



Minutes - December 12, 2005

Wyandotte, Michigan December 12, 2005

Regular session of the City Council of the City of Wyandotte, the Honorable Mayor James R. DeSana presiding.

ROLL CALL

Present: Councilmembers Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka

Absent: None

UNFINISHED BUSINESS:

RESOLVED by the City Council that the communication from Councilman Browning relative to the direction to the police and fire commission to make recommendations to the City Council to achieve the following:

1. The implementation of Public Safety Department within the City; and
2. The creation of a regionalized, consolidated dispatch center with neighboring communities.

NOW, THEREFORE BE IT RESOLVED that the Police and fire Commission request an additional (4) weeks extension on the above issues at which time all strategic planning sessions will have been completed (Council meeting of November 14, 2005) due back December 12, 2005.

COMMUNICATIONS - MISCELLANEOUS

12-7-05

To Mayor & City Council

I have a home at 312 Clinton which I would like to put an addition on. Reside basically change and upgrade the whole house. In order to do this, I would like to purchase 15 ft of property next to me. The City has torn down both houses to my east. My house sits on a 30 ft lot. The two houses that the City owns equals 60 ft. I think it would be unfair to use all that parcel for a new house. Still leaving me with a 30 ft lot. There was a house and 1 car garage on the 30 ft lot which you just tore down. I plead with the Council to sell me 15 ft of that property leaving both with a 45 ft. lot.

I promise I will upgrade 312. I will even sign whatever you like me to, to guarantee the upgrade of 312 Clinton. I think that this would benefit the street more than one new house and sandwiching one 30 ft lot on the block. I will own 312 Clinton for a long time.

Thank you,
Wayne Charest
709 Antoine

PERSONS IN THE AUDIENCE

James Candela, 1245 Poplar, the petition of removal does not contain any DDA language. Discussed the DDA and Butzel Long payments. Reference to damage to the City is unfounded. The petitions will be filed after the first of the year at which time a hearing will be held.

Wayne Charest, 709 Antoine, he would like to put on an addition. Wants to buy the 15 feet that is there.

Lawrence Tavernier, 125 Vinewood, regarding "Wyandotte A-Glow", Channel 16, December 16th & 18TH. Citizens can send in a request.

COMMUNICATIONS FROM CITY AND OTHER OFFICIALS

The Honorable James DeSana
Mayor, City of Wyandotte, 3131 Biddle Avenue
Wyandotte, Michigan 48192

RE: Proposed Amendment to Criminal Ordinance

Dear Sir:

I write to recommend that Wyandotte's Criminal Ordinance regarding Resisting and Opposing a Police Officer in the Performance of Duty be amended due to a recent change in the state statute and case law interpreting that statute.

Under the old statute (MCL 750.479), our current ordinance (copied from the state statute), and case law interpreting that statute, arrestees could legally resist an illegal arrest by our police officers. This could give rise to not only injuries to our officers and the arrestee, but also subject the City to civil liability.

Under the new statute (MCL 750.81d) and case law interpreting it (People v. Ventura, 262 Mich App 370 (2004), cert denied 471 Mich 927 (2004), individuals can still be charged with Resisting a Police Officer even if the underlying arrest is ruled illegal. They no longer have a defense to resisting a police officer.

I recommend replacing our current R&O ordinance with a new one in line with the language of MCL 750.81d.

Sincerely,

Neil J. Sawicki, City Prosecutor
P.O. Box 477, Wyandotte, MI 48192

ITEM #3 HAS BEEN REMOVED FROM THE AGENDA

December 6, 2005

Honorable Mayor and City Council
City of Wyandotte

Dear Mayor and City Council Members:

Attached, for your approval, is the following Benjamin F. Yack Recreation Center Contract: June 15 Roosevelt High School Graduation.

Sincerely,

Lisa Hooper, Executive Director
Downtown Development Authority and Community Relations

November 30, 2005

The Honorable Mayor James R. DeSana and City Council, City Hall
Wyandotte, Michigan

RE: Former 894 Vinewood, Lot Size: 10' x 100'

Dear Mayor DeSana and Council Members:

This is to recommend that the City sell the above captioned property to Christine Pasko, the adjacent property owner, for the amount of \$1,000.00. The combination of the two parcels will result in one parcel measuring 55' x 100'. The attached resolution will authorize the Mayor and City Clerk to execute the necessary documents.

Very truly yours,

Mark A. Kowalewski, City Engineer
Colleen A. Keehn, City Assessor

December 7, 2005

The Honorable Mayor James R. DeSana and City Council
City Hall, Wyandotte, Michigan

Dear Mayor DeSana and City Council Members:

At the December 5, 2005, City Council meeting you referred a communication from Harry Monk, 500 Ford Avenue, for a temporary sign to promote a Red Wings Game and advertising Miller products to the undersigned. The Sign Ordinance, Section 1810.11 allows for attention getting devices subject to approval of the Wyandotte City Council for a period not to exceed fifteen (15) days. In the past, the City Council has approved attention getting devices for the opening of new businesses or unique displays such as large balloons or searchlights. This request is not promoting a new business or unique display.

