

CITY OF WYANDOTTE
REGULAR CITY COUNCIL MEETING

A Regular Session of the Wyandotte City Council was held in Council Chambers, on Monday, February 25, 2019, and was called to order at 7:00pm with Honorable Mayor Joseph R. Peterson presiding.

The meeting began with the Pledge of Allegiance (led by Cub Scout pack #1770), followed by roll call.

Present: Councilpersons Robert Alderman, Christopher Calvin, Robert DeSana, Megan Maiani, Leonard Sabuda, and Donald Schultz

Absent: Theodore Galeski, City Assessor

Also Present: Todd Browning, City Treasurer; William Look, City Attorney; Mark Kowalewski, City Engineer; and Lawrence Stec, City Clerk

PRESENTATION

PRESENTATION OF PETITIONS

PUBLIC HEARINGS

UNFINISHED BUSINESS

CALL TO THE PUBLIC

CONSENT AGENDA

2019-60 CONSENT AGENDA APPROVALS

By Councilperson DeSana, supported by Councilperson Maiani

BE IT RESOLVED that the following items on the consent agenda be approved:

1. Approval of Council Meeting Minutes – February 11, 2019
2. Special Event Applications:
 - a. Henry Ford Wyandotte Hospital Wellness Wednesdays
 - b. Wyandotte Jaycees Easter Egg Hunt
 - c. WSAF/City of Wyandotte Official Artwork Agreement
 - d. WSAF Lemonade Stand Agreement
 - e. WSAF Beverage Area Manager Contract
 - f. WSAF Rental Contract – Symon Rental
 - g. WOW 360 Events – August & September 2019
3. Traffic Control Order 2019-01: 414 Sycamore

Motion unanimously carried.

2019-61 MINUTES

By Councilperson DeSana, supported by Councilperson Maiani

RESOLVED that the minutes of the meeting held under the date of February 11, 2019, be approved as amended.

Motion unanimously carried.

2019-62 HFWH WELLNESS WEDNESDAYS

By Councilperson DeSana, supported by Councilperson Maiani

BE IT RESOLVED that Council Concurs with the recommendation of the Special Event Coordinator to approve the use of city property, including Arrowhead Pavilion, for the Henry Ford Wyandotte Hospital

Wellness Wednesday events to be held from June to September on the following dates from 6:30 to 7:30 pm:

- June Dates:
 - June 5, 2019
 - June 12, 2019
 - June 19, 2019
 - June 26, 2019
- July Dates:
 - July 17, 2019
 - July 24, 2019
 - July 31, 2019
- August Dates:
 - August 7, 2019
 - August 14, 2019
 - August 21, 2019
 - August 28, 2019
- September Dates:
 - September 4, 2019
 - September 11, 2019
 - September 18, 2019
 - September 25, 2019

BE IT FURTHER RESOLVED that Henry Ford Wyandotte Hospital will comply with the following:

- If there are any costs for any city staff/material/property for said event, HFWH will be responsible for those fees no later than 14 days after said event date.
- Any tents on the street or sidewalk must be weighted (no stakes are allowed to be used to anchor tents) to prevent collapse.
- The HFWH will be responsible for clean up (glass, spills, broken items, etc.) before, during, and after the event.
- Any requests made after this event is reviewed and approved by Council will be evaluated by the Special Events Coordinator and necessary Department Heads for consideration of approval.

BE IT FURTHER RESOLVED that HFWH must add the City of Wyandotte as additional insured to their insurance policy and sign a hold harmless agreement as prepared by the Department of Legal Affairs.

Motion unanimously carried.

2019-63 JAYCEES EASTER EGG HUNT

By Councilperson DeSana, supported by Councilperson Maiani

WHEREAS the Wyandotte Jaycees have requested permission to use Bishop Park and any surrounding city sidewalks, streets, and/or property necessary, with permission to include bounce houses and a food vendor placed on site, for the Wyandotte Jaycees Easter Egg Hunt event to be held on April 20, 2019, from 9AM – 3PM.

BE IT RESOLVED that Council concurs with the recommendation of the Special Event Coordinator to approve the use of Bishop Park for the Wyandotte Jaycees Easter Egg Hunt.

