

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 Wayne County Local Public Health Department “Guidance for Meetings of Governmental Bodies” and PA228 of 2020, using the Zoom Audio platform, on Monday, April 25, 2022, and was called to order at 7:00pm with Honorable Mayor Robert A. DeSana presiding.

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

Present: Mayor Robert A. DeSana, Councilpersons Robert Alderman, Christopher Calvin, Kaylyn Crayne, Todd Hanna, Rosemary Shuryan, Kelly Stec

ABSENT: City Treasurer, Todd Browning

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

PRESENTATIONS

PRESENTATION OF PETITIONS

PUBLIC HEARINGS

UNFINISHED BUSINESS

2022-127 TREE REMOVAL REQUEST – 555 POPLAR

By Councilperson Stec, supported by Councilperson Shuryan

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 555 Poplar Street is hereby received and placed on file. FURTHER, the City Council determines that cutting the tree down is advisable and the abutting property owner is authorized to remove the tree from the public right of way subject to:

1. Planting FOUR (4) replacement trees from the City’s list of approved trees and at locations approved by the City. The replacement trees shall be a minimum of 2.5-inch diameter at breast height, and the sum of the replacement trees' diameter at breast height shall equal the diameter at breast height of the tree being removed. The cost of planting replacement trees shall be borne by the property owner authorized to remove a tree. The authorized property owner shall provide a one (1) year warranty for the replacement trees.

2. Once the new trees are planted, the authorized property owner shall obtain a tree cutting permit from the Department of Engineering and Building. Approval of the permit will require the execution of a Hold Harmless Agreement. The removal of the tree shall be by the abutting property owner at their expense. The tree shall be removed in accordance with the City of Wyandotte Tree Cutting and Stump Removal Specifications.

FURTHER, the Engineering Department shall coordinate the process with the property owner.

YEAS: Councilpersons Calvin, Crayne, Shuryan, Stec

NAYS: Councilpersons Alderman, Hanna

CALL TO THE PUBLIC

CONSENT AGENDA

2022-128 MINUTES

By Councilperson Stec, supported by Councilperson Shuryan

RESOLVED that the minutes of the meetings held under the date of April 11, 2022, be approved as recorded, without objection.

Motion unanimously carried.

2022-129 2022 WYANDOTTE ROWING REGATTAS

By Councilperson Stec, supported by Councilperson Shuryan

BE IT RESOLVED that Council approves the Special Event Applications from the Wyandotte Boat Club for their regattas to be held April 30th 2022 and May 7th 2022. Below are the road closures they are requesting:

April 30th 2022: Hebda Cup 6 am to 5 pm

BASF Waterfront Park

Biddle Avenue from Pine to Plum Street

May 7th 2022: WY-HI Rowing Regatta 6 am to 6 pm

BASF Waterfront Park

Biddle Avenue from Pine to Plum Street

If the case of bad weather, the events will run the following days. The Chief of Police, Fire Chief and Superintendent of the Department of Public Service have reviewed this application/event and approved with the recommendation the organization signs a hold harmless agreement as well as add the City of Wyandotte as additional insured.

Motion unanimously carried.

2022-130 SOCIAL DISTRICT PERMIT APPLICATIONS – FRANK’S & IRON GATE

By Councilperson Stec, supported by Councilperson Shuryan

WHEREAS, Pursuant to the Public Act 124 of 2020, as amended, the City of Wyandotte has established the Wyandotte Social District and Commons Area; and

WHEREAS, the following establishments/licensees located within said Social District and Commons Area have submitted applications for Social District Permits;

Frank's Pizza: 3144 Biddle Avenue

The Iron Gate: 3019 Biddle Avenue

WHEREAS, said Act provides that the City Council shall review and approve the Social District Permit Applications prior to the licensee's submitting their Social District Permit Applications to the State of Michigan Liquor Control Commission (MLCC);

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council hereby approve the two Social District Permit Applications as presented and BE IT FURTHER RESOLVED that the Mayor and City Council hereby authorize the City Clerk to complete the Local Governmental Unit Approval Forms for the Social District Permit Application and submit the completed applications to the Michigan Liquor Control Commission.

Motion unanimously carried.

NEW BUSINESS**2022-131 VFW POST 1136 POPPY SALE REQUEST 2022**

By Councilperson Stec, supported by Councilperson Shuryan

WHEREAS Brian Martin, Post Commander, has requested on behalf of VFW Post 1136 for permission to hold their annual poppy sale on May 5-7, 2022, to raise funds to continue their work of providing for needy veterans in the City of Wyandotte and State of Michigan.