Therefore, I recommend this request be denied.

Very truly yours,

Mark A. Kowalewski, City Engineer

December 7, 2005

The Honorable Mayor James R. DeSana and City Council
City Hall, Wyandotte, Michigan

Dear Mayor DeSana and Council Members:

In accordance with Article XI of the AFSCME Local #894 Agreement with the City, the undersigned recommends a leave of absence be granted to Joe Syc due to an illness. Mr. Syc's leave of absence will begin on December 28, 2005.

Very truly yours,

Mark A. Kowalewski, City Engineer

December 8, 2005

The Honorable Mayor James R. DeSana and City Council
City Hall, Wyandotte, Michigan

RE: "The Oaks" Residential Development at Southwest Corner of Oak and 2nd Street

Dear Mayor DeSana and Council Members:

Attached is the Resolution duly adopted by the City of Wyandotte Planning and Rehabilitation Commission at a regular meeting held on November 17, 2005, with regards to the approval of the Final Site Plan for the "The Oaks" Residential Condominium Project at the southwest corner of Oak and 2nd Street.

Should you have any questions, please do not hesitate to contact the undersigned.

Very truly yours, Elizabeth A. Krimmel, Chairperson
PLANNING AND REHABILITATION COMMISSION
December 8, 2005

The Honorable Mayor DeSana and City Council, City Hall
Wyandotte, Michigan

Re: 2006 Sanitary Sewer Repair – File #4382

Dear Mayor DeSana and Council Members:

The City of Wyandotte Engineering and Building Department solicited bids for the 2006 Sanitary Sewer Repair on December 7, 2005. The bids for the referenced project were opened and read aloud in the City of Wyandotte Council Chambers. The following bids were received:

BIDDER CITY BID PRICE

GV Cement Contracting Brownstown Twp, MI \$175,180.00
Northline Excavating Inc. Taylor, MI \$207,095.00
Doetsch Industrial Services Warren, MI \$234,836.96
Pro Excavating Riverview, MI \$332,500.00

The bid from GV Cement Contracting is a fair and reasonable bid, which meets the requirements of the bid specifications. The City of Wyandotte Engineering

Department recommends that the bid from GV Cement Contracting be accepted for \$175,180.00.

If the above proposal meets with Council's approval, the undersigned recommends that Council authorize the undersigned to execute the necessary documents to perform the work.

Very truly yours,
Mark A. Kowalewski, City Engineer

December 5, 2005

The Honorable Mayor James R. DeSana and City Council
City of Wyandotte

Dear Mayor DeSana and Council Members:

In order to meet the requirements of the Wayne County Community Development Block Grant Program, it will be necessary to hold a Public Hearing and also publish a Statement of Community Development Objectives and possible use of the 2006 CDBG funds. The purpose of the Public Hearing is to receive comments and suggestions on the expenditure of the 2006 Community Development Block Grant Funds.

The Public Hearing Notice and Proposed Statement can be combined into one publication.

A Notice of Public Hearing should be scheduled for January 9, 2006 and the Statement for the possible use of CDBG funds for the 2006 Wyandotte Block Grant Program is attached. If this meets with your approval, we recommend that the City Clerk be so directed to publish same in the December 28, 2005 edition of The News Herald.

Very truly yours,
Mark A. Kowalewski, City Engineer
Todd A. Drysdale, Director of Financial Services

December 7, 2005

The Honorable Mayor James R. DeSana and City Council
City Hall, Wyandotte, Michigan

Dear Mayor DeSana and Council Members:

I recommend that the enclosed Antenna Site License Agreements with Fiber Tower for applicable portions of the communication tower at 1077 Grove Street and 365 Hudson be approved by the Mayor and City Council. These Agreements allocate space for three (3) antennas on the sites.

The City Attorney has reviewed and approved said Agreements.

Very truly yours,
Mark A. Kowalewski, City Engineer

REPORTS AND MINUTES FROM CITY AND OTHER GOVERNMENTAL
UNITS

The following report was submitted by the Finance Department

December 1 - December 6, 2005 \$ 236,772.25
December 7 - December 7, 2005 \$ 209.50

The following report was submitted by the Recreation Department

November 26- December 4, 2005 \$ 32,327.38

The following reports were submitted:

Recreation Commission December 6, 2005

CITIZEN PARTICIPATION

No response.

RECESS

RECONVENING

ROLL CALL

Present: Councilmembers Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka

Absent: None

FINAL READING OF ORDINANCES

AN ORDINANCE ENTITLED
AN ORDINANCE TO AMEND SECTION 4-44 AND 4-45

OF THE CODE OF ORDINANCES
OF THE CITY OF WYANDOTTE CONCERNING ANIMAL LICENSES

THE CITY OF WYANDOTTE ORDAINS:

Sec. 1. Amendment of Section 4-44 entitled Expiration.

