

CITY OF WYANDOTTE
REGULAR CITY COUNCIL MEETING

A Regular Session of the Wyandotte City Council was held in Council Chambers, on Monday, November 12, 2018, and was called to order at 7:00pm with Honorable Mayor Joseph R. Peterson presiding.

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

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

Absent: Councilpersons Robert Alderman & Robert DeSana and City Assessor Theodore Galeski

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

2018-463 CONSENT AGENDA APPROVALS

By Councilperson Calvin, supported by Councilperson Sabuda

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

1. Approval of Council Meeting Minutes – October 29, 2018
2. Holiday Performance Contract – Carey Ann’s Clown Caravan
3. Event Approvals:
 - a. 2019 Skip Clack Fishing Derby
 - b. 2019 Independence Day Parade
 - c. 2019 Wyandotte Street Art Fair
 - d. 2019 Christmas Parade & Tree Lighting
4. 2019 WSAF Zapplication Renewal Agreement

Motion unanimously carried.

2018-464 MINUTES

By Councilperson Calvin, supported by Councilperson Sabuda

RESOLVED that the minutes of the meeting held under the date of October 29, 2018, be approved as corrected.

Motion unanimously carried.

2018-465 HOLIDAY PERFORMANCE CONTRACT – CAREY ANN’S CLOWNS

By Councilperson Calvin, supported by Councilperson Sabuda

BE IT RESOLVED that Council concurs with the Special Event Coordinator to approve the contract for Carey Ann’s Clown Caravan for the 2018 Christmas Tree Lighting event on November 16th, 2018 from 5:30-7:30pm, with services to be provided for free in exchange for a waiver of booth rental fees at the 2018 Wyandotte Street Art Fair, 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.

2018-466 2019 SKIP CLACK FISHING DERBY APPROVAL

By Councilperson Calvin, supported by Councilperson Sabuda

BE IT RESOLVED that Council hereby approves the use of the Bishop Park fishing pier for the Annual Skip Clack Fishing Derby on Saturday, June 1, 2019, from 10am-12:30pm; AND

BE IT FURTHER RESOLVED that the Department of Public Service shall close the fishing pier to the general public from 9am-1pm on June 1, 2019.

BE IT FURTHER RESOLVED that funds in the amount of \$1,375.00 shall be paid from the Fishing Derby Expense Account (285-225-925-730).

Motion unanimously carried.

2018-467 2019 INDEPENDENCE DAY PARADE APPROVAL

By Councilperson Calvin, supported by Councilperson Sabuda

BE IT RESOLVED that Council approves the request of the Special Event Coordinator to close Biddle Avenue from Ford Ave. to Plum St. from 8:00AM-12:00PM for the City of Wyandotte Independence Day Parade scheduled for Thursday, July 4th, 2019; AND

BE IT FURTHER RESOLVED that the Chief of Police is hereby directed to apply to the Wayne County Office of Public Service for a road closure permit and is designated and authorized to sign said street closing permit document on behalf of the City of Wyandotte; AND

BE IT FURTHER RESOLVED that the Fire Chief is also hereby notified for the purposes of re-routing emergency vehicles on the day of the event; AND

BE IT FURTHER RESOLVED that the Department of Public Service is directed to place barriers and take appropriate action to comply with the above request.

Motion unanimously carried.

2018-468 2019 WYANDOTTE STREET ART FAIR APPROVAL

By Councilperson Schultz, supported by Councilperson Maiani

BE IT RESOLVED that Council approves the following road closures and city property usage for the 2019 Wyandotte Street Art Fair, July 10-13, 2019:

1. Permission to allow the city sidewalks listed below to be used during the Art Fair only:

- Biddle Avenue, Eureka to Chestnut Street
- Oak Street, Van Alstyne to Third Street
- Elm Street, Van Alstyne to Third Street
- Maple Street, Van Alstyne to Third Street
- Sycamore Street, Van Alstyne to Third Street
- Eureka Road, Van Alstyne to Third Street
- First Street, Oak to Maple

Further, this permission should extend only to those merchants who have been issued a permit. They are not authorized to sub-contract their space. This policy will be enforced by the Wyandotte Police Department under Ordinance 32-1.

2. Permission for the use of First Street from Oak to Maple Street for the display and sale of handmade craft items as authorized by the Wyandotte Street Art Fair Committee/Staff and the utilization the Parking Lot # 10 on First Street for their crafter parking.

3. Permission for a non-profit group/organization to have paid parking in parking lot #11 from July 10 through July 13 with funds from this lot to return to the non-profit group/organization with a small percentage to be donated to the Wyandotte Street Art Fair.

4. The Wyandotte Street Art Fair Committee requests that outdoor sale and drinking of all alcoholic beverages be contracted of licensed vendors that have been authorized by the Art Fair Committee. This policy will be enforced by the Wyandotte Police Department under Ordinance 25-9. It is to be prohibited for any person to bring in their own alcoholic beverages at the Wyandotte Street Art Fair.

