

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, using the Zoom Audio platform, on Monday, October 12, 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

- Reconstruction of a Public Alley and Creation of a Special Assessment District
 - *1 comment received in person (Zoom participant); Zero objections received in writing*
- Vacation of a Public Alley – W. of 2nd St. & N. of Felice
 - *Zero comments received in person or in writing*

UNFINISHED BUSINESS

2020-302 RESPONSE TO COMMUNICATION FROM MR. LARRY LOKUTA

By Councilperson Maiani, supported by Councilperson Calvin

RESOLVED by City Council that the communications from Mr. Larry Lokuta, the City Attorney and the City Engineer regarding the balcony at 427 Biddle Avenue, Unit 11 are hereby received and placed on file, and further, the request for a meeting to discuss this issue is denied, and, Council directs the City Clerk to send a copy of this resolution and attachments to the North Shore Club.

Motion unanimously carried.

2020-303 RESPONSE TO COMM. FROM MR. TYLER HUTCHISON – HOLY COW!

By Councilperson Maiani, supported by Councilperson Calvin

RESOLVED by City Council that the communication from the City Attorney, Police Chief and the City Engineer regarding the installation of a barrier along the east line of Electric Street south of Ford Avenue is hereby received and placed on file.

Motion unanimously carried.

CALL TO THE PUBLIC

CONSENT AGENDA

2020-304 MINUTES

By Councilperson Maiani, supported by Councilperson Calvin

RESOLVED that the minutes of the meeting held under the dates of September 28, 2020, be approved as recorded, without objection.

Motion unanimously carried.

2020-305 TRAFFIC CONTROL ORDER 2020-3

By Councilperson Maiani, supported by Councilperson Calvin

BE IT RESOLVED that the Council concurs with the recommendation of Chief Zalewski as set forth in Traffic Control Order 2020-3 for the installation of "Handicap Signs" at 2283 10th St., Wyandotte, MI. BE IT FURTHER RESOLVED that the Department of Public Service be directed to install the signs and the City Clerk be authorized to sign the order.

Motion unanimously carried.

2020-306 LEAF COLLECTION SCHEDULE 2020

By Councilperson Maiani, supported by Councilperson Calvin

RESOLVED BY THE MAYOR PRO TEMPORE AND COUNCIL, that the communication from the City Engineer regarding the 2020 Leaf Collection Service in the City of Wyandotte is hereby received and placed on file; and, that Council authorizes the City Clerk to publish said schedule in the Wyandotte News Herald, and, that the City request residents to avoid parking on the street during their week of leaf collection.

Motion unanimously carried.

2020-307 PD PLANNED DEVELOPMENT APPLICATION – 231 OAK ST.

By Councilperson Maiani, supported by Councilperson Calvin

BE IT RESOLVED that the PD Planned Development Application submitted by Michigan Legacy Credit Union for the property at 231 Oak Street is hereby referred to the Planning Commission for the required public hearing.

Motion unanimously carried.

NEW BUSINESS**2020-308 CITIZEN COMMUNICATION – J. MIX-THIBAUT**

By Councilperson Maiani, supported by Councilperson Calvin

BE IT RESOLVED that the communication from Julie Ann Mix-Thibault, Ph. D. has been received and shall be placed in the public hearing file relevant to the Reconfiguration of Maple Street, scheduled for October 26, 2020.

Motion unanimously carried.

2020-309 2020 HALLOWEEN TRICK-OR-TREAT

By Councilperson Maiani, supported by Councilperson Calvin

BE IT RESOLVED BY THE CITY COUNCIL that the Council concurs with the Chief of Police in recommending the 2020 Halloween "Trick or Treat" hours be established between 5:30 p.m. and 7:30 p.m. on Saturday, October 31st, 2020.

BE IT FURTHER RESOLVED that the Council approve the additional recommendations for Halloween 2020 due to the COVID-19 pandemic.

Motion unanimously carried.