Sec. 4-44 EXPIRATION

Animal licenses shall be issued for a one (1) year, two (2) year, or three (3) year period, commencing January 1 and expiring December 31, to correspond with the rabies vaccination expiration date.

Sec. 2. Amendment of Section 4-45 entitled Fees.

Sec. 4-45 FEES

A person desiring to obtain an animal license shall pay a fee of five dollars (\$5.00) for each year of the license period. Such fee will be prorated after May 1 of each year as follows:

May \$3.50
June \$3.00
July \$2.50
August \$2.00
September \$1.50
October \$1.00
November \$.50

An annual license for the following year may be applied for starting the first business day of December and revert to the five dollar fee. When such license is issued by a licensed veterinarian in the city (section 4-43), the fees will be equally divided.

Sec. 3 Severability

All Ordinances or parts of Ordinances in conflict herein are hereby repealed, only to the extent necessary to give this Ordinance full force and effect.

Sec. 4 Effective date

This ordinance shall take effect fifteen (15) days from the date of its passage by the Wyandotte City Council and this ordinance shall be published in a newspaper generally circulated in the City of Wyandotte within ten (10) days after adoption.

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

YEAS: Councilpersons Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka
NAYS: None
ABSENT: None

I hereby approve the adoption of the foregoing ordinance this 12th day of December, 2005.

CERTIFICATE

We, the undersigned, James R. DeSana and William R. Griggs, respectively, the Mayor and City Clerk of the City of Wyandotte, do hereby certify that the foregoing Ordinance was duly passed by the City Council of the City of Wyandotte, at a regular session thereof on Monday, 12th day of December, 2005.

James R. DeSana, Mayor
William R. Griggs, City Clerk

AN ORDINANCE ENTITLED

AN ORDINANCE TO AMEND CHAPTER 7
BUILDINGS AND BUILDING REGULATIONS
ARTICLE II. BUILDING CODE SEC. 7.22 AMENDMENTS,
SECTION 112.3.1 FEE SCHEDULE

CITY OF WYANDOTTE ORDAINS:

Section 1.

Article II. Building Code, Section 7-22 Amendments, and Chapter 1, Section 112.3.1 Fee Schedule is hereby deleted and amended to read as follows:

Section 112.3.1 Fee schedule. A fee for each plan examination, building permit and inspection shall be paid in accordance with the following:

Residential: For new construction and alternations:

Base Fee 40.00

Plus \$13.00 per \$1,000.00 to \$250,000.00

Plus \$15.00 per \$1,000.00 above \$250,000.00

For each reinspection 40.00

Temporary Building Residential: 100.00 per year

Commercial: For new construction and alternations:

Base Fee 50.00

Plus \$16.00 per \$1,000.00 to \$250,000

Plus \$18.00 per \$1,000.00 above \$250,000

For each reinspection 50.00

Temporary Building Commercial 250.00 per year

Demolition:

Accessory Buildings, each building 40.00
Residential one and two family dwellings 80.00
Multiple, commercial and industrial buildings 120.00
For each reinspection 40.00

Signs:

Each sign 40.00
Signs requiring foundation inspection 80.00
For each reinspection 40.00

Plan Review Fee:

Garage Review 25.00
Parking lots (Residential) 50.00
Parking lots (Commercial – less than 6 spaces) 75.00
Parking lots (Commercial – more than 6 spaces) 150.00
Additions 100.00
New buildings (Residential) 200.00
New buildings (Commercial) 300.00
Utility Review (Per Block) 150.00
Site Plan Developments 750.00
Preliminary PD Review 400.00
Final PD Review 300.00

Concrete Fee:

Driveways, new or replacement 40.00
Sidewalks, new or replacement:
1 foot up to 50 feet 40.00
50 feet and up - \$40.00 plus \$1.00 per additional foot
Curb Cuts, new or replacement:
Up to 12 feet in length 35.00
12 feet and up - \$40.00 plus \$1.00 per additional foot

Miscellaneous Fees:

Use of Street Right-of-Way 250.00
Grant of License Processing 200.00
Moving Structure Fees:
Residential 500.00
Commercial 2,000.00

Board Fees:

Zoning Board of Appeals and Adjustment (Residential) 125.00
Zoning Board of Appeals and Adjustment (Commercial) 200.00
Building Board of Appeals and Adjustment (Residential) 75.00
Building Board of Appeals and Adjustment (Commercial) 150.00
Rezoning (Residential) 200.00
Rezoning (Commercial) 300.00
Rezoning Plan Development 1,000.00
Special Approval (Residential) 125.00
Special Approval (Commercial) 200.00

Building Bond Fees:

One and two family dwellings 1,000.00
Multiple dwellings - each unit 500.00
Commercial/Industrial .25 (25 cents) per sq. ft.
(each floor) - minimum 1,000.00

Lot Split Fees:

Residential Lot Split 75.00

Commercial Lot Split 200.00

Industrial Lot Split 300.00

Special Fees:

Registration of Residential Builders License 15.00

Administration Fee 30.00

Late Fee: 125.00

If a permit is not obtained before the work is started, a late fee will be charged in addition to the regular permit fee.

