



AGENDA

REGULAR SESSION

MONDAY, AUGUST 15, 2016 7: 00 PM

PRESIDING: THE HONORABLE MAYOR JOSEPH R. PETERSON

CHAIRPERSON OF THE EVENING: THE HONORABLE SHERI FRICKE

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

MINUTES

PRESENTATIONS

- Ms. Anne Ronco, Cultural & Historical Commission – DCA Director Introduction

UNFINISHED BUSINESS

1. 753 Forest Tax Abeyance Request – Assessor Response

COMMUNICATIONS MISCELLANEOUS

2. Kimberly Uy – Secondhand Dealer Ordinance & Business License Fees
3. Jeri Schuchert – Alley Parking Permission
4. Lucinda Reinas – McKinley School

PERSONS IN THE AUDIENCE

NEW BUSINESS (ELECTED OFFICIALS)

COMMUNICATION FROM CITY AND OTHER OFFICIALS

5. Renewed Video Service Local Franchise Agreement – AT&T Michigan
6. 2016 Fiscal Year Budget Amendments
7. SMART 2017FY Municipal and Community Credit Contract
8. Music in the Park Entertainment Contracts

PRESENTATION OF PETITIONS

- Sign Installation/Traffic Study – Highland and Alfred intersection

REPORTS & MINUTES

City Council	August 8, 2016
Daily Cash Receipts	August 10, 2016
Fire Commission	July 12, 2016
Police Commission	August 9, 2016

BILLS & ACCOUNTS

CITIZENS PARTICIPATION

RECESS & RECONVENE

RESOLUTIONS

ADJOURNMENT

PRESENTATIONS

Guide Sheet

- Ms. Anne Ronco from the Cultural & Historical Commission to introduce the Downriver Council for the Arts Director

OFFICIALS

Thomas Woodruff
CITY ASSESSOR

Lawrence S. Stec
CITY CLERK

Todd M. Browning
TREASURER



MAYOR
Joseph R. Peterson

COUNCIL
Sheri M. Sutherby-Fricke
Daniel E. Galeski
Tadeusz Miciura Jr.
Leonard T. Sabuda
Donald Schultz Jr.
Kevin VanBoxell

Thomas Woodruff
City Assessor


August 11, 2016

Mayor and City Council

Ref: Eula Grooms parcel number 57 020 36 0026 001

After careful consideration it is my determination that MS Grooms received a very equitable value on her properties. It was suggested to her to petition our February Board of Review (BOR) as a tax protester, which she did and her request to lower her SEV (State Equalized Value) was denied. This denial gave her the opportunity to appeal the decision to the Michigan Tax Tribunal (MTT) which, for whatever reason, she did not file. Her time to have done this is long past so it is now a mute point.

It is the opinion of myself and the assessing department that the assessed value associated with this property is very fair.


Thomas R. Woodruff
City of Wyandotte Assessor



Parcel Number: 82 57 020 36 0026 001

Jurisdiction: CITY OF WYANDOTTE

County: WAYNE

Printed on

08/11/2016

Grantor	Grantee	Sale Price	Sale Date	Inst. Type	Terms of Sale	Liber & Page	Verified By	Prcnt. Trans.
VIGNERON, ALLEN H, ARCHBIS	GROOMS, EULA	25,000	08/17/2015	PTA	03-SPLIT NOT ON ROLL	2015316996	OTHER/L-4260	100.0
Property Address		Class: RESIDENTIAL		Zoning:	Building Permit(s)	Date	Number	Status
785 FOREST		School: 57-WYANDOTTE						
Owner's Name/Address		P.R.E. 0%						
GROOMS, EULA		MAP #:						
753 FOREST		2017 Est TCV 150,000 (Value Overridden)						
WYANDOTTE MI 48192		X Improved	Vacant	Land Value Estimates for Land Table 00010.RESIDENTIAL				
Tax Description		Public Improvements		* Factors *				
02219.3** LOTS 26 TO 28 INCL GARFIELD		Dirt Road		Description	Frontage	Depth	Front	Depth
PLACE SUB, BLOCK 12 T3S R11E, L14 P80 WCR		Gravel Road			75.80	140.00	1.0000	1.0000
Comments/Influences		Paved Road		Flat Value:				
Split/Comb. on 11/23/2015 completed		Storm Sewer		76 Actual Front Feet, 0.24 Total Acres				
11/23/2015 ckuhn OWNER REQUEST ;		Sidewalk		Total Est. Land Value =				
Parent Parcel(s): 57 020 36 0017 000;		Water						
Child Parcel(s): 57 020 36 0017 001, 57		Sewer						
020 36 0021 001, 57 020 36 0026 001;		Electric						
-----		Gas						
		Curb						
		Street Lights						
		Standard Utilities						
		Underground Utils.						
		Topography of Site						
		Level						
		Rolling						
		Low						
		High						
		Landscaped						
		Swamp						
		Wooded						
		Pond						
		Waterfront						
		Ravine						
		Wetland						
		Flood Plain						
		Year	Land Value	Building Value	Assessed Value	Board of Review	Tribunal/ Other	Taxable Value
Who	When	What	2017	13,200	61,800	75,000		75,000C
			2016	13,200	61,800	75,000	75,000M	75,000C
			2015	0	0	0		0
			2014	0	0	0		0



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 Wayne, Michigan

*** Information herein deemed reliable but not guaranteed***

Desc. of Bldg/Section: Calculator Occupancy: Vocational School				<<<<< Calculator Cost Computations >>>>> Class: C Quality: Good Percent Adj: +0						
Class: C Floor Area: 9,900 Gross Bldg Area: 9,900 Stories Above Grd: 2 Average Sty Hght : 20 Bsmnt Wall Hght		Construction Cost <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width:15%;">High</td> <td style="width:15%;">Above Ave.</td> <td style="width:15%;">Ave.</td> <td style="width:15%;">X</td> <td style="width:15%;">Low</td> </tr> </table>		High	Above Ave.	Ave.	X	Low	Base Rate for Upper Floors = 108.00 Adjusted Square Foot Cost for Upper Floors = 108.00	
High	Above Ave.	Ave.	X	Low						
Depr. Table : 2.5% Effective Age : 92 Physical %Good: 35 Func. %Good : 100 Economic %Good: 25		** ** Calculator Cost Data ** ** Quality: Good Adj: %+0 \$/SqFt:0.00 Heat#1: Zoned A.C. Warm & Cooled Air 0% Heat#2: Zoned A.C. Warm & Cooled Air 0% Ave. SqFt/Story: 4950 Ave. Perimeter Has Elevators:		2 Stories Number of Stories Multiplier: 1.000 Average Height per Story: 20 Height per Story Multiplier: 1.110 Ave. Floor Area: 4,950 Perimeter: 0 Perim. Multiplier: 1.000 Refined Square Foot Cost for Upper Floors: 119.88						
1925 Year Built Remodeled		*** Basement Info *** Area: Perimeter: Type: Heat: Hot Water, Radiant Floor		County Multiplier: 1.57, Final Square Foot Cost for Upper Floors = 188.212 Total Floor Area: 9,900 Base Cost New of Upper Floors = 1,863,295						
Overall Bldg Height		* Mezzanine Info * Area #1: Type #1: Area #2: Type #2:		Reproduction/Replacement Cost = 1,863,295 Eff.Age:92 Phy.%Good/Abnr.Phy./Func./Econ./Overall %Good: 35 /80 /100/25 /7.0 Total Depreciated Cost = 130,431						
Comments:		* Sprinkler Info * Area: Type:		ECF (WATER TO 8TH/EUREKA TO GROVE) 1.000 => TCV of Bldg: 1 = 130,431 Replacement Cost/Floor Area= 188.21 Est. TCV/Floor Area= 13.17						

(1) Excavation/Site Prep:			(7) Interior:			(11) Electric and Lighting:			(39) Miscellaneous:		
(2) Foundation:			(8) Plumbing:			Outlets:			Fixtures:		
X	Poured Conc.	Brick/Stone	Block	Many Above Ave.	Average Typical	Few None	Few Average Many Unfinished Typical	Flex Conduit Rigid Conduit Armored Cable Non-Metalic Bus Duct	Incandescent Fluorescent Mercury Sodium Vapor Transformer	(40) Exterior Wall:	
(3) Frame:				Total Fixtures 3-Piece Baths 2-Piece Baths Shower Stalls Toilets			Urinals Wash Bowls Water Heaters Wash Fountains Water Softeners			Thickness Bsmnt Insul.	
(4) Floor Structure:				(9) Sprinklers:			(13) Roof Structure: Slope=0				
(5) Floor Cover:				(10) Heating and Cooling:			(14) Roof Cover:				
(6) Ceiling:				Gas Oil	Coal Stoker	Hand Fired Boiler					

**CITY OF WYANDOTTE, MICHIGAN
CERTIFIED RESOLUTION
2016-353**

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE CITY OF WYANDOTTE,
WAYNE COUNTY, MICHIGAN, HELD IN THE COUNCIL CHAMBERS, OF THE MUNICIPAL
BUILDING.

UNDER THE DATE OF: August 8, 2016

MOVED BY: Councilperson VanBoxell

SUPPORTED BY: Councilperson Schultz

BE IT RESOLVED that the letter from Eula Grooms, 753 Forest, regarding the request of an abeyance
on property taxes at 785 Forest (formerly St. Helena's Church), is hereby referred to the assessor for
further consideration.

Motion unanimously carried.

ABSENT: Miciura

I, LAWRENCE S. STEC, duly authorized City Clerk of Wyandotte, do hereby certify that the
foregoing is a true and complete copy of the resolution adopted by the City Council on August 8,
2016 said meeting was conducted and public notice of said meeting was given pursuant to and in
full compliance with the Open Meeting Act, being Act 267, Public Acts of Michigan, 1976.


Lawrence S. Stec
City Clerk

RESOLUTION

DATE: August 15, 2016

RESOLUTION by Councilperson _____

BE IT RESOLVED that the response from Thomas Woodruff, City Assessor, relative to the request of Eula Grooms, 753 Forest, and the request of an abeyance on property taxes at 785 Forest (formerly St. Helena’s Church), is hereby received and placed on file.

I Move the adoption of the foregoing resolution.

MOTION by Councilperson _____

SUPPORTED by Councilperson _____

<u>YEAS</u>	<u>COUNCIL</u>	<u>NAYS</u>
_____	Fricke	_____
_____	Galeski	_____
_____	Miciura	_____
_____	Sabuda	_____
_____	Schultz	_____
_____	VanBoxell	_____

RE: Classification of Ordinance for New Business – 9 Month Bump / Licensing Fee

Kimberly Uy
 9 Month Bump
 121 Elm Street, Wyandotte
 734.307.7491 (store)
 734.673.0889 (cell)

July 21st, 2016

Dear Mayor Peterson and Wyandotte Council Members,

My name is Kimberly Uy and I am the owner of the 9 Month Bump located at 121 Elm Street in the downtown district. We relocated our store (formerly in Trenton for the past two years) and reopened for business in January of 2016. We were (and are) excited and grateful to bring our small, family-run business (I am currently the only employee) to the Wyandotte community. Our business focuses on assisting moms-to-be with affordable maternity clothing (consigned) and also features new, locally handmade baby boutique items from about 25 local women.

When we opened the store, I worked with city officials to get proper documentation on file, approval for signage and our certificate of occupancy. I was informed at that time (December) that due to our retail nature no further licensing/documentation was required. In May of 2016, I received a letter that stated that because I sell secondhand goods (maternity wear), I was required to pay a licensing fee to the city of \$300, to be bonded up to \$3,000 (\$100 additional fee), to carry additional insurance (additional monthly cost) and also to have a background check and my fingerprints on file (additional fees). Overall the estimated costs would be over \$500 a year in additional licensing fees. I was shocked by these requirements, as this seemed to be an excessive amount for our small business to be charged yearly. It may also create an undue financial strain upon the overall success of our new business.

When I reached out to my neighbors, I learned that restaurants pay \$75 a year and that other businesses similar in nature to our business were not contacted or charged a licensing fee at all (although they deal in secondhand goods as well). I immediately reached out to the city clerk and the deputy clerk to discuss options, exceptions and possible payments adjustments. I was informed by the clerk's office that this high fee and additional requirements were most likely established due to the high risk nature of some secondhand dealer businesses (such as pawnbrokers) and their high priced items. Our business would not under normal circumstance be considered high risk and the highest price in our store on a piece of clothing is currently less than \$25.

I have had several discussions with Beth Lekity (Deputy City Clerk) and also a personal meeting with Larry Stec (City Clerk) this morning (July 21st). I was informed

during this meeting that writing a letter to address this issue may assist in getting some of the outdated ordinances reviewed. Larry understood my concerns and was also kind enough to provide me with a copy of the ordinance.

Upon reviewing the entire ordinance (prior to writing this letter), I did find a clause that seems to address our business and remove us from the secondhand dealer classification. Although the 9 Month Bump does “engage in the business of purchasing, storing, selling, and exchanging secondhand goods (i.e. maternity wear)”, it does state that a secondhand dealer definition “does not include sellers of new articles, wares, or merchandise from manufacturer, wholesale distributors or jobbers for retail sale to customers, nor persons, firms or corporations whose principle business is that of dealing in new goods, articles and merchandise. Although we do sell consigned maternity wear, the majority (and now principle business) of the 9 Month Bump is the retail sale of new maternity and baby boutique items to our customers. Over the past 2.5 years our handmade boutique business has quadrupled and now is our primary means of daily retail income.

As I stated before, I am excited about being a part of the Wyandotte community and continuing to bring our customers to the area (and growing and gaining new customers as well). I was informed that a new general licensing fee may soon be issued for all local businesses and I look forward to receiving future notification regarding this decision. I am simply asking for review and reconsideration as to our current ordinance classification. The ordinance as it stands does not seem to accurately take our unique business structure into account and it seems to unfairly single out only certain businesses in the downtown area.

Thank you for your time and consideration!

Sincerely,

Kimberly Uy
9 Month Bump
121 Elm Street, Wyandotte
734.307.7491 (store)
734.673.0889 (cell)

RESOLUTION

DATE: July 25, 2016

RESOLUTION by Councilperson _____

BE IT FURTHER RESOLVED that the communication from Ms. Kimberly Uy relative to the Secondhand Dealer business license fee is hereby received and placed on file.

I Move the adoption of the foregoing resolution.

MOTION by Councilperson _____

SUPPORTED by Councilperson _____

YEAS

COUNCIL

Fricke
Galeski
Miciura
Sabuda
Schultz
VanBoxell

NAYS

From: [Jeri Schuchert](#)
To: ["clerk@wyan.org"](mailto:clerk@wyan.org)
Subject: Permit or Permission to Park in Alley
Date: Friday, August 05, 2016 7:39:46 AM
Attachments: [ATT00016.eml \(1.01 MB\).msg](#)
[ATT00022.eml \(921 KB\).msg](#)

Good Morning,

I live at 1835 23rd Wyandotte, I have an alley next to my home, which we had closed to traffic, the alley is closed next to our home and behind it. Our garage sits at the end of the alley and therefore, the alley serves as our drive way. We are the only ones accessing the alley in order to get to our garage and parking pad. We are having our back yard patio dug out and replaced. Because no one uses this alley, except for us, to access our garage, I am asking for permission/permit to park in the alley. During the construction of our patio, we will need to move our patio furniture to our back garage pad, there will be cement trucks and trailers accessing our property. We will be using our back pad to keep our patio furniture on. Please advise how I receive permission for this. I have attached pics of the alley, showing the blocked sign and our access. This is not a through alley. Please advise my next step in this approval process.

Respectfully,

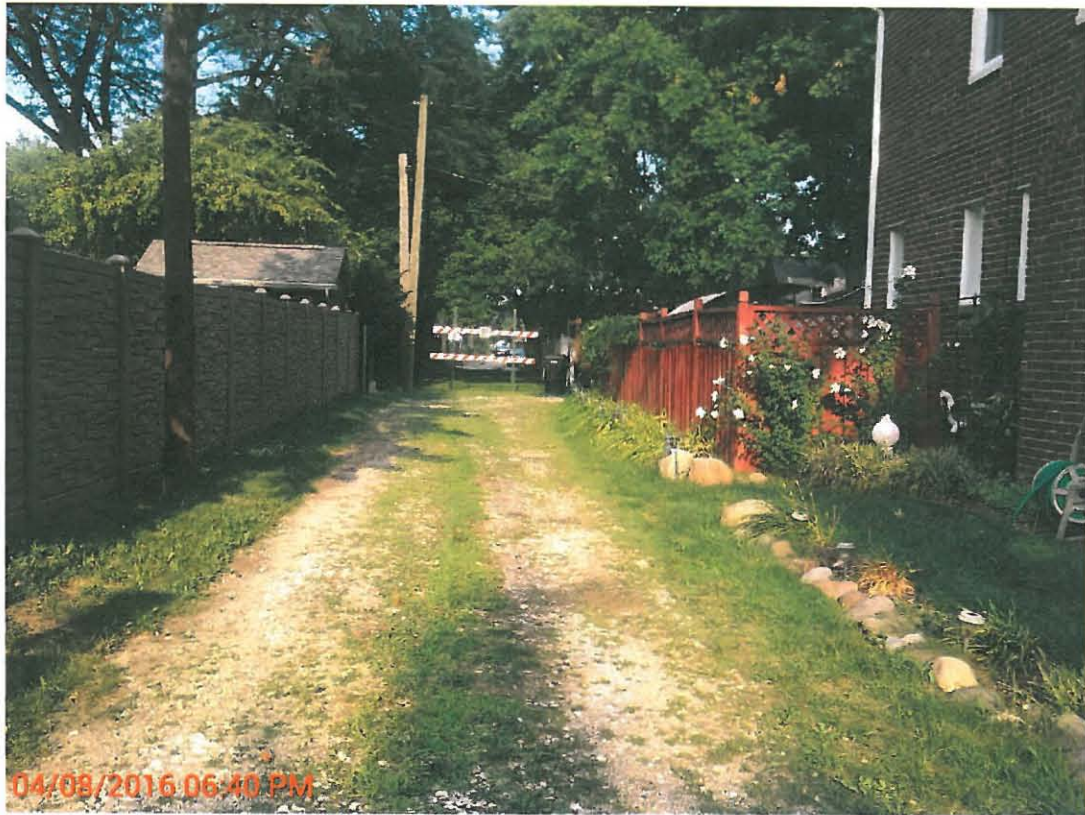
Jeri Lynn Schuchert &

James Prisza

1835 23rd

Wyandotte Mi 48192







RESOLUTION

DATE: August 15, 2016

RESOLUTION by Councilperson _____

BE IT RESOLVED that the Council approves the request of Ms. Jeri Lynn Schuchert & James Prisza, 1835 23rd, to temporarily use the closed alley next to their home for parking and their garage pad to place their patio furniture while construction on their back yard patio is being completed; AND

BE IT FURTHER RESOLVED that the Wyandotte Police Department be notified via certified resolution of the aforementioned approval; AND

BE IT FURTHER RESOLVED that Ms. Schuchert and Mr. Prisza shall complete a Hold Harmless Agreement, as prepared by the Department of Legal Affairs.

I Move the adoption of the foregoing resolution.

MOTION by Councilperson _____

SUPPORTED by Councilperson _____

YEAS

COUNCIL

Fricke
Galeski
Miciura
Sabuda
Schultz
VanBoxell

NAYS

From: [Lucinda Reinas](#)
To: clerk@wyandotte.org
Subject: McKinley School
Date: Wednesday, August 10, 2016 12:32:02 PM

Lucinda Reinas
734 Orchard Street
Wyandotte, Michigan 48192

August 10, 2016

Dear City Council Members and Mayor,

First of all I would like to thank you for taking the time to read this letter and I hope that it is helpful to you when making decisions about our city and its inhabitants.

The failure to pass the re-purpose of the McKinley School on August 8th, 2016 was distressing. It is clear that those who are opposed are unaware of what a great opportunity this is. To turn down a gift like this is a slap in the face to any investor or developer that comes to this city to make it a better more profitable place to live. With this kind of negativity you better believe that the city will develop a reputation of being a difficult place to work with and we will be passed by for other projects that come down the line.

Re-purposing the McKinley School to a senior living apartment complex is the wave of the future and is the very reason that folks with foresight and intelligence will be attracted to Wyandotte and want to live here. In a world where we are watching folks leave this area at an alarming rate reducing our tax base, we need to be the city where people are clamoring to move here because the City of Wyandotte looks to the future and they like what they see.

To the two who continuously vote against this, please don't let personal issues cloud your judgment. This is truly a great thing for the city and it will set a positive example for our neighboring communities as well. Wyandotte is fast becoming THE go to downriver city for shopping, dining and social activities such as the street fair, parades and festivals. Selfishly dragging your feet because of personal feelings will hurt our city and its inhabitants.

I want to see the McKinley School re-purposed into a senior living apartment complex as do my neighbors and we are not going to take no for an answer. We voted you in and we can certainly vote you out, it's just that simple. I urge you to rethink your decision to hold back our City's progress. Please don't hold our neighborhood hostage because of personal feelings.

Best Wishes to All,
Lucinda Reinas

Lucinda Reinas, Health Coach
Specializing in Stress and Stress Related Illnesses
as well as Recovery after Catastrophic Illness



lucindareinas.com

Ask Me About My Newsletter!

RESOLUTION

DATE: August 15, 2016

RESOLUTION by Councilperson _____

BE IT RESOLVED that the communication from Ms. Lucinda Reinas relative to the McKinley School site development is hereby received and placed on file.

I Move the adoption of the foregoing resolution.

MOTION by Councilperson _____

SUPPORTED by Councilperson _____

YEAS

COUNCIL

Fricke
Galeski
Miciura
Sabuda
Schultz
VanBoxell

NAYS

CITY OF WYANDOTTE
REQUEST FOR COUNCIL ACTION

MEETING DATE: August 15, 2016

AGENDA ITEM # **5**

ITEM: **RENEWED VIDEO SERVICE LOCAL FRANCHISE AGREEMENT – AT&T**

PRESENTER: Lawrence S. Stec, City Clerk



INDIVIDUALS IN ATTENDANCE: Lawrence S. Stec, City Clerk

BACKGROUND: The City Clerk's office has received the attached agreement from AT&T Michigan relative to the renewal of the State Uniform Video Service Local Franchise Agreement. The Renewed Agreement will have the effect of continuing in place the current terms and conditions in the Uniform Video Service Local Franchise Agreement between AT&T and the City of Wyandotte dated April 17, 2007. The City of Wyandotte has 15 business days beginning August 4, 2016 (**August 25, 2016**) within which to notify AT&T if the Renewed Agreement is complete. Otherwise, pursuant to Section 3(3) of Act 480, the Renewed Agreement shall be deemed complete.

STRATEGIC PLAN/GOALS: To continue to offer a variety of services to the citizens of Wyandotte.

ACTION REQUESTED: Approve renewed agreement for return to AT&T Michigan by August 25, 2016.

BUDGET IMPLICATIONS & ACCOUNT NUMBER: N/A

IMPLEMENTATION PLAN: Mayor and City Clerk to execute renewed agreement and City Clerk to forward executed agreement to designated individuals/parties within AT&T Michigan.

