 20, 2021
February 8, 2021	February 3, 2021
February 22, 2021	February 17, 2021
March 8, 2021	March 3, 2021
March 22, 2021	March 17, 2021
April 12, 2021	April 7, 2021
April 26, 2021	April 21, 2021
May 10, 2021 (Inaugural Meeting)	May 5, 2021
May 24, 2021	May 19, 2021
June 7, 2021	June 2, 2021
June 21, 2021	June 16, 2021
July 12, 2021	July 7, 2021
July 26, 2021	July 21, 2021
August 9, 2021	August 4, 2021
August 23, 2021	August 18, 2021
September 13, 2021	September 8, 2021
September 27, 2021	September 22, 2021
October 4, 2021	September 29, 2021
October 18, 2021	October 13, 2021
November 1, 2021	October 27, 2021
November 22, 2021	November 17, 2021
December 6, 2021	December 1, 2021
December 20, 2021	December 15, 2021

Motion unanimously carried.

2020-350 DOWNTOWN SOCIAL DISTRICT AMENDED RESOLUTION

By Councilperson Alderman, supported by Councilperson Calvin

WHEREAS Downtown Wyandotte's businesses have been adversely affected by the State mandates and executive orders restricting business operations and limiting public gatherings in light of the global COVID-19 pandemic.

WHEREAS, Michigan's Governor Gretchen Whitmer signed into law Public Act 124 ("The Act") on July 1st, 2020 which gives the City Council of the City of Wyandotte the power and authority to create Social Districts and Common Areas.

NOW, THEREFORE BE IT RESOLVED:

1. That the Hours of Operation within the Downtown Wyandotte Social District

OPENING: 11:00 AM, Daily

CLOSING: 8:00 PM, Daily

2. That the Downtown Wyandotte Social District and the Common's Area are comprised of the same physical boundaries as shown in the attached map which is attached to this plan and incorporated herein by reference

3. In order to maintain the commons area in a manner that protects the health and safety of the community, the City of Wyandotte and Downtown Development Authority will do the following,

A. Install clearly marked signage and public notices at the various points of entry and exit into the Social District and Common Areas

B. Place trash cans at these points of entry and exit for disposal of social district cups

C. Encourage all CDC guidelines for social distancing and enforce all State mandated practices regarding COVID-19

D. The DDA, Department of Public Service together with nonprofit volunteer organizations, will combine resources for hiring and implementing regular cleaning, trash pickup, debris removal and waste management

E. Produce educational resources and information available to the general public and business owners regarding the rules, regulations, permitted uses and overall operation of the Social District and Commons Area.

4. Licensed Establishments and Social District Permit holders will do the following,

A. Clean up the sidewalk, parking lot, etc. adjacent to their building at the close of each day.

B. Comply with all provisions of this local management and maintenance plan.

5. Additional rules and regulations for the Downtown Wyandotte Social District,

A. Social District Permits apply ONLY to the Downtown Wyandotte Social District and Commons Areas and DO NOT apply to non-licensed establishments (which are establishments not licensed to sell alcohol by the State of Michigan Liquor Control Commission). Non-licensed establishments are considered private property and are not part of the Downtown Wyandotte Social District. non-licensed establishments are all establishments which are not a holder of a social district permit.

B. Moratoriums on the dates and times of operation for the Social District may be implemented during the term of the Licensee's Social District Permits in the City's sole discretion following review and approval by City Council during special events i.e. Third Fridays and Street Fair.

C. Anyone in violation of the rules and regulations set forth by the City of Wyandotte and State of Michigan will be in direct violation of all existing laws regarding alcohol use.

D. Moreover, any person who fails to comply with the provisions of PA 124 of 2020 (which terms are incorporated herein by reference), is guilty of a misdemeanor under Sec. 25-17 under the Code of Ordinances and/or Sec. 25-9 of the Code of Ordinances.

E. All of the terms and requirements of PA 124 of 2020 are attached to this plan and incorporated herein by reference.

6. All activities must be conducted within the social district which is attached to this plan and incorporated herein by reference.

Motion unanimously carried.

2020-351 SPECIAL ASSESSMENTS – VARIOUS SERVICES PERFORMED

By Councilperson Alderman, supported by Councilperson Calvin

RESOLVED by City Council that Council hereby concurs in the recommendation of the City Administrator in his communication regarding the list of various services performed by the Department of Public Service; AND

BE IT FURTHER RESOLVED that Council directs the City Treasurer to spread said charges on the 2020 Winter Tax Roll.

Motion unanimously carried.

NEW BUSINESS

2020-352 CITIZEN COMMUNICATION – T. KAUL

By Councilperson Alderman, supported by Councilperson Calvin

BE IT RESOLVED that the communication from Tom Kaul regarding the permit for construction at 3075 Van Alstyne is hereby received and placed on file

Motion unanimously carried.