BE IT FURTHER RESOLVED that the Wyandotte Jaycees will comply with the following:

- That any costs, overtime or otherwise, for any city staff/material/property for said event will be the responsibility of the Wyandotte Jaycees.
- Any tents on the street or sidewalk must be weighted (no stakes are allowed to be used to anchor tents) to prevent collapse.
- The Wyandotte Jaycees will be responsible for clean up (glass, spills, broken items, etc.) before, during, and after the event.
- Any requests made after this letter is reviewed and approved will be evaluated by the Special Events Coordinator and necessary Department Heads for approval/denial.

BE IT FURTHER RESOLVED that the Wyandotte Jaycees must add the City of Wyandotte as additional insured to their insurance policy and sign a hold harmless agreement as prepared by the Department of Legal Affairs.

Motion unanimously carried.

2019-64 WSAF/WYANDOTTE OFFICIAL ARTWORK AGREEMENT

By Councilperson DeSana, supported by Councilperson Maiani

WHEREAS the Special Events Coordinator has requested to contract the services of Connie Lustig for the Wyandotte Street Art Fair 2019 as well as many other posters, logos, marketing material and artwork for the city of Wyandotte and special events.

WHEREAS said services will consist of the following event, time and cost:

Wyandotte Street Art Fair: \$1,000 – 285-225-925-860

Various special event expense accounts – including Third Friday Promotions

BE IT RESOLVED that Council concurs with the Special Events Coordinator to approve the contract with Connie Lustig for the 2019 WSAF with funds to be paid from the WSAF Expense Account 285-225-925-860 and various event expense accounts for additional artwork/logos/etc.; AND

BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby directed to execute said contract on behalf of the City of Wyandotte.

Motion unanimously carried.

2019-65 WSAF LEMONADE STAND AGREEMENT

By Councilperson DeSana, supported by Councilperson Maiani

BE IT RESOLVED that Council Concurs with the recommendation of the Special Event Coordinator to approve the contract between the City of Wyandotte and Lori's Festive Catering to provide & supply five lemonade stands at the Wyandotte Street Art Fair, July 10th – 13th, 2019.

BE IT FURTHER RESOLVED that the vendor's certificate of insurance and hold harmless will be submitted by June 1, 2019, pending approval of this contract.

Motion unanimously carried.

2019-66 WSAF BEVERAGE AREA MANAGER CONTRACT

By Councilperson DeSana, supported by Councilperson Maiani

BE IT RESOLVED that Council concurs with the recommendation of the Special Event Coordinator to approve the 2019 Beer Area Agreement between the City of Wyandotte and the Wyandotte Jaycees for the oversight and management of the Riverfront Entertainment Area and the additional beverage area in the vicinity of Maple and Biddle Avenue during the 2018 Wyandotte Street Art Fair from July 10-13, 2019, with set up on July 8, 2019, at a time yet to be determined.

BE IT FURTHER RESOLVED that the Wyandotte Jaycees organization will be responsible for distributing beer and other beverages to the public for the four days of the fair, accepting and disposing of tickets, opening and closing beer areas, set up of both areas before the fair, participating in training offered by the beer distributor, applying for the Liquor License, working with a volunteer group that will be responsible for ticket taking during the fair, coordinating with the Wyandotte Street Art Fair Committee and Staff before/during and after the fair, and any and all other duties/payments/costs outlined in the 2019 Beer Area Agreement.

BE IT FURTHER RESOLVED that the Beer Area Agreement includes a Hold Harmless agreement to be signed by the President or other authorized official of the group and that Mayor and City Clerk are authorized to execute said agreement upon acceptance and signature of the Wyandotte Jaycees representative.

Motion unanimously carried.

2019-67 WSAF RENTAL CONTRACT – SYMON RENTAL

By Councilperson DeSana, supported by Councilperson Maiani

WHEREAS Symon Rental will provide various tents, tables, and other items for the 2019 Wyandotte Street Art Fair to be held July 10-13, 2019.

BE IT RESOLVED that Council approves the contract between the City of Wyandotte and Symon Rental to provide rentals for the 2019 Wyandotte Street Art Fair in the amount of \$2,885.00 to be paid from the WSAF Expense account #285-225-925-730-860.