WHEREAS, the fundraising event will consist of soliciting donations from motorists stopped at traffic signals at the intersections of Fort & Ford Ave., Eureka and Fort, Biddle & Oak, Biddle & Eureka, and the entrance of the Wyandotte Post Office by persons wearing vests that clearly identify the VFW.

BE IT RESOLVED that Council permits the VFW Post 1136 to solicit donations as part of the Poppy Sale, provided the organization complies with all regulations set forth in PA 112 of 2017, including the submission of a Liability Insurance Certificate in the amount of \$500,000, and signs a Hold Harmless Agreement as prepared by the Department of Legal Affairs.

Motion unanimously carried.

2022-132 SEAWAY BOAT CLUB FEE WAIVER REQUEST

By Councilperson Stec, supported by Councilperson Shuryan
 BE IT RESOLVED by City Council that the request of Seaway Boat Club to waive the Outdoor Cafe License Fee is denied.
 Motion unanimously carried.

2022-133 CITIZEN COMMUNICATION – B. SCHULTZ, ALLEY ENCROACHMENT

By Councilperson Stec, supported by Councilperson Shuryan
 BE IT RESOLVED that the City Council hereby grants permission to the property owner to retain the encroachment at 2346 21st and refers Mr. Schultz to the Engineering Department to obtain a Hold Harmless Agreement and Grant of License.
 Motion unanimously carried.

2022-134 TREE REMOVAL REQUEST – 1738 13TH

By Councilperson Stec, supported by Councilperson Shuryan
 BE IT RESOLVED that the communication from Mr. Tasselmyer regarding the removal of a tree at 1738 13th Street is hereby referred to the City Engineer for research and report back at the May 23 meeting of the City Council.
 BE IT FURTHER RESOLVED that the Council has scheduled a study session for May 9, 2022, at 6:30PM to review the city's tree removal/replacement policy.
 Motion unanimously carried.

2022-135 APPOINTMENT TO BEAUTIFICATION COMMISSION – J. BROOKSHIRE

By Councilperson Stec, supported by Councilperson Shuryan
 WHEREAS, Andrea Fuller has completed her term on the Beautification Commission in April 2021 and did not seek reappointment; and
 WHEREAS, the Mayor and City Council thank Andrea for her service;
 BE IT RESOLVED, that the City Council hereby CONCURS with Mayor DeSana's recommendation to appoint Joanna Brookshire of 1256 5th St., Wyandotte, MI 48192 to the Beautification Commission. Term to expire April 2024.
 Motion unanimously carried.

2022-136 APPOINTMENT TO BEAUTIFICATION COMMISSION – J. BLACKMORE

By Councilperson Stec, supported by Councilperson Shuryan
 WHEREAS, Patricia Iacopelli has fulfilled her term on the Beautification Commission and is not seeking reappointment; and
 WHEREAS, the Mayor and City Council thank Patricia for her years of service;
 BE IT RESOLVED, that the City Council hereby CONCURS with Mayor DeSana's recommendation to appoint Jacqueline Blackmore of 3421 18th St., Wyandotte, MI 48192 to the Beautification Commission. Term to expire April 2025.
 Motion unanimously carried.

2022-137 CHARTER AMENDMENT – OPERATING MILLAGE

By Councilperson Stec, supported by Councilperson Shuryan
**RESOLUTION PROPOSING CHARTER AMENDMENT TO INCREASE
 CHARTER TAX RATE LIMITATION FOR GENERAL OPERATING PURPOSES**
 City of Wyandotte, County of Wayne
 State of Michigan

At the regular meeting of the City Council of the City of Wyandotte, County of Wayne, State of Michigan, held on the 25th day of April, 2022, in the Council Chambers at the City Hall, 3200 Biddle Avenue, Wyandotte, Michigan, at 7:00 o'clock p.m., Eastern Daylight Time.

BE IT RESOLVED, by the City Council of the City of Wyandotte, Michigan, as follows:

1. The City Council by at least a three-fifths votes of its members-elect, pursuant to the authority granted by Act 279, Public Acts of Michigan, 1909, as amended, proposes that Section 5 of Chapter XIII of the City Charter of the City of Wyandotte, shall be amended to read as follows:

Chapter XIII. Finance and Taxation

Section 5. The aggregate amount which the council may raise by general tax upon the taxable real and personal property in the city for the purpose of defraying the general expenses and liabilities of the corporation, and for all purposes for which the several general funds mentioned in section 4 of this chapter are constituted (exclusive of taxes for schools and schoolhouse purposes) shall not, except as herein otherwise provided, exceed in one year, one and one-fourth (1 ¼) per cent, provided that the council may also raise such further money annually, not exceeding three (3) mills on the dollar of the assessed valuation of the property in the city as may be necessary to provide an interest and sinking fund to pay the funded debts of the city and interest thereon. In addition, the city shall levy an ad valorem tax in an amount of .175 of one per cent (1.75 mills) on the dollar of the assessed valuation of all such real and personal property in the city for a period of three (3) years, from 2011 through 2013, for general operating purposes of the City. In addition, the city shall levy an ad valorem tax in an amount of three tenths (.30) of one per cent (3 mills) on the dollar of the assessed valuation of all such real and personal property in the city for a period of five (5) years, from 2014 through 2018, for general operating purposes of the City. In addition, the City shall levy an ad valorem tax in an amount of three tenths (.30) of one per cent (3 mills) on the dollar of the assessed valuation of all such real and personal property in the City for a period of five (5) years, from 2019 through 2023, for general operating purposes of the City. In addition, the city shall levy an ad valorem tax in an amount of three tenths (.30) of one percent (3 mills) on the dollar of the assessed valuation of all such real and personal property in the city commencing in the 2024 fiscal year on a permanent basis.

The existing Section 5 of Chapter XIII of the City Charter of the City of Wyandotte to be altered by such proposal, if adopted, now reads as follows:

Chapter XIII. Finance and Taxation

Section 5. The aggregate amount which the council may raise by general tax upon the taxable real and personal property in the city for the purpose of defraying the general expenses and liabilities of the corporation, and for all purposes for which the several general funds mentioned in section 4 of this chapter are constituted (exclusive of taxes for schools and schoolhouse purposes) shall not, except as herein otherwise provided, exceed in one year, one and one-fourth (1 ¼) per cent, provided that the council may also raise such further money annually, not exceeding three (3) mills on the dollar of the assessed valuation of the property in the city as may be necessary to provide an interest and sinking fund to pay the funded debts of the city and interest thereon. In addition, the city shall levy an ad valorem tax in an amount of .175 of one per cent (1.75 mills) on the dollar of the assessed valuation of all such real and personal property in the city for a period of three (3) years, from 2011 through 2013, for general operating purposes of the City. In addition, the City shall levy an ad valorem tax in an amount of three tenths (.30) of one per cent (3 mills) on the dollar of the assessed valuation of all such real and personal property in the City for a period of five (5) years, from 2014 through 2018, for general operating purposes of the City. In addition, the city shall levy an ad valorem tax in an amount of three tenths (.30) of one percent (3 mills) on the dollar of the assessed valuation of all such real and personal property in the city for a period of five (5) years, from 2019 through 2023, for general operating purposes of the city.

2. The proposed amendment to Section 5 of Chapter XIII shall be submitted to the electors in the following form:

WYANDOTTE CITY CHARTER AMENDMENT FOR OPERATING MILLAGE

Shall Section 5 of Chapter XIII of the City Charter of the City of Wyandotte be amended to require the levy of an ad valorem tax in an amount of three tenths of one percent of the assessed value (3 mills) commencing fiscal year 2024 on a permanent basis, on all real and personal property subject to taxation in the city as new additional millage for the purpose of providing additional funds for general operating purposes? It is estimated that 3.0 mills would raise approximately \$1,781,000.00 when first levied in 2024.

YES

NO

3. The City Clerk shall transmit copies of the proposed amendment of Section 5 of Chapter XIII of the City Charter to the Governor of the State of Michigan for approval and transmit a copy of the foregoing statement of purpose of the proposed amendment to the Attorney General of the State of Michigan for approval, as required by law.
4. The proposed charter amendment of Section 5 of Chapter XIII shall be, and the same is hereby ordered to be, submitted to the qualified electors of this City at a election to be held in the City of Wyandotte, the 8th day of November, 2022, and the City Clerk is hereby directed to give notice of the election and notice of registration thereof in the manner prescribed by law and to do all things and to provide all supplies necessary to submit the charter amendment to the vote of the electors as required by law.
5. The proposed amendment of Section 5 of Chapter XIII shall be published in full together with the existing charter provision altered or abrogated thereby as part of the notice of election.
6. The canvass and determination of votes of said question shall be made in accordance with the laws of the State of Michigan and the City Charter of the City of Wyandotte.
7. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

Motion unanimously carried.

YEAS: Councilpersons Alderman, Calvin, Crayne, Hanna, Shuryan, Stec and Mayor DeSana

NAYS: None

2022-138 TRAFFIC CONTROL ORDER 2022-1

By Councilperson Stec, supported by Councilperson Shuryan

BE IT RESOLVED that Council concurs with the recommendation of Chief Zalewski as set forth in Traffic Control Order 2022-1 for the installation of "Handicap Parking" signs at 842 Chestnut Street, Wyandotte, MI 48192.

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.