COMMISSION RECOMMENDATION: N/A

CITY ADMINISTRATOR'S RECOMMENDATION: 

LEGAL COUNSEL'S RECOMMENDATION:



MAYOR'S RECOMMENDATION: 

LIST OF ATTACHMENTS:

AT&T Letter regarding Agreement
Uniform Video Service Local Franchise Agreement

MODEL RESOLUTION:

DATE: August 15, 2016

RESOLUTION by Councilperson _____

BE IT RESOLVED that Council acknowledges receipt and approves the agreement from AT&T Michigan relative to the Renewed State Uniform Video Service Local Franchise Agreement;
AND

BE IT FURTHER RESOLVED that Council hereby authorizes the Mayor and City Clerk to execute said agreement on behalf of the City of Wyandotte.

I Move the adoption of the foregoing resolution.

MOTION by Councilperson _____

SUPPORTED by Councilperson _____

YEAS

COUNCIL

Fricke
Galeski
Miciura
Sabuda
Schultz
VanBoxell

NAYS



Jim Murray
President
AT&T Michigan
221 N. Washington Square
Lansing, MI 48233
Office: (517) 334-3400
Fax: (517) 334-3429

August 3, 2016

Via UPS Overnight Delivery

Lawrence S. Stec
Clerk of the City of Wyandotte
3200 Biddle Avenue, Suite 100
Wyandotte, Michigan 48192

Re: Renewed Video Service Local Franchise Agreement for AT&T Michigan

Dear Mr. Stec:

Pursuant to Section 3 of 2006 Public Act 480, MCL 484.3303 ("Act 480") and the January 30, 2007 Order ("Order") and the April 16, 2009 Order of the Michigan Public Service Commission ("Commission"), in Case No. U-15169, Michigan Bell Telephone Co. doing business as AT&T Michigan ("AT&T"), hereby files the enclosed Uniform Video Service Local Franchise Agreement ("Renewed Agreement") by and between the City of Wyandotte, a Michigan municipal corporation (the "Franchising Entity") and AT&T (the "Provider"). The enclosed Renewed Agreement will have the effect of continuing in place the current terms and conditions in the Uniform Video Service Local Franchise Agreement between AT&T and City of Wyandotte dated April 17, 2007 ("Initial Agreement").

The enclosed filing includes the standard form agreement approved by and required for use by the Commission, and it has been completed in accordance with the Commission's Instructions issued in the Order. The Commission's Order and Instructions may be found at the following Commission web link: http://www.cis.state.mi.us/mpsc/orders/comm/2007/u-15169_01-30-2007.pdf In the Initial Agreement AT&T pays a video service provider fee of 5% and a PEG Fee of 2%. The same fees are included in the Renewed Agreement.

Attachment 1 to the Renewed Agreement contains Confidential Information. Pursuant to Section 11 of Act 480, Section "XIII. Confidentiality" of the Renewed Agreement, and page 1 of the Instructions for Uniform Video Service Agreement issued in the Order, AT&T has deemed the "Video Service Area Footprint" as Confidential Information. The Confidential Information for Attachment 1 has been set forth in Confidential Attachment A, and has been placed in a separate, sealed envelope and clearly identified by the label of the envelope as follows:

(AT&T Michigan "CONFIDENTIAL INFORMATION").

Pursuant to Section XIII of the Renewed Agreement, Section 11 of Act 480, and the Commission's Instructions, the City of Wyandotte as the Franchising Entity receiving the information so designated as confidential is required (a) to protect such information from public disclosure, (b) exempt such

Mr. Lawrence S. Stec
August 3, 2016
Page 2

information from any response to a Freedom of Information Act ("FOIA") request made under MCL 15.231 to 15.246, and (c) make the information available only to and for use only by such local officials as are necessary to approve the Agreement or perform any other task for which the information is submitted.

The City of Wyandotte has 15 business days beginning on August 4, 2016 within which to notify AT&T if the Renewed Agreement is complete. If the City of Wyandotte does not notify AT&T regarding the completeness of the Renewed Agreement within this 15 business day period, pursuant to Section 3(3) of Act 480, the Renewed Agreement shall be deemed complete. Any notice by the City of Wyandotte regarding the completeness of the Renewed Agreement must comply with Section 3(2) of Act 480 and must be sent by facsimile to each of the representatives of AT&T identified in Section "XV. Notices" of the enclosed Renewed Agreement.

AT&T has a proud history and tradition of providing service in the City of Wyandotte and we look forward to continuing to provide video service.

If there are any questions concerning the enclosed filing, please contact Yvette Collins, Director, External Affairs at 313-496-8162.



Jim Murray
President
AT&T Michigan

Attachments

cc: Robert Jones, AT&T External Affairs Manager

UNIFORM VIDEO SERVICE LOCAL FRANCHISE AGREEMENT

THIS UNIFORM VIDEO SERVICE LOCAL FRANCHISE AGREEMENT ("Agreement") is made, pursuant to 2006 PA 480, MCL 484.3301 *et seq.* (the "Act") by and between the City of Wyandotte, a Michigan municipal corporation (the "Franchising Entity"), and Michigan Bell Telephone Company, a Michigan corporation doing business as AT&T Michigan.

I. Definitions

For purposes of this Agreement, the following terms shall have the following meanings as defined in the Act:

- A. "Cable Operator" means that term as defined in 47 USC 522(5).
- B. "Cable Service" means that term as defined in 47 USC 522(6).
- C. "Cable System" means that term as defined in 47 USC 522(7).
- D. "Commission" means the Michigan Public Service Commission.
- E. "Franchising Entity" means the local unit of government in which a provider offers video services through a franchise.
- F. "FCC" means the Federal Communications Commission.
- G. "Gross Revenue" means that term as described in Section 6(4) of the Act and in Section VI(D) of the Agreement.
- H. "Household" means a house, an apartment, a mobile home, or any other structure or part of a structure intended for residential occupancy as separate living quarters.
- I. "Incumbent video provider" means a cable operator serving cable subscribers or a telecommunication provider providing video services through the provider's existing telephone exchange boundaries in a particular franchise area within a local unit of government on the effective date of this act.
- J. "IPTV" means internet protocol television.
- K. "Local unit of government" means a city, village, or township.
- L. "Low-income household" means a household with an average annual household income of less than \$35,000.00 as determined by the most recent decennial census.
- M. "METRO Act" means the Metropolitan Extension Telecommunications Rights-of-Way Oversight Act, 2002 PA 48, MCL 484.3101 *et seq.*
- N. "Open video system" or "OVS" means that term as defined in 47 USC 573.
- O. "Person" means an individual, corporation, association, partnership, governmental entity, or any other legal entity.
- P. "Public rights-of-way" means the area on, below, or above a public roadway, highway, street, public sidewalk, alley, waterway, or utility easements dedicated for compatible uses.
- Q. "Term" means the period of time provided for in Section V of this Agreement.
- R. "Uniform video service local franchise agreement" or "franchise agreement" means the franchise agreement required under the Act to be the operating agreement between each franchising entity and video provider in this state.
- S. "Video programming" means that term as defined in 47 USC 522(20).
- T. "Video service" means video programming, cable services, IPTV, or OVS provided through facilities located at least in part in the public rights-of-way without regard to delivery technology, including internet protocol technology. This definition does not include any video programming provided by a commercial mobile service provider defined in 47 USC 332(d) or provided solely as part of, and via, a service that enables users to access content, information, electronic mail, or other services offered over the public internet.
- U. "Video service provider" or "Provider" means a person authorized under the Act to provide video service.
- V. "Video service provider fee" means the amount paid by a video service provider or incumbent video provider under Section 6 of the Act and Section VI of this Agreement.

II. Requirements of the Provider

- A. An unfranchised Provider will not provide video services in any local unit of government without first obtaining a uniform video service local franchise agreement as provided under **Section 3 of the Act** (except as otherwise provided by the Act).
- B. The Provider shall file in a timely manner with the Federal Communications Commission all forms required by that agency in advance of offering video service in Michigan.
- C. The Provider agrees to comply with all valid and enforceable federal and state statutes and regulations.
- D. The Provider agrees to comply with all valid and enforceable local regulations regarding the use and occupation of public rights-of-way in the delivery of the video service, including the police powers of the Franchising Entity.
- E. The Provider shall comply with all Federal Communications Commission requirements involving the distribution and notification of federal, state, and local emergency messages over the emergency alert system applicable to cable operators.
- F. The Provider shall comply with the public, education, and government programming requirements of Section 4 of the Act.
- G. The Provider shall comply with all customer service rules of the Federal Communications Commission under 47 CFR 76.309 (c) applicable to cable operators and applicable provisions of the Michigan Consumer Protection Act, 1976 PA 331, MCL 445.901 to 445.922.
 - i. Including but not limited to: MCL 445.902; MCL 445.903 (1)(a) through 445.903(1)(cc); MCL 445.903(1)(ff) through (jj); MCL 445.903(2); MCL 445.905; MCL 445.906; MCL 445.907; MCL 445.908; MCL 445.910; MCL 445.911; MCL 445.914; MCL 445.915; MCL 445.916; MCL 445.918.
- H. The Provider agrees to comply with in-home wiring and consumer premises wiring rules of the Federal Communications Commission applicable to cable operators.
- I. The Provider shall comply with the Consumer Privacy Requirements of 47 USC 551 applicable to cable operators.
- J. If the Provider is an incumbent video provider, it shall comply with the terms which provide insurance for right-of-way related activities that are contained in its last cable franchise or consent agreement from the Franchising Entity entered before the effective date of the Act.
- K. The Provider agrees that before offering video services within the boundaries of a local unit of government, the video Provider shall enter into a Franchise Agreement with the local unit of government as required by the Act.
- L. The Provider understands that as the effective date of the Act, no existing Franchise Agreement with a Franchising Entity shall be renewed or extended upon the expiration date of the Agreement.
- M. The Provider provides an exact description of the video service area footprint to be served, pursuant to **Section 2(3)(e) of the Act**. If the Provider is not an incumbent video Provider, the date on which the Provider expects to provide video services in the area identified under **Section 2(3)(e) of the Act** must be noted. The Provider will provide this information in Attachment 1 - Uniform Video Service Local Franchise Agreement.
- N. The Provider is required to pay the Provider fees pursuant to **Section 6 of the Act**.

III. Provider Providing Access

- A. The Provider shall not deny access to service to any group of potential residential subscribers because of the race or income of the residents in the local area in which the group resides.
- B. It is a defense to an alleged violation of Paragraph A if the Provider has met either of the following conditions:
 - i. Within 3 years of the date it began providing video service under the Act and the Agreement; at least 25% of households with access to the Provider's video service are low-income households.
 - ii. Within 5 years of the date it began providing video service under the Act and Agreement and from that point forward, at least 30% of the households with access to the Provider's video service are low-income households.
- C. **[If the Provider is using telecommunication facilities]** to provide video services and has more than 1,000,000 telecommunication access lines in Michigan, the Provider shall provide access to its video service to a number of households equal to at least 25% of the households in the provider's telecommunication

service area in Michigan within 3 years of the date it began providing video service under the Act and Agreement and to a number not less than 50% of these households within 6 years. **The video service Provider is not required to meet the 50% requirement in this paragraph until 2 years after at least 30% of the households with access to the Provider's video service subscribe to the service for 6 consecutive months.**

- D. The Provider may apply to the Franchising Entity, and in the case of paragraph C, the Commission, for a waiver of or for an extension of time to meet the requirements of this section if 1 or more of the following apply:
 - i. The inability to obtain access to public and private rights-of-way under reasonable terms and conditions.
 - ii. Developments or buildings not being subject to competition because of existing exclusive service arrangements.
 - iii. Developments or buildings being inaccessible using reasonable technical solutions under commercial reasonable terms and conditions.
 - iv. Natural disasters
 - v. Factors beyond the control of the Provider
- E. The Franchising Entity or Commission may grant the waiver or extension only if the Provider has made substantial and continuous effort to meet the requirements of this section. If an extension is granted, the Franchising Entity or Commission shall establish a new compliance deadline. If a waiver is granted, the Franchising Entity or Commission shall specify the requirement or requirements waived.
- F. The Provider shall file an annual report with the Franchising Entity and the Commission regarding the progress that has been made toward compliance with paragraphs B and C.
- G. Except for satellite service, the provider may satisfy the requirements of this paragraph and Section 9 of the Act through the use of alternative technology that offers service, functionality, and content, which is demonstrably similar to that provided through the provider's video service system and may include a technology that does not require the use of any public right-of-way. The technology utilized to comply with the requirements of this section shall include local public, education, and government channels and messages over the emergency alert system as required under Paragraph II(E) of this Agreement.

IV. Responsibility of the Franchising Entity

- A. The Franchising Entity hereby grants authority to the Provider to provide Video Service in the Video Service area footprint, as described in this Agreement and Attachments, as well as the Act.
- B. The Franchising Entity hereby grants authority to the Provider to use and occupy the Public Rights-of-way in the delivery of Video Service, subject to the laws of the state of Michigan and the police powers of the Franchising Entity.
- C. The Franchising Entity shall notify the Provider as to whether the submitted Franchise Agreement is complete as required by the Act within 15 business days after the date that the Franchise Agreement is filed. If the Franchise Agreement is not complete, the Franchising Entity shall state in its notice the reasons the Franchise Agreement is incomplete. The Franchising Entity cannot declare an application to be incomplete because it may dispute whether or not the applicant has properly classified certain material as "confidential."
- D. The Franchising Entity shall have 30 days after the submission date of a complete Franchise Agreement to approve the agreement. If the Franchising Entity does not notify the Provider regarding the completeness of the Franchise Agreement or approve the Franchise Agreement within the time periods required under **Section 3(3) of the Act**, the Franchise Agreement shall be considered complete and the Franchise Agreement approved.
 - i. If time has expired for the Franchising Entity to notify the Provider, The Provider shall send (via mail: certified or registered, or by fax) notice to the Franchising Entity and the Commission, using Attachment 3 of this Agreement.
- E. The Franchising Entity shall allow a Provider to install, construct, and maintain a video service or communications network within a public right-of-way and shall provide the provider with open, comparable, nondiscriminatory, and competitively neutral access to the public right-of-way.
- F. The Franchising Entity may not discriminate against a video service provider to provide video service for any of the following:
 - i. The authorization or placement of a video service or communications network in public right-of-way.
 - ii. Access to a building owned by a governmental entity.
 - iii. A municipal utility pole attachment.
- G. The Franchising Entity may impose on a Provider a permit fee only to the extent it imposes such a fee on incumbent video providers, and any fee shall not exceed the actual, direct costs incurred by the Franchising Entity for issuing the relevant permit. A fee under this section shall not be levied if the Provider already has

paid a permit fee of any kind in connection with the same activity that would otherwise be covered by the permit fee under this section or is otherwise authorized by law or contract to place the facilities used by the Provider in the public right-of-way or for general revenue purposes.

- H. The Franchising Entity shall not require the provider to obtain any other franchise, assess any other fee or charge, or impose any other franchise requirement than is allowed under the Act and this Agreement. For purposes of this Agreement, a franchise requirement includes but is not limited to, a provision regulating rates charged by video service providers, requiring the video service providers to satisfy any build-out requirements, or a requirement for the deployment of any facilities or equipment.
- I. Notwithstanding any other provision of the Act, the Provider shall not be required to comply with, and the Franchising Entity may not impose or enforce, any mandatory build-out or deployment provisions, schedules, or requirements except as required by **Section 9 of the Act**.
- J. The Franchising Entity is subject to the penalties provided for under Section 14 of the Act.

V. Term

- A. This Franchise Agreement shall be for a period of 10 years from the date it is issued. The date it is issued shall be calculated either by (a) the date the Franchising Entity approved the Agreement, provided it did so within 30 days after the submission of a complete franchise agreement, or (b) the date the Agreement is deemed approved pursuant to **Section 3(3) of the Act**, if the Franchising Entity either fails to notify the Provider regarding the completeness of the Agreement or approve the Agreement within the time periods required under that subsection.
- B. Before the expiration of the initial Franchise Agreement or any subsequent renewals, the Provider may apply for an additional 10-year renewal under **Section 3(7) of the Act**.

VI. Fees

- A. A video service Provider shall calculate and pay an annual video service provider fee to the Franchising Entity. The fee shall be 1 of the following:
 - i. If there is an existing Franchise Agreement, an amount equal to the percentage of gross revenue paid to the Franchising Entity by the incumbent video Provider with the largest number of subscribers in the Franchising Entity.
 - ii. At the expiration of an existing Franchise Agreement or if there is no existing Franchise Agreement, an amount equal to the percentage of gross revenue as established by the Franchising Entity of 5 % (percentage amount to be inserted by Franchising Entity which shall not exceed 5%) and shall be applicable to all providers
- B. The fee shall be due on a quarterly basis and paid within 45 days after the close of the quarter. Each payment shall include a statement explaining the basis for the calculation of the fee.
- C. The Franchising Entity shall not demand any additional fees or charges from a provider and shall not demand the use of any other calculation method other than allowed under the Act.
- D. For purposes of this Section, "gross revenues" means all consideration of any kind or nature, including, without limitation, cash, credits, property, and in-kind contributions received by the provider from subscribers for the provision of video service by the video service provider within the jurisdiction of the franchising entity.
 - 1. **Gross revenues shall include all of the following:**
 - i. All charges and fees paid by subscribers for the provision of video service, including equipment rental, late fees, insufficient funds fees, fees attributable to video service when sold individually or as part of a package or bundle, or functionally integrated, with services other than video service.
 - ii. Any franchise fee imposed on the Provider that is passed on to subscribers.
 - iii. Compensation received by the Provider for promotion or exhibition of any products or services over the video service.
 - iv. Revenue received by the Provider as compensation for carriage of video programming on that Provider's video service.
 - v. All revenue derived from compensation arrangements for advertising to the local franchise area.
 - vi. Any advertising commissions paid to an affiliated third party for video service advertising.
 - 2. **Gross revenues do not include any of the following:**
 - i. Any revenue not actually received, even if billed, such as bad debt net of any recoveries of bad debt.
 - ii. Refunds, rebates, credits, or discounts to subscribers or a municipality to the extent not already offset by subdivision (D)(i) and to the extent the refund, rebate, credit, or discount is attributable to the video service.

- iii. Any revenues received by the Provider or its affiliates from the provision of services or capabilities other than video service, including telecommunications services, information services, and services, capabilities, and applications that may be sold as part of a package or bundle, or functionality integrated, with video service.
 - iv. Any revenues received by the Provider or its affiliates for the provision of directory or internet advertising, including yellow pages, white pages, banner advertisement, and electronic publishing.
 - v. Any amounts attributable to the provision of video service to customers at no charge, including the provision of such service to public institutions without charge.
 - vi. Any tax, fee, or assessment of general applicability imposed on the customer or the transaction by a federal, state, or local government or any other governmental entity, collected by the Provider, and required to be remitted to the taxing entity, including sales and use taxes.
 - vii. Any forgone revenue from the provision of video service at no charge to any person, except that any forgone revenue exchanged for trades, barters, services, or other items of value shall be included in gross revenue.
 - viii. Sales of capital assets or surplus equipment.
 - ix. Reimbursement by programmers of marketing costs actually incurred by the Provider for the introduction of new programming.
 - x. The sale of video service for resale to the extent the purchaser certifies in writing that it will resell the service and pay a franchise fee with respect to the service.
- E. In the case of a video service that is bundled or integrated functionally with other services, capabilities, or applications, the portion of the video Provider's revenue attributable to the other services, capabilities, or applications shall be included in gross revenue unless the Provider can reasonably identify the division or exclusion of the revenue from its books and records that are kept in the regular course of business.
- F. Revenue of an affiliate shall be included in the calculation of gross revenues to the extent the treatment of the revenue as revenue of the affiliate has the effect of evading the payment of franchise fees which would otherwise be paid for video service.
- G. The Provider is entitled to a credit applied toward the fees due under **Section 6(1) of the Act** for all funds allocated to the Franchising Entity from annual maintenance fees paid by the provider for use of public rights-of-way, minus any property tax credit allowed under **Section 8 of the Metropolitan Extension Telecommunications Rights-of-Way Oversight Act (METRO Act)**, 2002 PA 48, MCL 484.3108. The credits shall be applied on a monthly pro rata basis beginning in the first month of each calendar year in which the Franchising Entity receives its allocation of funds. The credit allowed under this subsection shall be calculated by multiplying the number of linear feet occupied by the Provider in the public rights-of-way of the Franchising Entity by the lesser of 5 cents or the amount assessed under the **METRO Act**. The Provider is not eligible for a credit under this section unless the provider has taken all property tax credits allowed under the **METRO Act**.
- H. All determinations and computations made under this section shall be pursuant to generally accepted accounting principles.
- I. Any claims by a Franchising Entity that fees have not been paid as required under **Section 6 of the Act**, and any claims for refunds or other corrections to the remittance of the Provider shall be made within 3 years from the date the compensation is remitted.
- J. The Provider may identify and collect as a separate line item on the regular monthly bill of each subscriber an amount equal to the percentage established under **Section 6(1) of the Act**, applied against the amount of the subscriber's monthly bill.
- K. The Franchising Entity shall not demand any additional fees or charges from a Provider and shall not demand the use of any other calculation method other than allowed under the Act.

VII. Public, Education, and Government (PEG) Channels

- A. The video service Provider shall designate a sufficient amount of capacity on its network to provide for the same number of public, education, and government access channels that are in actual use on the incumbent video provider system on the **effective date of the Act** or as provided under **Section 4(14) of the Act**.
- B. Any public, education, or government channel provided under this section that is not utilized by the Franchising Entity for at least 8 hours per day for 3 consecutive months may no longer be made available to the Franchising Entity and may be programmed at the Provider's discretion. At such a time as the Franchising Entity can certify a schedule for at least 8 hours of daily programming for a period of 3 consecutive months, the Provider shall restore the previously reallocated channel.
- C. The Franchising Entity shall ensure that all transmissions, content, or programming to be retransmitted by a video service Provider is provided in a manner or form that is capable of being accepted and retransmitted by a Provider, without requirement for additional alteration or change in the content by the Provider, over the

particular network of the Provider, which is compatible with the technology or protocol utilized by the Provider to deliver services.

- D. The person producing the broadcast is solely responsible for all content provided over designated public, education, or government channels. The video service Provider shall not exercise any editorial control over any programming on any channel designed for public, education, or government use.
- E. The video service Provider is not subject to any civil or criminal liability for any program carried on any channel designated for public, education, or government use.
- F. If a Franchising Entity seeks to utilize capacity pursuant to **Section 4(1) of the Act** or an agreement under **Section 13 of the Act** to provide access to video programming over one or more PEG channels, the Franchising Entity shall give the Provider a written request specifying the number of channels in actual use on the incumbent video provider's system or specified in the agreement entered into under **Section 13 of the Act**. The video service Provider shall have 90 days to begin providing access as requested by the Franchising Entity. The number and designation of PEG access channels shall be set forth in an addendum to this agreement effective 90 days after the request is submitted by the Franchising Entity.
- G. A PEG channel shall only be used for noncommercial purposes.