BE IT FURTHER RESOLVED that Council authorizes the Mayor and City Clerk to sign said contract.

Motion unanimously carried.

2019-68 WOW 360 EVENTS – AUGUST & SEPTEMBER 2019

By Councilperson DeSana, supported by Councilperson Maiani

BE IT RESOLVED by the City Council that Council Concurs with the recommendation of the Special Event Coordinator to approve the use of city sidewalks, streets and property for the events to be held by WOW 360 on the following dates:

- Wine Crawl: August 16th, 2019 - 6-11 pm
 - Access to the Grass Lot, Elm Street between CVS & Biddle, First street between Oak and Maple and Maple Street between Biddle and Second Street.
 - 4' chain link fence and / or bike rack fencing to go around the event space. Set up on Friday at 9a.m.
 - “No Parking on Friday signs to be placed on Elm Street between CVS & Biddle, Frist street between Oak and Maple and Maple Street between Biddle and Second Street. Thursday, August 15.
 - Electrical is needed (more details to follow closer to the event)
 - Trash Cans – an ample supply of lined trash cans to be placed in the event area.
 - City stage delivered on Friday morning.
 - Dumpster to be placed in the lot on Oak & First.
 - No other events are to take place within the approved footprint without written permission from WOW 360 and the Special Events Office.
 - 35 - 8 ft tables to be delivered to the grass lot on Friday no later than 10 am.
 - Use of Gator and / or golf carts
- Fire and Flannel Fest: September 27th – 29th, 2019
- Friday 5p.m. – 11 p.m. / Saturday 12 p.m. – 11 p.m. / Sunday 12 – 6 p.m.
 - Access to the west side of the City Hall Parking Lot on Monday, Sept 23 – Monday, Sept 30 to park Elliot Amusement housing trailers.
 - Access to the Yack Arena Parking Lot Monday, Sept 23 – Monday, Sept 30 to park Elliot Amusement rides. (set up on Monday – Thursday) Ride inspections on Friday morning.
 - Sycamore to be closed between 3rd and 2nd Street –Monday, Sept 30 to park Elliot Amusement to house the rides. Spaces near the Yack will be reserved for Yack parking. (see map)
 - Sycamore to be closed between 2nd and Biddle Friday – Sunday.
 - Maple between 3rd and 2nd to be closed Thursday, Sept 26 at 12 noon til Sunday, Sept 29 at 12 midnight. *Soft Close at Maple and 3rd, hard close after the Fire Stations driveway. This will allow emergency trucks to have access during the festival.
 - 2nd Street to be closed from Maple to Sycamore Thursday, Sept 26 at 12 noon til Sunday, Sept 29 at 12 midnight. Maple will be left open, for right turns onto 2nd Street.
 - Access to the parking lot off Maple & 2nd Street - Thursday, Sept 26 at 8 a.m. til Sunday, Sept 29 at 12 midnight.
 - City stage to be place in the parking lot at Maple and 2nd.
 - Alcohol sales will be contained in the parking lot with security and fence.
 - A 40 x 100 tent will be placed in the lot.
 - Port a johns will be placed throughout the event.
 - “No Parking” Signs to be placed the day before each closure listed above.
 - Access to water
 - Access to city power
 - Generator will be placed in the parking lot for stage power.
 - Use locking fence, bike rack and / or barricades to block in liquor permitted area.
 - Stage to be delivered on Thursday, Sept 26 at 9 a.m. and picked up on Sunday or Monday morning.
 - Trash Cans – an ample supply of lined trash cans throughout the event area.
 - Use of Gator and / or golf carts (3 total)

- Dumpster to be placed in the event footprint, location TBD until closer to the event.
- No other events are to take place within the approved footprint without written permission from WOW 360 and the Special Events Office.

BE IT FURTHER RESOLVED that WOW 360 will comply with the following:

- If there are any costs for any city staff/material/property for said event, WOW 360 will be responsible for those fees no later than 30 days after said event date.
- Any tents on the street or sidewalk must be weighted (no stakes are allowed to be used to anchor tents) to prevent collapse.
- The WOW 360 will be responsible for clean up (glass, spills, broken items, etc.) before, during, and after the event.
- Any requests made after this event is reviewed and approved by Council will be evaluated by the Special Events Coordinator and necessary Department Heads for consideration of approval.

