

Wyandotte, Michigan July 23, 2012

Regular session of the City Council of the City of Wyandotte, the Honorable Mayor Joseph Peterson presiding.

ROLL CALL

Present: Councilpersons Browning, DeSana, Fricke, Galeski, Sabuda, Stec

Absent: None

COMMUNICATIONS MISCELLANEOUS

DEAR MAYOR AND COUNCIL,

My name is Terry Miller, and I am the proud owner of Royal Movers, in Wyandotte.

We are currently expanding our business in Wyandotte by adding a third truck to accommodate all of our valued customers, but the problem is our lot can't hold all three of our 24" trucks at the end of our work day. We have evaluated lot #12 on Eureka and 17th since we've been here for the last two years and noticed that there really hasn't been much public parking in that lot.

I would like to get permission from the proper authorities to use a small area to park one of our 24" trucks that will also be used in our daily operations of our business, meaning that the truck will not be permanently parked or sitting in that lot every day.

If permission were granted there would still be enough space to accommodate six to nine vehicles with ease.

Thank you sincerely for the time in considering this matter,

Terry Miller, Royal Movers, 1806 Eureka, Wyandotte, Michigan 48192

PERSONS IN THE AUDIENCE

Tom Woodruff & Ed Gorecki, regarding Vietnam Vet Memorial Fund Raiser at Yack Arena, Saturday, July 28, 2012, auction, sports material, bands, etc.

COMMUNICATIONS FROM CITY AND OTHER OFFICIALS

July 10, 2012

The Honorable City Council City of Wyandotte  
3131 Biddle Avenue, Wyandotte MI 48192

RE: THE SENIOR ALLIANCE (TSA) 2013 ANNUAL IMPLEMENTATION PLAN (AIP)

Gentlemen and Madam:

The Senior Alliance (TSA) provides services to older adults within the 34 communities of southern and western Wayne County. The Office of Services to the Aging requires TSA to request a resolution approving the AIP from each local unit of government in their planning and services area. (A copy of the plan is available for your review at The Senior Alliance website: [www.aaalc.org](http://www.aaalc.org).)

The TSA Board has recommended acceptance of this plan and requests that each municipality adopt a resolution supporting the TSA 2013 Annual Implementation Plan (AIP) as submitted by The Senior Alliance.

Your support of the AIP will be very much appreciated.

Sincerely, Joseph R. Peterson, Mayor

July 19, 2012

The Honorable Mayor Joseph R. Peterson and City Council Members  
3131 Biddle Avenue, Wyandotte, Michigan 48192

Dear Mayor Peterson and City Council Members,

Per the attached Council Resolution dated June 18, 2012, the Council referred the communication from the Wyandotte Community Alliance (WCA) to the City Attorney to coordinate with the undersigned relative whether the WCA has met the requirement of repayment of funds previous allotted to them from the City's UDAG Fund.

The undersigned respectfully requests that this issue be discussed during the upcoming budget deliberations which will begin in August of 2012.

Sincerely,  
Todd A. Drysdale, City Administrator

July 18<sup>th</sup>, 2012

Mayor Joseph R. Peterson & City Council 3131 Biddle Avenue  
Wyandotte, M Michigan 48192

RE: BID FILE NUMBER 4593 SPECIFICATION AND QUALIFICATIONS FOR  
DEVELOPMENT OF THE FORMER SEARS BUILDING, 3061 & 3063 BIDDLE AVENUE,  
WYANDOTTE, MICHIGAN

Dear Mayor & Council:

As you aware, the Downtown Development Authority recently acquired the former Sears property at 3061/3063 Biddle Avenue with the intent to solicit the property for redevelopment. Please find herewith the Specifications and Qualifications for Development of said property. Please note that the Phase I and Phase II environmental site assessments are not included in this document (as they are extensive), but that they will be available for review on our website and in the Engineering and Building Department once the Request for Proposal is issued.

We ask for your support for this proposal as the successful redevelopment of this property is essential to the revitalization of our Downtown and consistent with the City of Wyandotte 2010-2015 Strategic Plan.

If you have any questions regarding this proposal, please contact me.