5. Permission for the Wyandotte Goodfellows and Old Time Ballplayers to utilize the Chase Bank Building Parking Lot, area closest to Third Street, July 10 through July 13 as a parking lot with a charge for art fair patrons as a fundraiser for their respective organizations.

6. Permission to utilize the waterfront parking lot #1, grassy area, and adjacent alley between Elm and Oak, for entertainment and refreshment area.
7. Permission for Biddle Avenue, from Eureka to Plum Street, to be utilized as a designated parking area, under the control of the Wyandotte Boat Club, subject to approval and coordination of the Department of Legal Affairs, Engineering Dept. and Police Department.
8. Permission to use 20 spaces in the city lot across from the DCA for artist parking from July 10 through July 13, 2019; AND

BE IT FURTHER RESOLVED that the Chief of Police is requested to apply to the Wayne County Office of Public Service for a road closure permit for Biddle Avenue to close from Sunday, July 7, 2019, at 12:01AM through Monday, July 15, 2019, at 8:00AM from Oak to Eureka, and that he be designated and authorized to sign said street closing permit document on behalf of the City of Wyandotte; AND BE IT FURTHER RESOLVED that the Fire Department be notified of this event to reroute emergency vehicles; AND

BE IT FURTHER RESOLVED that the Department of Public Service is directed to place barriers and take appropriate action to assist with the above requests.

Motion unanimously carried.

2018-469 2019 CHRISTMAS PARADE AND TREE LIGHTING APPROVAL

By Councilperson Calvin, supported by Councilperson Sabuda

BE IT RESOLVED that Council approves the request of the Special Event Coordinator and grants permission for the use of the grassy area near City Hall for the Tree Lighting festivities/ceremony and also approves of the closure of the following streets in conjunction with the 2019 Christmas Parade and Tree Lighting:

Sycamore St. from Biddle Ave. to Coastal Thai November 15th, 2019 AM Time TBD – 9pm

Biddle Avenue from Ford Ave. to Plum St. November 16th, 2019 8:00AM-12:00PM

BE IT FURTHER RESOLVED that the Chief of Police is hereby directed to apply to the Wayne County Office of Public Service for a road closure permit in conjunction for the closing of Biddle Avenue on November 16th, 2019, and is designated and authorized to sign said street closing permit document on behalf of the City of Wyandotte; AND

BE IT FURTHER RESOLVED that the Fire Chief is also hereby notified for the purposes of re-routing emergency vehicles on November 16th, 2019.

BE IT FURTHER RESOLVED that the Department of Public Service is directed to place barriers and take appropriate action to assist with the above requests.

Motion unanimously carried.

2018-470 2019 WSAF ZAPPLICATION RENEWAL AGREEMENT

By Councilperson Schultz, supported by Councilperson Maiani

WHEREAS the Special Events Coordinator has requested to contract the services of ZAPP Software, LLC, in conjunction with the Wyandotte Street Art Fair 2019, AND

WHEREAS Zapp Software, LLC will provide an online application process for potential WSAF artists at a cost of \$1,000 with funds to be paid from the WSAF Expense Account (285-225-925-860).

BE IT RESOLVED that Council concurs with the Special Events Coordinator to APPROVE the contract for Zapp Software LLC, for the 2019 Wyandotte Street Art Fair, 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.

NEW BUSINESS

2018-471 WINE DOTTE BISTRO PATIO EQUIPMENT

By Councilperson Calvin, supported by Councilperson Sabuda

BE IT RESOLVED that the request of Karen and Karl Goreta, owners of Wine Dotte Bostro to allow their patio rails to remain on City property year-round be granted as recommended by the City Engineer,

pending the execution of a hold harmless agreement by Wine Dotte Bistro owners as prepared by the Department of Legal Affairs.

Motion unanimously carried.

2018-472 PURCHASE AGREEMENT – 1756-1762 4TH ST.

By Councilperson Calvin, supported by Councilperson Sabuda

RESOLVED that the communication from the City Engineer regarding the City owned property located at former 1756-1762 4th 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 former 1756-1762 4th Street to Scott and Susan Armiak in the amount of \$10,000.00; AND

BE IT FURTHER RESOLVED that if the Purchaser(s), Scott and Susan Armiak 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 Eight Thousands (\$8,000.00) 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 1756-1762 4th Street, between Scott and Susan Armiak and the City of Wyandotte for \$10,000 as presented to Council.

Motion unanimously carried.

2018-473 NEZ APPLICATION – 1760 4TH ST.

By Councilperson Calvin, supported by Councilperson Sabuda

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 1756-1762 4th Street is within the City of Wyandotte's Neighborhood Enterprise Zone #3 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 1756-1762 4th Street now known as 1760 4th Street, 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.