NOTE: The fee shall be based on the estimated cost by the applicant, which cost shall be checked and approved by the code official.

Section 2.

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

Section 3.

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

Section 4.

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

Section 5.

This Ordinance shall take effect fifteen (15) days from the date of its passage by the Wyandotte City Council and shall be published in a newspaper generally circulated in the City of Wyandotte within ten (10) days after adoption.

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

YEAS: Councilpersons Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka

NAYS: None

ABSENT: None

I hereby approve the adoption of the foregoing Ordinance this 12TH day of December, 2005.

CERTIFICATION

We, the undersigned, James R. DeSana and William R. Griggs, respectively, the Mayor and City Clerk of the City of Wyandotte, do hereby certify that the foregoing Ordinance was duly passed by the City Council of the City of Wyandotte, at a regular session on Monday, 12th day of December, 2005

William R. Griggs, City Clerk James R. DeSana, Mayor

AN ORDINANCE ENTITLED

AN ORDINANCE TO AMEND CHAPTER 7 BUILDINGS AND BUILDING REGULATIONS
ARTICLE III. MECHANICAL CODE, SECTION M-113.3 FEE SCHEDULE OF THE CITY OF WYANDOTTE
CODE OF ORDINANCES

CITY OF WYANDOTTE ORDAINS:

Section 1.

Article III. Mechanical Code, Sec. 7-33 Amendments, Section M-113.3 Fee Schedule is hereby deleted and amended to read as follows:

Section M-113.3 Fee schedule. Add the following:

Base Fee Residential 40.00
Base Fee Commercial 50.00
New Construction Rough 50.00
Gas Burning Equipment
Under 400,000 BTU's 40.00
Over 400,000 BTU's 80.00
Pre-Fab Fireplace (Wood or Gas) w/ Chimney 50.00
Chimney Liner w/ Furnace 20.00
Chimney Liner 35.00
B-Vent w/ Furnace (Metal) 20.00
B-Vent 40.00
Radiant Tube Heaters (Each) 40.00
Each Additional in the Same Building 10.00
Infra Red Heaters (Each) 40.00
Each Additional in the Same Building 10.00
Unit Heaters (Gas) 35.00
Each Additional in the Same Building 10.00
Air Conditioning Units
1-1/2 HP to 5 HP each 40.00
6 HP to 15 HP each 60.00
16 HP to 50 HP 80.00
Remote Condenser 35.00
Fan-Coil Vent w/ Evaporation Coil and Duct Work 40.00

Boilers w/ Piping Fees
Under 200,000 BTU's 50.00
Over 500,000 BTU's 75.00
Refrigeration Equipment
Walk-in Freezer 50.00
Walk-in Cooler 50.00
Ice Makers (Self Contained) 35.00
Coolers (Self-Contained)
Under 5 HP (Split Systems Each) 40.00
Over 5 HP to 50 HP (Split Systems Each) 50.00
Air Handlers (Multi-Zoned Self Contained) 40.00
Exhaust Fans (Under 1,500 CFM Each) 40.00
1,500 to 10,000 CFM Each 50.00
Over 10,000 CFM Each 60.00

New Duct Work or Alterations
Up to \$ 3,000 40.00
3,001 to 6,999 60.00
7,000 to 15,000 80.00
Over \$ 15,000 100.00
Make Up Air and Duct Work 95.00
Reinspection 40.00
Gas Piping w/ Pressure Test (Commercial) 50.00
Hot Water Tank 30.00
Fire Suppression "Wet or Dry" Minimum Fee 50.00
Sprinkler Systems per Head 2.00
Humidifiers w/ Furnace 20.00
Humidifiers w/out Furnace 30.00
Electronic Air Cleaner 10.00
Flue Damper Only 30.00
Flue Damper w/ Furnace 15.00
Bath and Kitchen 10.00
Make Up Air Units 10.00

Special Fees

All new construction plan review charge 50.00
Solar Panels (Set of 3) 40.00
Late fee 125.00
**If a permit is not obtained before the work is started, a late fee of \$125.00 will be charged in addition to the regular permit fee
Registration of Contractor's License 15.00
Administration Fee 30.00

Section 2.

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

Section 3.

Severability. Should any word, sentence, phrase or any portion of this Ordinance be held in a manner invalid by any court of competent jurisdiction or by any

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

Section 4.

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

Section 5.

This Ordinance shall take effect fifteen (15) days from the date of its passage by the Wyandotte City Council and shall be published in a newspaper generally circulated in the City of Wyandotte within ten (10) days after adoption.

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

YEAS: Councilpersons Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka
NAYS: None
ABSENT: None

I hereby approve the adoption of the foregoing Ordinance this 12th day of December, 2005.

CERTIFICATION

We, the undersigned, James R. DeSana and William R. Griggs, respectively, the Mayor and City Clerk of the City of Wyandotte, do hereby certify that the foregoing Ordinance was duly passed by the City Council of the City of Wyandotte, at a regular session on Monday, 12th day of December, 2005.