Sincerely,  
Natalie Rankine, RA, Downtown Development Authority Director  
2624 Biddle Avenue Wyandotte, Michigan 48192  
734-324-7298 nrankine@wyan.org

July 11, 2012

To: Honorable Mayor and City Council  
From: Department of Legal Affairs  
Re: Resolution For Addressing City Council

Dear Mayor and City Council:

Attached for your consideration is a resolution setting forth the procedures for addressing the city council.

Respectfully submitted, Department of Legal Affairs  
LOOK, MAKOWSKI and LOOK, P.C.  
William R. Look

TO: Mayor and City Council  
 FROM: Police & Fire Commission  
 DATE: July 16, 2012  
 SUBJECT: Fire and. Police Department Staffing

Honorable Mayor and Council Members:

During the last 18 months, both the Fire Department and the Police Department have lost 4 members due to attrition and retirements. Earlier this year, the City Council passed a budget amendment that eliminated funding for most of these positions, rather than maintain Public Safety staffing at previous levels.

Since taking office, Fire Chief Carley has undertaken the restructuring of his department, including an update of Command Job Descriptions and modification of work rules. This has resulted in marginal cost savings and the ability to more flexibly staff the department. While helpful, these changes are not a replacement for appropriate staffing. We often see the Fire Department operating with 5 or 6 members on a shift, and absences or injuries require the use of overtime to properly staff the stations. While the Department has applied for a SAFER Grant, no award has been made and the ultimate amount may be insufficient for our needs, The Fire Department needs 28 Firefighters plus the Chief to operate safely and effectively.

Police Chief Grant has also been making organizational changes within his department. We just promoted an Inspector, and Chief Grant is considering some additional organizational changes. However, if potential retirements at the Command level are taken into account, we could lose a number of experienced officers and command staff, ultimately resulting in a reduction of officers on the street. Chief Grant needs to maintain his department at 34 sworn officers to continue current services and operate a safe department.

This Commission requests that 2 Fire Fighter positions be immediately restored in the budget, and if grant funds become available the 2 remaining open Fire Fighter positions should be restored. In addition, any positions vacated due to future retirements in either the Police or Fire Departments should remain in the budget so staffing levels in each department can be maintained.

The Police & Fire Commission realizes that the City of Wyandotte is under significant budgetary stress and that funding these positions may require difficult choices. The Commission has considered alternatives such as part time or volunteer Fire Department staffing, or reductions in the number of officers on Police Patrol shifts and found them inappropriate for Wyandotte. Future "consolidation" of Downriver public safety departments may provide a solution to funding issues, but that does not solve our immediate staffing problem.

The Commission also recommends that Mayor and Council aggressively ensure that Mutual Aid Agreements are properly supportive of Wyandotte. Mutual Aid is becoming more tenuous as other departments unilaterally reduce their readiness, and we saw from the recent downtown fire at LTB that we are critically dependent on Mutual Aid.

During the budget hearings in the summer of 2011, you heard from many citizens as well as your appointed Budget Committee who consistently objected to any reductions in the Police and Fire Department. This Commission went on record in support of the millage. In November of 2011, the voters of Wyandotte approved a millage increase which was in part intended to maintain staffing in our public safety departments, so we request that you put these positions back in the budget.

Thank you for your consideration of these important requests.

Douglas Melzer

Amy Noles

John Harris

CITY OF WYANDOTTE  
REQUEST FOR COUNCIL ACTION

MEETING DATE: July 23, 2012

ITEM: City Council approval to purchase ten X26E Tasers

PRESENTER: Daniel J. Grant, Chief of Police

INDIVIDUALS IN ATTENDANCE: Daniel J. Grant, Chief of Police

**BACKGROUND:** Over the past few years, our Officers have come into contact with persons who have physically resisted arrest and attempted to evade the Officers by fleeing or committing an assault. There are times when our issued aerosol subject restraint "pepper" spray or impact weapons have not been effective and it has been proven for many years that the Taser is a very effective less lethal weapon. The majority of Police Departments in the Downriver area are deploying this device with their Officers and I have observed them deployed on numerous occasions finding them to be an effective law enforcement tool. The use of these devices will be governed as noted in the Wyandotte Police Department's "Use of Weapons" policy (see attached) where the use of the X-26 Taser has been inserted from pages 4 through 6.

