

CITY OF WYANDOTTE
REGULAR CITY COUNCIL MEETING

A Regular Session of the Wyandotte City Council was held Council Chambers and via Virtual Telecommunication methods, due to COVID-19 in accordance with Executive Order 2020-161 using the Zoom Audio platform, on Monday, August 31, 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, Leonard Sabuda, and Donald Schultz

ABSENT: Todd Browning, City Treasurer

Also, Present: Theodore Galeski, City Assessor; William Look, City Attorney; Greg Mayhew, City Engineer; and Lawrence Stec, City Clerk

PRESENTATIONS

PRESENTATION OF PETITIONS

PUBLIC HEARINGS

UNFINISHED BUSINESS

2020-234 REQUEST FOR TREE REMOVAL – 2324 ELECTRIC

By Councilperson Schultz, supported by Councilperson Maiani

RESOLVED by City Council that the communication from the City Engineer regarding the request to remove a tree from the public right of way at 2324 Electric is hereby received and placed on file, and further, Council concurs with the recommendation of the City Engineer to deny the request to remove the tree and directs the City Clerk to send a copy of this resolution to Mr. Herubin.

Motion carried.

YEAS: Councilpersons Calvin, DeSana, Maiani, Schultz

NAYS: Councilpersons Alderman, Sabuda

2020-235 DOWNTOWN WYANDOTTE SOCIAL DISTRICT

By Councilperson Schultz, supported by Councilperson Maiani

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. 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.

3. 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.

4. 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.

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

Motion carried.

YEAS: Councilpersons Alderman, Calvin, DeSana, Maiani, Schultz

NAYS: Councilpersons Sabuda

2020-236 RESPONSE TO COMPLAINT REGARDING 1544 MAPLE

By Councilperson Schultz, supported by Councilperson Maiani

RESOLVED by City Council that the communication from the City Engineer regarding the complaint about 1544 Maple Street is hereby received and placed on file with report back due to Council on the meeting held on December 21, 2020.

Motion carried.

YEAS: Councilpersons Alderman, Calvin, DeSana, Maiani, Schultz

NAYS: Councilpersons Sabuda

CALL TO THE PUBLIC

CONSENT AGENDA

2020-237 MINUTES

By Councilperson Schultz, supported by Councilperson Maiani

RESOLVED that the minutes of the meeting held under the dates of August 17, 2020, be approved as recorded, without objection.

Motion unanimously carried.

2020-238 PURCHASE OF 96 GALLON TRASH COLLECTION CARTS

By Councilperson Schultz, supported by Councilperson Maiani

RESOLVED that Council concurs with the recommendation of the City Engineer to purchase 144 96-gallon trash collection carts from Cascade Engineering, Grand Rapids, Michigan, approved by Council as a Sole Source Provider, in the amount of \$6,298.56.56 from Account No. 290-448-850-540. Each cart shall be black with the City of Wyandotte's logo, a serial number stamped on the cart, and include a standard ten (10) year warranty; AND

BE IT FURTHER RESOLVED that the City Engineer is authorized to purchase additional 96 gallon trash collection carts from Cascade Engineering as needed with approval to be made thru submittal to "bills and accounts".

Motion unanimously carried.

NEW BUSINESS**2020-239 HIRING: FULL TIME CIVIL COURT CLERK – S. RICE**

By Councilperson Schultz, supported by Councilperson Maiani

RESOLVED that Council acknowledges receipt of the communication from the City Administrator regarding the Full-Time Civil Clerk position at the 27th District Court and

CONCURS with the recommendation and hereby declares the position vacant and authorizes the filling of such vacancy and

FURTHER, RESOLVED BY THE CITY COUNCIL that the Council approves the hiring of Shannon Rice as Civil Clerk at Level 25A.

Motion unanimously carried.

2020-240 100 MAPLE STREET – NEZ CERTIFICATE APPLICATION

By Councilperson Schultz, supported by Councilperson Maiani

WHEREAS, the City Council of the City of Wyandotte established a Neighborhood Enterprise Zone on August 3, 2009, including the subject property, as required under PA 147 of 1992, after a public hearing held on June 15, 2009; and

WHEREAS, the applicant, Ron Thomas, Rise Above Ventures, is not delinquent on any taxes related to the facility; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Wyandotte that the application is approved and a Neighborhood Enterprise Zone Rehabilitated Facility Exemption for the residential portion of property located on the second floors of the buildings at 3056 – 1st Street and 3058 – 1st Street, Wyandotte, Michigan, is hereby granted for a period of 15 years, with the effective date of the Exemption Certificate to be determined by the applicant at the time of completion (either the year of completion or the year before completion), pursuant to the provisions of PA 147 of 1992, as amended.

Motion unanimously carried.

2020-241 BID FILE #4789: NEW HVAC ROOFTOP UNIT AT DPS BUILDING

By Councilperson Schultz, supported by Councilperson Maiani

BE IT RESOLVED that Council concurs with the recommendation of the City Engineer to accept the bid for Bid File #4789 for the furnishing and installation of a HVAC Rooftop Unit at the Department of Public Services building from Stuart Mechanical, Auburn Hills, Michigan, in the amount of \$8,710.00, which shall be paid from Account No. 101-448-750-270 Building Maintenance, and further, all bid bonds shall be returned to bidders..