William R. Griggs, City Clerk James R. DeSana, Mayor

AN ORDINANCE ENTITLED

AN ORDINANCE TO AMEND CHAPTER 7
BUILDINGS AND BUILDING REGULATIONS
ARTICLE VI. COMMERCIAL AND INDUSTRIAL PROPERTIES, SEC. 7.65
APPLICATION FEE OF THE CITY OF WYANDOTTE
CODE OF ORDINANCES

CITY OF WYANDOTTE ORDAINS:

Section 1.

Article IV. Commercial and Industrial Properties, Section 7-65 Application and fee is hereby deleted and amended to read as follows:

Sec. 7-65 Application and fee.

Any person that is going to transfer a commercial or industrial premises must file and application prior to the transfer, with the department of engineering and building for the purpose of setting up an inspection of the commercial and industrial premises. The fee for the application and inspection shall be ten cents (\$0.10) per square foot for the first floor and five cents (\$0.05) per square foot for the second or each additional floor with the same occupancy. The minimum fee shall be two hundred dollars (\$200.00).

Section 2.

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

Section 3.

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

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

YEAS: Councilpersons Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka

NAYS: None

ABSENT: None

I hereby approve the adoption of the foregoing Ordinance this 12th day of December, 2005.

CERTIFICATION

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William R. Griggs, City Clerk James R. DeSana, Mayor

AN ORDINANCE ENTITLED

AN ORDINANCE TO AMEND CHAPTER 9 ELECTRICITY

ARTICLE I. IN GENERAL

SEC. 9-2. FEES

OF THE CITY OF WYANDOTTE

CODE OF ORDINANCES

CITY OF WYANDOTTE ORDAINS:

Section 1.

Article I. In General, Section 9-2 Fees is hereby deleted and amended to read as follows:

Section 9.2 Fees. Fees under this chapter shall be as follows:

Base Minimum Fee 40.00

License Registration 45.00

Additional Inspection 40.00

Rough Circuit (first) 20.00

Each Additional Rough Circuit Residential 7.00

Each Additional Rough Circuit Commercial 10.00

Final Circuit (first) 20.00

Each Additional Final Circuit Residential 7.00

Each Additional Final Circuit Commercial 10.00

Service Change

100 AMP 30.00

150 AMP 35.00

200 AMP 40.00

400 AMP 60.00

Over 400 AMP - \$60.00 plus \$25.00 per 100 AMP

Temporary Service 40.00

Low Voltage Wiring

Office Partitions (first unit) \$25.00

Each Additional Partitions \$ 3.00

Low Voltage 1 to 1000 Feet \$35.00

Each Additional 1000 Feet \$ 3.00

Reinspection Fee 40.00

Minor Repairs 40.00
Motors (first unit) 40.00
Each Additional Unit in the Same Building 15.00

Special Fees

License Registration Fee 15.00
Administration Fee 30.00
Late Fee 125.00

If a permit is not obtained before the work is started, a late fee of \$125.00 will be charged in addition to regular permit fee.

Section 2.

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

Section 3.

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

Section 4.

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

Section 5.

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

YEAS: Councilpersons Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka
NAYS: None
ABSENT: None

I hereby approve the adoption of the foregoing Ordinance this 12th day of December, 2005.

CERTIFICATION

We, the undersigned, James R. DeSana and William R. Griggs, respectively, the Mayor and City Clerk of the City of Wyandotte, do hereby certify that the

foregoing Ordinance was duly passed by the City Council of the City of Wyandotte, at a regular session on Monday, 12th day of December, 2005

William R. Griggs, City Clerk James R. DeSana, Mayor

AN ORDINANCE ENTITLED

AN ORDINANCE TO AMEND CHAPTER 19 HOUSING CODE,
ARTICLE I. IN GENERAL, SECTION 19-5 INSPECTION OF
RESIDENTIAL DWELLINGS PRIOR TO SALE OR TRANSFER, SUB-
SECTION (F)
OF THE WYANDOTTE
CODE OF ORDINANCE

THE CITY OF WYANDOTTE ORDAINS:

Section 1.

Sec. 19-5 Inspection of Residential Dwellings Prior to Sale or Transfer, Sub-section (f) to amend the cost for inspections only, all other parts of this section shall remain the same.

(f) Registration and fees. Any person that is going to transfer a dwelling must register with the department of engineering and building for the purpose of setting up an inspection of the dwelling. The fee for the registration and inspection shall be in the amount of one hundred eighty dollars (\$180.00) for a one-family dwelling and two hundred seventy dollars (\$270.00) for a two-family dwelling.

Section 2.

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

Section 3.

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

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Section 5.

This Ordinance shall take effect fifteen (15) days from the date of its passage by the Wyandotte City Council and shall be published in a newspaper generally circulated in the City of Wyandotte within ten (10) days after adoption.

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

YEAS: Councilpersons Browning, Kolakowski, Peterson, Ptak, Sutka

NAYS: Councilperson Fricke

ABSENT: None

I hereby approve the adoption of the foregoing Ordinance this 12th day of December, 2005.