VIII. PEG Fees

- A. The video service Provider shall also pay to the Franchising Entity as support for the cost of PEG access facilities and services an annual fee equal to one of the following options:
 - 1. If there is an existing Franchise on the effective date of the Act, the fee (enter the fee amount _____) paid to the Franchising Entity by the incumbent video Provider with the largest number of cable service subscribers in the Franchising Entity as determined by the existing Franchise Agreement;
 - 2. At the expiration of the existing Franchise Agreement, the amount required under (1) above, which is 2 % of gross revenues. (The amount under (1) above is not to exceed 2% of gross revenues);
 - 3. If there is no existing Franchise Agreement, a percentage of gross revenues as established by the Franchising Entity and to be determined by a community need assessment, is _____ % of gross revenues. (The percentage that is established by the Franchising Entity is not to exceed 2% of gross revenues.); and
 - 4. An amount agreed to by the Franchising Entity and the video service Provider.
- B. The fee required by this section shall be applicable to all providers, pursuant to Section 6(9) of the Act.
- C. The fee shall be due on a quarterly basis and paid within 45 days after the close of the quarter. Each payment shall include a statement explaining the basis for the calculation of the fee.
- D. All determinations and computations made under this section shall be pursuant to generally accepted accounting principles.
- E. Any claims by a Franchising Entity that fees have not been paid as required under **Section 6 of the Act**, and any claims for refunds or other corrections to the remittance of the Provider shall be made within 3 years from the date the compensation is remitted.
- F. The Provider may identify and collect as a separate line item on the regular monthly bill of each subscriber an amount equal to the percentage established under **Section 6(8) of the Act**, applied against the amount of the subscriber's monthly bill.
- G. The Franchising Entity shall not demand any additional fees or charges from a Provider and shall not demand the use of any other calculation method other than allowed under the Act.

IX. Audits

- A. No more than every 24 months, a Franchising Entity may perform reasonable audits of the video service Provider's calculation of the fees paid under **Section 6 of the Act** to the Franchising Entity during the preceding 24-month period only. All records reasonably necessary for the audits shall be made available by the Provider at the location where the records are kept in the ordinary course of business. The Franchising Entity and the video service Provider shall each be responsible for their respective costs of the audit. Any additional amount due verified by the Franchising Entity shall be paid by the Provider within 30 days of the Franchising Entity's submission of invoice for the sum. If the sum exceeds 5% of the total fees which the audit determines should have been paid for the 24-month period, the Provider shall pay the Franchising Entity's reasonable costs of the audit.
- B. Any claims by a Franchising Entity that fees have not been paid as required under **Section 6 of the Act**, and any claims for refunds or other corrections to the remittance of the provider shall be made within 3 years from the date the compensation is remitted.

X. Termination and Modification

This Franchise Agreement issued by a Franchising Entity may be terminated or the video service area footprint may be modified, except as provided under **Section 9 of the Act**, by the Provider by submitting notice to the Franchising Entity. The Provider will use Attachment 2, when notifying the Franchising Entity.

XI. Transferability

This Franchise Agreement issued by a Franchising Entity or an existing franchise of an incumbent video service Provider is fully transferable to any successor in interest to the Provider to which it is initially granted. A notice of transfer shall be filed with the Franchising Entity within 15 days of the completion of the transfer. The Provider will use Attachment 2, when notifying the Franchising Entity. The successor in interest will assume the rights and responsibilities of the original provider and will also be required to complete their portion of the Transfer Agreement located within Attachment 2.

XII. Change of Information

If any of the information contained in the Franchise Agreement changes, the Provider shall timely notify the Franchising Entity. The Provider will use Attachment 2, when notifying the Franchising Entity.

XIII. Confidentiality

Pursuant to Section 11 of the Act: Except under the terms of a mandatory protective order, trade secrets and commercial or financial information designated as such and submitted under the Act to the Franchising Entity or Commission are exempt from the Freedom of Information Act, 1976 PA 442, MCL 15.231 to 15.246 and **MUST BE KEPT CONFIDENTIAL**.

- A. The Provider may specify which items of information should be deemed "confidential." It is the responsibility of the provider to clearly identify and segregate any confidential information submitted to the franchising entity with the following information:
 "[insert PROVIDER'S NAME]
 [CONFIDENTIAL INFORMATION]"
- B. The Franchising Entity receiving the information so designated as confidential is required (a) to protect such information from public disclosure, (b) exempt such information from any response to a FOIA request, and (c) make the information available only to and for use only by such local officials as are necessary to approve the franchise agreement or perform any other task for which the information is submitted.
- C. Any Franchising Entity which disputes whether certain information submitted to it by a provider is entitled to confidential treatment under the Act may apply to the Commission for resolution of such a dispute. Unless and until the Commission determines that part or all of the information is not entitled to confidential treatment under the Act, the Franchising Entity shall keep the information confidential.

XIV. Complaints/Customer Service

- A. The Provider shall establish a dispute resolution process for its customers. Provider shall maintain a local or toll-free telephone number for customer service contact.
- B. The Provider shall be subjected to the penalties, as described under **Section 14 of the Act**, and the Franchising Entity and Provider may be subjected to the dispute process as described in **Section 10 of the Act**.
- C. Each Provider shall annually notify its customers of the dispute resolution process required under **Section 10 of the Act**. Each Provider shall include the dispute resolution process on its website.
- D. Before a customer may file a complaint with the Commission under **Section 10(5) of the Act**, the customer shall first attempt to resolve the dispute through the dispute resolution process established by the Provider in **Section 10(2) of the Act**.
- E. A complaint between a customer and a Provider shall be handled by the Commission pursuant to the process as described in **Section 10(5) of the Act**.
- F. A complaint between a Provider and a franchising entity or between two or more Providers shall be handled by the Commission pursuant to the process described in **Section 10(6) of the Act**.
- G. In connection with providing video services to the subscribers, a provider shall not do any act prohibited by Section 10(1)(a-f) of the Act. The Commission may enforce compliance to the extent that the activities are not covered by **Section 2(3)(l) in the Act**.

XV. Notices

Any notices to be given under this Franchise Agreement shall be in writing and delivered to a Party personally, by facsimile or by certified, registered, or first-class mail, with postage prepaid and return receipt requested, or by a nationally recognized overnight delivery service, addressed as follows:

If to the Franchising Entity:
(must provide street address)

If to the Provider:
(must provide street address)

City of Wyandotte:

3200 Biddle Avenue, Suite 100

Wyandotte, Michigan 48192

Attn: City Clerk

Fax No.: 734.556.3131

444 Michigan Avenue

Room 1670

Detroit, Michigan 48226

Attn: Yvette Collins, Director - External Affairs

Fax No.: 313.496.9332

Or such other addresses or facsimile numbers as the Parties may designate by written notice from time to time.

XVI. Miscellaneous

- A. **Governing Law.** This Franchise Agreement shall be governed by, and construed in accordance with, applicable Federal laws and laws of the State of Michigan.
- B. **The parties to this Franchise Agreement are subject to all valid and enforceable provisions of the Act.**
- C. **Counterparts.** This Agreement may be signed in one or more counterparts, each of which shall be deemed an original and all of which together shall constitute on and the same agreement.
- D. **Power to Enter.** Each Party hereby warrants to the other Party that it has the requisite power and authority to enter into this Franchise Agreement and to perform according to the terms hereof.
- E. **The Provider and Franchising Entity are subject to the provisions of 2006 Public Act 480.**

IN WITNESS WHEREOF, the Parties, by their duly authorized representatives, have executed this Franchise Agreement.

City of Wyandotte, a Michigan Municipal Corporation

Michigan Bell Telephone Company, a Michigan Corporation, doing business as AT&T Michigan

By



Print Name

Jim Murray

Title

President

Address

221 North Washington Square

City, State, Zip

Lansing, Michigan 49833

Phone

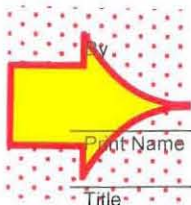
517.334.3400

Fax

517.334.3429

Email

m42325@att.com



By

Print Name

Title

Address

City, State, Zip

Phone

Fax

Email

FRANCHISE AGREEMENT

(Franchising Entity to Complete)

Date submitted:

Date completed and approved:

ATTACHMENT 1

UNIFORM VIDEO SERVICE LOCAL FRANCHISE AGREEMENT (Pursuant To 2006 Public Act 480)

(Form must be typed)

Date: August 3, 2016		
Applicant's Name: Michigan Bell Telephone Company d/b/a AT&T Michigan		
Address 1: 444 Michigan Avenue		
Address 2: Room 1670		Phone: 313.496.8162
City: Detroit	State: Michigan	Zip: 48226
Federal I.D. No. (FEIN): 38-0823930		

Company executive officers:

Name(s): Jim Murray
Title(s): President

Person(s) authorized to represent the company before the Franchising Entity and the Commission:

Name: Yvette Collins or her designee(s)		
Title: Director - External Affairs		
Address: 444 Michigan Avenue, Room 1670, Detroit, Michigan 48226		
Phone: 313.496.8162	Fax: 313.496.9332	Email: m42325@att.com

Describe the video service area footprint as set forth in Section 2(3e) of the Act. (An exact description of the video service area footprint to be served, as identified by a geographic information system digital boundary meeting or exceeding national map accuracy standards.)

Michigan Bell Telephone Company d/b/a AT&T Michigan CONFIDENTIAL INFORMATION SEE ATTACHED CONFIDENTIAL MAP LABELED AS ATTACHMENT A The Video Service Area Footprint is set forth in a map, attached as Confidential Attachment A, which is created using Expanded Geographic Information System (EGIS) software and thus, meets the requirements of Section 2(3)(e) of Act 480. The map identifies the Video Service Area Footprint in terms of AT&T wire centers or exchanges serving the City of Wyandotte, and such boundaries are overlaid onto a map with the municipal boundaries of the City of Wyandotte.
--

[**Option A:** for Providers that Options B and C are not applicable, a description based on a geographic information system digital boundary meeting or exceeding national map accuracy standards]

[**Option B:** for Providers with 1,000,000 or more access lines in Michigan using telecommunication facilities to provide Video Service, a description based on entire wire centers or exchanges located in the Franchising Entity]


[**Option C:** for an Incumbent Video Service Provider, it satisfies this requirement by allowing the Franchising Entity to seek right-of-way information comparable to that required by a permit under the METRO Act as set forth in its last cable franchise or consent agreement from the Franchising Entity entered into before the effective date of the Act]

Pursuant to Section 2(3)(d) of the Act, if the Provider is not an incumbent video Provider, provide the date on which the Provider expects to provide video services in the area identified under Section 2(3)(e) (the Video Service Area Footprint).

For All Applications:

***Verification
(Provider)***

I, Jim Murray, of lawful age, and being first duly sworn, now states: As an officer of the Provider, I am authorized to do and hereby make the above commitments. I further affirm that all statements made above are true and correct to the best of my knowledge and belief.

Name and Title (printed): Jim Murray, President	
Signature: 	Date: August 3, 2016

(Franchising Entity)

City of Wyandotte, a Michigan municipal corporation

By

Print Name

Title

Address

City, State, Zip

Phone

Fax

Email

Date

CITY OF WYANDOTTE
REQUEST FOR COUNCIL ACTION

MEETING DATE: August 15, 2016

AGENDA ITEM # 6

ITEM: 2016 Fiscal Year Budget Amendments

PRESENTER: Robert J. Szczechowski, Deputy Treasurer/Assistant Finance Director

INDIVIDUALS IN ATTENDANCE: N/A

BACKGROUND: Budget amendments are required to meet General Fund and Special Revenue Fund obligations.

STRATEGIC PLAN/GOALS: To comply with all the requirements of our laws and regulations. The budget amendments keep the City in compliance with Public Act 621 of 1978.

ACTION REQUESTED: Adopt the resolution concurring with the Deputy Treasurer/Assistant Finance Director's recommendation of the 2016 Fiscal Year budget amendments.

BUDGET IMPLICATIONS & ACCOUNT NUMBER: See attachment A.

IMPLEMENTATION PLAN: N/A

COMMISSION RECOMMENDATION: N/A

CITY ADMINISTRATOR'S RECOMMENDATION: Concur with recommendation. *Shupdale*

LEGAL COUNSEL'S RECOMMENDATION: N/A

MAYOR'S RECOMMENDATION: Concur with recommendation. 

LIST OF ATTACHMENTS:

1. Budget amendments (attachment A)
2. Department requests/information

MODEL RESOLUTION:

RESOLVED BY CITY COUNCIL that Council hereby concurs in the recommendations of the Deputy Treasurer/Assistant Finance Director and approves the necessary 2016 Fiscal Year Budget amendments as outlined in this communication.

City of Wyandotte
Attachment A
Budget Amendments
August 11, 2016

2016 Fiscal Year

Fund	Account	Account Description	Current Budget Amount	Amended Budget Amount	Amendment/ Change
General Fund	101-136-750-220	Operating Expenses	4,800.00	7,300.00	2,500.00
	101-136-925-720	Education/Training	2,000.00	1,500.00	(500.00)
	101-136-750-226	Drug Testing/CAP Program	20,500.00	19,000.00	(1,500.00)
	101-136-750-225	Work Force Operating Expenses	4,400.00	5,400.00	1,000.00
	101-136-850-510	Office Equipment	37,520.00	35,520.00	(2,000.00)
	101-136-750-224	Subscriptions	5,000.00	5,500.00	500.00

Total Increase/(Decrease) in Expenses/(Revenues)

-

Amend 27th District Court line items per Court Administrator request (attachments).

General Fund	101-301-925-770	Prisoner Transport/Holding	78,000.00	64,000.00	(14,000.00)
	101-301-850-530	Vehicles	101,000.00	105,000.00	4,000.00
	101-301-925-720	Education	14,300.00	24,300.00	10,000.00
	101-301-750-220	Operating Expenses	32,000.00	30,630.00	(1,370.00)
	101-301-750-490	Test Administration	4,000.00	5,370.00	1,370.00

Total Increase/(Decrease) in Expenses/(Revenues)

-

Adjust Police Department line items per PD requests (attachments).

DDA-TIF Fund	499-200-925-804	Marketing	19,000.00	34,000.00	15,000.00
	499-200-925-806	Business Procurement	50,000.00	35,000.00	(15,000.00)
	499-200-850-539	Beautification Commission	6,000.00	7,025.00	1,025.00
	499-200-926-790	Miscellaneous	16,341.00	15,316.00	(1,025.00)

Total Increase/(Decrease) in Expenses/(Revenues)

\$0.00

Amend DDA line items per DDA meeting minutes (attachments).

General Fund	101-840-725-110	Salary-Election Commission	13,000.00	20,670.00	7,670.00
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Total Increase/(Decrease) in Expenses/(Revenues)

\$7,670.00

Increase election salary line item per City Clerk request (attachment).

City of Wyandotte
Attachment A
Budget Amendments
August 11, 2016

2016 Fiscal Year

Fund	Account	Account Description	Current Budget Amount	Amended Budget Amount	Amendment/ Change
General Fund	101-448-750-242	Parks-Equipment	9,500.00	11,500.00	2,000.00
	101-448-825-481	Parks-Tree Stump Removal	2,500.00	500.00	(2,000.00)
	101-448-825-430	Garage-Police Vehicle Maintenance	37,000.00	44,000.00	7,000.00
	101-448-825-431	Garage-Other Vehicle Maintenance	94,000.00	87,000.00	(7,000.00)
Solid Waste Fund	290-000-650-012	Curbside Yard Waste	(35,000.00)	(41,875.00)	(6,875.00)
	290-448-825-491	Compost Tipping Fee	15,000.00	42,500.00	27,500.00
Total Increase/(Decrease) in Expenses/(Revenues)					<u>20,625.00</u>

Increase line items per City Engineer request (attachments).

General Fund	101-100-925-720	Education/Training	2,000.00	970.70	(1,029.30)
	101-100-925-790	Miscellaneous	1,250.00	2,279.30	1,029.30
Total Increase/(Decrease) in Expenses/(Revenues)					<u>-</u>

Amend line items per Mayor's request (attachment).

UDAG Fund	284-000-691-010	Operating Transfers	(\$170,000.00)	\$0.00	\$170,000.00
Local Streets Fund	203-440-925-792	Interest Expense	\$0.00	\$8,679.00	\$8,679.00
Total Increase/(Decrease) in Expenses/(Revenues)					<u>\$178,679.00</u>

Amend line items related to the 2015FY interfund loan between the Local Streets Fund and the Self Insurance Fund.

TIFA Fund	492-200-850-528	Tree Maintenance	\$30,000.00	\$40,000.00	\$10,000.00
Total Increase/(Decrease) in Expenses/(Revenues)					<u>10,000.00</u>

Increase budget due to above normal tree damage from recent storms (attachment).

City of Wyandotte
Attachment A
Budget Amendments
August 11, 2016

2016 Fiscal Year

Fund	Account	Account Description	Current Budget Amount	Amended Budget Amount	Amendment/ Change
Special Events Fund	285-000-655-031	Misc Rec-July 4 Parade	(\$500.00)	(\$700.00)	(\$200.00)
	285-225-925-826	4th of July Parade	\$7,000.00	\$7,200.00	\$200.00
Total Increase/(Decrease) in Expenses/(Revenues)					<u>\$0.00</u>

Amend line items per Special Events Coordinator request (attachment).

Drug Forfeiture Fund	265-000-655-041	Drug Forfeit Revenue-State	(\$20,000.00)	(\$35,000.00)	(\$15,000.00)
	265-301-925-730	Other Expenses-State	\$18,000.00	\$33,000.00	\$15,000.00
Total Increase/(Decrease) in Expenses/(Revenues)					<u>\$0.00</u>

Increase line items per Police Department request (attachment).

UDAG Fund	284-200-925-792	Parking Lots	\$0.00	\$19,635.00	\$19,635.00
Total Increase/(Decrease) in Expenses/(Revenues)					<u>\$19,635.00</u>

Carry over 2015 budget amount, along with additional costs, per City Engineer (attachment).

General Fund	101-440-825-490	C of C Inspectors	\$53,334.00	\$63,334.00	\$10,000.00
	101-000-630-031	Service Fees-Home Inspections (Sale:	(\$72,000.00)	(\$82,000.00)	(\$10,000.00)
Total Increase/(Decrease) in Expenses/(Revenues)					<u>\$0.00</u>

Amend line items per City Engineer request (attachment).

MEMORANDUM

DATE: July 22, 2016

TO: Robert J. Szczechowski, A/Finance Director

FROM: Stacie Nevalo – 27th District Court Administrator

RE: Budget Amendment

The Court is requesting the following budget amendment and transfer of funds:

\$1,000.00 to ACCT #101-136-750-225 Work Force Operating

\$1,000.00 from ACCT#101-136-850-510 Office Equipment

****Both work force vans need new tires, just informed****

\$500.00 to ACCT # 101-136-925-720 Education/Training

\$500.00 from ACCT# 101-136-850-510 Office Equipment

\$500.00 to ACCT # 101-136-750-224 Subscriptions

\$500.00 from ACCT # 101-136-850-510 Office Equipment

Funds are available in the above account for the requested transfers. Total funds to be transferred \$2,000.00.

Please contact me if you have any questions, thank you.

MEMORANDUM

DATE: March 30, 2016

TO: Robert J. Szczechowski, A/Finance Director

FROM: Stacie Nevalo – 27th District Court Administrator

RE: Budget Amendment

The Court is requesting the following budget amendment and transfer of funds:

\$2,500.00 to ACCT #101-136-750-220 Operating Expenses

\$1,000.00 from ACCT#101-136-925-720 Education/Training

\$1,500.00 from ACCT#101-136-750-226 Drug Testing

Money needs transferred to cover Court's Bank Fees

(Started in October 2015)

Funds are available in the above account for the requested transfers.

Please contact me if you have any questions, thank you.

City of Wyandotte

Interdepartmental Communication

DATE: April 6, 2016
TO: Bob Szczechowski, Finance
FROM: Laura Allen, Administrative Assistant
SUBJECT: Transfer of Funds
CC: Chief of Police Daniel J. Grant

Bob, we would like to transfer the following amounts.

Please **take** \$4,000 from the Prisoner Transport/Holding account # 101-301-925-770 and **transfer** the \$4,000 to the Vehicles account # 101-301-850-530. We need to cover the motorcycle leases for the year.

Please advise if there are any problems with these requests.

If you have any questions, please call me at ext. 4424. Otherwise, thank you for your assistance.

Sincerely,

Laura Allen

City of Wyandotte

Interdepartmental Communication

DATE: May 20, 2016
TO: Bob Szczechowski, Finance
FROM: Laura Allen, Administrative Assistant
SUBJECT: Transfer of Funds
CC: Chief of Police Daniel J. Grant

Bob, we would like to transfer the following amount.

Please **take** \$10,000 from the Prisoner Transport/Holding account # 101-301-925-770 and **transfer** the \$10,000 to the Education account # 101-301-925-720

Please advise if there are any problems with this request.

If you have any questions, please call me at ext. 4424. Otherwise, thank you for your assistance.

Sincerely,

Laura Allen

City of Wyandotte

Interdepartmental Communication

DATE: August 3, 2016
TO: Bob Szczechowski, Finance
FROM: Laura Allen, Administrative Assistant
SUBJECT: Transfer of Funds
CC: Chief of Police Daniel J. Grant

Bob, we would like to transfer the following amount.

Please **take** \$1,370 from the Operating account # 101-301-750-220 and **transfer** the \$1,370 to the Test Administration account # 101-301-750-490

Please advise if there are any problems with this request.

If you have any questions, please call me at ext. 4424. Otherwise, thank you for your assistance.

Sincerely,

Laura Allen

OFFICIALS

Thomas Woodruff
CITY ASSESSOR

Lawrence S. Stec
CITY CLERK

Todd M. Browning
TREASURER



COUNCIL

Sheri M. Sutherby-Fricke
Daniel E. Galeski
Tadeusz Miciura Jr.
Leonard T. Sabuda
Donald Schultz Jr.
Kevin VanBoxell

DOWNTOWN DEVELOPMENT AUTHORITY

Meeting Minutes

Tuesday, March 8th 2016 at 5:30 pm

Council Chambers, 3200 Biddle Avenue, Suite 300, Wyandotte Mi. 48192

MEMBERS PRESENT: John Jarjosa, Anne Majlinger, Norm Walker, Patt Slack, Gerry Lucas, Rick DeSana and Greg Gilbert

MEMBERS EXCUSED: Leo Stevenson, Mayor Peterson

OTHERS PRESENT: Joe Keller Gruber, DDA Director & Heather Thiede, Special Events Coordinator

PUBLIC COMMENT: None

APPROVAL OF MINUTES & AGENDA:

- a. Minutes from February 2016

Motion by G. Lucas, supported by A. Majlinger to approve the minutes from the February regular meeting with the correction from G. Gilbert regarding the lead pipes mapping system. H. Thiede to correct and submit. All in favor, motion carried.

INFORMATION TO RECEIVE & PLACE ON FILE:

None

MONTHLY REVENUE/EXPENDITURE REPORT

- a. February Meeting Report


Motion by G. Lucas, supported by N. Walker to approve the February meeting report. Roll Call,

ONGOING PROJECTS & BUSINESS:

- a. **DCA Lease Agreement** – J. Keller Gruber stated that the DCA lease agreement was approved at the last City Council meeting and has been signed and will expire September 30th 2016. The committee discussed.