BE IT FURTHER RESOLVED that the WOW 360 must add the City of Wyandotte as additional insured to their insurance policy and sign a hold harmless agreement as prepared by the Department of Legal Affairs.

Motion unanimously carried.

2019-69 TRAFFIC CONTROL ORDER 2019-01

By Councilperson DeSana, supported by Councilperson Maiani

BE IT RESOLVED that Council concurs with the recommendation of Deputy Chief Hamilton as set forth in Traffic Control Order 2019-01 for the installation of “Handicap Parking” signs at 414 Sycamore.

BE IT FURTHER RESOLVED that the Department of Public Service be directed to install said signs and the City Clerk be authorized to sign said order.

Motion unanimously carried.

NEW BUSINESS

2019-70 CIVIL SERVICE COMMISSION APPOINTMENT – B. KUHN

By Councilperson DeSana, supported by Councilperson Maiani

BE IT RESOLVED that Council hereby accepts the resignation of George Lovell from the Civil Service Commission and thanks him for his service; AND

BE IT FURTHER RESOLVED that Council receives and places on file the appointment of Mr. Brian Kuhn as Secretary and Commissioner-At-Large of the Civil Service Commission, as appointed by the 2 current commissioners, to fill the unexpired term of Commissioner Lovell with the term to expire on April 19, 2021.

Motion unanimously carried.

2019-71 APPOINTMENT OF FIRE CHIEF

By Councilperson DeSana, supported by Councilperson Maiani

RESOLVED BY THE CITY COUNCIL that Council acknowledges receipt of the communication from the Mayor Peterson and John Harris, President of Police and Fire Commission, regarding the appointment of Daniel Wright to Fire Chief, are received and placed on file; AND

BE IT FURTHER RESOLVED that Council concurs in the recommendations as set forth in these communications to name Daniel Wright as Fire Chief in the City of Wyandotte with a starting salary at the Fire Chief Class Code E (\$84,718.40 annually); AND

BE IT FURTHER RESOLVED, that the Mayor and City Council thanks Jeffrey Carley for his many years of dedicated service to the City of Wyandotte.

Motion unanimously carried.

YEAS: Councilpersons Alderman, Calvin, DeSana, Maiani, Sabuda, Schultz, and Mayor Peterson

NAYS: None

2019-72 SAD #944 – 2018 SIDEWALK PROGRAM ASSESSMENTS

By Councilperson DeSana, supported by Councilperson Maiani

RESOLVED that Council concurs with the recommendation of the City Engineer in directing the City Clerk to schedule a Special Assessment Hearing for Special Assessment District #944.

BE IT ALSO RESOLVED that Council adopts the following criteria for replacing sidewalks:

- 1) Any sidewalks, driveway approaches and service walks within the city right-of-way with a trip hazard of 1" or more.
- 2) Excessive cracking or cracks separating and leaving voids.
- 3) Excessive pitting or deterioration.
- 4) Drainage problems causing ponding of water and ice.
- 5) Any obstruction in the right-of-way such as posts, fence, etc.
- 6) Any improper repairs to the above criteria. The only acceptable repairs shall be:
 - a. Removal and replacement.
 - b. Concrete leveling.

Motion unanimously carried.

2019-73 SALE OF FORMER 733-737 PINE

By Councilperson DeSana, supported by Councilperson Maiani

BE IT RESOLVED that the communication from the City Engineer and City Assessor regarding the City owned property located at former 733-737 Pine 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 733-737 Pine to Giovanni and AnnMarie Giammalva in the amount of \$10,000.00; AND

BE IT FURTHER RESOLVED that if the Purchaser(s), Giovanni and AnnMarie Giammalva do not undertake development within six (6) months from time of closing and complete construction within one (1) year 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 and City Clerk are hereby authorized to execute the Offer to Purchase Real Estate for the property known as former 733-737 Pine, between Giovanni and AnnMarie Giammalva and the City of Wyandotte for \$10,000 as presented to Council.

Motion unanimously carried.