CERTIFICATION

We, the undersigned, James R. DeSana and William R. Griggs, respectively, the Mayor and City Clerk of the City of Wyandotte, do hereby certify that the foregoing Ordinance was duly passed by the City Council of the City of Wyandotte, at a regular session on Monday, 12th day of December, 2005.

William R. Griggs, City Clerk James R. DeSana, Mayor

AN ORDINANCE ENTITLED

AN ORDINANCE TO AMEND CHAPTER 29 PLUMBING AND GAS
ARTICLE II. PLUMBING CODE, SEC. 29-23 AMENDMENTS
SECTION P-114.2 FEE SCHEDULE
OF THE CITY OF WYANDOTTE
CODE OF ORDINANCES

CITY OF WYANDOTTE ORDAINS:

Section 1.

Chapter 29, Article II. Plumbing Code, Section 29-23 Amendments, Section P-114.2 Fee Schedule is hereby deleted and amended to read as follows:

Section P-114.2 Fee Schedule. The permit fees for all plumbing work shall be as indicated in the following schedule:

Base Fee 40.00
stack, soil waste vent 11.00
inside conductor 11.00
conductor 11.00
storm and seepage drains 45.00
water closet 11.00
bath 11.00
lavatory 11.00
shower 11.00
sink, all descriptions 11.00

sump, all descriptions 11.00
urinal 11.00
fountain, all descriptions 11.00
floor drain trap 11.00
garbage disposal 11.00
hot water heater 11.00
pump or interceptor 11.00
laundry tray 11.00
dishwasher 11.00
barwaste 11.00
auto laundry machine 30.00
water service 50.00
additional inspection 40.00
backflow preventors 11.00
grease trap 11.00
sewer replacement crock to iron 50.00
sewer pipe new 500.00
stove hookup 11.00
sprinkler System per head 2.00
water distributions
¾" - 1" 25.00
1¼" - 1½" 32.00
2" 39.00
2½ - 3" 46.00
4" 53.00
exceeding 4" 60.00
catch basin, manhole each 35.00

Reinspection fee 40.00

Registration of Plumbing Contractor License 15.00

Administration Fee 30.00

Late Fee 125.00

If a permit is not obtained before the work is started, a late fee of one hundred twenty-five dollars (\$125.00) will be charged in addition to the regular permit.

Section 2.

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

Section 3.

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

Section 4.

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

Section 5.

This Ordinance shall take effect fifteen (15) days from the date of its passage by the Wyandotte City Council and shall be published within ten (10) days after adoption.

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

YEAS: Councilpersons Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka

NAYS: None

ABSENT: None

I hereby approve the adoption of the foregoing Ordinance this 12th day of December, 2005.

CERTIFICATION

We, the undersigned, James R. DeSana and William R. Griggs, respectively, the Mayor and City Clerk of the City of Wyandotte, do hereby certify that the foregoing Ordinance was duly passed by the City Council of the City of Wyandotte, at a regular session on Monday, 12th day of December, 2005.

William R. Griggs, City Clerk James R. DeSana, Mayor

AN ORDINANCE ENTITLED

AN ORDINANCE TO AMEND CHAPTER 31.1 RENTAL DWELLINGS AND RENTAL UNITS, ARTICLE II. CERTIFICATE OF COMPLIANCE SECTION 31.1-12 CERTIFICATE OF COMPLIANCE APPLICATION FORM AND FEE SUB-SECTION (b), (c) and (d) OF THE WYANDOTTE CODE OF ORDINANCE

THE CITY OF WYANDOTTE ORDAINS:

Section 1.

Article II. Certificate of Compliance, Sec. 31.1-12 Certificate of Compliance Application Form and Fee, Sub-Section (b), (c) and (d) to amend the cost for inspections only all other parts of this section shall remain the same.

(b) The inspection fee for a certificate of compliance shall be one hundred eighty dollars (\$180.00) for each rental dwelling and ninety dollars (\$90.00) for each additional rental unit contained within said rental dwelling.

(c) The renewal inspection fee every five (5) years for each rental dwelling shall be one hundred eighty dollars (\$180.00) and all additional rental units contained within that rental dwelling shall be ninety dollars (\$90.00) per unit.

(d) Multiple dwellings: Multiple dwelling with more than twenty-five (25) units shall pay a minimum fee of two thousand three hundred forty dollars (\$2,340.00) provided the city does not exceed twenty-six (26) hours for the team

of inspectors. Additional hours beyond twenty-six (26) shall be charged at the rate of one hundred twenty dollars (\$120.00) per hour and the owners shall sign an affidavit indicating they will pay said fee or allow the fee to be assessed against said property.

Section 2.

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

Section 3.

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

Section 4.

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

Section 5.

This Ordinance shall take effect fifteen (15) days from the date of its passage by the Wyandotte City Council and shall be published in a newspaper generally circulated in the City of Wyandotte within ten (10) days after adoption.

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

YEAS: Councilpersons Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka
NAYS: None
ABSENT: None

I hereby approve the adoption of the foregoing Ordinance this 12th day of December, 2005.