3200 Biddle Avenue • Wyandotte, Michigan 48192 • 734-324-7298 • Fax 734-324-7283 • email: dda@wyan.org • www.wyandotte.net

- b. **WBA/DDA Contract** – J. Keller Gruber stated that he has met with the WBA Board to review the contract, slight revisions were made and he is hoping to have the agreement signed by the next DDA meeting. P. Slack stated there has been two meeting so far to review the contract and some minor changes were made. J. Keller Gruber stated that some changes included H. Thiede's involvement. A few items that were discussed at the last meeting was liquor licensing for other events during third Fridays, sponsorship conflicts and reviewing other events that would potentially take place during the third Fridays of the month. P. Slack stated that H. Thiede coordinates those other events, which is her responsibility, but that those items reviewed at the last meeting, some can be changed and some cannot so now the DDA is currently waiting for the WBA to sign the contract.
- c. **Marketing Expense Budget Amendment:** J. Keller Gruber stated that he is requesting a budget amendment to the marketing expense budget by increasing it by \$15,000 to cover additional expense including Matt Lee's fees to promote the DDA and WBA programs, money to design and produce the DDA guides, and downtown reindeer during the holiday events. This \$15,000 would be moved from the business procurement expense account seeing as the DDA will not be hiring someone for this task this year due to the structure of the DDA Director and Special Events Coordinators responsibilities

 Motion by G. Lucas, supported by A. Majlinger to approve the increase of \$15,000 to the marketing expense account from the business procurement account. Roll Call, all in favor. Motion carried.

- d. **Design Committee: Capital Improvements Plan for May:** J. Keller Gruber stated that the city departments have been instructed to put together a capital improvements plan, a wish list of things for the district. G. Gilbert suggested including the residential area parking lot in the district for beautification. The committee discussed.
- J. Keller Gruber also stated that the Design Committee now meets once a week to discuss upcoming projects and plan on working with other departments in the city. P. Slack stated the high school does not know at this time if they will be partnering with the viaduct project this year, J. Keller Gruber is going to meet with the teacher from the class at the high school to review concerns and report back to the DDA. The committee discussed future plans including the beautification of parking lots and other items listed on the improvement plan.
- e. **Grants Committee: Personal Guarantees for the DDA Grant Reimbursement:** J. Keller Gruber reviewed the draft personal guarantee documents with the committee. He stated that it will hold the businesses more liable and that Mr. Look, City Attorney assisted in the creation of the material. Committee discussed.
- f. **Director Update:** J. Keller Gruber updated the committee on the new businesses in the city including The Vape Lounge, and the committee commented Abrahamson's Doctors and the Sears buildings look great! P. Slack stated that J. Keller Gruber has been updating the current property listing in the district.

NEW BUSINESS:

None

NEXT REGULAR MEETING: April 12th 2016

ADJOURNMENT:

Motion by A. Majlinger, supported by G. Lucas to adjourn the meeting at 6:05 pm. All in favor, motion carried.

Respectfully Submitted,

Heather Thiede, Deputy Recording Secretary

Downtown Development Authority
Meeting Minutes * Tuesday, March 8th 2016
Council Chambers, 3200 Biddle Avenue, Suite 300
Wyandotte, Michigan 48192

MEMBERS PRESENT: John Jarjosa, Anne Majlinger, Norm Walker, Patt Slack, Gerry Lucas, Greg Gilbert and Leo Stevenson

MEMBERS EXCUSED: Mayor Peterson and Rick DeSana

OTHERS PRESENT: Joe Keller Gruber, DDA Director & Heather Thiede, Special Events Coordinator

PUBLIC COMMENT: Vanessa, owner of Glowfish Studios. She requested a bike rack to be placed in front of her business. She stated there are many younger patrons of her business that rest their bikes against her front window. G. Lucas suggested staff contact DPS to request a bike rack be moved from a slower area in town to their location. H. Thiede stated she would contact DPS to make this request. Vanessa also stated there will be a kendama tournament May 21st at the Downriver Council of Arts from 12 to 8 pm.

APPROVAL OF MINUTES & AGENDA:

- a. Minutes from March 2016 and agenda for April 12th:

Motion by G. Lucas, supported by N. Walker to approve the minutes from the March regular meeting and agenda for April 12th 2016. All in favor, motion carried.

INFORMATION TO RECEIVE & PLACE ON FILE:

Beautification Commission Meeting Min.

Motion by P. Slack, supported by G. Lucas to receive and place items on file. All in favor, motion carried.

MONTHLY REVENUE/EXPENDITURE REPORT

- a. March Meeting Report: G. Gilbert asked for a detailed report on the expense of the Fort Street budget. J. Gruber stated he would put together that report and get back to the committee.

Motion by G. Gilbert, supported by A. Majlinger to approve the March meeting report. Roll Call,

ONGOING PROJECTS & BUSINESS:

- a. Special Events Coordinator - Project Update: H. Thiede spoke about the projects and programs she has assisted with this year. The group discussed.
- b. Community Updates: J. Gruber updated the group on the happenings downtown, including the Roll Along the River event to be held May 1st with a start and end point at the DCA. He

also updated the group on the latest Third Friday and that Whiskey on the Water is now open. Sweet Arrangements is now making fudge in their business and the DCA has a chocolate chef using their kitchen.


- c. WBA Contract and Service Agreement: J. Gruber stated that the agreement is signed and they are ready to move forward with approval at council. P. Slack stated that communication between the WBA and DDA has really improved thus far.

NEW BUSINESS:

- a. Budget Amendments:

Motion by N. Walker, supported by G. Lucas to approve the legal, salary and administrative budget increase of \$12,232.55 to be taken from Business Procurement budget 499-200-925-806. Roll call, all in favor, motion carried.

- b. Clerk's Office: Committee Disclosure Statements: J. Gruber stated that committee members are required to fill out and return the disclosure statement to the clerk's office by May 1st.
- c. Beautification Commission Request: J. Gruber read a letter from the Beautification Commission requesting a onetime budget increase of \$1,025 for the purchase of new top soil for the community garden area. John Darin from the Beautification Commission spoke to the committee about the request. The committee discussed.



Motion by G. Gilbert, supported by G. Lucas to approve of a onetime increase to the Beautification Commissions budget 499-200-850-539 of \$1,025 to be taken from the Miscellaneous Fund budget 499-200-926-790. Roll call, all in favor, motion carried.

- d. Capital Improvements Plan Draft: J. Gruber stated this plan was mentioned in previous meetings and the draft will be submitted to the finance department in April for review and then back to the DDA Office by May. L. Stevenson stated that he would like the DDA Board to see the plan before finance for review. J. Gruber stated he will send it to the board. The group discussed.
- e. Target Analysis: J. Gruber explained the program to the board and reviewed the documents. He stated that each community involved would receive a analysis to be able to give developers in the future. L. Stevenson asked who would be spearheading the project; J. Gruber stated he was approached by the MEDC and the DCC is leading with member cities being Lincoln Park, River Rouge, Romulus, Trenton and hopefully Wyandotte. The committee discussed.

Motion by L. Stevenson, supported by N. Walker to approve the funding, not to exceed \$3,500 to the Downriver Target Market Analysis, regardless of the other cities participation, the DDA Director to work with the Downriver Community Conference to attract other local cities to participate in the study and for the DDA Director to take an active role with the Michigan Economic Development Corporation and third parties involved to guide them as to what Wyandotte is looking for. Roll Call, all in favor, motion carried.

- f. Design Committee: Patronicity Campaign: J. Gruber explained the placemaking project to the committee. The committee discussed funding and other details. G. Gilbert mentioned about the maintenance of the project for the future, J. Gruber stated that it is a good question and long term costs will be calculated shortly. P. Slack spoke in the downtown benches and the area being more walkable.

Motion by L. Stevenson, supported by A. Majlinger to move forward with the campaign. All in favor, motion carried.

- g. Signage: Chelsea's: J. Gruber stated that N. Walker mentioned it might be helpful for the board to be aware of the signage request and the decision of the Design Review to deny the rotating electric sign request.
- h. Banners: J. Gruber reviewed with the committee the number of banners that are no longer in place.
- i. Promotions: Matt Lee: J. Gruber stated clips of the tv interviews and noted articles were emailed to the board for their review.
- j. Cross Promotion Grant: J. Gruber stated that he and H. Thiede worked on the application that is in the packet, and requested for it to be reviewed by the board.
- k. Grant: Vape Lounge:

Motion by L. Stevenson to grant \$1,200 or %15 of their project to the Vape Lounge, with a personal guarantee, and to be paid in full upon completion of work submitted to the DDA Grant Committee. Roll Call, all in favor, motion carried.

G. Gilbert asked J. Gruber to contact the train company for funds towards the flowers near the viaduct. P. Slack stated that unless it's a structure issue typically the railroad won't assist. J. Gruber stated that the State Representative did mention recently that the railroad company will be doing repairs.

NEXT REGULAR MEETING: May 10th 2016

ADJOURNMENT:

Motion by L. Stevenson, supported by A. Majlinger to adjourn the meeting at 7:13 pm. All in favor, motion carried.

OFFICIALS

Joseph R. Peterson
MAYOR

Todd M. Browning
CITY TREASURER

Thomas R. Woodruff
CITY ASSESSOR



COUNCIL

Sheri M. Sutherby-Fricke
Daniel E. Galeski
Ted Miciura Jr.
Leonard T. Sabuda
Donald C. Schultz
Kevin VanBoxell

LAWRENCE S. STEC
CITY CLERK

June 9, 2016

To: Todd Drysdale, City Administrator

RE: Budget Amendment – Election Commission Salary (101.840.725.110)

The Clerk's office is seeking a budget amendment in the amount of \$7670.00. This amount reflects additional funds required for the following:

1. Training of election inspectors in the operation of newly acquired "E-Poll Book" (electronic voter processing system).
2. Hiring of one additional election inspector per precinct, equaling ten additional poll workers at the cost of \$1,500.00.
3. Designation of 1 Co-Chairperson at each precinct at an increased cost of \$25/precinct, \$250 total.

When application was made to the State of Michigan for the electronic poll books, it was indicated to this department that in all likelihood, this equipment would not be made available to us prior to the upcoming August primary election. Subsequently, the equipment was made available early, and this department took delivery of such in early May. The Secretary of State's office now expects this department to implement use of the poll books at the next opportunity, in other words, the August 2, 2016 Primary.

In an effort to provide the citizens of Wyandotte with a smooth, satisfactory voting experience, an additional poll worker is hoped to be added at the August primary. This decision was arrived at after the state legislature eliminated "straight ticket" voting which will increase waiting time in line to vote due to the longer voting process itself, and information we have garnered from various Clerks training classes and recommendations put forward by the Secretary of State. Careful observation of the polling sites during the last election was also factored into this decision, and based on predictions of voter turnout for the November election, may have to be increased again for that event.

The designation of a Co-Chairperson to share in the responsibility of organizational duties at the precinct was approved by Council at the June 6, 2016 meeting.

Thank you for your consideration in this matter. If you have any questions regarding this issue, please do not hesitate to call or e-mail this office.

Lawrence S. Stec
City Clerk

Election Salary Budget

WORKERS

Position	#	Pay Rate	Notes	August	November	May	Total
Chairpersons	10	200	1/precinct	\$ 2,000.00	\$ 2,000.00	\$ 2,000.00	\$ 6,000.00
Co-Chairpersons	10	175	1/precinct	\$ 1,750.00	\$ 1,750.00	\$ 1,750.00	\$ 5,250.00
Inspectors	60	150	3/prct (Aug & May) & 6/precinct (Nov)	\$ 4,500.00	\$ 9,000.00	\$ 4,500.00	\$ 18,000.00
Election Technician	2	200	1 for Aug & May, 2 for November	\$ 200.00	\$ 400.00	\$ 200.00	\$ 800.00
SUB-TOTAL:				\$ 8,450.00	\$ 13,150.00	\$ 8,450.00	\$ 30,050.00

ABSENT VOTERS

Absentee Voter Counting Board	12	200	2 boards, 5 precincts each	\$ -	\$ 2,400.00		\$ 2,400.00
SUB-TOTAL:				\$ -	\$ 2,400.00		\$ 2,400.00

TRAINING

EPB Training	92	20	2 days/August, 1 day refresher/Nov. & May	\$ 3,680.00	\$ 1,840.00	\$ 1,840.00	\$ 7,360.00
Pollworker Training (All & AVCB)	72	20	1 day, 2.5-3 hours, all	\$ 1,440.00	\$ 1,440.00	\$ 1,440.00	\$ 4,320.00
Chair and Co-Chair Training	20	20	1 day, 2.5-3 hours, August only	\$ 400.00	\$ -		\$ 400.00
SUB-TOTAL:				\$ 5,520.00	\$ 3,280.00	\$ 3,280.00	\$ 12,080.00

TOTAL:	\$	13,970.00	\$	18,830.00	\$	11,730.00	\$ 44,530.00
2015-16 Budget Remaining:	\$	6,300.00					
Necessary Budget Amendment:	\$	7,670.00					

Todd A. Drysdale

From: Beth Lekity <blekity@wyandotte.org>
Sent: Thursday, June 02, 2016 11:35 AM
To: 'Todd A. Drysdale'
Cc: 'Larry Stec'
Subject: RE: RFCAs - June 6, 2016

Todd:

It depends on the election. For good reason, a presidential election is going to have many more election inspectors than a city election would have. If I were using the Presidential Primary in March to calculate this cost, there were 30 inspectors at \$150 per inspector (3/precinct) and 10 chairs at \$200 per chair (1/precinct). Adding a co-chair could add anywhere from \$250 to the overall budget if we were to keep the # of workers at 4 per precinct, reduce the inspector count (\$150) by 1 and replace with a co-chair at \$175 (\$25 more per precinct) OR up to \$1750 if we were in a bigger election that would necessitate the addition of a co-chair without reducing the number of inspectors (\$175 per precinct). I should mention that the \$250 option of keeping the number of workers at 4 per precinct is not an optimal situation and not our recommendation. But it is the low end of possible costs associated with this designation addition. I hope that I have explained that well enough.

Larry and I have actually put together a spread sheet that we wanted to get in front of you in regards to election worker salaries and training needs for the upcoming elections. Would you have time tomorrow or early next week for review so that we can consider the options for our budget?

From: Todd A. Drysdale [mailto:tdrysdale@wyandotte.org]
Sent: Thursday, June 02, 2016 10:45 AM
To: 'Beth Lekity'
Subject: RE: RFCAs - June 6, 2016

What is the current total cost of elections workers for an election (# of \$150/person, # of \$200/person)? How much would the implementation of a co-chair at \$175/person add to the budget?

From: Beth Lekity [mailto:blekity@wyandotte.org]
Sent: Wednesday, June 01, 2016 4:13 PM
To: 'Todd A. Drysdale' <tdrysdale@wyandotte.org>
Cc: 'Larry Stec' <lstec@wyandotte.org>
Subject: RFCAs - June 6, 2016

Hi, Todd.

Please see the attached and contact myself or Larry with any questions.

Thank you!
Beth

Beth Lekity
Deputy City Clerk
City of Wyandotte
3200 Biddle Avenue
Wyandotte, MI 48192
(734) 324-4560

Option w/ May

Election Salary Budget						
WORKERS						
Position	#	Pay Rate	Notes	August	November	
Chairpersons	10	200	1/precinct	\$ 2,000.00	\$ 2,000.00	\$
Co-Chairpersons	10	175	1/precinct	\$ 1,750.00	\$ 1,750.00	\$
Inspectors	60	150	3/prct (Aug) & 6/precinct (Nov)	\$ 4,500.00	\$ 9,000.00	\$
Election Technician	2	200	1 for Aug	\$ 200.00	\$ 400.00	\$
SUB-TOTAL:				\$ 8,450.00	\$ 13,150.00	\$
ABSENT VOTERS						
Absentee Voter Counting Board	12	200	2 boards, 5 precincts each	\$ -	\$ 2,400.00	
SUB-TOTAL:				\$ -	\$ 2,400.00	
TRAINING						
EPB Training	92	20	2 days/August, 1 day refresher/Nov. & May	\$ 3,680.00	\$ 1,840.00	\$
Pollworker Training (All & AVCB)	72	20	1 day, 2.5-3 hours, all	\$ 1,440.00	\$ 1,440.00	\$
Chair and Co-Chair Training	20	20	1 day, 2.5-3 hours, August only	\$ 400.00	\$ -	
SUB-TOTAL:				\$ 5,520.00	\$ 3,280.00	\$
TOTAL:				\$ 13,970.00	\$ 18,830.00	\$
2015-16 Budget Remaining:				\$ 6,300.00		
Necessary Budget Amendment:				\$ 7,670.00		

↓
NEEDED
FOR
THIS
BUDGET

↑ WORKERS UP
FOR NOV.
REFLECTS INCREASE IN
ELECT. BUDGET

bob szczechowski

From: Mark Kowalewski <mkowalewski@wyandotte.net>
Sent: Friday, June 24, 2016 4:06 PM
To: 'bob szczechowski'
Cc: Peggy Green; David Rothermal
Subject: FW: Resolution
Attachments: yard waste resolution.pdf

Bob,

Please process a budget amendment for the Solid Waste Fund[see attached].
Revenue: 290-000-650-012 Yard Waste \$6,875.
Expenditure: 290-448-825-491 Compost Tipping Fee \$27,500.

Mark A. Kowalewski, PE
City Engineer
City of Wyandotte
3200 Biddle,suite 200
Wyandotte, MI 48192
1-734-324-4554

**CITY OF WYANDOTTE, MICHIGAN
CERTIFIED RESOLUTION
2016-79**

REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE CITY OF WYANDOTTE,
WAYNE COUNTY, MICHIGAN, HELD IN THE COUNCIL CHAMBERS, OF THE MUNICIPAL
BUILDING.

UNDER THE DATE OF: February 29, 2016

MOVED BY: Councilperson Sabuda

SUPPORTED BY: Councilperson Miciura

BE IT RESOLVED by the City Council that the Ordinance changes to Chapter 14 Garbage, Trash and Weeds regarding Annual License Fees for Yard Waste Collection Business will be a First Reading at the Council meeting held on February 29, 2016; AND

BE IT FURTHER RESOLVED that the fees will be as follows:

\$200 per pick-up truck for Wyandotte Businesses

\$800 per pick-up truck for non-Wyandotte Businesses

Motion unanimously carried.

ABSENT: Councilperson Fricke

I, LAWRENCE S. STEC, duly authorized City Clerk of Wyandotte, do hereby certify that the foregoing is a true and complete copy of the resolution adopted by the City Council on February 29, 2016 said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meeting Act, being Act 267, Public Acts of Michigan, 1976.


Lawrence S. Stec
City Clerk

CITY OF WYANDOTTE
REQUEST FOR COUNCIL ACTION

MEETING DATE: February 29, 2016

AGENDA ITEM # 10

ITEM: Annual License for Yard Waste Collection

PRESENTER: Mark A. Kowalewski, City Engineer

INDIVIDUALS IN ATTENDANCE: Mark A. Kowalewski, City Engineer

BACKGROUND: The City accepts grass and yard waste at the Recycling Drop-Off Center from Wyandotte residents at no charge. Businesses may utilize the Recycling Drop-Off Center by obtaining a license. Businesses not located in Wyandotte may obtain licenses provided only yard waste is collected from Wyandotte Properties. In 2015, twenty (20) businesses obtained licenses and six (6) businesses were non-Wyandotte businesses. Since some businesses had more than one (1) licensed truck, there were 34 licenses issued. The current license fees are \$300 per truck for non-Wyandotte businesses and \$75 per truck for Wyandotte businesses. In 2015, these license fees generated \$4,125.00.

The City has delivered the yard waste to Jack's Lawn Service in Monroe. The fee has been \$2.00 per cubic yard. Jack's Lawn Service has closed. We are currently researching options that can accommodate Wyandotte's volume. The cost will increase to at least \$8.50 per cubic yard. It is anticipated that 5,000 cubic yards will be collected @ \$8.50 per cubic yard or \$42,500 in anticipated tipping fees.

To continue to accept and process yard waste, I recommend that the License Fees for businesses utilizing the Recycling Drop-Off Center be increased to begin to capture some of the cities additional expenses. The fees would increase to \$200 per pick-up truck for Wyandotte Businesses and \$800 per pick-up truck for non-Wyandotte businesses. Attached is a proposed ordinance change for your consideration.

STRATEGIC PLAN/GOALS: This is consistent with the 2010-2015 Goals and Objectives of the City of Wyandotte Strategic Plan in the continuing efforts to creating fiscal stability.

ACTION REQUESTED: Increase License Fee for Yard Waste Collection Businesses by adopting Ordinance change.

BUDGET IMPLICATIONS & ACCOUNT NUMBER: Increase revenue to account 290-000-650-012 Yard Waste by \$6,875. Increase expenditure to account #290-448-825-491 Compost Tipping Fee by \$27,500 to \$42,500 with \$20,625 provided from fund balance.

IMPLEMENTATION PLAN: After adoption of Ordinance notify Yard Waste Collection Businesses of new License Fees.

COMMISSION RECOMMENDATION: N/A

CITY ADMINISTRATOR'S RECOMMENDATION:

LEGAL COUNSEL'S RECOMMENDATION: Ordinance reviewed and approved by B. Look.

MAYOR'S RECOMMENDATION:

LIST OF ATTACHMENTS: Current Ordinance for Yard Waste Collection, Proposed Ordinance for Yard Waste Collection and Yard Waste License Information

Current ordinance

Sec. 14-14. - License.

All persons engaged in the business or practice of collection or transporting any solid waste or yard waste from any premises, or upon the streets, alleys or public ways of the city, shall be licensed. This section shall not apply to city employees in the performance of their duties or persons authorized to perform said services by contract with the city.

- (1) The annual fee for a license for solid waste and garbage collection shall be one hundred dollars (\$100.00). Application shall be made to the city. At a minimum, the application must include the following information:
 - a. Description of the methods and equipment used to collect material, description of services provided, location by address, size in cubic yards, and type front or rear load of all dumpsters serviced by applicant.
 - b. Proof of liability insurance acceptable to the city.
 - c. License shall specify location where collected material is disposed. No licensed collector shall dispose of material at sites other than those herein specified.
 - d. Each licensed collection receptacle provided by said license must be the proper type as determined by the city engineer, and be hygienic, and not contributing to litter and be properly maintained.
 - e. Such other pertinent facts as the city engineer may from time to time require for the purpose of determining whether the applicant complies with any and all laws, rules or regulations established by the city, county, state or federal government in regards to waste handling or disposal.
 - f. Unless revoked, every license granted under this section shall expire on the next succeeding May 31 following issuance.
- (2) The annual fee for a license for yard waste collection shall apply if the city drop-off recycling center is utilized by said business. The yard waste collector shall only utilize the drop-off recycling center with yard waste collected from Wyandotte properties. The fee shall be two hundred fifty dollars (~~\$250.00~~) per truck for non-Wyandotte businesses and fifty dollars (~~\$50.00~~) per truck for Wyandotte businesses. Application shall be made to the city clerk. At a minimum, the application shall include the following information:
 - a. Description of the vehicles used to collect yard waste, license number of vehicles, location by address, name and phone number of all locations in Wyandotte serviced by applicant.
 - b. Proof of liability insurance acceptable to the city.
 - c. Applicant shall agree to utilize the recycling drop-off center during posted hours with the following exceptions. The drop-off center shall not be utilized by applicant on weekends after 1:00 p.m. on Fridays till 7:30 a.m. Mondays. The drop-off center shall not be utilized by the applicant on weekdays after 2:00 p.m.
 - d. Such other pertinent facts as the city engineer may from time to time require for the purpose of determining whether the applicant complies with any and all laws, rules or regulations established by the city, county, state or federal government in regards to yard waste disposal.