2019-74 SALE OF FORMER 831 ANTOINE

By Councilperson DeSana, supported by Councilperson Maiani

BE IT RESOLVED that the communication from the City Engineer regarding the City owned property located at former 831 Antoine 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 831 Antoine to Dorchester Custom Homes, LLC, Helen Walker in the amount of \$10,000.00; AND

BE IT FURTHER RESOLVED that if the Purchaser(s), Dorchester Custom Homes, LLC, does not undertake development within six (6) months from time of closing and complete construction within one (1) year will result in Seller's right to repurchase property including any improvements for Eight Thousand (\$8,000.00) Dollars. A condition will be placed on the Deed that will include this contingency;

NOW THEREFORE, BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized to execute the Offer to Purchase Real Estate for the property known as former 831 Antoine, between Dorchester Custom Homes, LLC and the City of Wyandotte for \$10,000 as presented to Council.

Motion unanimously carried.

2019-75 SALE OF FORMER 1598 CORA

By Councilperson DeSana, supported by Councilperson Maiani

RESOLVED that the communication from the City Engineer regarding the City owned property located at former 1598 Cora 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 1598 Cora to Dorchester Custom Homes, LLC, Helen Walker in the amount of \$10,000.00; AND

BE IT FURTHER RESOLVED that if the Purchaser(s), Dorchester Custom Homes, LLC, does not undertake development within six (6) months from time of closing and complete construction within one (1) year will result in Seller's right to repurchase property including any improvements for Eight Thousand (\$8,000.00) Dollars. A condition will be placed on the Deed that will include this contingency;

NOW THEREFORE, BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized to execute the Offer to Purchase Real Estate for the property known as former 1598 Cora, between Dorchester Custom Homes, LLC and the City of Wyandotte for \$10,000 as presented to Council.

Motion unanimously carried.

2019-76 NEZ APPLICATION – 743 PINE

By Councilperson DeSana, supported by Councilperson Maiani

WHEREAS per a resolution adopted by the Wyandotte City Council on December 7, 1992, it is the policy of the City of Wyandotte to offer 12-year tax abatements for new single family construction in Neighborhood Enterprise Zones within the City of Wyandotte; and

WHEREAS the former 733-745 Pine is within the City of Wyandotte's Neighborhood Enterprise Zone #2 adopted on December 7, 1992;

NOW THEREFORE BE IT RESOLVED by the City Council that Council CONCURS with the recommendation of City Engineer as set forth in his communication of November 12, 2018, that the City of Wyandotte will approve a 12-year Neighborhood Enterprise Zone Exemption Certificate for the proposed redevelopment at former 733-745 Pine now known as 743 Pine, subject to the proper application materials being submitted to the City and the project's compliance with the Neighborhood Enterprise Zone Act, Act 147 of 1992, as amended; AND

WHEREAS the City Clerk and the City Assessor are hereby authorized to execute said applications for a 12-year Neighborhood Enterprise Zone Certificate.

Motion unanimously carried.

2019-77 RAT CONTROL CONTRACT RENEWAL – ADVANTAGE PEST CONTROL

By Councilperson DeSana, supported by Councilperson Maiani

BE IT RESOLVED that Council concurs with the recommendation of the City Engineer to extend the contract with Advantage Pest Control for the amount of \$ 40,192.88 from account no. 590-200-926-310; AND

BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized to execute the necessary Amendment to the existing Contract as part of Bid File # 4653 as presented to City Council.

Motion unanimously carried.

2019-78 2018 LAWN CUTTING SERVICES CONTRACT AMENDMENT (#4726)

By Councilperson DeSana, supported by Councilperson Maiani

BE IT RESOLVED that Council hereby concurs in the recommendation of the City Engineer to amend the 2018 Grass Cutting Services, File #4726, Contract with R.F.C. Inc., doing business as U.S. Lawns of Livonia to include the 2019 Grass Cutting Services for property maintenance and Memorial Park as set forth in the Amendment to Contract for this work; AND

BE IT RESOLVED THAT the work will be funded from the 2019 budget year TIFA Property Maintenance account #492-200-850-520 (\$60,192.00) and Memorial Grass Cutting account #101-448-825-480 (\$10,752.00); AND

BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized to sign said Amendment.

