

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, November 6, 2023, 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, Kaylyn Crayne, Christopher Calvin, Todd Hanna, Rosemary Shuryan, Kelly Stec

ABSENT: Theodore Galeski, City Assessor

Also Present: Todd Browning, City Treasurer; William R. Look, City Attorney; Jesus Plasencia, City Engineer; and Lawrence Stec, City Clerk

PRESENTATIONS

- Proclamation – National American Indian Heritage Month

PRESENTATION OF PETITIONS

PUBLIC HEARING

UNFINISHED BUSINESS

CALL TO THE PUBLIC

CONSENT AGENDA

2023-330 MINUTES

By Councilperson Crayne, supported by Councilperson Alderman

RESOLVED that the minutes of the meeting held under the date of November 6, 2023, be approved as recorded without objection.

Motion unanimously carried.

2023-331 ANNUAL WAYNE COUNTY RIGHT OF WAY PERMITS

By Councilperson Crayne, supported by Councilperson Alderman

WHEREAS, the City of Wyandotte (hereinafter the “Community”) periodically applies to the County of Wayne Department of Public Services, Engineering Division Permit Office (hereinafter the “County”) for permits to conduct emergency repairs, annual maintenance work, and for other purposes on local and County roads located entirely within the boundaries of the Community, as needed from time to time to maintain the roads in a condition reasonably safe and convenient for public travel;

WHEREAS, pursuant to Act 51 of 1951, being MCL 247.651 et seq., the County permits and regulates such activities noted above and related temporary road closures;

NOW THEREFORE, BE IT RESOLVED, in consideration of the County granting such permit (hereinafter the “Permit”), the Community agrees and resolves that:

Any work performed for the Community by a contractor or subcontractor will be solely as a contractor for the Community and not as a contractor or agent of the County. Any claims by any contractor or subcontractor will be the sole responsibility of the Community. The County shall not be subject to any obligations or liabilities by vendors and contractors of the Community, or their subcontractors.

The Community shall take no unlawful action or conduct, which arises either directly or indirectly out of its obligations, responsibilities, and duties under the Permit which results in claims being asserted against or judgment being imposed against the County, and all officers, agents and employees thereof pursuant to a maintenance contract. In the event that same occurs, for the purposes of the Permit, it will be considered a breach of the Permit thereby giving the County a right to seek and obtain any necessary relief or remedy, including, but not by way of limitation, a judgment for money damages.

With respect to any activities authorized by Permit, when the Community requires insurance on its own or its contractor's behalf, it shall also require that such policy include as named insured the County of Wayne and all officers, agents and employees thereof.

The incorporation by the County of this Resolution as part of a permit does not prevent the County from requiring additional performance security or insurance before issuance of a Permit.

This Resolution stipulates that the requesting Community shall, at no expense to Wayne County, provide necessary police supervision, establish detours and post all necessary signs and other traffic control devices in accordance with the Michigan Manual of Uniform Traffic Control Devices.

This Resolution stipulates that the requesting Community shall assume full responsibility for the cost of repairing damage done to the County Road during the period of road closure or partial closure.

This Resolution shall continue in force from the date of execution until cancelled by the Community or the County with no less than thirty (30) days prior written notice to the other party. It will not be cancelled or otherwise terminated by the Community with regard to any Permit which has already been issued or activity which has already been undertaken.

The Community stipulates that it agrees to the terms of the County of Wayne permit at the time a permit is signed by the Community's authorized representative.

BE IT FURTHER RESOLVED, that the following individual(s) are authorized in their official capacity as the Community's authorized representative to sign and so bind the Community to the provisions of any and all permits applied for to the County of Wayne, Department of Public Services Engineering Division Permit Office for necessary permits from time to time to work within County Road right-of-way or local roads on behalf of the Community.

Name	Title
Brian Zalewski	Police Chief
Paul LaManes	Municipal Services General Manager
Jesus Plasencia	City Engineer

Motion unanimously carried.

2023-332 SPECIAL EVENTS APPLICATION: WYANDOTTE BOAT CLUB

By Councilperson Crayne, supported by Councilperson Alderman

BE IT RESOLVED that the Council concurs with the recommendation of the Special Events Coordinator, Fire Chief, Police Chief and Recreation Superintendent to approve the use of city sidewalks and property for the Wyandotte Boat Club - Blitz in the Dotte held November 18th, 2023 from 8am-10am, provided the group adds the City of Wyandotte as additional insured to their insurance policy and sign a hold harmless agreement to be drafted by the Department of Legal Affairs.

Motion unanimously carried.

NEW BUSINESS

2023-333 EMERGENCY MEDICAL DISPATCH – POWERPHONE UPGRADE

By Councilperson Crayne, supported by Councilperson Alderman

BE IT RESOLVED that the council concurs with Deputy Chief Archie Hamilton to purchase the Total Response Plan offered by Powerphone at the cost of \$56,599.00 with an annual recurring cost of \$13,821.85.

FURTHER RESOLVED BY THE CITY COUNCIL that any expenditures for this purchase will be paid from the Downriver Central Dispatch line-item "Miscellaneous" account #101-302-925-790.

Motion unanimously carried.

2023-334 SMALL CLAIMS COURT REPRESENTATION DESIGNATION

By Councilperson Crayne, supported by Councilperson Alderman

BE IT RESOLVED that the City Administrator or his designee may authorize the appropriate person to represent the city in any small claims case.

Motion unanimously carried.