Amended by Resolution dated 12/14/10

- e. Unless revoked, every license granted under this section shall expire on the next succeeding May 31, following issuance.

(Ord. No. 961, § 1, 2-1-93; Ord. No. 965, § 1, 5-10-93; Ord. No. 977, § 1, 3-21-94; Ord. No. 1211, § 1, 12-20-04; Ord. No. 1263, § 1, 3-6-06)

OFFICIALS

William R. Griggs
CITY CLERK

Andrew A. Swiecki
CITY TREASURER

Colleen A. Keehn
CITY ASSESSOR



COUNCIL

Todd M. Browning
James R. DeSana
Shirley M. Sutherby-Fricke
Daniel E. Galeski
Leonard T. Sabuda
Lawrence S. Stec

December 14, 2010

JOSEPH R. PETERSON
MAYOR

RESOLUTION

Mark A. Kowalewski
City Engineer
3131 Biddle Avenue
Wyandotte, Michigan 48192

By Councilman James R. DeSana
Supported by Councilman Lawrence S. Stec

RESOLVED by the City Council that Council CONCURS in the recommendation of the City Engineer to change the following yearly charges regarding Chapter 14, Garbage, Trash and Weeds, Section 14-14 relative to the contractors who utilize the City of Wyandotte Drop-Off Recycling Center for yard waste disposal effective January 1, 2011 as follows:

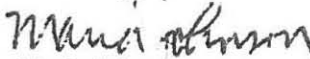
YARD WASTE LICENSE FEE

Non-Wyandotte Based Business	\$300.00 per truck
Wyandotte Based Business	\$ 75.00 per truck

YEAS: Councilmembers Browning DeSana Fricke Sabuda Stec
NAYS: None

RESOLUTION DECLARED ADOPTED

I, Maria Johnson, Deputy City Clerk for the City of Wyandotte, do hereby certify that the foregoing is a true and exact copy of a resolution adopted by the Mayor and Council of the City of Wyandotte, at the regular meeting held on December 13, 2010.


Maria Johnson
Deputy City Clerk

CC: Finance, DPS

I hereby approve the adoption of the foregoing ordinance this day of , 2016.

YARD WASTE LICENSE

CURRENT YARD WASTE LICENSES

14 Wyandotte Businesses with 27 Licenses @ \$75/each =	\$2,025.00
6 Non-Wyandotte Businesses with 7 Licenses @ \$300/each =	<u>\$2,100.00</u>
Total	\$4,125.00

FUTURE YARD WASTE LICENSES

14 Wyandotte Businesses with 27 Licenses @ \$200/each =	\$ 5,400.00
6 Non-Wyandotte Businesses with 7 Licenses @ \$800/each =	<u>\$ 5,600.00</u>
Total	\$ 11,000.00

bob szczechowski

From: dave rothermal <dlrothermal@wyan.org>
Sent: Monday, July 11, 2016 11:15 AM
To: 'bob szczechowski'
Subject: RE: Budget Amendment

Bob

It should read

101-448-825-431 -7000.00 transfer to 101-448-825-430 + 7000.00 thanks

Dave Rothermal
Sanitation Supervisor
4201-13th
Wyandotte, Mi 48192
734-324-4587
dlrothermal@wyan.org

From: bob szczechowski [<mailto:bszczechowski@wyan.org>]
Sent: Monday, July 11, 2016 10:57 AM
To: mkowalewski@wyan.org
Cc: 'Gary Ellison'; 'David Rothermal'; 'Al Sutton'; 'Peggy Green'
Subject: RE: Budget Amendment

Below you have the same account being increased and decreased by \$7,000. Please provide the correction.

Thanks,

Bob

Robert J. Szczechowski
Deputy Treasurer/Asst. Finance Director
City of Wyandotte
3200 Biddle Avenue, Suite 300
Wyandotte, MI 48192
Tel: 734-324-4542
Fax: 734-324-4519

www.wyandotte.net

From: Mark Kowalewski [<mailto:mkowalewski@wyandotte.net>]
Sent: Tuesday, July 05, 2016 3:57 PM
To: 'bob szczechowski'
Cc: Gary Ellison; David Rothermal; Al Sutton; Peggy Green
Subject: Budget Amendment

Bob,

Please process the following budget amendments:

101-448-750-242 Parks Eqpt. +\$2,000.00

101-448-825-481	Parks tree stump rem	-\$2,000.00
101-448-825-430	Garage police repair	+\$7,000.00
101-448-825-430	Garage Eqpt Maint	-\$7,000.00

Thanks,

Mark A. Kowalewski, PE
City Engineer
City of Wyandotte
3200 Biddle, suite 200
Wyandotte, MI 48192
1-734-324-4554

bob szczechowski

From: Mark Kowalewski <mkowalewski@wyandotte.net>
Sent: Tuesday, July 26, 2016 4:19 PM
To: 'Bob Szczechowski'
Cc: Kathy Trudell; Peggy Green; Gary Ellison; Al Sutton; 'LaManes, Paul'
Subject: tree cutting

Bob,

Please process a budget amendment for 492-200-850-528 TIFA Tree Maintenance to add \$10,000.00 from fund balance. We have experienced additional tree removal with recent storms. I have also copied Paul LaManes, TIFA Secretary. Thanks,

Mark A. Kowalewski, PE
City Engineer
City of Wyandotte
3200 Biddle,suite 200
Wyandotte, MI 48192
1-734-324-4554

bob szczechowski

From: Julie Sadlowski <jsadlowski@wyandotte.org>
Sent: Thursday, July 14, 2016 4:26 PM
To: 'Bob Szczecowski'
Subject: FW: Flags Invoice
Attachments: rocket flags.pdf

Bob,

Specials Events and the Mayor's Office are splitting the cost for the purchase of city flags. Heather was able to pay \$1,000 and the Mayor's Office is paying the rest.

It looks like I am going to need a budget transfer of \$1,029.30 into Mayor Misc. Acct. from the Education/Training account. Unless you suggest a better spot to take it from.

Thanks.
Julie

Julie Sadlowski
Executive Assistant to the Mayor and Council
City of Wyandotte
3200 Biddle Avenue, Suite 300
Wyandotte, MI 48192
Tel: 734-324-4544
Fax: 734-324-4552

www.wyandotte.net

From: Heather Thiede [<mailto:hthiede@wyandotte.org>]
Sent: Thursday, July 07, 2016 6:17 PM
To: Julie Sadlowski
Subject: Flags Invoice

Julie –

I have attached the flag invoice to this email. I can process \$1,000 of it from my 285-225-925-822 Merchandise account.

Let me know if that works for you, and then you would pay the remainder.

Thanks!

Heather

Heather A. Thiede
Special Events Coordinator
Department of Recreation, Leisure and Culture
2624 Biddle Avenue
Wyandotte, Michigan 48192
Phone – 734-324-4502
Fax – 734-324-7283
www.wyandotte.net

bob szczechowski

From: Heather Thiede <hthiede@wyan.org>
Sent: Friday, July 29, 2016 8:35 AM
To: 'bob szczechowski'
Subject: RE: Transfer of Funds

Bob -

Please see the below accounts and amounts that I would like to amend the budgets below. The donation was intended for the cost of bands, so this transfer is necessary.

Amount	Event	Revenue Account	Expenditure Account
\$200	4 th of July Parade	285-000-655-031	285-225-925-826

I am requesting these funds be transferred from the above revenue accounts to the event expenditure accounts to be used for the 2016 event season.

Thank you very much!!

Heather

Heather A. Thiede
Special Events Coordinator
Department of Recreation, Leisure and Culture
2624 Biddle Avenue
Wyandotte, Michigan 48192
Phone – 734-324-4502
Fax – 734-324-7283
www.wyandotte.net
www.wyandottestreetartfair.org

From: bob szczechowski [<mailto:bszczechowski@wyan.org>]
Sent: Thursday, July 28, 2016 4:36 PM
To: 'Heather Thiede'
Subject: RE: Transfer of Funds

We can't transfer money from a revenue account to an expense account. The donation in the 285-000-655-031 just offsets the expense. If you need to increase the budget for 285-225-925-826, we can process a budget amendment.

Thanks,

Bob

Robert J. Szczechowski
Deputy Treasurer/Asst. Finance Director
City of Wyandotte
3200 Biddle Avenue, Suite 300
Wyandotte, MI 48192
Tel: 734-324-4542
Fax: 734-324-4519

www.wyandotte.net

From: Heather Thiede [<mailto:hthiede@wyandotte.org>]

Sent: Thursday, July 28, 2016 2:00 PM

To: 'bob szczechowski'

Subject: Transfer of Funds

Bob –

Please see the below accounts and amounts that I would like transferred from the revenue to expense. The donation was intended for the cost of bands, so this transfer is necessary.

From: Account	Amount	To: Account	Reason
285-000-655-031- Misc. Rec July 4 th Parade	\$200	285-225-925-826	Donations

were intended to be used for the payment of bands at the parade.

Thank you very much!

Heather A. Thiede
Special Events Coordinator
Department of Recreation, Leisure and Culture
2624 Biddle Avenue
Wyandotte, Michigan 48192
Phone – 734-324-4502
Fax – 734-324-7283
www.wyandotte.net
www.wyandottetstreetartfair.org

City of Wyandotte

Interdepartmental Communication

DATE: August 1, 2016
TO: Bob Szczechowski, Finance
FROM: Laura Allen, Administrative Assistant
SUBJECT: Transfer of Funds
CC: Chief of Police Daniel J. Grant

LA

Bob, we would like to transfer the following amount.

Please increase our Other Expenses - State account # 265-301-925-730 by \$15,000 and also increase our Drug Forfeit Revenue-State account # 265-000-655-041 by \$15,000.

Please advise if there are any problems with this request.

If you have any questions, please call me at ext. 4424. Otherwise, thank you for your assistance.

Sincerely,

Laura Allen

bob szczechowski

From: Mark Kowalewski <mkowalewski@wyandotte.net>
Sent: Wednesday, August 03, 2016 3:05 PM
To: 'bob szczechowski'
Cc: Peggy Green; Jesus Plasencia
Subject: File # 4644 Budget Amendment
Attachments: nagle.pdf

Bob,

Please do a budget amendment for UDAG Parking Lots: Account # 284-200-925-792 by adding \$19,635.00. The project was originally budgeted in 2014-2015 Budget Year and the contract is dated 3-30-15. The last previous payment was 2-29-16 with retainage of \$5,000. The \$19,635 is from \$15,621.94 that should be carried forward from the 2014-2015 Budget and \$4,013.06 for an increase in unit bid prices and an extra cost to remove an old foundation. The project is completed.

Mark A. Kowalewski, PE
City Engineer
City of Wyandotte
3200 Biddle, suite 200
Wyandotte, MI 48192
1-734-324-4554

COPIES TO:
 Contractor
 Eng. Dept. File
 City Engineer
 Peggy

CITY OF WYANDOTTE
 DEPARTMENT OF ENGINEERING
 3200 BIDDLE AVENUE, SUITE 200
 WYANDOTTE, MICHIGAN 48192

Engineer's Estimate No. 4 (FINAL)

August 1, 2016

Contract With: Nagle Paving Company

Address: 39525 W. 13 Mile Road, Suite 300, Novi, Michigan 48377

Contract Dated: March 30, 2015

For: File #4644 - HMA Parking Lot Construction

Original Contract Price	\$57,485.00
Adjusted Contract Price	\$56,498.05

Balance of Contract as of this date	\$5,000.00
Less payment this estimate	\$5,000.00
Balance of Contract to be carried forward	\$0.00

PARKING LOT AT #2441 FORT STREET (NORTH OF VINEWOOD)

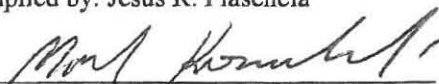
<u>Item</u>	<u>Quantity</u>	<u>Unit</u>	<u>Unit Cost</u>	<u>Total</u>
1 Excavate, grade, and compact for HMA	75.00	CYD	\$40.00	\$3,000.00
2 Remove Existing Catch Basin	1.00	EA	\$950.00	\$950.00
3 Install New Catch Basin	1.00	EA	\$2,000.00	\$2,000.00
4 Install 6-inch PVC Storm Sewer	34.00	LFT	\$75.00	\$2,550.00
5 Remove Existing Concrete Alley	84.00	SYD	\$40.00	\$3,360.00
6 Place 6-8-6 Concrete Alley	84.00	SYD	\$90.00	\$7,560.00
7 Place 13A HMA Leveling Course	68.82	TON	\$115.00	\$7,914.30
8 Place 36A HMA Wearing Course	60.63	TON	\$125.00	\$7,578.75
9 Remove 4-inch Sidewalk	85.00	SFT	\$5.00	\$425.00
10 Place 4-inch Sidewalk	125.00	SFT	\$10.00	\$1,250.00
11 Install Irrigation Per Plans	1.00	LS	\$10,000.00	\$10,000.00
12 Install Decorative Lighting Fixture	1.00	LS	\$5,000.00	\$5,000.00
13 Pavement Marking, Waterborne, 4-inch, Yellow	340.00	LFT	\$1.00	\$340.00
14 Pavement Marking, Waterborne, 4-inch, Blue	90.00	LFT	\$1.00	\$90.00
15 Pavement Marking, Ovly Cold Plas, Handicap Symb	1.00	EA	\$200.00	\$200.00
16 Install Wheel Stops	11.00	EA	\$80.00	\$880.00
17 Install Landscaping Per Plan	1.00	LS	\$7,000.00	\$7,000.00
18 EXTRA - Remove Existing Foundation	1.00	LS	\$1,400.00	\$1,400.00
19 DEDUCT - For 2015 Construction	1.00	LS	-\$5,000.00	-\$5,000.00
			TOTAL	\$56,498.05

Engineer's Estimate #4 (FINAL)
August 1, 2016

Amount of Work Performed To Date	\$56,498.05
Release of retention (\$5,000.00)	\$0.00
Subtotal	\$56,498.05
Credit from previous Engineer's Estimates	\$51,498.05
Balance Due This Estimate	\$5,000.00

Complied by: Jesus R. Plasencia

Checked By: _____


Mark A. Kowalewski

Vendor # 10854

Account #: 284-200-925-792 UDAG

\$5,000.00

bob szczechowski

From: Mark Kowalewski <mkowalewski@wyandotte.net>
Sent: Wednesday, August 03, 2016 3:50 PM
To: 'bob szczechowski'
Cc: Peggy Green; Kelly Roberts; Kathy Trudell
Subject: Budget Amendment

Bob,

Please process the following budget amendment:

Expense: C of C 101-440-825-490 : add \$10,000

Revenue: Upon Sale 101-000-630-031 : add \$10,000

Thanks,

Mark A. Kowalewski, PE
City Engineer
City of Wyandotte
3200 Biddle,suite 200
Wyandotte, MI 48192
1-734-324-4554

CITY OF WYANDOTTE
REQUEST FOR COUNCIL ACTION

MEETING DATE: August 15th, 2016

AGENDA ITEM # **7**

ITEM: SMART 2017FY Municipal and Community Credit Contract

PRESENTER: Justin N. Lanagan, Superintendent of Recreation

INDIVIDUALS IN ATTENDANCE:

BACKGROUND: This is a SMART contract agreement for our 38th year of SMART funding for our transportation programs. For the fiscal year 2017, we are receiving \$63,898 from SMART. These funds are used to insure our Senior Bus and Van, subsidize the Taxi Token Programs, and for any necessary maintenance repairs for the two vehicles.

STRATEGIC PLAN/GOALS: To continue to provide the finest services and quality of life through the continued operation of our Senior Transportation programs.

ACTION REQUESTED: Adopt a resolution concurring with the Superintendent of Recreation's recommendation to have the Mayor and City Clerk sign the FY2017 Municipal and Community Credit contract.

BUDGET IMPLICATIONS & ACCOUNT NUMBER: 101-750-850-550 will be fully funded through the Municipal and Community credits allocated by SMART (\$63,898).

IMPLEMENTATION PLAN: The signed contract will be returned to SMART.

COMMISSION RECOMMENDATION: n/a

CITY ADMINISTRATOR'S RECOMMENDATION: *Shuydale*

LEGAL COUNSEL'S RECOMMENDATION: Approved by Department of Legal Affairs

MAYOR'S RECOMMENDATION: *ALP*

LIST OF ATTACHMENTS: SMART FY2017 Municipal and Community Credit Contract, Exhibits A and B, and the EEOC Report.

RESOLUTION:

Wyandotte, Michigan
Date: August 15th, 2016

RESOLUTION by Councilman _____

Resolved by the City Council that Council hereby authorizes the Mayor and City Clerk to sign the SMART Municipal and Community Credit Contract for FY17 as submitted by the Superintendent of Recreation.

I move the adoption of the foregoing resolution.

MOTION by

Councilmen _____

Supported by Councilman _____

YEAS

COUNCIL

NAYS

Fricke
Galeski
Miciura
Sabuda
Schultz
Van Boxell



Suburban Mobility Authority for Regional Transportation

Buhl Building • 535 Griswold Street, Suite 600 • Detroit, MI 48226 • (313) 223-2100

June 1, 2016

Mrs. Aimee Garbin
Parks and Recreation
City of Wyandotte
3131 Third Street
Wyandotte, MI 48192

Dear Aimee:

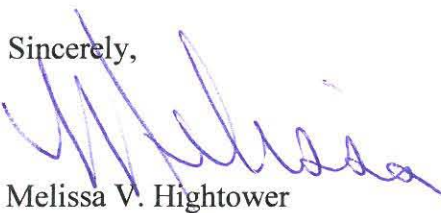
Enclosed is the FY 2017 Municipal and Community Credit contract between SMART and City of Wyandotte.

To receive your FY 2017 funds, please complete the enclosed contract, including Exhibits A and B and the EEOC Report A form. The employee information reported on the **EEOC form should only include the department and persons involved in the transportation program**. Quarterly Operating Report, via MYSMART, is due at the end of each quarter during the term of the contract and is the mechanism finance uses to disburse Municipal and Community Credit funds.

Upon completion, please return all documents to me for final execution (refer to the attached check list). Once the contract has been signed by SMART's General Manager, I will return a fully executed contract to you for your record. As always, please feel free to call me at 734-446-3026 if you have questions or need my assistance to fill out the contract.

I wish you much success with your community transportation program.

Sincerely,



Melissa V. Hightower
Ombudsperson, Wayne County

Enclosures



MUNICIPAL CREDIT and COMMUNITY CREDIT CONTRACT for FY - 2017

I, Joseph R. Peterson, as the Mayor of the **City of Wyandotte** (hereinafter, the "Community") hereby apply to SMART and agree to the terms and conditions herein, for the receipt and expenditure of **Municipal Credits** (Section 1 below), and **Community Credits** (Section 2 below); and further agree that the **Municipal and Community Credits Master Agreement** between the parties is incorporated herein by reference. A description of the service the Community shall provide hereunder is set forth in Exhibit A, and the operating budget for that service is set forth in Exhibit B, both of which are attached hereto and incorporated herein.

1. The Community agrees to use **\$25,460** in **Municipal Credit** funds as follows:

- | | | |
|-----|--|----------------------------------|
| (a) | Transfer to _____
<small>TRANSFeree COMMUNITY</small> | Funding of: \$ _____ |
| (b) | Van/Bus Operations
(Including Charter and Taxi services) | At the cost of: \$ <u>25,460</u> |
| (c) | Services Purchased from SMART
(Including Tickets, Shuttle Services/Dial-a-Ride) | At the cost of: \$ _____ |

Total \$ 25,460

SMART intends to provide Municipal Credit funds under this contract to the extent funds for the program are made available to it by the Michigan Legislature pursuant to Michigan Public Act 51 of 1951. Municipal Credit funds made available to SMART through legislative appropriation are based on projected revenue estimates. In the event that revenue actually received is insufficient to support the Legislature's appropriation, it will result in an equivalent reduction in funding provided to the Community pursuant to this Contract. In such event, SMART reserves the right, without notice, to reduce the payment of Municipal Credit funds by the amount of any reduction by the legislature to SMART. All funding must be spent by September 30, 2018; all funds not spent by that date will revert back to SMART pursuant to Michigan Public Act 51 of 1951, for expenditure consistent with Michigan law and SMART policy.

2. The Community agrees to use **\$38,438** in **Community Credit** funds available as follows:

- | | | |
|-----|--|----------------------------------|
| (a) | Transfer to _____
<small>TRANSFeree COMMUNITY</small> | Funding of: \$ _____ |
| (b) | Van/Bus Operations
(Including Charter and Taxi services) | At the cost of: \$ <u>38,438</u> |
| (c) | Services Purchased from SMART
(Including Tickets, Shuttle Services/Dial-a-Ride) | At the cost of: \$ _____ |
| (d) | Capital Purchases | At the cost of: \$ _____ |

Total \$38,438

MUNICIPAL CREDIT and COMMUNITY CREDIT CONTRACT

for FY - 2017

Capital purchases permitted with Community Credits are subject to applicable state and federal regulations, and SMART policy, including procurement guidelines. When advantageous, SMART may make procurements directly. Reimbursement for purchases made by Community requires submission of proper documentation to support the purchase (i.e. purchase orders, receiving reports, invoices, etc.). Community Credit dollars available in FY 2017, may be required to serve local employer transportation needs per the coordination requirements set forth in the aforementioned Master Agreement. All Community Credit funds must be spent by June 30, 2019 unless approval from SMART General Manager is obtained to extend Community Credits for an additional 2 years to allow accrual for major capital projects; any funds not spent by that date may revert back to SMART for expenditure consistent with SMART policy.

This agreement shall be binding once signed by both parties.