I am proposing to purchase 10 Tasers which will be checked-out by Officers at the start of their shifts and returned prior to them leaving for the day. Along with the purchase of the Tasers will be both practice and duty cartridges, holsters, and a 4-year warranty. This is a single source purchase as we are purchasing this equipment directly from Taser International Inc. and the total cost will be \$14,171.98. Funds to make this purchase are available in our drug forfeiture account.

We have made arrangements for one of our Officers to attend Taser instructor school so we can train all of our personnel in-house while they are working their normal shifts. All Officers carrying this device will be required to successfully complete the training course.

**STRATEGIC PLAN/GOALS:** To acquire these less lethal weapons and have them deployed with our Officers while on-duty to assist in the apprehension and arrest of suspects who are resisting lawful arrests.

**ACTION REQUESTED:** Adopt the resolution granting permission to purchase the Tasers along with the training/duty cartridges, holsters, and 4-year warranty.

**BUDGET IMPLICATIONS & ACCOUNT NUMBER:** If approved, all funds for this purchase will come from our existing drug forfeiture account.

**IMPLEMENTATION PLAN:** If approved by the City Council, the weapons will be shipped to our agency, the Officers will be training to the required standards, and the Tasers will be deployed with personnel assigned to patrol or other law enforcement related duties.

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

**MAYOR'S RECOMMENDATION:** Approval

**POLICE COMMISSION RECOMMENDATION:** Approved on July 10, 2012.

**MODEL RESOLUTION:** I move to waive the requirements of the City of Wyandotte's purchasing policy of obtaining bids as this is a single source bid as we are purchasing these devices directly from the manufacturer.

I move to authorize the use of the Police Department drug forfeiture funds in the amount of \$14,171.98 to make this purchase.

I move to adopt the resolution that the Wyandotte Officers will receive the proper training in the use of this device and after successful completion of such training; the Tasers may be deployed with our Officers to be used for law enforcement purposes.

CITY OF WYANDOTTE  
REQUEST FOR COUNCIL ACTION

MEETING DATE: July 23, 2012

ITEM: City Council approval to purchase 2012 Chevrolet Police Package Tahoe for K-9 Unit

PRESENTER: Daniel J. Grant, Chief of Police

INDIVIDUALS IN ATTENDANCE; Daniel J. Grant, Chief of Police

**BACKGROUND:** Subsequent to the retirement of our former K-9 Officer Dan Foley, the City Council approved the purchase of a new Police Dog which was assigned to Officer Ken Groat. The dog was acquired in mid-June and is currently continuing with its preliminary training. The old Chevrolet Tahoe used by our retired Officer was assigned to our Traffic unit for truck enforcement as their assigned vehicle was over ten years old and due for retirement from police patrol duties.

I have located a 2012 Chevrolet Tahoe "police package" at Shaheen Chevrolet in Lansing which has been awarded the State of Michigan bid for Chevrolet police vehicles through the "Mi-Deal" purchasing program. The cost for this vehicle using the State of Michigan pricing is \$26,783.00 with a \$15.00 title fee for a total of \$26,798.00. Funds to make this purchase are available in our drug forfeiture account.

**STRATEGIC PLAN/GOALS:** To acquire this vehicle and have a K-9 cage unit installed in the rear storage area and use this vehicle for general patrol duties as a K-9 unit.

**ACTION REQUESTED:** Adopt the resolution granting permission to purchase the vehicle with drug forfeiture funds and waive our normal bidding policy by utilizing the State of Michigan purchasing program.

**BUDGET IMPLICATIONS & ACCOUNT NUMBER:** If approved, all funds for this purchase will come from our existing drug forfeiture account.

**IMPLEMENTATION PLAN:** If approved by the City Council, the vehicle will be picked-up from Shaheen Chevrolet in Lansing and the required police emergency equipment will be installed. Once the vehicle is equipped, it will be assigned to the current platoon for regular patrol by K-9 Officer Ken Groat and his new partner "Ice".

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

**MAYOR'S RECOMMENDATION:** Approval

**POLICE COMMISSION RECOMMENDATION:** Approved on July 10, 2012.

**MODEL RESOLUTIONS:** I move to waive the requirements of the City of Wyandotte's purchasing policy of obtaining bids in the purchase of a 2012 police, package Chevrolet Tahoe as it is being purchased from Shaheen Chevrolet. in Lansing, Michigan and the pricing is through the State of Michigan purchasing program.