2022-139 PURCHASE OF POLICE VEHICLES

By Councilperson Stec, supported by Councilperson Shuryan

BE IT RESOLVED BY THE CITY COUNCIL that the Council concurs with the Chief of Police to purchase (2) 2022 Chevrolet Police Tahoes from Berger Chevrolet of Grand Rapids for the amount of \$77,944.00.

BE IT FURTHER RESOLVED BY THE CITY COUNCIL that these expenditures will be paid from the Capital Improvement Vehicle account of 402-301-850-530.

Motion unanimously carried.

2022-140 WPD PURCHASE OF ELECTRONIC CITATION PRINTERS

By Councilperson Stec, supported by Councilperson Shuryan

BE IT RESOLVED BY THE CITY COUNCIL that the City Council concurs with the Chief of Police to purchase (20) Brother RJ-4200 Electronic Citation printers and supporting hardware from Tyler Technologies in the amount of \$15,780.00, and that this expenditure will be paid from police department account #101-000-257-069, Civil Reimbursement-Police Equipment.

Motion unanimously carried.

2022-141 2021 SIDEWALK PROGRAM SPECIAL ASSESSMENT DIST. PHASE 1

By Councilperson Stec, supported by Councilperson Shuryan

BE IT RESOLVED that Council concurs with the recommendation of the City Engineer and directs the City Clerk to schedule a Special Assessment Hearing relative to the 2021 Sidewalk Repairs.

Motion unanimously carried.

2022-142 ALLEY VACATION BETWEEN CHERRY & PLUM, WEST OF 3RD

By Councilperson Stec, supported by Councilperson Shuryan

RESOLVED BY THE CITY COUNCIL OF THE CITY OF WYANDOTTE.

That it is a necessary public improvement for the health, welfare, comfort and safety of the People of the City of Wyandotte, and is deemed advisable to vacate with easement the twenty (20) foot wide public alley between Cherry Street and Plum Street west of 3rd Street in the City of Wyandotte, Wayne County, Michigan, more particularly described as:

The north south alley abutting the south 40 feet of Lot 4, the north 40 feet of Lot 7, and a triangular portion beginning at a point on the SW corner of Lot 7, then north 10 feet, then west 10 feet to the centerline of the alley, then SE at a 45° angle to the point of beginning, of the Subdivision of Blocks No. 110 and 131, Block 110, City of Wyandotte, as recorded in Liber 1, Page 309, Wayne County Records.

RESOLVED FURTHER, that this Council will meet on **Monday, May 23, 2022**, at 7:00 p.m., in the Council Chambers of Wyandotte City Hall, 3200 Biddle Avenue, in said City, to hear objections to the proposed vacating 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.

Motion unanimously carried.

2022-143 FINAL READING #1524: REZONING OF 240 ANTOINE

By Councilperson Stec, supported by Councilperson Shuryan

AN ORDINANCE ENTITLED

AN ORDINANCE TO AMEND THE CITY OF WYANDOTTE ZONING ORDINANCE TO REZONE THE PROPERTY KNOWN AS 240 ANTOINE FROM TWO FAMILY RESIDENTIAL DISTRICT (RT) 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:

Lots 5 to 9 including also Vacated Alley 18 feet wide adjacent to Lots 5 and 6 also Vacated Alley 18 feet wide adjacent to Westerly line of Lots 6 and 7 Antoine Labadie's Subdivision.
Tax ID #: 57-007-03-0005-000

Commonly Known As: 240 Antoine, Wyandotte, MI 48192

be and is hereby rezoned from Two Family Residential District (RT) 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. 301

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.

2022-144 BILLS & ACCOUNTS

By Councilperson Stec, supported by Councilperson Shuryan

RESOLVED that the total bills and accounts of \$ 1,640,108.01 as presented by the Mayor and City Clerk are hereby APPROVED for payment.

Motion unanimously carried.

REPORTS & MINUTES

Board of Review	March 2022
Brownfield Redevelopment Authority	04/19/2022
Civil Service Commission	04/13/2022
Cultural & Historical Commission	03/10/2022 (w/ Finance Report)
Fire Commission	03/22/2022
Retirement Commission	03/18/2022
Tax Increment Finance Authority	04/19/2022
WMS Commission	04/06/2022
Zoning Board	03/02/2022

REMARKS OF THE MAYOR, COUNCIL, & ELECTED OFFICIALS

ADJOURNMENT

2022-145 ADJOURNMENT

By Councilperson Stec, supported by Councilperson Shuryan

RESOLVED, that this regular meeting of the Wyandotte City Council be adjourned at 8:02 p.m.

Motion unanimously carried.



Lawrence S. Stec, City Clerk