2020-310 MLCC REDEVELOPMENT LIQUOR LICENSE – PRIME 166

By Councilperson Maiani, supported by Councilperson Calvin

WHEREAS, the City of Wyandotte established a Downtown Development Authority ("DDA") within the City of Wyandotte, pursuant to the recodified Tax Increment Financing Act, PA 57 of 2018, Part 2, Section 125.4201 et. seq. and MCL 125.1651 to 125.1681;

WHEREAS, the DDA is located as set forth on the attached map;

WHEREAS, Prime 166, LLC, doing business The W and Oak Barrel located at 166 Oak, Units 1, 2, and 3, Wyandotte, which address is located in the DDA, has or will apply to the Michigan Liquor Control Commission for approval of an on-premise liquor license pursuant to MCL 1521(a)(1)(b), commonly known as a Redevelopment License; and

WHEREAS, Prime 166, LLC meets the eligibility requirements for license issuance under MCL 436.1521a(1)(b).

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Wyandotte City Council that Prime 166, LLC is approved for licensure pursuant to MCL 1521(a)(1)(b), for a new Class C license and SDM license with Sunday Sales (AM/PM) Permit, Dance Permit, Entertainment Permit, and One Additional Bar Permit to be located at 166 Oak, Units 1, 2 and 3, Wyandotte, which address is in the DDA, and further recommends that this application be considered for approval by the Michigan Liquor Control Commission.

Motion unanimously carried.

2020-311 MLCC REDEVELOPMENT LIQUOR LICENSE – TACO SPOT

By Councilperson Maiani, supported by Councilperson Calvin

WHEREAS, the City of Wyandotte established a Downtown Development Authority (“DDA”) within the City of Wyandotte, pursuant to the recodified Tax Increment Financing Act, PA 57 of 2018, Part 2, Section 125.4201 et. seq. and MCL 125.1651 to 125.1681;

WHEREAS, the DDA is located as set forth on the attached map;

WHEREAS, The Taco Spot, LLC, doing business The Taco Spot located at 166 Oak, Units 4,

Wyandotte, which address is located in the DDA, has or will apply to the Michigan Liquor Control Commission for approval of an on-premise liquor license pursuant to MCL 1521(a)(1)(b), commonly known as a Redevelopment License; and

WHEREAS, The Taco Spot, LLC meets the eligibility requirements for license issuance under MCL 436.1521a(1)(b).

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Wyandotte City Council that The Taco Spot, LLC is approved for licensure pursuant to MCL 1521(a)(1)(b), for a new Class C license and SDM license with Sunday Sales (AM/PM) Permit 166 Oak, Units 4, Wyandotte, which address is in the DDA, and further recommends that this application be considered for approval by the Michigan Liquor Control Commission.

Motion unanimously carried.

2020-312 SALE & REDEVELOPMENT OF 3131-3149 BIDDLE (FORMER CITY HALL)

By Councilperson Maiani, supported by Councilperson Calvin

WHEREAS, the City of Wyandotte has a strong desire to sell and redevelop the former City Hall site at 3131-3149 Biddle Avenue and the adjacent Parking Lot #4.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council hereby approve the "Right of Entry and Access Agreement" for the former City Hall site at 3131 Biddle Avenue with Rise Above Ventures and authorize Mayor and City Clerk to sign the Agreement.

Motion unanimously carried.

2020-313 SALE OF FORMER 3367 12TH STREET

By Councilperson Maiani, supported by Councilperson Calvin

BE IT RESOLVED that Council concurs with the recommendation of the City Engineer regarding the sale of 22.5 feet of the former 3367 12th Street, Wyandotte; AND

BE IT RESOLVED that Council accepts the offer from Lisa Hall, 3361 12th Street, to acquire the 22.5 feet of the former 3367 12th Street for the amount of \$1,125.00; 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.