CERTIFICATION

We, the undersigned, James R. DeSana and William R. Griggs, respectively, the Mayor and City Clerk of the City of Wyandotte, do hereby certify that the foregoing Ordinance was duly passed by the City Council of the City of Wyandotte, at a regular session on Monday, 12th day of December, 2005.

William R. Griggs, City Clerk James R. DeSana, Mayor

AN ORDINANCE ENTITLED

AN ORDINANCE TO AMEND CHAPTER 32 STREETS AND SIDEWALKS
ARTICLE I. IN GENERAL SECTION 32-10 SIDEWALK CONSTRUCTION
OR REPAIR GENERALLY OF THE CITY OF WYANDOTTE
CODE OF ORDINANCES

CITY OF WYANDOTTE ORDAINS:

Section 1.

Chapter 32, Article I. In General, Sec.32-10 is hereby deleted and amended to read as follows:

Section 32-10 Sidewalk construction or repair generally. No person shall construct or repair any sidewalk except in accordance with the lines, grade, slope and specifications established by the City Engineer. No person shall construct or repair any sidewalk without a permit from the Department of Engineering and Building. Permits shall be prominently displayed on the construction site. The City Engineer shall charge and collect for such permit a fee of:

Sidewalk
Up to 50' (10 squares).....40.00

Over 50' - \$40.00 plus \$1.00 per additional lineal foot

Late fee.....125.00

**If a permit is not obtained before the work is started, a late fee of \$125.00 will be charged in addition to the regular permit fee

Section 2.

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

Section 3.

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

Section 4.

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

Section 5.

This Ordinance shall take effect fifteen (15) days from the date of its passage by the Wyandotte City Council and shall be published in a newspaper generally circulated in the City of Wyandotte within ten (10) days after adoption.

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

YEAS: Councilpersons Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka
NAYS: None
ABSENT: None

I hereby approve the adoption of the foregoing Ordinance this 12th day of December, 2005.

CERTIFICATION

We, the undersigned, James R. DeSana and William R. Griggs, respectively, the Mayor and City Clerk of the City of Wyandotte, do hereby certify that the foregoing Ordinance was duly passed by the City Council of the City of Wyandotte, at a regular session on Monday, 12th day of December, 2005.

William R. Griggs, City Clerk James R. DeSana, Mayor

RESOLUTIONS

Wyandotte, Michigan December 12, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that the reading of the minutes of the previous meeting be dispensed with and the same stand APPROVED as recorded without objection.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Jason Ptak
Supported by Councilperson Todd Browning
ROLL ATTACHED

Wyandotte, Michigan December 12, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that the communication from Councilman Browning relative to the direction to the Police and Fire Commission to make recommendations to the City Council to achieve the following:

1. The implementation of Public Safety Department within the City; and

2. The creation of a regionalized, consolidated dispatch center with neighboring communities.

NOW THEREFORE BE IT RESOLVED that the Police and Fire Commission request an additional four (4) weeks extension on the above issues at which time all strategic planning sessions will have been completed (December 12, 2005) due back on January 16, 2006

I move the adoption of the foregoing resolution.

MOTION by Councilperson Jason Ptak
Supported by Councilperson Todd Browning
ROLL ATTACHED

Wyandotte, Michigan December 12, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that the communication from Wayne Charest, 709 Antoine requesting to purchase 15 ft of the adjacent property next to his residence is hereby referred to the City Engineer and City Assessor for a review and report back to Council in one week.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Jason Ptak
Supported by Councilperson Todd Browning
ROLL ATTACHED

Wyandotte, Michigan December 12, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that Council ACCEPTS the recommendation of Neil J. Sawicki, City Prosecutor as set forth in his communication dated December 8, 2005 to amend the City of Wyandotte Criminal Ordinance as it pertains to state statue (MCL 750.479) to the new statue (MCL 750.81d). AND BE IT FURTHER RESOLVED that said communication is referred to the Department of Legal Affairs for review and report back in one week.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Jason Ptak
Supported by Councilperson Todd Browning
ROLL ATTACHED

Wyandotte, Michigan December 12, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that Council APPROVES the contract as submitted by Lisa Hooper, Executive Director, Downtown Development Authority and Community Relations Director in her communication dated December 6, 2005 for the use of the Yack Arena on June 15th, 2006 for the Roosevelt High School Graduation.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Jason Ptak

Supported by Councilperson Todd Browning

YEAS: Councilmembers Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka

NAYS: None

Wyandotte, Michigan December 12, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that Council CONCURS with the recommendation of the City Engineer and City Assessor dated November 30, 2005, to sell the former 894 Vinewood; AND BE IT FURTHER RESOLVED that Council accepts the offer of Christine Pasko dated November 30, 2005, in the amount of \$1,000.00 AND FURTHER that the Mayor and City Clerk are hereby authorized to execute the necessary documents subject to the approval of the Department of Legal Affairs.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Jason Ptak