CITY OF WYANDOTTE

By: _____

Date _____

Its: _____

Suburban Mobility Authority for
Regional Transportation

Date _____

By: _____

John C. Hertel
General Manager

Reviewed & Approved by

Bill Look as to form on

Bill Look

MUNICIPAL CREDIT & COMMUNITY CREDIT CONTRACT

For FY - 2017

EXHIBIT "A"

I. MUNICIPAL BUS/VAN PROGRAM – SENIOR CITIZENS AND SPECIAL POPULATIONS

Service Description:	The City of Wyandotte owns and operates a SMART Bus and a SMART Van that are used to transport senior citizens and special populations to doctor, school, hospital appointments, shopping, etc.
Service Area:	Within the City of Wyandotte and surrounding neighboring cities, if possible.
Service Hours:	This service runs between 8 am and 4 pm. All requests for transportation are made on an appointment basis depending on the availability of the vehicle.
Eligible User Group:	Wyandotte Senior Citizens 60 years of age and older and handicapped individuals
Fare Structure:	\$1 each way
Service Level:	Trips are scheduled as needed. Requests are made to the Tele-Care/Senior Van Office at least 48 hours in advance.
Service Mode:	12 Passenger S.M.A.R.T. Bus #29155 8 Passenger S.M.A.R.T. Van #27117

II. TAXI TOKEN SERVICE

Definition:	City of Wyandotte will provide a taxi service for qualified individuals, using a local transportation company.
Service Area:	Limited Area - Wayne County
Service Hours:	7 days per week - 24 hours per day
Eligible User Group:	Resident Senior Citizens 60 & Over And residents with disabilities
Fare Structure:	\$3.50 per token – 50% funded by SMART 50% paid by rider (\$1.75 per token) Minimum purchase 10 tokens per month Maximum purchase 40 tokens per month
Service Level:	Seniors must provide proof of age. Persons with disabilities must provide documentation from their doctor.
Service Mode:	Trinity Transportation

MUNICIPAL CREDIT & COMMUNITY CREDIT CONTRACT

For FY - 2017

Primary Contact Person Name: Aimee E. Pattenau-Garbin (**Quarterly Reports**)

Office Telephone Number: (734) 324-7292

Cell Phone Number: (734) 231-1659

Fax Number: (734) 556-3228

Email Address: recreation@wyan.org

Street Address, City, Zip Code: 3131 Third Street, Wyandotte, MI 48192

Secondary Contact Person Name: Justin N. Lanagan (**Superintendent of Recreation**)

Office Telephone Number: (734) 324-7294

Cell Phone Number: (734) 365-4318

Fax Number: (734) 556-3228

Email Address: jnlanagan@wyan.org

Street Address, City, Zip Code: 3131 Third Street, Wyandotte, MI 48192

*Other Names: Angela Boggs (**Weekly Reports**)

Office Telephone Number: (734) 324-7295

Cell Phone Number: N/A

Fax Number: (734) 556-3228

Email Address: yack@wyan.org

Street Address, City, Zip Code: 3131 Third Street, Wyandotte, MI 48192

****Please indicate the staff person who sends the weekly and quarterly reports***

MUNICIPAL CREDIT and COMMUNITY CREDIT CONTRACT for FY - 2017

EXHIBIT B

PROJECT OPERATING BUDGET

Municipality: CITY OF WYANDOTTE

Contract Period: July 1, 2016- June 30, 2017

Account No: 48138

OPERATING EXPENSES:

Administrative Fee

(10% max. of MC & CC funds)

6390.00

Driver Wages

25357.54

Fringe Benefits

Gasoline & Lubricants

4018.92

Vehicle Insurance

12000.00

Parts, Maintenance Supplies

Mechanic Wages

Fringe Benefits

Dispatch Wages

5229.60

Other (Specify)

Sub-Total (Operating Expenses)

\$57871.67

PURCHASED SERVICE:

Taxi Service

27195.00

Charter Service

SMART Bus Tickets

SMART Shuttle Service

SMART Dial-A-Ride

Other (Specify)

Sub-Total (Purchased Service)

\$27195.00

CAPITAL EQUIPMENT:

(Only list purchases to be made with Community Credits)

Computer Equipment

Software

Vehicle

Maintenance Equipment

Other (Specify)

Sub-Total (Capital Equipment)

\$85066.67

TOTAL EXPENSES

(Operating Expenses, Purchased Service,
and Capital Equipment):

\$85066.67

MUNICIPAL CREDIT and COMMUNITY CREDIT CONTRACT for FY - 2017

EXHIBIT B, continued (Page 2)

REVENUES:

Municipal Credit Funds	<u>25460.00</u>
Community Credit Funds	<u>38438.00</u>
Specialized Services Funds	<u> </u>
General Funds	<u>154.67</u>
Farebox Revenue	<u>21014.00</u>
In-Kind Service	<u> </u>
Special Fares (Contracted Service)	<u> </u>
Other (Specify)	<u> </u>

TOTAL REVENUE:

\$85066.67

(Note: TOTAL EXPENSES must equal TOTAL REVENUE)

SMART EEO COMPLIANCE REPORT A Form

COMMUNITY PARTNERSHIP FORM

Agency/Community Information

Program Type: Community Partnership Program (CPP) ☒ Specialized Service ☐ New Freedom ☐ JARC ☐ 5310 ☐

Name of Agency/Community: City of Wyandotte Recreation Department

Address: 3131 Third Street

City: Wyandotte

State: Michigan

Zip: 48192

Agency/Community Data

1) Has your agency/community completed in excess of \$1,000,000 in DOT federally-funded contracts in the past year? Yes ☐ No ☒

2) Does your agency/community employ over fifty (50) transit related employees? Yes ☐ No ☒

If the answers to the previous two questions were both "Yes", Please forward your agency's/community's Affirmative Action plan to the address below:

Buhl Building
535 Griswold Street, Suite 600
Detroit, MI 48226
Attn: EEO Coordinator

Have all subcontractors been informed of their responsibility to file an EEO Compliance Report A form? Yes ☐ No ☐ N/A ☒

Drug and Alcohol Testing Program Requirements

Does your agency/community have a DOT Drug and Alcohol testing program for safety sensitive employees? (Vehicle operators, dispatchers, mechanics and armed security) Yes ☒ No ☐

Name of your Drug and Alcohol testing program manager: Adams Occupational Health Management

Phone Number: (734) 433-0100

Email Address: adams@adamsohm.com :

Please Proceed to Employment Data Section on Backside

SMART EEO COMPLIANCE REPORT A Form

COMMUNITY PARTNERSHIP FORM

Employment Data

Report all **Transit** related permanent, temporary, or part-time employees including apprentices and on-the-job trainees.
Enter the appropriate figures in the boxes below relating to an employee's race and gender.

Job Classification	Total				Race													
					Non Minority		Minority											
					White		African American		Hispanic		Asian		Pacific Islander		American Indian		Multi Race	
	Employees	Male	Female	Minority	Male	Female	Male	Female	Male	Female	Male	Female	Male	Female	Male	Female	Male	Female
Officials/Manager																		
Professionals	1	1			1													
Technicians																		
Sales Workers																		
Office and Clerical Staff	4		4			4												
Skilled Crafts																		
Operators																		
Laborers	1	1			1													
Service Workers	4	2	2	1	2	1				1								
Journey Workers																		
Apprentices																		
Total	10																	

Certification

How was this information obtained? Visual Survey: Yes ☒ No ☐ Employment Records: Yes ☐ No ☒

Name of authorizing official(Print): Justin N. Lanagan

Title: Superintendent of Recreation

Telephone: (734) 324-7294

Ext:

Email: jnlanagan@wyan.org

Signature:

Date: 06/21/2016

Name of person completing report: Aimee E. Garbin

Title: Recreation Secretary

Telephone: (734) 324-7292

Ext:

Email: recreation@wyan.org

CITY OF WYANDOTTE
REQUEST FOR COUNCIL ACTION

MEETING DATE: August 15th 2016

AGENDA ITEM # **8**

ITEM: Special Event Application –Entertainment Contract

PRESENTER: Heather A. Thiede, Special Events Coordinator

INDIVIDUALS IN ATTENDANCE: Heather A. Thiede, Special Events Coordinator 

BACKGROUND: Herewith, please find the entertainment contract assembled and recommended by my office for the Music in the Park Event. *For details please see the below listing.*

Natale Emanuele - \$100
RHS Vocal Department - \$ Donation

STRATEGIC PLAN/GOALS: The City of Wyandotte hosts several quality of life events throughout the year. These events serve to purpose the goals of the City of Wyandotte by brining our community together with citizen participation and supporting the local businesses and non-profit organizations.

ACTION REQUESTED: Adopt a resolution to concur with the above recommendation and authorize Mayor Peterson and Larry Stec, City Clerk to sign the attached contracts.

BUDGET IMPLICATIONS & ACCOUNT NUMBER:

285.225.925.730.849

IMPLEMENTATION PLAN: Contract to be signed by Mayor Joseph R. Peterson and Larry Stec, City Clerk to be returned to Heather A. Thiede for implementation.

COMMISSION RECOMMENDATION: N/A

CITY ADMINISTRATOR'S RECOMMENDATION: 

LEGAL COUNSEL'S RECOMMENDATION: Concurs with recommendation, signature on file.

MAYOR'S RECOMMENDATION: 

LIST OF ATTACHMENTS

Contracts

MODEL RESOLUTION:

RESOLUTION

Wyandotte, Michigan
Date: August 15th 2016

RESOLUTION by Councilman _____

BE IT RESOLVED by the City Council that Council Concurs with the Special Event Coordinator in the following resolution:

A resolution to APPROVE the entertainment contract for the below band for the 2016 Music in the Parks as outlined in the provided communication dated August 15th 2016. BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby directed to execute said contract on behalf of the City of Wyandotte.

Natale Emanuele - \$100
RHS Vocal Department – Donation

I move the adoption of the foregoing resolution.

I move the adoption of the foregoing resolution.

MOTION by Councilmen_____

Supported by Councilman_____

YEAS

COUNCIL

NAYS

Fricke
Galeski
Miciura
Sabuda
Schultz
VanBoxell

Entertainment Agreement

An agreement made this 8th day of August, 2016 between the City of Wyandotte and _____

Name of Musical Group:

Natale Emanuele

Name of Contact Person:

Natale

Contact Address:

[REDACTED] Riverview MI 48193

Phone Number:

[REDACTED]

Business ID Number:

List type of entity (LLC, Corporation, DBA, Partnership, etc.) and provide documentation creating entity: _____

Music Style:

Accordion Music

Number of Entertainers:

1

It is mutually agreed between the parties that Natale Emanuele (name of contact on the w-9 receiving the check) will furnish music for the Wyandotte Music in the Parks on:

August 18th, 2016; 6 pm - 7:30 pm

The price for this engagement is

\$100

Deposit: City agrees to reserve date with a _____. If no deposit is required, please specify here if not required, N.E.

If performers fail to appear and perform as agreed upon, performance fee will not be paid and deposit fee (if any) shall be returned to the City of Wyandotte. If the City of Wyandotte must file legal proceedings to enforce any provision of this agreement, the undersigned shall be responsible to reimburse the City of Wyandotte's costs and reasonable attorney fees.

This engagement will be held outside.

The undersigned agrees to abide by the City of Wyandotte Ordinance and holds the City of Wyandotte harmless for any and all claims of liability or injury or property damage that may result

from activities or actions by performers or staff for NATALE EMARQUE and agrees to indemnify the City of Wyandotte from all liabilities and claims whatever for injury (including death) to persons and damage to property resulting from performers routine while at the event or resulting from setup and take-down of musical equipment while at the location of the event. The undersigned represents that he/she has the legal authority to sign this agreement on behalf of the above group.



Signature of Entertainment Representative

Date 08-08-2016

Date _____

Signature of City Representative

Entertainment Agreement

An agreement made this 5 day of August, 2016 between the City of Wyandotte and Wyandotte Vocal Music Department

Name of Musical Group: Wyandotte Vocal Music Dept.

Name of Contact Person: Kathleen M. Kane

Contact Address: 540 Eureka

Phone Number: 734-775-0988

List type of entity (LLC, Corporation, DBA, Partnership, etc.) and provide documentation creating entity: School

Music Style: Variety

Number of Entertainers: 60 - 80, (3 groups rotating) WAYC, ROVASI, A cappella Choir

It is mutually agreed between the parties that RHS Vocal Music Dept. (name of contact on the w-9 receiving the check) will furnish for the Wyandotte Music in the Parks on:

The price for this engagement is Donation

Deposit: City agrees to reserve date with a _____. If no deposit is required, please specify here if not required _____.

If performers fail to appear and perform as agreed upon, performance fee will not be paid and deposit fee (if any) shall be returned to the City of Wyandotte. If the City of Wyandotte must file legal proceedings to enforce any provision of this agreement, the undersigned shall be responsible to reimburse the City of Wyandotte's costs and reasonable attorney fees.

This engagement will be held outside.

The undersigned agrees to abide by the City of Wyandotte Ordinance and holds the City of Wyandotte harmless for any and all claims of liability or injury or property damage that may result from activities or actions by performers or staff for Wyandotte Vocal Music Department and agrees to indemnify the City of Wyandotte from all liabilities and claims whatever for injury (including death) to persons and damage to property resulting from performers routine while at the event or resulting from setup and take-down of musical equipment while at the location of the event. The undersigned represents that he/she has the legal authority to sign this agreement on behalf of the above group.

Kathleen M. Kane
Signature of Entertainment Representative

Signature of City Representative

Date 

Date _____



CITY OF WYANDOTTE, MICHIGAN

3200 BIDDLE AVENUE 48192 • CLERK'S OFFICE: (734) 324-4560 • CLERK'S FAX: (734) 324-4568

Print

Petition

To the Honorable Mayor and City Council
Wyandotte, MI 48192

Dear Honorable Mayor and City Council Members:

We, the undersigned citizens, most respectfully petition your Honorable Body to:

Request the placement of a stop sign and a slow Children sign, due in fact to the location of the Athletic Association Park at the corner of Highland & Alfred. Currently there is only one yield sign one black over on Riverbank & Alfred. Drivers very frequently drive in excess of 60 MPH past this Park. There are over 25 children that play at this Park daily in summer months.

NAME	ADDRESS	DATE
01. Christopher LeBar	255 Highland St Wyandotte, MI 48192	Aug, 9th 2016
02. Robert Johnson	253 Highland Wyandotte MI 48192	8/8/16
03. Matthew L. H.	271 Highland Wyandotte MI 48192	8/9/16
04. Scott A. Royston	292 Highland Wyandotte 48192	8/9/16
05. Carol Lakos	285 Highland Wyandotte 48192	8/9/16
06. Karen Briones	285 Highland Wyandotte 48192	8/9/16
07. SCOTT MCMAHON	295 HIGHLAND WYANDOTTE 48192	8/9/16
08. William Perdue	320 Highland St. Wyandotte 48192	8-9-2016
09. Rebecca Smith	338 Highland St. Wyandotte, MI 48192	8-9-16
10. Bryan Smith	338 Highland ST Wyandotte MI 48192	8-9-16
11. Betty D'Inay	343 Highland St. Wyandotte	8/9/16
12. Kim Wunseith	333 Highland St. Wyandotte	8/9/16

***WARNING:** any circulator knowingly making false statements in the above certificate or any person not a circulator who signs as such or any person who signs a name other than his own as circulator, is guilty of a misdemeanor.

The undersigned circulator of the above petition, asserts that they are qualified to circulate this petition, that each signature on the petition was signed in their presence and that to the best of their knowledge and belief each signature is the genuine signature of the person purporting to sign said petition.

Circulator

SIGNATURE

DATE

ADDRESS

PHONE #

Christopher R LeBar



CITY OF WYANDOTTE, MICHIGAN

3200 BIDDLE AVENUE 48192 • CLERK'S OFFICE: (734) 324-4560 • CLERK'S FAX: (734) 324-4568

Print

Petition

To the Honorable Mayor and City Council
Wyandotte, MI 48192

Dear Honorable Mayor and City Council Members:

We, the undersigned citizens, most respectfully petition your Honorable Body to:

Request For stop sign signatures Extended
Signature List

	NAME	ADDRESS	DATE
01.	Mr. Jones	266 Emersons, Wyandotte MI	8-9-16
02.	Nicole Vashu	298 Highland Wyandotte, MI	8-9-16
03.	Kim Ng	314 Highland Wyandotte, MI	8-9-16
04.	Celina Clark	273 Riverbank, Wyandotte, MI	8-9-16
05.	Douglas Davis		8-9-16
06.	Dan Morrison	360 Highland	8-9-16
07.	Christall Micallef	363 Highland	8-9-16
08.	John P. Allen	298 Highland	8-9-16
09.			
10.			
11.			
12.			

***WARNING:** any circulator knowingly making false statements in the above certificate or any person not a circulator who signs as such or any person who signs a name other than his own as circulator, is guilty of a misdemeanor.

The undersigned circulator of the above petition, asserts that they are qualified to circulate this petition, that each signature on the petition was signed in their presence and that to the best of their knowledge and belief each signature is the genuine signature of the person purporting to sign said petition.

Circulator

SIGNATURE

DATE

ADDRESS

PHONE #

RESOLUTION

DATE: August 15, 2016

RESOLUTION by Councilperson _____

BE IT RESOLVED that the petition filed by Mr. Christopher LeBar, 255 Highland, relative to the installation of traffic signs at the corner of Highland and Alfred be referred to the Wyandotte Police Department Traffic Bureau to complete a traffic study; AND

BE IT FURTHER RESOLVED that the WPD Traffic Bureau shall report back to Council with their findings/determination at the regular meeting of the Council on August 29, 2016.

I Move the adoption of the foregoing resolution.

MOTION by Councilperson _____

SUPPORTED by Councilperson _____

YEAS

COUNCIL

Fricke
Galeski
Miciura
Sabuda
Schultz
VanBoxell

NAYS

Reports & Minutes

1

August 8, 2016

CITY OF WYANDOTTE REGULAR CITY COUNCIL MEETING

A Regular Session of the Wyandotte City Council was held in Council Chambers, on Monday, August 8, 2016, 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 Fricke, Galeski, Sabuda, Schultz, and VanBoxell

Absent: Councilperson Miciura

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

UNFINISHED BUSINESS

Discussion regarding Resolution #2016-347 - #2016-348.

COMMUNICATIONS MISCELLANEOUS

Discussion regarding Resolutions #2016-349 – #2016-353.

PERSONS IN THE AUDIENCE

- Jeremy Sladovnik, 227 Chestnut, and Jay Miello, 3396 7th, regarding the Comic Book Expo at the Yack Arena.
- Joan Msouti, 444 Spruce, regarding item #6.
- Sayla Bourheart regarding the Jaycees Haunted House.
- Michelle Kelly & Tom Randazzo, Wyandotte Jaycees, regarding item #3.
- Christopher Luczak, 725 Orchard, regarding clean-up of McKinley site.

NEW BUSINESS (ELECTED OFFICIALS)

None

COMMUNICATIONS FROM CITY AND OTHER OFFICIALS

Discussion regarding Resolutions #2016-354 - #2016-384.

PRESENTATION OF PETITIONS

None

REPORTS & MINUTES

City Council	July 18, 2016
Daily Cash Receipts	August 2, 2016
Beautification Commission	June 8, 2016
Board of Review	July 2016
Design Review Committee	July 5, 2016
Plumbing Board of Appeals	July 20, 2016
Police Commission	July 12, 2016
Recreation Commission	July 12, 2016
Zoning Board of Appeals	July 20, 2016

CITIZENS PARTICIPATION

- Robert Benson, 404 Vinewood, regarding item #2.
- Karen Goreta, Wine Dotte Bistro, regarding request for outdoor café.

- Robin Rupert, Wyandotte First Methodist Church, regarding item #16.
- Bruce Yinger, 117 Chestnut, regarding item #16.
- Ron Culhane, 1258 Spruce, regarding items #4, #16, and #26.
- Corki Benson, 404 Vinewood, regarding item #16.
- John Darin, 851 Orchard, regarding item #2.
- Christopher Luczak, 725 Orchard, regarding item #2.
- Rose Darin, 851 Orchard, regarding item #2.
- Tom Kaul, 3115 Van Alstyne, regarding item #16.

RECESS**RECONVENE**

Present: Councilpersons Fricke, Galeski, Sabuda, Schultz, VanBoxell and Mayor Joseph R. Peterson

Absent: Councilperson Miciura

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

HEARINGS**2016-345 2016 CITY TAX RATES TO SUPPORT 2017FY OPERATIONS**

By Councilperson VanBoxell, supported by Councilperson Schultz

RESOLVED BY CITY COUNCIL that

WHEREAS, this City Council of the City of Wyandotte has been advised by the City Assessor that the 2016 State Taxable Valuation for property located within the City of Wyandotte is \$525,119,835 as compared to \$543,691,649 State Taxable Valuation for the 2015 tax year plus 2016 additions;

NOW, THEREFORE, BE IT RESOLVED THAT the Wyandotte City Tax Rate for the Fiscal Year Ending September 30, 2017, shall be set at \$15.0538 operating, \$2.5166 refuse collection and disposal, \$2.5166 debt service (to include \$289,224 related to the renovation of the Yack Arena, \$452,376 related to the construction of a new Police/District Court facility, and \$249,173 for the renovation of 3200 Biddle Avenue), and \$2.663 for the operation and maintenance of Drain #5 for a total tax levy of \$22.7500 per thousand dollars assessed valuation of the State Taxable Value;

Motion unanimously carried.

FIRST READING OF AN ORDINANCE

None

FINAL READING OF AN ORDINANCE

None

RESOLUTIONS**2016-346 MINUTES**

By Councilperson VanBoxell, supported by Councilperson Schultz

RESOLVED that the minutes of the meeting held under the date of July 18, 2016, be approved as recorded, without objection.

Motion unanimously carried.

2016-347 1515 MAPLE PURCHASE AGREEMENT

By Councilperson VanBoxell, supported by Councilperson Schultz

RESOLVED that the communication from the City Engineer regarding the City owned property located at former 1515 Maple 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 1515 Maple to Derek Johnson for the amount of \$10,000.00; AND

BE IT FURTHER RESOLVED that if the Purchaser, Derek Johnson does not undertake development within six (6) months from time of closing and complete construction within one (1) year will results 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 1515 Maple, between Derek Johnson and the City of Wyandotte for \$10,000 as presented to Council on July 25, 2016.

Motion unanimously carried.

2016-348 MCKINLEY SCHOOL SITE PURCHASE AGREEMENT (DENIED)

By Councilperson VanBoxell, supported by Councilperson Schultz

RESOLVED that the proposed Purchase Agreement with Coachlight Properties, McKinley School Site, 640 Plum is to include sixty (60) units within the existing building and an addition; AND

Further, the City Engineer and City Attorney are to conclude negotiations with Coachlight Properties to include concerns discussed on June 24, 2016, and include a public hearing with Coachlight Properties presenting information included in the Letter of Intent prior to voting on the Amended Purchase Agreement.

Motion denied.

YEAS: Sabuda, Schultz, VanBoxell

NAYS: Fricke, Galeski

2016-349 WYANDOTTE JAYCEES 40TH CELEBRATION

By Councilperson VanBoxell, supported by Councilperson Schultz

BE IT RESOLVED that the Mayor and City Council congratulate the Wyandotte Jaycees and appreciate the dedication of this organization for their 40 years of continuing service to the Wyandotte community.

BE IT FURTHER RESOLVED that the communication regarding the 40th Celebration to be held on Saturday, November 19th, 2016 is hereby received and placed on file.

Motion unanimously carried.

2016-350 CITIZEN COMMUNICATION – HFWH, POLICE APPRECIATION

By Councilperson VanBoxell, supported by Councilperson Schultz

BE IT RESOLVED that the letter of appreciation and support of the Wyandotte Police Department from Denise Brooks-Williams, President and CEO of Henry Ford Wyandotte Hospital, is hereby received and placed on file.

Motion unanimously carried.

2016-351 CITIZEN COMMUNICATION – B. BREWER, DPS APPRECIATION

By Councilperson VanBoxell, supported by Councilperson Schultz

BE IT RESOLVED that the letter of appreciation of the Department of Public Service for outstanding service from Bev Brewer, 4514 15th Street, is hereby received and placed on file.

Motion unanimously carried.