2020-353 COMPLIANCE WITH PA 152 OF 2011, AS AMENDED

By Councilperson Alderman, supported by Councilperson Calvin

Resolved by the City Council that Council concurs with the recommendation of the City Administrator as set forth in his communication dated November 18, 2019, to maintain the 80/20 Cost Sharing Option available under PA 152 of 2011 that was originally adopted on December 19, 2011, and subsequently

reaffirmed on May 20, 2013, November 29, 2013, December 15, 2014, and December 21, 2015, November 21, 2016, December 4, 2017, November 19, 2018, and November 18, 2019.

Further, acknowledges that this action will continue to limit the City from paying more than eighty percent (80%) of the aggregate cost of medical and prescription drug insurance costs for its employees with the remaining medical and prescription drug costs being borne by the employees.

Motion unanimously carried.

2020-354 27TH DISTRICT COURT REGIONAL WELLNESS & RECOVERY COURT

By Councilperson Alderman, supported by Councilperson Calvin

RESOLVED that Council acknowledges receipt of the communication from the 27th District Court Chief Judge; and CONCURS with the recommendation and hereby declares the need for this treatment court and authorizes the grant to be put forward; and

FURTHER, RESOLVED BY THE CITY COUNCIL that the Council approves the 27th District Court Regional Wellness and Recovery Court, pending the review and final approval of the City Administrator.

Motion unanimously carried.

2020-355 WAYNE COUNTY HAZARDOUS MITIGATION PLAN

By Councilperson Alderman, supported by Councilperson Calvin

BE IT RESOLVED BY THE CITY COUNCIL that the Council concurs with the adoption of the Wayne County Hazardous Mitigation Plan and

FURTHER RESOLVED BY THE CITY COUNCIL that subsequent to approval of the plan, a signed copy will be forwarded from the City Clerk's Office to Wayne County to be filed in accordance with their Emergency Operations Plan protocol.

Motion unanimously carried.

2020-356 CARES ACT FUNDING THROUGH SMART

By Councilperson Alderman, supported by Councilperson Calvin

Resolved by the City Council that Council hereby authorizes the Mayor and City Clerk to sign the agreement with SMART to accept the CARES Act funding in the amount of \$20,100.

Motion unanimously carried.

2020-357 SMART FY2021 MUNICIPAL & COMMUNITY CREDIT CONTRACT

By Councilperson Alderman, supported by Councilperson Calvin

Resolved by the City Council that Council hereby authorizes the Mayor and City Clerk to sign the SMART Municipal and Community Credit Contract for FY21 to fully fund account #101-750-850-550 in the amount of \$71,583 as submitted by the Superintendent of Recreation.

Motion unanimously carried.

2020-358 HIRING OF DPS SUPERINTENDENT – J. ALLEN

By Councilperson Alderman, supported by Councilperson Calvin

RESOLVED BY THE CITY COUNCIL that Council acknowledges receipt of the communication from the City Engineer regarding the Department of Public Services Superintendent position, and CONCURS with the recommendation of the City Engineer and hereby declares authorized the filling of such vacancy, and

FURTHER, RESOLVED BY THE CITY COUNCIL that the Council approves the hiring of Jon Allen as Department of Public Services Superintendent at Class Code 41E, starting salary \$70,137.60.

Motion unanimously carried.

2020-359 OUTDOOR CAFÉ AT 166 MAPLE

By Councilperson Alderman, supported by Councilperson Calvin

RESOLVED by the City Council that Council concurs with the recommendation of the Planning Commission and the City Engineer to grant the request of Adam Palmer D/BA Sports Brew Bar & Grill

to use a portion of the Second Street right-of-way for an outdoor café west of the building at 166 Maple Street subject to compliance with all ordinances, laws and regulations; AND
 HEREBY approves the request provided that the Grant of License is executed by all parties; AND
 BE IT FURTHER RESOLVED that a Hold Harmless Agreement and proper insurance with the City additional insured is submitted to the City before construction is started.

Motion unanimously carried.

Councilperson Sabuda joined meeting and voted in 2020-359 and all following resolutions

2020-360 SALE OF FORMER 860 PLUM

By Councilperson Alderman, supported by Councilperson Calvin

BE IT RESOLVED that Council concurs with the recommendation of the City Engineer regarding the sale of the former 860 Plum, Wyandotte; AND

BE IT RESOLVED that Council accepts the offer from Gary Brownell, 866 Plum, to acquire the former 680 Plum for the amount of \$750.00 and the \$200.00 owed as a special assessment be paid to the City prior to closing; AND

BE IT FURTHER RESOLVED that the Department of Legal Affairs is hereby directed to prepare the necessary documents and the Mayor Pro Tempore and Clerk are hereby authorized to sign said documents.

Motion carried.