Supported by Councilperson Todd Browning

YEAS: Councilmembers Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka

NAYS: None

Wyandotte, Michigan December 12, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that the communication from the City Engineer regarding the request of Harry Monk, 500 Ford Avenue is hereby received and placed on file; AND BE IT FURTHER RESOLVED that said request is hereby DENIED.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Jason Ptak

Supported by Councilperson Todd Browning

YEAS: Councilmembers Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka

NAYS: None

Wyandotte, Michigan December 12, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that Council CONCURS with the recommendation of the City Engineer in accordance with the AFSCME Local # 894 Agreement to grant Joe Syc a Leave of Absence beginning December 28, 2005, in accordance with AFSCME Local #894 Agreement.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Jason Ptak
Supported by Councilperson Todd Browning
YEAS: Councilmembers Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka
NAYS: None

Wyandotte, Michigan December 12, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that WHEREAS the Final Site Plan consists of the following sheets: (1) proposed Landscape Plan dated October, 2005; (2) Survey, Grading & Site Development Plan last revised October 5, 2005; (3) Main Floor Plan last revised September 5, 2005; (4) Second Floor Plan last revised September 5, 2005; (5) Attic Floor Plan last revised September 5, 2005; (6) proposed Front and Rear Elevations last revised September 5, 2005; (7) proposed Left and Rear Elevations dated September 5, 2005; and (8) proposed Floor Plans and Elevations (updated); AND WHEREAS on November 17, 2005, at a Regular Meeting of Planning and Rehabilitation Commission, the Commission determined that the Final Site Plan reflects and adheres to those use patterns as approved in the Preliminary Plan and that the Final Site Plan complies with the requirements set forth in the City of Wyandotte's Zoning Ordinance, Section 1655, and that said Plan is subject to the terms and conditions set forth therein; AND WHEREAS on November 17, 2005, at a Regular Meeting of Planning and Rehabilitation Commission the Commission resolved to recommend to the City Council that the Final Site Plan be accepted and approved subject to certain conditions and minor revision be made; AND WHEREAS the following conditions still remain:

1. Implement plan for park area as indicated on Attachment 4
2. Identify the number of plants and types of plants on the plan.
3. Identify that all green space areas will be irrigated.
4. Walk area between buildings identify type of material to be used.
5. Page 2 of 15 indicate porch at property line which would place step in right-of-way. Modify drawings to clarify location of steps. Modify drainage to include at least one catch basin and direct drainage between buildings towards lot.
6. Page 12 of 15 submittal of structural drawings for rear balcony.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WYANDOTTE that the City Council has previously approved the Preliminary site plan and now CONCURS with the resolution of the Planning and Rehabilitation Commission determining that the Final Site Plan is in compliance with the requirements set forth in the Zoning Ordinance Section 1655 and that said Plan is subject to the terms and conditions set forth therein and that the Final Site Plan is ACCEPTED and APPROVED subject to the conditions therein.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Jason Ptak
Supported by Councilperson Todd Browning
YEAS: Councilmembers Browning, Fricke, Peterson, Ptak, Sutka
NAYS: None
ABSTENTION: Councilman Kolakowski

Wyandotte, Michigan December 12, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that Council hereby CONCURS in the recommendation of the City Engineer File #4382-2006 Sanitary Sewer Repair to accept the bid of GV Cement Contracting of Brownstown Twp, Michigan in the amount of \$175,180.00 from Account #590-200-926-310 AND BE IT RESOLVED that all bid bonds be returned to the unsuccessful bidders by the City Clerk and all bid checks returned to the unsuccessful bidders by the City Treasurer; AND BE IT FURTHER RESOLVED that the Mayor and City Clerk authorized to execute the necessary documents to perform said work.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Jason Ptak

Supported by Councilperson Todd Browning

YEAS: Councilmembers Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka

NAYS: None

Wyandotte, Michigan December 12, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that Council hereby APPROVES the recommendation of the City Engineer and Director of Financial and Administrative Services to set a Public hearing for proposed uses of the Community Development block Grant funds on Monday, January 9, 2006 and further directs the City Clerk to publish said notice in the December 21, 2005, edition of the News Herald.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Jason Ptak

Supported by Councilperson Todd Browning

ROLL ATTACHED

Wyandotte, Michigan December 12, 2005

RESOLUTION by Councilperson Jason Ptak

RESOLVED by the City Council that Council hereby CONCURS with the recommendation of the City Engineer to enter into an Antenna Site license Agreement with Fiber Tower for 365 Hudson and 1077 Grove Street Towers; AND FURTHER that the Council authorizes the Mayor and City Council to sign said Agreements.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Jason Ptak

Supported by Councilperson Todd Browning

YEAS: Councilmembers Browning, Fricke, Kolakowski, Peterson, Ptak, Sutka

NAYS: None

ADJOURNMENT

MOTION by Councilperson Jason Ptak

Supported by Councilperson Todd Browning

That we adjourn – carried unanimously

Adjourned at 8:05 p.m.
December 12, 2005

Maria Johnson, Deputy City Clerk