2016-352 CITIZEN COMMUNICATION – MSOUTI PROPERTY USE REQUEST

By Councilperson VanBoxell, supported by Councilperson Schultz

BE IT RESOLVED that the request from Joan Msouti, 444 Spruce, requesting approval for use of the park on Spruce between 4th and 5th Streets for a private event on Sunday, August 21, 2016, is hereby approved.

BE IT FURTHER RESOLVED that the Department of Public Service shall be notified via this resolution for the purposes of maintenance scheduling.

Motion unanimously carried.

2016-353 CITIZEN COMMUNICATION – GROOMS, 753 FOREST TAXES

By Councilperson VanBoxell, supported by Councilperson Schultz

BE IT RESOLVED that the letter from Eula Grooms, 753 Forest, regarding the request of an abeyance on property taxes at 785 Forest (formerly St. Helena's Church), is hereby referred to the assessor for further consideration.

Motion unanimously carried.

2016-354 PLANNING COMMISSION APPT. – SARNACKI

By Councilperson VanBoxell, supported by Councilperson Schultz

RESOLVED that City Council hereby accepts the resignation of Elizabeth Krimmel from the Planning Commission and thanks her for her many years of service; and

BE IT FURTHER RESOLVED the City Council that Council hereby CONCURS with the recommendation of Mayor Peterson to appoint John "Jay" Sarnacki of 2285 21st, Wyandotte, MI to the Planning Commission. Term to expire April 2020.

Motion unanimously carried.

2016-355 BUILDING CODE BOARD OF APPEALS - MACDONALD

By Councilperson VanBoxell, supported by Councilperson Schultz

BE IT RESOLVED, that the City Council hereby CONCURS in Mayor Joseph Peterson's recommendation to appointment Michael MacDonald of 1798 Sycamore, Wyandotte, MI 48192 to the Building Board Code of Appeals. Term to expire April 2020.

Motion unanimously carried.

2016-356 CHARTER AMENDMENT 10-1

By Councilperson VanBoxell, supported by Councilperson Schultz

RESOLVED by the City Council that

At the regular meeting of the City Council of the City of Wyandotte, County of Wayne, State of Michigan, held on the 8th day of August, 2016, 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 14 of Chapter VII of the City Charter of the City of Wyandotte, shall be amended to read as follows:

Chapter VII. Administrative Departments – Appointive Officers

Department of Municipal Service

Construction of Public Works

Section 14. Whenever the expense of constructing or repairing any public work placed under the control of the municipal service commission shall not exceed the sum of 0.1% of the City's annual general operating fund appropriation (which will be determined by the Council at the start of each fiscal year), the work shall be done by the commission in such manner as it may deem proper. Whenever the expense shall exceed the sum of 0.1% of the City's annual general operating fund appropriation, the commission shall submit the plans, diagrams, profiles and estimates thereof to the council for its approval and when so approved, the

commission shall, subject to the approval of the council, cause such work to be done by contract or otherwise in such manner as it may deem proper, provided that if the expense shall exceed the sum of 0.1% of the City's annual general operating fund appropriation, the commission shall advertise for sealed proposals and shall give such notice as the council shall direct and shall let the contract to the lowest responsible bidder who shall be deemed competent to do the work and give adequate security for the performance thereof.

The existing Section 14 of Chapter VII of the City Charter of the City of Wyandotte to be altered by such proposal, if adopted, now reads as follows:

Chapter VII. Administrative Departments – Appointive Officers

Department of Municipal Service

Construction of Public Works

Section 14. Whenever the expense of constructing or repairing any public work placed under the control of the Municipal Service Commission shall not exceed the sum of Five Thousand (\$5,000.00) and 00/100 Dollars, the work shall be done by the commission in such manner as it may deem proper. Whenever the expense shall exceed the sum of Five Thousand (\$5,000.00) and 00/100 Dollars, the commission shall submit the plans, diagrams, profiles and estimates thereof to the council for its approval and when so approved, the commission shall, subject to the approval of the council, cause such work to be done by contract or otherwise in such manner as it may deem proper, provided that if the expense shall exceed the sum of Five Thousand (\$5,000.00) and 00/100 Dollars, the commission shall advertise for sealed proposals and shall give such notice as the council shall direct and shall let the contract to the lowest responsible bidder who shall be deemed competent to do the work and give adequate security for the performance thereof.

2. The proposed amendment to Section 14 of Chapter VII shall be submitted to the electors in the following form:

WYANDOTTE CITY CHARTER AMENDMENT

Ballot language shall read as follows:

Shall Section 14 of Chapter VII of the City of Wyandotte Charter be amended to require the Municipal Service Commission to submit plans and estimates to the Council and advertise for sealed proposals whenever the expense is in excess of 0.1% of the City's annual general operating fund appropriation (which will be determined by the Council at the start of each fiscal year) in place of the current amount of \$5,000.00?

☐ YES

☐ NO

3. The City Clerk shall transmit copies of the proposed amendment of Section 14 of Chapter VII 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 14 of Chapter VII shall be, and the same is hereby ordered to be, submitted to the qualified electors of this City at the General election to be held in the City of Wyandotte, the 8th day of November, 2016, 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 14 of Chapter VII 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.

YEAS: Fricke, Galeski, Sabuda, Schultz, VanBoxell, and Mayor Peterson

NAYS: None

2016-357 CHARTER AMENDMENT 10-2

By Councilperson VanBoxell, supported by Councilperson Schultz

RESOLVED by the City Council that

At the regular meeting of the City Council of the City of Wyandotte, County of Wayne, State of Michigan, held on the 8th day of August, 2016, 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 1 of Chapter XVIII of the City Charter of the City of Wyandotte, shall be amended to read as follows:

Chapter XVIII. Miscellaneous

Contracts for Public Work in Excess of Five Thousand Dollars

Section 1. Any public work or improvement costing more than Five Thousand (\$5,000.00) Dollars shall be executed by contract, except where a specific work or improvement is authorized by the council, based on detailed estimates submitted by the department authorized to execute such work or improvement. Contracts shall be awarded to a responsible bidder after notice as the Council shall direct that sealed proposals for performance of the work are required. The city shall have the right to reject any and all bids and to advertise again, and all advertisements shall contain a reservation of this right. The existing Section 1 of Chapter XVIII of the City Charter of the City of Wyandotte to be altered by such proposal, if adopted, now reads as follows:

Chapter XVIII. Miscellaneous

Contracts for Public Work in Excess of Five Thousand Dollars

Section 1. Any public work or improvement costing more than Five Thousand (\$5,000.00) Dollars shall be executed by contract, except where a specific work or improvement is authorized by the council, based on detailed estimates submitted by the department authorized to execute such work or improvement. Contracts shall be awarded to a responsible bidder after one week's notice by publication in one or more of the newspapers of the city that sealed proposals for performance of the work are required. The city shall have the right to reject any and all bids and to advertise again, and all advertisements shall contain a reservation of this right.

2. The proposed amendment to Section 1 of Chapter XVIII shall be submitted to the electors in the following form:

WYANDOTTE CITY CHARTER AMENDMENT

Ballot language shall read as follows:

Shall Section 1 of Chapter XVIII of the City of Wyandotte Charter be amended to require the City to provide notice to prospective bidders as the Council may direct for sealed proposals in place of providing notice by publication in the newspaper?

☐ YES

☐ NO

3. The City Clerk shall transmit copies of the proposed amendment of Section 1 of Chapter XVIII 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 1 of Chapter XVIII shall be, and the same is hereby ordered to be, submitted to the qualified electors of this City at the General election to be held in the City of Wyandotte, the 8th day of November, 2016, 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 1 of Chapter XVIII 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: Fricke, Galeski, Sabuda, Schultz, VanBoxell, and Mayor Peterson

NAYS: None

2016-358 CHARTER AMENDMENT 10-3

By Councilperson VanBoxell, supported by Councilperson Schultz

RESOLVED by the City Council that

At the regular meeting of the City Council of the City of Wyandotte, County of Wayne, State of Michigan, held on the 8th day of August, 2016, 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 1 of Chapter XVIII of the City Charter of the City of Wyandotte, shall be amended to read as follows:

Chapter XVIII. Miscellaneous

Contracts for Public Work

Section 1. Any public work or improvement costing more than \$0.1% of the City's annual general operating fund appropriation (which will be determined by the Council at the start of each fiscal year) shall be executed by contract, except where a specific work or improvement is authorized by the council, based on detailed estimates submitted by the department authorized to execute such work or improvement. Contracts shall be awarded to a responsible bidder after one week's notice by publication in one or more of the newspapers of the city that sealed proposals for performance of the work are required. The city shall have the right to reject any and all bids and to advertise again, and all advertisements shall contain a reservation of this right.

The existing Section 1 of Chapter XVIII of the City Charter of the City of Wyandotte to be altered by such proposal, if adopted, now reads as follows:

Chapter XVIII. Miscellaneous

Contracts for Public Work in Excess of Five Thousand Dollars

Section 1. Any public work or improvement costing more than Five Thousand (\$5,000.00) Dollars shall be executed by contract, except where a specific work or improvement is authorized by the council, based on detailed estimates submitted by the department authorized to execute such work or improvement. Contracts shall be awarded to a responsible bidder after one week's notice by publication in one or more of the newspapers of the city that sealed proposals for performance of the work are required. The city shall have the right to reject any and all bids and to advertise again, and all advertisements shall contain a reservation of this right.

2. The proposed amendment to Section 1 of Chapter XVIII shall be submitted to the electors in the following form:

WYANDOTTE CITY CHARTER AMENDMENT

Ballot language shall read as follows:

Shall Section 1 of Chapter XVIII of the City of Wyandotte Charter be amended to require any public work in excess of 0.1% of the City's annual general operating fund appropriation (which will be determined by Council at the start of each fiscal year) be awarded to a responsible bidder in place of the current amount of \$5,000?

☐ YES

☐ NO

3. The City Clerk shall transmit copies of the proposed amendment of Section 1 of Chapter XVIII 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 1 of Chapter XVIII shall be, and the same is hereby ordered to be, submitted to the qualified electors of this City at the General election to be held in the City of Wyandotte, the 8th day of November, 2016, 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 1 of Chapter XVIII 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: Fricke, Galeski, Sabuda, Schultz, VanBoxell, and Mayor Peterson

NAYS: None

2016-359 CHARTER AMENDMENT 10-4

By Councilperson VanBoxell, supported by Councilperson Schultz

RESOLVED by the City Council that

At the regular meeting of the City Council of the City of Wyandotte, County of Wayne, State of Michigan, held on the 8th day of August, 2016, 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 2 of Chapter XVIII of the City Charter of the City of Wyandotte, shall be amended to read as follows:

Chapter XVIII. Miscellaneous

Plans and Drawings of Public Improvements to be Submitted.

Section 2. No public improvement costing more than 0.1% of the City's annual general operating fund appropriation (which will be determined by the Council at the start of each fiscal year) shall be contracted for or commenced until drawings, profiles and estimates for the same shall have been submitted to the council, or the proper administrative department, and approved by it. Such drawings, profiles and estimates, or copies thereof, shall thereafter remain on file in the office of the city clerk for public inspection.

The existing Section 2 of Chapter XVIII of the City Charter of the City of Wyandotte to be altered by such proposal, if adopted, now reads as follows:

Chapter XVIII. Miscellaneous

Plans and Drawings of Public Improvements to be Submitted.

Section 2. No public improvement costing more than Five Thousand (\$5,000.00) Dollars shall be contracted for or commenced until drawings, profiles and estimates for the same shall have been submitted to the council, or the proper administrative department, and approved by it. Such drawings, profiles and estimates, or copies thereof, shall thereafter remain on file in the office of the city clerk for public inspection.

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

WYANDOTTE CITY CHARTER AMENDMENT

Ballot language shall read as follows:

Shall Section 2 of Chapter XVIII of the City of Wyandotte Charter be amended to require drawings, profiles and estimates for any public improvement in excess of 0.1% of the City's annual general operating fund appropriation (which will be determined by Council at the start of each fiscal year) in place of the current amount of \$5,000.00?

☐ YES

☐ NO

3. The City Clerk shall transmit copies of the proposed amendment of Section 2 of Chapter XVIII 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 2 of Chapter XVIII shall be, and the same is hereby ordered to be, submitted to the qualified electors of this City at the General election to be held in the City of Wyandotte, the 8th day of November, 2016, 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 2 of Chapter XVIII 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: Fricke, Galeski, Sabuda, Schultz, VanBoxell, and Mayor Peterson

NAYS: None

2016-360 CHARTER AMENDMENT 10-5

By Councilperson VanBoxell, supported by Councilperson Schultz

RESOLVED by the City Council that

At the regular meeting of the City Council of the City of Wyandotte, County of Wayne, State of Michigan, held on the 8th day of August, 2016, 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 34 of Chapter VII of the City Charter of the City of Wyandotte, shall be amended to read as follows:

Chapter VII. Administrative Departments – Appointive Officers

Department of Purchases and Supplies.

Competitive Bidding Requirements

Section 34. All purchases and all sales by the purchasing agent shall be on a competitive basis. Before making any purchase or sale of over 0.1% of the City's annual general operating fund appropriation (which will be determined by the Council at the start of each fiscal year), the purchasing agent shall advertise for bids and all proposals shall be made upon precise specifications and under such rules and regulations as the council shall establish.

The existing Section 34 of Chapter VII of the City Charter of the City of Wyandotte to be altered by such proposal, if adopted, now reads as follows:

Chapter VII. Administrative Departments – Appointive Officers

Department of Purchases and Supplies.

Competitive Bidding Requirements

Section 34. All purchases and all sales by the purchasing agent shall be on a competitive basis. Before making any purchase or sale of over Two Thousand Five Hundred (\$2,500.00) Dollars, the purchasing agent shall advertise for bids and all proposals shall be made upon precise specifications and under such rules and regulations as the council shall establish.

2. The proposed amendment to Section 34 of Chapter VII shall be submitted to the electors in the following form:

WYANDOTTE CITY CHARTER AMENDMENT

Ballot language shall read as follows:

Shall Section 34 of Chapter VII of the City of Wyandotte Charter be amended to require the purchasing agent to advertise for bids and proposals on all purchases and sales approved by the Council whenever the amount of the purchase or sale is in excess of 0.1% of the City's annual general operating fund appropriation (which will be determined by the Council at the start of each fiscal year) in place of the current amount of Two Thousand Five Hundred (\$2,500.00) and 00/100 Dollars?

☐ YES

☐ NO

3. The City Clerk shall transmit copies of the proposed amendment of Section 34 of Chapter VII 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 34 of Chapter VII shall be, and the same is hereby ordered to be, submitted to the qualified electors of this City at the General election to be held in the City of Wyandotte, the 8th day of November, 2016, 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 34 of Chapter VII 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.

2016-361 CHARTER AMENDMENT 10-6

By Councilperson VanBoxell, supported by Councilperson Schultz

RESOLVED by the City Council that

At the regular meeting of the City Council of the City of Wyandotte, County of Wayne, State of Michigan, held on the 8th day of August, 2016, 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 7 of Chapter VI of the City Charter of the City of Wyandotte, shall be amended to read as follows:

Chapter VI. City Council

Record of Meetings, All Actions to be by Written Resolution or Ordinance

Section 7. The council shall prescribe the rules of its own proceedings and keep a record or journal thereof in the English language; provided, however, that the rules of procedure of the preceding council shall be followed until changed. All votes shall be taken by yeas and nays, and be so entered upon the journal as to show the names of those voting in the affirmative and those in the negative, and with ten (10) days after any meeting of the council, all the proceedings and votes taken thereat shall be published online on the City's web page or posting the same in 3 public places within the City unless another manner of publication is required by law. All proceedings of the Council shall be by resolution except where, by the provisions of this charter, an ordinance must or may be passed. Every resolution or ordinance shall be reduced to writing and read before a vote is taken thereon.

The existing Section 7 of Chapter VI of the City Charter of the City of Wyandotte to be altered by such proposal, if adopted, now reads as follows:

Chapter VI. City Council

Record of Meetings, All Actions to be by Written Resolution or Ordinance

Section 7. The council shall prescribe the rules of its own proceedings and keep a record or journal thereof in the English language; provided, however, that the rules of procedure of the preceding council shall be followed until changed. All votes shall be taken by yeas and nays, and be so entered upon the journal as to show the names of those voting in the affirmative and those in the negative, and with ten (10) days after any meeting of the council, all the proceedings and votes taken thereat shall be published in one of the newspapers of the city. All proceedings of the council shall be by resolution except where, by the provisions of this charter, an ordinance must or may be passed. Every resolution or ordinance shall be reduced to writing and read before a vote is taken thereon.

2. The proposed amendment to Section 7 of Chapter VI shall be submitted to the electors in the following form:

WYANDOTTE CITY CHARTER AMENDMENT

Ballot language shall read as follows:

Shall Section 7 of Chapter VI of the City of Wyandotte Charter be amended to require in place of newspaper publication, online publication on the City's web page or posting in 3 public places within the City unless another manner of publication is required by law of the proceedings of each meeting of the City Council.

[] YES
[] NO

3. The City Clerk shall transmit copies of the proposed amendment of Section 7 of Chapter VI 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 7 of Chapter VI shall be, and the same is hereby ordered to be, submitted to the qualified electors of this City at the General election to be held in the City of Wyandotte, the 8th day of November, 2016, 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 7 of Chapter VI 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: Fricke, Galeski, Sabuda, Schultz, VanBoxell, and Mayor Peterson

NAYS: None

2016-362 WMS WATER DEPT. CARGO VAN PURCHASE

By Councilperson VanBoxell, supported by Councilperson Schultz

BE IT RESOLVED that Council concurs with the Municipal Services Commission approval of the purchase of a 2017 Ford Transit 250 LR Cargo Van vehicle from Gorno Ford of Woodhaven by the Water Department for an amount not to exceed \$25,000 as secured through the State of Michigan MI-Deal bid and as recommended by WMS management.

Motion unanimously carried.

2016-363 BLITZEN THE DOTTE 2016

By Councilperson VanBoxell, supported by Councilperson Schultz

RESOLVED by the City Council that the communication from the Special Event Coordinator regarding the Blitzen the Dotte race to be held prior to the Christmas Parade on November 19, 2016 is hereby received and placed on file; AND

BE IT FURTHER RESOLVED that Council hereby GRANTS permission to the Wyandotte Boat Club to utilize the sidewalks and streets for said event provided a Hold Harmless Agreement is executed as prepared by the Department of Legal Affairs.

Motion unanimously carried.

2016-364 NEW DESTINY CHURCH BACK TO SCHOOL RALLY

By Councilperson VanBoxell, supported by Councilperson Schultz

BE IT RESOLVED that Council Concurs with the recommendation of the Special Event Coordinator to approve the use of city sidewalks, streets and property for New Destiny Church to hold a Back to School Rally event at Memorial Park on August 27, 2016 from 12pm-4pm; AND BE IT FURTHER RESOLVED that New Destiny Church will comply with the following:

- Any tents on the street or sidewalk must be weighted (no stakes are allowed to be used to anchor tents) to prevent collapse.
- The Church will be responsible for clean up before, during (glass, spills, broken items, etc.), and after the event.

- The Church must add the City of Wyandotte as additional insured to their insurance policy and sign a hold harmless agreement.

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.

Motion unanimously carried.

2016-365 WYANDOTTE YACHT CLUB HAYRIDES

By Councilperson VanBoxell, supported by Councilperson Schultz

BE IT RESOLVED that Council Concurs with the recommendation of the Special Event Coordinator to approve the use of city sidewalks, streets and property for the Wyandotte Yacht Club to hold their annual hayride event on Saturday, October 29, 2016 along the following route: Silver Shores Marina to Brooklyn's to Captains to Firehouse and return to Silver Shores Marina

BE IT FURTHER RESOLVED that the Wyandotte Yacht Club will be required to complete a Hold Harmless agreement as prepared by the Department of Legal Affairs.

Motion unanimously carried.

2016-366 RHS TAG DAYS

By Councilperson VanBoxell, supported by Councilperson Schultz

BE IT RESOLVED that Council grants permission to the RHS Marching Band students to stand along Biddle Avenue and adult Wyandotte Music Boosters to solicit donations at the corners of Biddle Avenue and Eureka Road, while wearing required reflective safety vests, on the following dates/times:

July 29, 2016 9:00AM to 9:00PM

August 19, 2016 9:00AM to 10:00PM

BE IT FURTHER RESOLVED that Council grants permission to volunteers to participate in tag-day events throughout the sidewalk areas of downtown Wyandotte; AND

FURTHER, that a Hold Harmless Agreement be executed as prepared by the Department of Legal Affairs.

Motion unanimously carried.

2016-367 MUSIC IN THE PARK 2016

By Councilperson VanBoxell, supported by Councilperson Schultz

BE IT RESOLVED that Council Concurs with the recommendation of the Special Event Coordinator to approve the use of Bishop Park pavilion for the 2016 Music in the Park events to be held on Thursday, August 18th and Thursday, August 25th, 2016 from 5pm-8pm.

BE IT FURTHER RESOLVED that any funds for donations to bands, should there be a need for payment, shall be supplied from account #285-225-925-730-812.

Motion unanimously carried.

2016-368 OUR LADY OF THE SCAPULAR POLISH FESTIVAL

By Councilperson VanBoxell, supported by Councilperson Schultz

BE IT RESOLVED that Council concurs with the recommendation of the Special Event Coordinator to approve the use of city sidewalks, streets, and property for the Annual Polish Festival to be held at Our Lady of the Scapular Parish, located at 976 Pope John Paul II Avenue, from August 26th to August 28th, 2016; AND

BE IT FURTHER RESOLVED that approvals on the following requests made by Rev. Mark A. Borkowski (Pastor, Our Lady of the Scapular) are necessary in order to realize a successful event:

- Close 10th Street between Vinewood and Pope John Paul II Avenue (Superior), specifically at the following times:
 - Friday, August 26th 4 pm – 11 pm

- Saturday, August 27th 1 pm – 11 pm
- Sunday, August 28th 1 pm – 11 pm
- Utilize the parking lot on the South East corner and the North West corner of 9th and Vinewood for parking for the entire duration of the event.
- Permission to make Pope John Paul II Avenue a one-way street for the entire duration of the event; AND

BE IT FURTHER RESOLVED that the organization is required to execute a Hold Harmless agreement, as prepared by the Department of Legal Affairs.

Motion unanimously carried.

2016-369 WHISKEYS ON THE WATER – DETROIT RIVER TACO HOP

By Councilperson VanBoxell, supported by Councilperson Schultz

BE IT RESOLVED that Council concurs with the recommendation of the Special Event Coordinator to approve the use of city sidewalks, streets, and property, including all or part of Parking Lot 1, for the Detroit River Taco Hop held on October 8, 2016 from 2PM-10PM, with set-up early Saturday morning.

BE IT FURTHER RESOLVED that Whiskeys on the Water will comply with the following:

- That any costs for any city staff/material/property for said event, will be the responsibility of Whiskeys on the Water to be paid 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.
- Whiskeys on the Water will be responsible for clean up before, during (glass, spills, broken items, etc.), and after the event.
- Whiskeys on the Water must add the City of Wyandotte as additional insured to their insurance policy and sign a hold harmless agreement.

BE IT FURTHER RESOLVED that the execution of said event is contingent on meeting the approval of the City Attorney.