YEAS: Councilpersons Alderman, Calvin, DeSana, Schultz

NAYS: Councilpersons Maiani, Sabuda

2020-361 SALE OF FORMER 1238 2ND STREET

By Councilperson Alderman, supported by Councilperson Calvin

BE IT RESOLVED that Council concurs with the recommendation of the City Engineer regarding the sale of the former 1238 2nd Street, Wyandotte; AND

BE IT RESOLVED that Council accepts the offer from Jerry Metcalf, 1254 2nd Street, to acquire the former 1238 2nd Street for the amount of \$1,468.50; AND

BE IT FURTHER RESOLVED that the Department of Legal Affairs is hereby directed to prepare the necessary documents and the Mayor Pro Tempore and Clerk are hereby authorized to sign said documents.

Motion unanimously carried.

2020-362 REQUEST TO USE FORD AVENUE RIGHT OF WAY FOR PARKING

By Councilperson Alderman, supported by Councilperson Calvin

Resolved by the City Council that Council has received and reviewed the communication from the City Engineer regarding the request from D-M Investments, LLC to occupy and construct parking spaces on a portion of the north right of way of Ford Avenue, east of Biddle Avenue and hereby approves of said construction of parking spaces subject to the execution of a Grant of License and Hold Harmless Agreements.

Motion unanimously carried.

DANGEROUS STRUCTURE AT 362 2ND STREET

Item #17 was withdrawn by the City Engineer prior to the start of the meeting

2020-363 REZONING OF PROPERTY AT 2011 OAK ST.

By Councilperson Alderman, supported by Councilperson Calvin

RESOLVED that the request for rezoning of the property known as 2011 Oak Street, Wyandotte is hereby referred to the Planning Commission for holding of a public hearing and recommendation back to Council.

Motion unanimously carried.

2020-364 FINAL READING #1500: REZONING 2533 AND 2557 BIDDLE

By Councilperson Alderman, supported by Councilperson Calvin

AN ORDINANCE ENTITLED**AN ORDINANCE TO AMEND THE CITY OF WYANDOTTE ZONING ORDINANCE TO REZONE THE**

PROPERTY KNOWN AS 2533 AND 2557 BIDDLE FROM MULTIPLE FAMILY RESIDENTIAL DISTRICT (RM-3) AND OFFICE SERVICE DISTRICT (O-S) TO PLANNED DEVELOPMENT (PD) 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:

Lot 6 and West 1/2 adjacent vacated alley, Plat of part of Wyandotte, Part 3, Block 27

Tax ID #: 57-010-18-0006-301

Commonly Known As: 2557 Biddle, Wyandotte, MI 48192

be and is hereby rezoned from Office Service District (O-S) to Planned Development District (PD)

Lots 4 and 5, and West 1/2 adjacent vacated alley, Plat of part of Wyandotte, Part 3, Block 27

Tax ID #: 57-010-18-0004-000

Commonly Known As: 2533 Biddle, Wyandotte, MI 48192

be and is hereby rezoned from Multiple Family Residential District (RM-3) to Planned Development District (PD)

Section 2. Amendment of Zoning Map.

The zoning Map of the City of Wyandotte be and is hereby amended in accordance with the provisions of this Ordinance as set forth in Zoning Map. No.299

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 be published along with the notice of adoption in a newspaper generally circulated in the City of Wyandotte within ten (10) days after adoption and shall take effect fifteen (15) days after its adoption or seven (7) days after publication whichever is later. 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.

Motion unanimously carried.

2020-365 BILLS & ACCOUNTS

By Councilperson Alderman, supported by Councilperson Calvin

RESOLVED that the total bills and accounts of \$3,546,460.75 as presented by the Mayor Pro Tempore and City Clerk are hereby APPROVED for payment.

Motion unanimously carried.

REPORTS & MINUTES

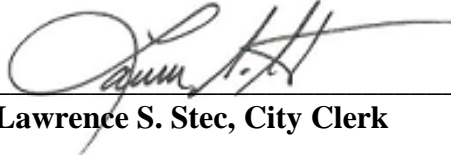
Beautification Commission	10/27/2020 & 11/11/2020
Cultural and Historical Commission	9/10/2020 & 10/08/2020
Fire Commission	9/22/2020 & 10/27/2020
Police Commission	10/27/2020 & 11/10/2020
Recreation Minutes	10/13/2020
Retirement Commission	10/16/20
WMS Commission	10/21/2020
Zoning Board	9/2/20, 10/7/20, 11/4/20

REMARKS OF THE MAYOR, COUNCIL, & ELECTED OFFICIALS**ADJOURNMENT****2020-366 ADJOURNMENT**

By Councilperson Alderman, supported by Councilperson Calvin

RESOLVED, that this regular meeting of the Wyandotte City Council be adjourned at 7:54 p.m.

Motion unanimously carried.



Lawrence S. Stec, City Clerk