2023-335 DANGEROUS STRUCTURE AT 3612 19TH STREET

By Councilperson Crayne, supported by Councilperson Alderman

WHEREAS, hearings have been held in the Office of the City Engineer in the Department of Engineering and Building, 3200 Biddle Avenue, Wyandotte, Michigan on December 9, 2022, March 9, 2023, and October 18, 2023, and the property owner or other interested parties have been given opportunity to show cause, if any they had, why the structure at 3612 19th Street, has not been maintained, repaired or demolished in accordance with the City's Property Maintenance (PM) Ordinance; AND

WHEREAS, the Hearing Officer has filed a report of these findings with the Council;

NOW, THEREFORE BE IT RESOLVED, that the Council shall hold a public hearing in accordance with Section PM-107.7 in the Council Chambers at City Hall, 3200 Biddle Avenue, Wyandotte on Monday, November 20, 2023, at 7:00 p.m., at which time all interested parties shall have the opportunity to show cause why the structure has not been brought up to code or demolished or why the City should not have the structure demolished and removed at 3612 19th Street; AND

BE IT FURTHER RESOLVED that the City Clerk shall give notice of said hearing ten (10) days before the hearing by certified mail, return receipt requested, and first-class mail, in accordance with the provisions of Section PM-107.4 of the Property Maintenance Ordinance.

Motion unanimously carried.

2023-336 SALE OF FORMER 1251 6TH STREET

By Councilperson Crayne, supported by Councilperson Alderman

RESOLVED that the communication from the City Engineer regarding the City-owned property located at the former 1251 6th Street 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 the former 1251 6th Street to K.P. Home Solutions, LLC in the amount of \$10,000.00; AND

BE IT FURTHER RESOLVED that if the Purchaser(s), K.P. Home Solutions, LLC does not undertake development within six (6) months, or complete construction within one (1) year, it will result in the 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 RESOLVED that the Mayor and City Clerk are hereby authorized to execute the Offer to Purchase Real Estate for the property known as the former 1251 6th Street, between K.P. Home Solutions, LLC and the City of Wyandotte for \$10,000 as presented to the Council.

Motion unanimously carried.

2023-337 FINAL READING#1538: ORD. AMEND. – BEAUTIFICATION COMMISSION

By Councilperson Crayne, supported by Councilperson Alderman

Final Reading #1538

**AN ORDINANCE ENTITLED
AN ORDINANCE TO AMEND §30.003(B) “MEMBERS” OF THE
BEAUTIFICATION COMMISSION ORDINANCE
OF THE CITY OF WYANDOTTE CODE OF ORDINANCES**

THE CITY OF WYANDOTTE ORDAINS:

Section 1. Amendment of §30.003(B) “Members” to read as follows:

§30.003. Beautification Commission.

(B) Members. The City Beautification Commission shall be composed of no less than seven (7) members and no more than eleven (11) members, each of whom shall be residents of the city. Members shall be appointed by the Mayor, subject to the approval of the Council. The term of each member shall be three years and until his or her successor is appointed. Vacancies occurring otherwise than through the expiration of the terms shall be filled for the unexpired term by appointment by the Mayor, subject to the approval of the Council. The members shall serve without compensation; except that, they may be reimbursed for any actual expense paid in the performance of their duties.

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 of Wyandotte Clerk's Office, 3200 Biddle Avenue, Wyandotte, Michigan.

On the question, "SHALL THIS ORDINANCE NOW PASS?", the following vote was recorded:
Motion unanimously carried.

2023-338 FIRST & FINAL READING #1539: ORDINANCE AMEND. – TREES & VEG.

By Councilperson Crayne, supported by Councilperson Alderman
First & Final Reading #1539

**AN ORDINANCE ENTITLED
AN ORDINANCE TO AMEND CHAPTER 175 OF THE
CODE OF ORDINANCES "TREES AND VEGETATION" BY AMENDING
§175.005 "PLANTS IN PUBLIC WAYS GENERALLY"**

THE CITY OF WYANDOTTE ORDAINS:

Section 1. Amendment of §175.005 "Plants in Public Ways Generally" to read as follows:

§175.005. Plants in Public Ways Generally.

No person other than authorized city employees, shall plant or destroy any ornamental shade tree or shrub located in any public way unless authorized to do so in accordance with the rules and regulations promulgated by the Department of Building and Engineering.

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 immediate effect. This ordinance is deemed necessary for the immediate preservation of the public peace, property, health, safety and for providing for the usual daily operation of the City Engineers Office. A copy of the ordinance or a summary of this ordinance shall be published in a newspaper generally circulated in the City of Wyandotte within ten (10) days after adoption. Any summary shall designate the location in the city where a true copy of the ordinance can be inspected or obtained.

On the question, "SHALL THIS ORDINANCE NOW PASS?", the following vote was recorded:
Motion unanimously carried.

2023-339 BILLS & ACCOUNTS

By Councilperson Crayne, supported by Councilperson Alderman

RESOLVED that the total bills and accounts of \$1,859,905.65 as presented by the Mayor and City Clerk are hereby APPROVED for payment.

Motion unanimously carried.

REPORTS & MINUTES

Police Commission 10/10/2023

REMARKS OF THE MAYOR, COUNCIL, & ELECTED OFFICIALS


ADJOURNMENT

2023-340 ADJOURNMENT

By Councilperson Crayne, supported by Councilperson Alderman

RESOLVED, that this regular meeting of the Wyandotte City Council be adjourned at 7:20pm.

Motion unanimously carried.


Lawrence S. Stec, City Clerk