Motion unanimously carried.

2016-370 DPS CAMERA PURCHASE

By Councilperson VanBoxell, supported by Councilperson Schultz

BE IT RESOLVED that the communication from the City Engineer regarding purchasing one (1) Pan & Tilt Camera is hereby received and placed on file; AND

BE IT FURTHER RESOLVED that Council approves the purchase of said camera from Telespector Corporation, Auburn Hills, MI for \$18,004.05 from account no.590-200-926-310.

Motion unanimously carried.

2016-371 DPS RIDING MOWER PURCHASE

By Councilperson VanBoxell, supported by Councilperson Schultz

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL that the communication from the City Engineer regarding purchasing one (1) riding lawn mower is hereby received and placed on file; AND

BE IT FURTHER RESOLVED that Council approves the purchase of said mower from Hustler Turf Equipment, Hesston, KS for \$10,742.49 from account no.101-448-854-540.

Motion unanimously carried.

2016-372 DOTTE PUB OUTDOOR CAFÉ – 116 OAK

By Councilperson VanBoxell, supported by Councilperson Schultz

RESOLVED that Council concurs with the recommendation of the Planning Commission to grant the request of Dotte Pub, 116 Oak for an outdoor café in conjunction with said business at 116 Oak with the following conditions:

1. The outdoor café is subject to all conditions applicable to an outdoor café in the Central Business District (CBD) Zoning District, Special Land Uses, Section 2202.S of the City of Wyandotte's Zoning Ordinance. The applicant is responsible for carefully reviewing, understanding and complying with the requirements of the ordinance.
2. Outdoor café to be constructed in accordance with the site plan submitted by Owner indicated as drawings by Kret's Classic Kitchens & Construction with final revision dated May 31, 2016.
3. If alcoholic beverages are served, the current Michigan Liquor Control Commission rules and regulations shall apply, and the applicant shall obtain all necessary approvals.
4. Compliance with all Police, Fire and City Engineer requirements attached. Planter boxes to be approved by the City Engineer.
5. Use of the outdoor café shall be allowed from 7:00 a.m. to Midnight from March 15 through October 31.
6. The outdoor café shall comply with all applicable laws and regulations of the City, County, and the State.
7. Umbrellas to have name of establishment on the drip-tee only, no logo's for products.
8. Fence to be black decorative metal.
9. Table detail to be black metal or plastic with matching chairs.
10. This outdoor café shall be relocated at the same time as the outdoor cafe at 126 Oak Street.

AND BE IT FURTHER RESOLVED that a Grant of License and Hold Harmless Agreement approved by the Department of Legal Affairs is executed by the Property Owners of Dotte Pub and Tenant(s) and liability insurance, liquor liability and property damage coverage naming the City as additional insured and in a form and amount that is approved by the City, shall be submitted to the City 20 days in advance of opening the café; AND

WHEREAS, the City is currently in the process of reviewing pending Outdoor Café Applications; AND

WHEREAS Dotte Pub has agreed to limit the approval for 2016 only and acknowledges it would be required to renew this request annually with the City of Wyandotte.

WHEREAS, the Mayor and City Clerk be authorized to execute the Grant of License as prepared by the City Attorney.

Motion carried.

NAY: Galeski

2016-373 OUTDOOR CAFÉ ZONING ORDINANCE AMENDMENT

By Councilperson VanBoxell, supported by Councilperson Schultz

BE IT RESOLVED that the communication from the Planning Commission, regarding changes to Article XXII Special Land Uses, Section 2201 General Provisions, Sub-Section H Revoke Special Land Use; Section 2202 Special Land Use Designated Sub-Section S Outdoor Cafe and Section 2405 – Performance Standards Section E – Noise is hereby received; AND

BE IT FURTHER RESOLVED that the proposed ordinance concerning outdoor cafes be referred back to the Planning Commission together with the letter from Corki Benson, the letter from the Department of Legal Affairs dated July 8, and the letter dated August 7 from Joe Hirsch and comments and late items received by the City Council at its August 8 meeting concerning outdoor cafes.

Motion carried.

NAY: Sabuda

2016-374 PROPERTY REZONING – 810 CHESTNUT

By Councilperson VanBoxell, supported by Councilperson Schultz

BE IT RESOLVED that the communication from the Planning Commission regarding the rezoning of the property known as 810 Chestnut, Wyandotte is hereby received and placed on file; AND

NOW THEREFORE, BE IT RESOLVED that Council concur with the recommendation of the Planning Commission and hereby approves the requested rezoning application for the property known as 810 Chestnut, Wyandotte, Michigan to Single Family Residential District (RA); AND BE IT FURTHER RESOLVED that said rezoning be referred to Department of Legal Affairs to prepare the proper ordinance change.

Motion unanimously carried.

2016-375 HOME REPAIR CONTRACT – 2769 22ND

By Councilperson VanBoxell, supported by Councilperson Schultz

BE IT RESOLVED that Council concurs with the recommendation of the City Engineer to accept the contract from All Pro Home Improvements for \$ 11,424.00 to perform the Phase #2 and final repairs to the home at 2769 22nd Street from account no. 590-200-926-310.

Motion unanimously carried.

2016-376 ALLEY VACATION – OAK & 7TH (BOARD OF EDUCATION)

By Councilperson VanBoxell, supported by Councilperson Schultz

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 the following land as a public alley in the City of Wyandotte, Wayne County, Michigan, more particularly described as:

The 16 foot wide public alley west of 7th Street running north and south, and the 20 foot wide public alley south of Oak at Elm Street running east and west, abutting the south 3.6 feet of Lot 7, Lot 8, Lot9, Lot 10, south 95.6 feet of Lot 11, 116 feet of vacated Elm Street to the south and 20 feet of vacated Elm Street to the west all within Roehrig's Sub, as recorded in Liber 25, Page 2, Wayne County Records.

RESOLVED FURTHER, that this Council will meet on Monday, August 22, 2016, at 7:00 p.m., in the Council Chambers of the Wyandotte City Hall, 3200 Biddle Avenue, in said City, to hear objections to the proposed vacation 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.

2016-377 ALLEY VACATION – ST. JOHN'S & 4TH

By Councilperson VanBoxell, supported by Councilperson Schultz

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 the east 100 feet of a public alley south of St. Johns Street and west of 4th Street in the City of Wyandotte, Wayne County, Michigan, more particularly described as:

The east 100 feet of the twenty (20) foot wide public alley being adjacent to the east 100 feet of the east 116 feet of the west 271.72 feet of the south 45.5 feet of lot 40, except the west 16 feet thereof and the east 107 feet of the west 264 feet of the north 100 feet of lot 40 'Sub. Of P.C. 112 for The Heirs of Antoine Labadie Deceased' part of P.C. 112, City of Wyandotte, Wayne County, Michigan, as recorded in Liber 4 of Plats, Page 35, Wayne County Records.

RESOLVED FURTHER, that this Council will meet on Monday, August 22, 2016, at 7:00 p.m., in the Council Chambers of the Wyandotte City Hall, 3200 Biddle Avenue, in said City, to hear objections to the proposed vacation 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.

2016-378 BASF PARK RAILING STABILIZERS

By Councilperson VanBoxell, supported by Councilperson Schultz

BE IT RESOLVED that Council agrees with the recommendation of the City Engineer and approves Lake Shore Services to fabricate and install railing stabilizers at BASF Park in the amount of \$9,495 paid from account #101-448-825-482.

Motion unanimously carried.

2016-379 PINE ST. RESURFACING EXTRA WORK

By Councilperson VanBoxell, supported by Councilperson Schultz

BE IT RESOLVED that Council agrees with the recommendation of the City Engineer and approves to expand the scope of work for Al's Asphalt Paving, Co. of Taylor, MI to include the resurfacing of Pine Street (3rd – Biddle) in the amount of \$25,650 paid from account #492-200-825-460.

Motion unanimously carried.

2016-380 UNITED RESOURCES CONTRACT EXTENSION

By Councilperson VanBoxell, supported by Councilperson Schultz

BE IT RESOLVED that Council hereby extends United Resources contract in an amount of \$50,000.00 for the Cleaning and Televising of Sanitary and Storm Sewers services from Account No. 590-200-926-310 for; AND

BE IT FURTHER RESOLVED that the Mayor and City Clerk are authorized to sign all the required documentation.

Motion unanimously carried.

2016-381 CINGULAR ANTENNA SITE AMENDMENT – 1077 GROVE

By Councilperson VanBoxell, supported by Councilperson Schultz

BE IT RESOLVED that Council approves the First Amendment to Antenna Site License Agreement with New Cingular Wireless PCS, LLC for the communication towers at 1077 Grove; AND

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

Motion unanimously carried.

2016-382 WAYNE COUNTY ANNUAL PERMITS

By Councilperson VanBoxell, supported by Councilperson Schultz

Community Resolution Authorizing Execution of Wayne County Permits

Resolution No. 2016-382

At a Regular Meeting of the Wyandotte City Council (Name of Community Governing Board) on August 8, 2016 (date), the following resolution was offered:

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) is/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 on behalf of the Community.

Name	Title
<u>Mark A. Kowalewski</u>	<u>City Engineer</u>
<u>Daniel Grant</u>	<u>Police Chief</u>

I HEREBY CERTIFY that the foregoing is a true and correct copy of a resolution adopted by the City Council of the City of Wyandotte (name of Community), County of Wayne, Michigan, on August 8, 2016.

Motion unanimously carried.

2016-383 WAYNE COUNTY TAX REVERTED PROPERTIES PURCHASE

By Councilperson VanBoxell, supported by Councilperson Schultz

BE IT RESOLVED that Council concurs with the recommendation of the City Engineer regarding the purchase of Wayne County Tax Reverted Properties; AND

BE IT RESOLVED that Council accepts Realty Transition LLC for the for economic redevelopment of the properties purchased in the 2016 Tax Reverted Property Sale with Wayne County and authorizes the Mayor and City Clerk to execute the Assignment of Certain Tax Reverted Properties Offered to City of Wyandotte By County of Wayne; AND

BE IT RESOLVED that Council concurs with the recommendation of the City Engineer to acquire the properties known as Tax ID 57-001-05-0034-000 123 Riverbank for \$8,213.17; Tax ID 57-001-07-0018-000 444 Clinton for \$4,845.93; Tax ID 57-004-26-0071-000 941 Cora for \$2,264.59; Tax ID 57-005-02-0014-000 876 9th for \$8,189.51; Tax ID 57-006-02-0062-000 1009 Antoine for \$2,728.76; Tax ID 57-011-11-0001-003 2827 3rd Street for 2,630.34 from account no. 492-200-850-519 for economic redevelopment; AND

BE IT RESOLVED that all bid checks be return to the unsuccessful bidders.

Motion unanimously carried.

2016-384 MEDICAL MARIJUANA FACILITIES

By Councilperson VanBoxell, supported by Councilperson Schultz

BE IT RESOLVED that the communication from the City Engineer, City Attorney and Chief of Police regarding Medical Marijuana Facilities is hereby received;

AND BE IT FURTHER RESOLVED that said proposed changes to the Wyandotte Zoning Ordinance, Article II, Article XIV, Article XV and Article XXII are hereby referred to the Planning Commission for the proper public hearing.

Motion unanimously carried.

2016-385 BILLS & ACCOUNTS

By Councilperson VanBoxell, supported by Councilperson Schultz

RESOLVED that the total bills and accounts of \$1,062,854.27 as presented by the Mayor and City Clerk are hereby APPROVED for payment.

Motion unanimously carried.

2016-386 LATE ITEM – DESANA LETTER REGARDING MCKINLEY

By Councilperson VanBoxell, supported by Councilperson Schultz

BE IT RESOLVED that the communication from Robert DeSana, 1253 13th St., regarding the McKinley Project be received and placed on file.


Motion unanimously carried.

2016-387 ADJOURNMENT

By Councilperson VanBoxell, supported by Councilperson Schultz

RESOLVED that this regular meeting of the Wyandotte City Council be adjourned at 10:15 p.m.

Motion unanimously carried.



Lawrence S. Stec, City Clerk

08/10/2016 05:29 PM

User: ktrudell

DB: Wyandotte

Receipt #

Description

Date

Cashier

Wkstn

RECEIPT REGISTER FOR CITY OF WYANDOTTE

Post Date from 08/10/2016 - 08/10/2016 Open Receipts

Page: 1/2

Received Of
Distribution

Amount

O	438146	08/10/2016	ktrudell	F2	27TH DIST COURT		
M1			101-000-001-000		101-000-650-010	FINES DIST COURT WYAN	49,936.60
M3			101-000-001-000		101-000-650-012	DIST CT RIVERVIEW CASES	25,535.55
M2			101-000-001-000		101-000-650-011	WORK FORCE-WYANDOTTE	7,562.50
M6			101-000-001-000		101-000-650-017	WORK FORCE-RIVERVIEW	2,137.00
M7			101-000-001-000		101-000-650-018	COURT TECHNOLOGY WYANDOTT	1,860.00
M9			101-000-001-000		101-000-650-020	COURT DRUG TESTING FEES	2,710.00
AS			101-000-001-000		101-000-650-021	COURT SCREENING ASSESSMEN	4,239.12
AW			101-000-001-000		101-000-650-024	CHEMICAL AWARENESS	1,375.00
							<u>95,355.77</u>
							CITY CHECK 1031
JULY 2016							
REC# 897863							
O	438147	08/10/2016	ktrudell	F2	CITY OF ALLEN PARK		
DI			101-000-001-000		101-000-068-013	DWNRIVR CENTRAL DISPATCH	36,519.54
							CITY CHECK 095509
DOWNRIVER CENTRAL DISPATCH							
APR-JUN 2016							
REC# 897864							
O	438148	08/10/2016	ktrudell	F2	CITY OF ALLEN PARK		
DA			101-000-001-000		101-000-068-015	D/T/F Downriver Animal Con	7,780.67
							CITY CHECK 095508
DOWNRIVER CENTRAL ANIMAL CONTROL							
APR-JUN 2016							
REC# 897865							
O	438149	08/10/2016	ktrudell	F2	STATE OF MICHIGAN		
RE			101-000-001-000		101-000-655-040	RECEIPTS-MISCELLANEOUS	31.40
							CITY CHECK 253342312
PA 105 INTEREST PYT							
REC# 897866							
O	438150	08/10/2016	ktrudell	F2	CITY OF WYANDOTT		
EP			731-000-001-000		731-000-392-040	Res. Police & Fire Employe	681.63
							CITY CHECK 123655
POLICE DEFINED BENEFIT							
REC# 897867							
Total of 5 Receipts							<u>140,369.01</u>

User: ktrudell

Post Date from 08/10/2016 - 08/10/2016 Open Receipts

DB: Wyandotte

Receipt #	Date	Cashier	Wkstn	Received Of	Amount
Description				Distribution	

*** TOTAL OF CREDIT ACCOUNTS ***

101-000-068-013	DWNRIVR CENTRAL DISPATCH	36,519.54
101-000-068-015	D/T/F Downriver Animal Control	7,780.67
101-000-650-010	FINES DIST COURT WYAN	49,936.60
101-000-650-011	WORK FORCE-WYANDOTTE	7,562.50
101-000-650-012	DIST CT RIVERVIEW CASES	25,535.55
101-000-650-017	WORK FORCE-RIVERVIEW	2,137.00
101-000-650-018	COURT TECHNOLOGY WYANDOTT	1,860.00
101-000-650-020	COURT DRUG TESTING FEES	2,710.00
101-000-650-021	COURT SCREENING ASSESSMEN	4,239.12
101-000-650-024	CHEMICAL AWARENESS	1,375.00
101-000-655-040	RECEIPTS-MISCELLANEOUS	31.40
731-000-392-040	Res. Police & Fire Employee Contrib	681.63

TOTAL - ALL CREDIT ACCOUNT 140,369.01

*** TOTAL OF DEBIT ACCOUNTS ***

101-000-001-000	Cash	139,687.38
731-000-001-000	Cash	681.63

TOTAL - ALL DEBIT ACCOUNTS 140,369.01

*** TOTAL BY FUND ***

101	General Fund	139,687.38
731	Retirement System Fund	681.63

TOTAL - ALL FUNDS: 140,369.01

*** TOTAL BY BANK ***

GEN	GENERAL OPERATING FUND	Tender Code/Desc.	
		(CCK) CITY CHECK	139,687.38
		TOTAL:	139,687.38

RETIR WYANDOTTE EMPLOYEES RETIREMENT SYSTEM

(CCK) CITY CHECK	681.63
TOTAL:	681.63

TOTAL - ALL BANKS: 140,369.01

*** TOTAL OF ITEMS TENDERED ***

Tender Code/Desc.	
(CCK) CITY CHECK	140,369.01
TOTAL:	140,369.01

*** TOTAL BY RECEIPT ITEMS ***

(1)	AS: COURT SCREENING ASSESSMEN	4,239.12
(1)	AW: CHEMICAL AWARENESS	1,375.00
(1)	DA: DR CENTRAL ANIMAL CONTROL	7,780.67
(1)	DI: DWNRIVR CENTRAL DISPATCH	36,519.54
(1)	EP: PD EMPLOYEE PENSION CONTR	681.63
(1)	M1: FINES DIST COURT WYAN	49,936.60
(1)	M2: WORK FORCE-WYANDOTTE	7,562.50
(1)	M3: DIST CT RIVERVIEW CASES	25,535.55
(1)	M6: WORK FORCE-RIVERVIEW	2,137.00
(1)	M7: COURT TECHNOLOGY WYANDOTT	1,860.00
(1)	M9: COURT DRUG TESTING FEES	2,710.00
(1)	RE: RECEIPTS-MISCELLANEOUS	31.40

TOTAL - ALL RECEIPT ITEMS: 140,369.01

CITY OF WYANDOTTE FIRE COMMISSION MEETING

The Fire Commission meeting was held in the 2nd Floor Conference Room at Police Headquarters on Tuesday, July 12, 2016. Commissioner Harris called the meeting to order at 6:02 p.m.

ROLL CALL:

Present: Commissioner Harris
Commissioner Heck
Commissioner Melzer
Chief Carley

Recording Secretary: Lynne Matt

READING OF JOURNAL

Motioned by Commissioner Melzer, supported by Commissioner Heck to approve the minutes as recorded for the meeting held on June 14, 2016. Motion carried unanimously.

UNFINISHED BUSINESS

None

COMMUNICATIONS

None

DEPARTMENTAL

1. Wyandotte Fire Department Monthly Report "June 2016"

Chief Carley reported that for the month there were a total of 212 rescue runs, with average response time of 3 minutes 20 seconds and that \$104,516.00 was billed out. Also noted there were 8 building fires, which included 2 automatic aids given to City of Southgate. Commissioner Melzer motioned to receive report and place on file; supported by Commissioner Heck. Motion carried.

2. Wyandotte Fire Department Semi-Annual EMS Report

Chief Carley reported that for the first 6 months of this year our average response time for rescue runs was 3 minutes 28 seconds, which is below curve, and fire response was 4 minutes. Rescue billing revenue was \$613,666.50 up from last year which was \$592,160.50 it was noted this was billed out amounts not collected dollars. Commissioner Melzer motioned to receive report and place on file, supported by Commissioner Heck. Motion carried.

DEPARTMENTAL (continued)

3. *Department bills submitted June 16, 2016 in the amount of \$4,116.26*
Department bills submitted June 30, 2016 in the amount of \$ 342.96
Commissioner Melzer motioned to pay bills and accounts submitted as stated above;
supported by Commissioner Heck. Roll call; motion carried.
4. *Daily Reports*
Commissioner Melzer motioned to receive and place on file reports; supported by
Commissioner Heck. Motion carried.

LATE

Chief Carley submitted letter from I.A.F.F. Local 356 seeking permission to do annual "MDA Fill the Boot" charity fundraiser. Commissioner Melzer motioned to approve request; supported by Commissioner Heck. Motion carried.

Commissioner Melzer inquired about Art Fair preparation. Chief Carley stated so far so good.

ADJOURNMENT

No further business comes before the Commission, upon motion duly made and supported; the meeting adjourned at 6:20 p.m.

Respectfully submitted,

Bowie Heck /lm

Bowie Heck
Secretary

MI/lm

City of Wyandotte

Police Commission Meeting

Minutes – Meeting Date:

The Police Commission meeting took place at Wyandotte Police Department 2015 Biddle Avenue, Wyandotte Michigan, on Tuesday, August 9, 2016. The Chairperson, Commissioner Harris, called the meeting to order at 6: 35 P.M.

ROLL CALL

Present: Inspector Brian Zalewski
 Commissioner John Harris
 Commissioner Doug Melzer
 Commissioner Bobie Heck

Absent: Chief Daniel Grant

Recording Secretary: Alice Baker

Others Present: None

The Commission approved the minutes as recorded for the meeting held on July 12, 2016.
Approved Commissioner Melzer, seconded by Commissioner Heck.

COMMUNICATIONS:

1. A thank you card for the support of a fundraising effort by Mr. Ron Biskup addressed to Chief Grant and Laura Allen was submitted for review.
Motion by Commissioner Melzer, seconded by Commissioner Heck to receive and place on file.
2. A Letter of appreciation and support for the Wyandotte Police Department received from President and CEO for Henry Ford Wyandotte Hospital was submitted for review.
Motion by Commissioner Melzer, seconded by Commissioner Heck to receive and place on file.

NEW BUSINESS:

1. Inspector Zalewski informed the Commission about a young man who recently sold lemonade from in front of his house and used those proceeds to treat the Officers of the Department to lunch. A few Wyandotte businesses donated food and discount cards to the luncheon. The young man was given a VIP tour of the Department, he posed with Officers for several pictures and was presented with a Wyandotte Police Department t-shirt as well as some other small gifts. Chief Grant has sent a letter of appreciation to the boy.
2. Additionally, the Wyandotte McDonald's recently sent breakfast over for the Department as a show of their support for law enforcement

Departmental:

1. Police Statistics – July 2016 and year to date statistics.
Inspector Zalewski reported that there was nothing out of the ordinary for the month.
Motion by Commissioner Melzer, seconded by Commissioner Heck to receive and place on file.

2. Eye Witness Identification policy and procedure with an effective date of August 10, 2016.
Inspector Zalewski fielded questions in reference to this new policy and the forms that will now be used when witnesses view line ups.
Motion by Commissioner Melzer, seconded by Commissioner Heck to approve.
3. Bills and accounts –
Motion by Commissioner Melzer, seconded by Commissioner Heck to approve the payment of the invoices submitted for July 26, 2016 and August 9, 2016.
4. Jazz on the Riverfront, Trenton Michigan -
Inspector Zalewski reported that Trenton Police Department requested a presence of WYPD at this event. The Department sent for officer for Both Saturday and Sunday. Homeland Security will fund the cost of this joint effort.
5. Hiring and promotions-
Inspector Zalewski advised that the three newly hired patrol officers have begun work this week. The hiring process will now begin again for applicants for Officers.
The two newly promoted Lieutenants are now being scheduled for training classes. Lieutenant Hamilton is currently attending Staff and Command school.

ADJOURNMENT

With no further business to come before the Commission, upon motion duly made and supported, the meeting adjourned at 6:50 P.M.

Approved by:

The Police and Fire Commission

amb