2020-314 BID AWARD: FILE #4791 – 2021 TREE CUTTING AND TRIMMING

By Councilperson Maiani, supported by Councilperson Calvin

BE IT RESOLVED that Council concurs with the recommendation of the City Engineer and accepts the bid from G's Trees, Inc., Lincoln Park, Michigan, for File #4791 - 2021 Tree Cutting, Tree Trimming and Stump Removal, in the amount of \$50,650.00, to be funded from Accounts No. 492-200-850-528 Tree Maintenance,

101-448-825-481, Parks - Tree, Stump Removal, and 101-448-825-482, Site Improvement - BASF Park., as being the best bid received meeting specifications, and further, authorizes the Mayor Pro Tempore and City Clerk to sign said contract.

Motion unanimously carried.

2020-315 RECONSTRUCTION OF A PUBLIC ALLEY AND CREATION OF SAD#945

By Councilperson Maiani, supported by Councilperson Calvin

WHEREAS, it has been determined by this Council to be advisable and necessary to grade and pave the alley hereinafter described, in the City of Wyandotte, and to pay all or a part of the cost thereof by special assessment on the lots, parts of lots, and parcels of land abutting thereon as well as benefiting therefrom, excepting from said assessment, the improvement expense attributable to alley and street intersection, City-owned land, owner occupied single family dwellings, owner occupied multi-family rental dwellings will be assessed in that proportion that the property is used for purposes other than that of the owner occupying same in comparison to the total assessable portion of the entire property, and other property not assessable by law, the expense of which, together with any improvement expenses remaining after the aforesaid assessment, shall be defrayed from the General Fund of the City; and WHEREAS, the time and place having been fixed for the hearing of objections to the proposed grading and paving of the following alley in the City of Wyandotte, and to pay part of the cost thereof, to-wit: The twenty (20) foot wide public alley south of Oak Street, from 2nd Street to Public Parking Lot 11, abutting:

Lot 1 thru Lot 3, both inclusive, the west twenty five (25) feet of Lot 4, the west twenty eight (28) feet of Lot 11, and Lots 12 thru Lot 14, both inclusive, Block 70, Plat of Part of Wyandotte in the Township of Ecorse (now City of Wyandotte), Wayne County, Mich., being part of Fractional Sections 28, 32 and 33, and part of Section 29, in T. 3 S., R. 11 E., as recorded in Liber 57 of Plats, Page 5, Wayne County Records.

WHEREAS, due notice of said hearing having been given by first class mail in accordance with the statute in such case made and provided; and said hearing having taken place in accordance with said notice as mailed, and 0 objections having been brought to the attention of this Council; and

WHEREAS, after such hearing this Council, still being of the opinion that said improvement is advisable and necessary, and that it is still deemed advisable and necessary to proceed with said grading and paving,

NOW, THEREFORE, BE IT RESOLVED, that the maps, plans and diagrams of said alley improvement and of the special assessment district as hereinafter described to pay part of the cost thereof as evidenced by the Engineer's estimate for such construction accepted by this Council, be approved and confirmed and the improvement constructed accordingly;

Lot 1 thru Lot 3, both inclusive, the west twenty five (25) feet of Lot 4, the west twenty eight (28) feet of Lot 11, and Lots 12 thru Lot 14, both inclusive, Block 70, Plat of Part of Wyandotte in the Township of Ecorse (now City of Wyandotte), Wayne County, Mich., being part of Fractional Sections 28, 32 and 33, and part of Section 29, in T. 3 S., R. 11 E., as recorded in Liber 57 of Plats, Page 5, Wayne County Records.

RESOLVED FURTHER that said district be and hereby is designated as follows:

Special Assessment District Number #945.

RESOLVED FURTHER, that the City Assessor is directed to prepare an assessment roll pursuant to the City Charter requirements.

AND BE IT FURTHER RESOLVED that each assessment levied against real property will be due in full upon any transfer in any matter of property.

Motion unanimously carried.