Motion unanimously carried.

2019-79 FINAL READING #1469: MANDATORY SCHOOL ATTENDANCE/EDU. NEGLECT
By Councilperson DeSana, supported by Councilperson Maiani

AN ORDINANCE ENTITLED
AN ORDINANCE TO AMEND SEC. 25-10.1 “MANDATORY SCHOOL
ATTENDANCE AND EDUCATIONAL NEGLECT” OF THE CODE OF
ORDINANCES OF THE CITY OF WYANDOTTE

The City of Wyandotte ordains:

Section 1. **Amendment of Sec. 25-10.1 “Mandatory school attendance and educational neglect”.**

SEC. 25-10.1 Mandatory school attendance and educational neglect.

- a) This section shall be known as and may be cited as the “Mandatory School Attendance and Educational Neglect Ordinance” of the City of Wyandotte.
- b) Every parent, guardian, or other person in the City of Wyandotte having control and charge of a child from the age of six (6) to the child’s sixteenth birthday, shall send that child to school during the entire school year. The child’s attendance shall be continuous and consecutive for the school year fixed by the school district in which the child is enrolled. A child becoming six (6) years of age before December 1 shall be enrolled on the first school day of the school year in which the child’s sixth birthday occurs.
- c) No person having the care, custody, or control of a child who is required to be enrolled in, or is enrolled in school, shall fail to properly supervise or care for such child where such failure of supervision or care, causes the child to:
 1. Fail to attend school regularly, consecutively, or on time at the start of the school day, unless valid excuse is provided, according to the attendance policy of the school district, or
 2. Have continued discipline, misconduct, or inappropriate behavior of said child at school, or
 3. Have continued violations of the adopted school student codes of conduct by the child.

If a person is responsible for (1), (2), and/or (3) above, said person shall be presumed to be in violation of this section, and where such a person as defined above, shall fail to participate in, or comply with, the corrective measures adopted by the school district for the attendance, discipline, misconduct, behavior or student code of conduct of the child, shall be a failure to properly supervise or care for such child.

- d) The superintendent of schools in the City of Wyandotte, his or her designated attendance officer, or other law enforcement officer, shall investigate each case when notified by a teacher, principal, assistant principal, school officer, or other person, of a violation of subsection (c). If the child complained of is not exempt from public school attendance under state law, the superintendent of schools in the city, his or her designated attendance officer, or other law enforcement officer shall proceed immediately in the manner provided in this section.

1. The superintendent of schools in the city, his or her designated attendance officer, or other law enforcement officer, may notify in writing, the parent/guardian in person, or by certified mail, to come to the school or to a place designated at a specified time to discuss the child, as well as requiring the child appear at the school the next regular school day following the receipt of notice, and to continue in regular and consecutive attendance in school. Proof of service of the required notice shall be retained by the

superintendent of schools in the city or his or her designated attendance officer, or other law enforcement official, who shall notify the appropriate school officials in case of failure on the part of the parent/guardian to comply with the notice, or,

2. If after a conference with a parent/guardian that has care, control, or custody of a child, has not resulted in compliance of subsection (c).
 - e) The superintendent of schools in the city, his or her designated attendance officer, or other law enforcement officer, after giving the formal notice in person, or by mail as prescribed in subsection (d), shall determine whether the parent/guardian has complied with subsection (c). The superintendent of schools in the city, his or her designated attendance officer, or other law enforcement officer, shall ticket or make a complaint against the parent/guardian having the legal care, custody, or control of the child who fails to comply to the court having jurisdiction in the city. The court shall proceed to hear and determine it in the same manner as is provided for other cases under its jurisdiction.
 - f) All school personnel, principals, assistant principals, administrators, and teachers shall give assistance and furnish information to aid the superintendent of schools in the city or his or her designee in the performance of their official duties under this section.

A parent or guardian who fails to comply with any provision of this section is responsible for a municipal civil infraction punishable by a fine up to two hundred and fifty (\$250.00) dollars together with court costs. Any parent or guardian who is found to have failed to comply with any provisions of this section on more than one (1) occasion is guilty of a misdemeanor punishable by a fine, not to exceed five hundred (\$500.00) dollars and/or imprisonment not to exceed ninety (90) days, together with court costs.