2018-474 #4730 CONTRACT EXTENSION – TREE CUTTING & STUMP REMOVAL

By Councilperson Calvin, supported by Councilperson Sabuda

BE IT RESOLVED that Council hereby concurs in the recommendation of the City Engineer to amend the 2018 Tree Cutting and Stump Removal, File #4730, contract with CutMyTreeDown.Com, Inc. to include the 2018-2019 Tree Cutting and Stump Removals as set forth in the Amendment to Contract for this work, and further, authorizes the Mayor and City Clerk to sign said amendment; AND

BE IT FURTHER RESOLVED that the work will be funded from the TIFA Tree Maintenance account #492-200-850-528 (\$60,000).

Motion unanimously carried.

2018-475 FINAL READING #1467: PARKING REQUIREMENTS, MID- & HIGH-RISE CONDOS

By Councilperson Calvin, supported by Councilperson Sabuda

AN ORDINANCE ENTITLED

AN ORDINANCE TO AMEND THE CITY OF WYANDOTTE

ZONING ORDINANCE TO AMEND

CERTAIN PORTIONS OF

ARTICLE II – DEFINITIONS AND ARTICLE XXIV – GENERAL PROVISIONS

CITY OF WYANDOTTE, WAYNE COUNTY, MICHIGAN ORDAINS:

Section 1. Purpose and Intent

It is determined necessary for the health, safety and welfare of the City to adopt this article regulating the definitions and the parking requirements for mid-rise or high-rise condominiums or apartments.

Section 2. Amendment to Article II Definitions, Section 201 Specific Terms by adding the following definitions:

HIGH RISE CONDOMINIUM(S) OR APARTMENT(S)

Building that is over eight stories that are used exclusively as dwelling units.

MID RISE CONDOMINIUM(S) OR APARTMENT(S)

Four to eight story building that are used exclusively as dwelling units.

Section 3. Amendment to Article II Definitions, Section 201 Specific Terms by amending the following definition:

Dwelling units. A building, or portion thereof, designed for occupancy by one (1) family for residential purposes and having cooking facilities which may include studio apartments or condominiums.

Section 4. Amendment to Article XXIV General Provisions, Section 2403 Parking Requirements by adding the following parking requirements for mid-rise or high-rise condominiums or apartments in CBD and outside the CBD:

2403.R.1.e: Mid- Rise, High Rise
Condominiums or Apartments in
CBD

One (1) parking space for each dwelling unit of one bedroom, one and one-quarter (1¼) parking spaces for each dwelling unit of two (2) bedrooms or more bedrooms. Plus one (1) additional parking space for every eight (8) dwelling units for guest parking.

2403.R.1.f:Mid –Rise, High Rise
Condominiums or Apartments NOT
in CBD

One and one quarter (1¼) parking space for each dwelling unit of one (1) bedroom, two (2) parking spaces for each dwelling unit of two (2) bedrooms or more bedrooms. Plus one (1) additional parking space for every eight (8) dwelling units for guest parking.

Section 5. Reservation of Rights.

Nothing in this Ordinance or in the Code hereby adopted shall be construed to affect any suit or proceeding in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed; nor shall any just or legal right or remedy or any character be lost, impaired or affected by this Ordinance.

Section 6. Severability.

Severability. Should any word, sentence, phrase or any portion of this Ordinance be held in a manner invalid by any court of competent jurisdiction or by any state agency having authority to do so for any reason whatsoever, such holdings shall be construed and limited to such word, sentence, phrase or any portion of the Ordinance held to be so invalid and shall not be construed as affecting the validity of any of the remaining words, sentences, phrases or portions of this Ordinance.

Section 7 . Conflicting Ordinances.

Conflicting Ordinances. All prior existing ordinances adopted by the City of Wyandotte inconsistent or in conflict with the provisions of this Ordinance are, to the extent of such conflict or inconsistency, hereby expressly repealed.

Section 8 . Effective

This Ordinance shall take effect 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 from the date after 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 and inspected.

Motion unanimously carried.

BILLS & ACCOUNTS**2018-476 BILLS & ACCOUNTS**

By Councilperson Calvin, supported by Councilperson Sabuda

RESOLVED that the total bills and accounts of \$977,252.70 as presented by the Mayor and City Clerk are hereby APPROVED for payment.

Motion unanimously carried.

REPORTS & MINUTES

Daily Cash Receipts	October 25, 2018
Municipal Services Commission	October 24, 2018
Police Commission	October 23, 2018
Recreation Commission	October 9, 2018

REMARKS OF THE MAYOR, COUNCIL, & ELECTED OFFICIALS


None

ADJOURNMENT**2017-477 ADJOURNMENT**

By Councilperson Calvin, supported by Councilperson Sabuda

RESOLVED, that this regular meeting of the Wyandotte City Council be adjourned at 7:24 p.m.

Motion unanimously carried.



Lawrence S. Stec, City Clerk