Motion unanimously carried.

2020-242 PLANNED DEV. APP – 136 & 141 GOODELL & VACANT 1203 2ND ST.

By Councilperson Schultz, supported by Councilperson Maiani

BE IT RESOLVED that the PD Planned Development Application submitted by Salvatore Vitale for the property at 136 Goodell, 141 Goddell and Vacant 1203 2nd Street is hereby referred to the Planning Commission for the required public hearing.

Motion unanimously carried.

2020-243 ALLEY VACATION – 1254 2ND ST.

By Councilperson Schultz, supported by Councilperson Maiani

RESOLVED by the City Council that it is necessary for the improvement of vacant land at 1238 2nd Street and it is deemed advisable to vacate the following land as a public alley in the City of Wyandotte, Wayne County, MI, more particularly described as:

Part of the eighteen (18) foot wide alley west of 2nd Street and north of Felice, more particularly described as that part of the alley abutting Lots 15 and 16 of Antoine Labadie's Sub as recorded in Liber 31 of Plats, Page 11, Wayne County Records.

RESOLVED FURTHER, that this Council will meet on September 28, 2020, at 7:30 pm, in the Council Chambers of the Wyandotte City Hall, 3200 Biddle Avenue, in said City, to hear objections to the proposed vacation of said described land as a public alley.

RESOLVED FURTHER, that the City Clerk shall give notice of such meeting, with a copy of this resolution, in a newspaper published and circulating in said City, in accordance with the provisions of the City Charter.

FURTHER, the Neighborhood Service Coordinator is authorized to prepare a purchase agreement for Lot 156.

Motion unanimously carried.

ESTABLISH PERMIT & FEES FOR SMALL CELL WIRELESS FACILITIES

This item was removed by the City Engineer prior to the start of the meeting.

2020-244 FINAL READING #1492: CH. 4 AMENDMENT RELATIVE TO CHICKENS

By Councilperson Schultz, supported by Councilperson Maiani

AN ORDINANCE ENTITLED**AN ORDINANCE TO AMEND CHAPTER 4 ANIMALS AND FOWL,****ARTICLE I. IN GENERAL SECTION 4-2 DEFINITIONS AND****ARTICLE II. ANIMALS SECTION 4-15 GENERAL PROHIBITION AGAINST KEEPING
OF THE WYANDOTTE CODE OF ORDINANCE****THE CITY OF WYANDOTTE ORDAINS:****Section 1. Purpose and Intent.**

It is determined necessary for the health, safety and welfare of the City to adopt this article regulating fowl in the City of Wyandotte.

Section 2. Amendment to Article I. In General, Sec. 4-2 Definitions shall be amended to add the following definition:

Fowl means chickens, roosters, ducks, turkeys, pheasants, goose, quail, grouse, partridge and pigeons but excludes the following indoor birds: parrot, canary, finch, cockatiel, and parakeet.

Section 3. Amendment to Article II. Animals, Sec. 4-15 General Prohibition Against Keeping shall be amended to read the following:

Sec. 4-15 General Prohibition Against Keeping

It shall be unlawful for any person to keep, within five hundred (500) feet of any dwelling, street, alley, or public place any animal, bird, or fowl (except parrot, canary, finch, cockatiel and parakeet if kept indoors as commonly kept or housed as household pets). Fowl shall not be considered household pets and are subject to the restrictions of this section.

Section 4. Severability.

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

Section 5. 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, 3200 Biddle Avenue, Wyandotte, Michigan.

Motion unanimously carried.

FINAL READING #1493: ZONING ORD. AMENDMENT – SMALL CELL WIRELESS

This item was removed by the City Engineer prior to the start of the meeting.

FINAL READING #1494: CREATE CH. 34 – SMALL CELL WIRELESS

This item was removed by the City Engineer prior to the start of the meeting.

2020-245 FIRST READING #1495: CH. 4 AMENDMENT RELATIVE TO BIRD FEEDERS

By Councilperson Schultz, supported by Councilperson Maiani

BE IT RESOLVED that the first reading of Ordinance #1495 regarding bird feeders shall be held on August 31, 2020.

Motion unanimously carried.

2020-246 BILLS & ACCOUNTS

By Councilperson Schultz, supported by Councilperson Maiani

RESOLVED that the total bills and accounts of \$1,332,222.39 as presented by the Mayor Pro Tempore and City Clerk are hereby APPROVED for payment.

Motion unanimously carried.

REPORTS & MINUTES


Beautification Commission	08/12/2020
Cultural and Historical Commission	6/11/2020
Fire Commission	7/28/2020
Police Commission	8/25/2020
Retirement Commission	8/21/20
TIFA/BRDA	8/18/2020
Zoning Board of Appeals and Adjustment	08/05/2020

REMARKS OF THE MAYOR, COUNCIL, & ELECTED OFFICIALS**ADJOURNMENT****2020-247 ADJOURNMENT**

By Councilperson Schultz, supported by Councilperson Maiani

RESOLVED, that this regular meeting of the Wyandotte City Council be adjourned at 8:00 p.m.

Motion unanimously carried.



Lawrence S. Stec, City Clerk