2020-316 VACATION OF A PUBLIC ALLEY – W. OF 2ND AND N. OF FELICE

By Councilperson Maiani, supported by Councilperson Calvin

RESOLVED BY THE CITY COUNCIL OF THE CITY OF WYANDOTTE

WHEREAS, this Council by resolution has deemed it advisable and necessary for the health, welfare, comfort and safety of the people of the City of Wyandotte, to vacate the hereinafter described land in the City of Wyandotte, County of Wayne, State of Michigan, as a public alley, more particularly described as: Part of the eighteen (18) foot wide alley west of 2nd Street and North of Felice Street, more particularly

described as that part of the alley abutting Lots 15 and Lot 16, Antoine Labadie's Subd'n of Part of Section 20, T. 3 S., R. 11 E., Village of Ford (now City of Wyandotte), Wayne Co Michigan, as recorded in Liber 31 of Plats, Page 11, Wayne County Records, and, the east 80.58' of Lot 156, "Assessor's Wyandotte Plat No 8" of Part of Fractional Section 20, T 3 S., R. 11 E., City of Wyandotte, Wayne Co., Michigan, as recorded in Liber 65 of Plats, Page 35, Wayne County Records.

WHEREAS, due notice has been given of the hearing of objections to said vacation; and

WHEREAS, said hearing having taken place in accordance with such notice, and 1 objections having been offered, and this Council still being of the opinion that said vacation and is advisable; now, therefore,

BE IT RESOLVED that the above described alley shall be and the same is hereby declared VACATED as a public alley, reserving to the City of Wyandotte, a Municipal Corporation of the State of Michigan, its successors and assigns forever and in perpetuity from the date hereof, an easement on, over, under, across, and within the eighteen (18) foot right-of-way of the above described alley for the purpose of constructing, operating, maintaining and repairing existing and future public utilities, sewers and drains, and that said City of Wyandotte, its contractors, employees, agents successors, assigns and lessees shall at all times have free ingress to and egress from said alley right-of-way, to construct, operate, maintain and repair said existing and future utility lines of every nature, and sewers and drains.

BE IT FURTHER RESOLVED that there is hereby reserved to the Michigan Bell Telephone Company, its successors and assigns, an easement on, over, under, across and within said eighteen (18) foot wide right-of-way for the purpose of constructing, erecting, operating, maintaining, and repairing its existing and future telephone communication system consisting of poles, lines, wires, cables and apparatus; and that said Michigan Bell Telephone Company, its contractors, employees, agents, successors and assigns shall at all times have full ingress to and egress from said eighteen (18) foot wide right-of-way for said purpose.

BE IT FURTHER RESOLVED that no structures, or any article or thing whatsoever shall be constructed or maintained on, over, under, across, or within the eighteen (18) foot right-of-way of the above described alley except the erection of fences by the abutting property owners and that in the exercise of the easement and ingress and egress rights heretofore reserved herein said City of Wyandotte shall not be liable for any injury or damage to, or disturbance of, nor shall it have any duty to pay for or replace, any animate or inanimate improvement on, over, under, across, or within said eighteen (18) foot right-of-way.

Motion unanimously carried.

2020-317 BILLS & ACCOUNTS

By Councilperson Maiani, supported by Councilperson Calvin

RESOLVED that the total bills and accounts of \$8,361,920.81 as presented by the Mayor Pro Tempore and City Clerk are hereby **APPROVED** for payment.


Motion unanimously carried.

REPORTS & MINUTES

Cultural and Historical Commission	08/2020
Police Commission	09/22/2020
Retirement Commission	09/18/2020
WMS Commission	09/09/2020

REMARKS OF THE MAYOR, COUNCIL, & ELECTED OFFICIALS**ADJOURNMENT****2020-318 ADJOURNMENT**

By Councilperson Maiani, supported by Councilperson Calvin
RESOLVED, that this regular meeting of the Wyandotte City Council be adjourned at 8:12 p.m.
Motion unanimously carried.



Lawrence S. Stec, City Clerk