Section 2. **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 3. **Effective Date.**

This Ordinance shall take effect fifteen (15) days from the date of its passage by the Wyandotte City Council and the Ordinance or its summary shall be published in a newspaper generally circulated in the City of Wyandotte within ten (10) days after adoption. A copy of this Ordinance may be inspected or obtained at the City of Wyandotte Clerk's Office, 3200 Biddle Avenue, Wyandotte, Michigan.

Motion unanimously carried.

2019-80 FINAL READING #1470: SCHOOL TRUANCY PROHIBITED

By Councilperson DeSana, supported by Councilperson Maiani

AN ORDINANCE ENTITLED
AN ORDINANCE TO AMEND SEC. 25-10.2
“SCHOOL TRUANCY PROHIBITED” OF THE CODE
OF ORDINANCES OF THE CITY OF WYANDOTTE

The City of Wyandotte ordains:

Section 1. **Amendment of Sec. 25-10.2 “School Truancy Prohibited”.**

SEC. 25-10.2 School Truancy Prohibited.

- a) Except as otherwise provided in subsection (c) below, it shall be unlawful for any person under the age of seventeen (17) years of age to be absent from school during regularly scheduled hours in the city, or to have excessive tardies to school and/or classes during scheduled school hours.
- b) A person who violates subsection (a) shall be liable for a municipal civil infraction, punishable by a fine of not more than two hundred fifty (\$250.00) dollars.
- c) Subsection (a) does not apply to the following:

1. Those persons who have written permission from the school principal or his designee to be absent.
 2. Those persons who are going to or from a scheduled doctor's or dentist appointment.
 3. Those persons attending personal business or emergency situations, such as but not limited to, weddings, funerals and the like.
 4. Those persons attending school sponsored activities and sporting events in which they are directly involved.
- d) This section may be enforced by the Wyandotte police department and school attendance officer, provided, however, that all appearance tickets or citations written in violation of this section shall be coordinated through the Wyandotte police department.

Section 2. 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 3. Effective Date.

This Ordinance shall take effect fifteen (15) days from the date of its passage by the Wyandotte City Council and the Ordinance or its summary shall be published in a newspaper generally circulated in the City of Wyandotte within ten (10) days after adoption. A copy of this Ordinance may be inspected or obtained at the City of Wyandotte Clerk's Office, 3200 Biddle Avenue, Wyandotte, Michigan.

Motion unanimously carried.

2019-81 FINAL READING #1471: PROHIBITED CONDUCT

By Councilperson DeSana, supported by Councilperson Maiani

AN ORDINANCE ENTITLED
AN ORDINANCE TO AMEND SEC. 25-76.3
"PROHIBITED CONDUCT" OF THE CODE OF
ORDINANCES OF THE CITY OF WYANDOTTE

The City of Wyandotte ordains:

Section 1. Amendment of Sec. 25-76.3 "Prohibited Conduct".

SEC. 25-76.3 Prohibited Conduct.

- a) It shall be unlawful for any person under the age of twenty (20) to act in a violent, quarrelsome, loud, disorderly or destructive manner with the city.
- b) It shall be unlawful for any person under the age of twenty (20) to commit any act that disturbs, or annoys others, including, but not limited to any vulgar language, profanity, verbal harassment, or threatening behavior, or any act tending to cause a breach of peace within the city or to violate any provision of the Wyandotte Public Schools Student Code of Conduct.
- c) Any person violating either subsection (a) or (b) of this section shall be responsible for a municipal civil infraction subject to a fine not to exceed four hundred (\$400.00) dollars together with court costs and/or community service.
- d) In any case a person violates subsection (a) or (b) on school grounds or during school function(s), the superintendent of schools in the city, his or her designated attendance officer or law enforcement official may issue violation(s).
- e) Any person charged with violating this section under the age of seventeen (17) shall be accompanied to the district court hearing on said charges by their parent or legal guardian.

Section 2. 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 3. **Effective Date.**

This Ordinance shall take effect fifteen (15) days from the date of its passage by the Wyandotte City Council and the Ordinance or its summary shall be published in a newspaper generally circulated in the City of Wyandotte within ten (10) days after adoption. A copy of this Ordinance may be inspected or obtained at the City of Wyandotte Clerk's Office, 3200 Biddle Avenue, Wyandotte, Michigan.

Motion unanimously carried.

2019-82 FINAL READING #1472: E-CIGARETTE RESTRICTIONS

By Councilperson DeSana, supported by Councilperson Maiani

AN ORDINANCE ENTITLED

AN ORDINANCE TO ADOPT SEC. 25-21.1 "RESTRICTIONS FOR E-CIGARETTE (OR SIMILAR ITEMS) USE OR POSSESSION IN SCHOOLS AND BY MINORS" OF THE CODE OF ORDINANCES OF THE CITY OF WYANDOTTE

The City of Wyandotte ordains:

Section 1. **Adoption of Sec. 25-21.1**

SEC. 25-21.1 Restrictions for E-Cigarette (or similar items) use or possession in schools and by minors.

- A. No person under the age of eighteen (18) years of age may possess or use (including inhaling or exhaling) any of the following items upon school property (as defined in Sec. 25-21) or anywhere else within the City of Wyandotte:
 - a. Electronic nicotine delivery system (ends)
 - b. Electronic cigarette or electronic smoking device
 - c. E-Liquid, E-Juice, E-Wax
 - d. Vapes, vaporizers, vape pens
 - e. E-Pipes
 - f. Hookah, water pipe, or any other type of pipe
 - g. Any other similar type of item as described above that could be used for inhaling or exhaling, or vaping ingredients or contents including but not limited to nicotine, cannabis (THC), flavorings, propylene glycol, glycerin or any other ingredients.
- B. A person who is eighteen (18) years of age or older shall not use or possess any of the items listed in (A) above on school property except for:
 1. Those areas of school property that are outdoors, including but not limited to, an open area stadium during either of the following time periods:
 - a) Saturdays, Sundays, and other days on which there is no regularly scheduled classes or school activities, or;
 - b) After 6:00 p.m. on days which there are regularly scheduled school hours and activities.
- C. In the event any person possesses or uses any of the above items described in (A) above in violation of this ordinance, the item will be seized and forfeited to the City of Wyandotte.
- D. Any person who violates any provision of this ordinance is responsible for a municipal civil infraction subject to a fine of one hundred (\$100.00) dollars.
- E. This Ordinance may be enforced by the Wyandotte police department and for the violations on school property by the various school principals or their designees, school security police or school liaison or all attendance officers, provided, however, that all appearance tickets or citations written in violation of this section shall be coordinated through the Wyandotte police department.

Section 2. **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 3. Effective Date.

This Ordinance shall take effect fifteen (15) days from the date of its passage by the Wyandotte City Council and the Ordinance or its summary shall be published in a newspaper generally circulated in the City of Wyandotte within ten (10) days after adoption. A copy of this Ordinance may be inspected or obtained at the City of Wyandotte Clerk's Office, 3200 Biddle Avenue, Wyandotte, Michigan.

Motion unanimously carried.

BILLS & ACCOUNTS**2019-83 BILLS & ACCOUNTS**

By Councilperson DeSana, supported by Councilperson Maiani

RESOLVED that the total bills and accounts of \$5,058,116.55 as presented by the Mayor and City Clerk are hereby APPROVED for payment.

Motion unanimously carried.

REPORTS & MINUTES

Beautification Commission	January 9 & February 13, 2019
Cultural & Historical Commission	January 10, 2019
Fire Commission	January 8, 2019
Police Commission	January 8 & February 12, 2019
Municipal Service Commission	February 6, 2019
Recreation Commission	February 13, 2019
Retirement Commission	January 18, 2019

REMARKS OF THE MAYOR, COUNCIL, & ELECTED OFFICIALS


None

ADJOURNMENT**2019-84 ADJOURNMENT**

By Councilperson DeSana, supported by Councilperson Maiani

RESOLVED, that this regular meeting of the Wyandotte City Council be adjourned at 7:50 p.m.

Motion unanimously carried.



Lawrence S. Stec, City Clerk