I move to authorize the use of the Police Department drug forfeiture funds in the amount of \$26,798.00 to make this purchase.

I move to adopt the resolution that this vehicle will currently be used for general police patrol duties while assigned to our K-9 Officer.

TO: Honorable Mayor and City Council

DATE: July 19, 2012

FROM: Daniel J. Grant, Chief of Police

SUBJECT: CLOTHES AND SHOES COLLECTION BOX AT WYANDOTTE RECYCLING CENTER

CC: Todd Drysdale, City Administrator

In regards to the attached City Council resolution dated July 3, 2012, I have no issues with the request to have a clothes and shoes collection box placed at the Wyandotte Recycling Center as long as it is installed at a location which does not obstruct the movement of vehicles dropping-off recyclables at the center nor interfere with the flow of traffic at the adjacent Wyandotte Animal Shelter.

Respectfully, Dan Grant

July 5, 2012

The Honorable Mayor Joseph R. Peterson And City Council  
City Hall, Wyandotte, Michigan 48192

Dear Mayor Peterson and City Council Members:

In response to the request of IICD Michigan regarding placing a clothes and shoes collection box approximately 4'x4'x6' at the City's Drop-Off Recycling Center the following applies. The City's Ordinances do not regulate the placement of these boxes other than they could not be placed within a required parking place or landscape area. Further, where the Planning Commission or City Council has approval authority on a site plan the box would need to be shown on the site plan to be approved.

The Drop-Off Recycling Center has room to allow placement of this container if so desired by City Council. Proper insurance/hold harmless should be part of any approval.

Very truly yours,  
Mark A. Kowalewski, City Engineer

July 9, 2012

The Honorable Mayor Joseph R. Peterson And City Council  
City Hall  
Wyandotte, Michigan

Dear Mayor Peterson and City Council Members:

Enclosed please find revised NSP2 Single-Family Sales Program Guidelines. The undersigned is recommending adding the Appeals Process section to the bottom of page 6 and adding Appendix C "Complaint Procedures, Conflict Resolution and Mediation Procedures."

If you concur with these changes, the enclosed Resolution will implement same.

Very truly yours,  
Mark A. Kowalewski, City Engineer

July 12, 2012

The Honorable Mayor Joseph R. Peterson And City Council  
City Hall, Wyandotte, Michigan

Dear Mayor Peterson and City Council Members:

You referred communications to the Planning Commission regarding murals and public art. The Planning Commission formed a Sub-Committee and worked with Chuck Leman, Planning Consultant, Mark Kowalewski, City Engineer, and Natalie Rankine, Director of the DDA to develop definitions to be incorporated into the Zoning Ordinance. At the last meeting of the Planning Commission, the Commission approved these definitions.

If you concur with the definitions, the attached Resolution will refer this to the Legal Department to prepare the necessary ordinance change and back to the Planning Commission hold the required public hearing.

Very truly yours, Elizabeth A. Krimmel, Chairperson Planning Commission

July 11, 2012

The Honorable Mayor Joseph R. Peterson And City Council  
City Hall, Wyandotte, Michigan

RE: Internet Cafe

Dear Mayor Peterson and Council Members:

On May 4, 2012, you referred a communication from Gerald E. Diamond, 126 Oak Street regarding the use of his businesses as an internet café. The Planning Commission interpreted Internet Cafe as a retail establishment which rents computers by the hour for a fee to customers. This type of business provides this service varies widely, it may be a book store, coffee house, computer store, restaurant, bar or any number of businesses. It is the opinion of the Planning Commission that both the Central Business District (CBD) and General Business (B-2) allow Internet Cafes as a permitted retail activity.

Please note that Mr. Diamond has indicated to the Planning Commission that he will no longer be operating his business as of June 30, 2012.

If it is your desire to include a definition of Internet Cafe into the Zoning Ordinance, the Planning Commission can provide this.

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

Very truly yours, Elizabeth A. Krimmel, Chairperson Planning Commission

July 17, 2012

The Honorable Mayor Joseph R. Peterson And City Council  
City Hall, Wyandotte, Michigan

Dear Mayor Peterson and City Council Members:

The Engineering Department has received a grant from the Michigan Department of Transportation (MDOT) Federal Aid Eligible Road Funding for street repair/reconstruction work along 2nd Street from Oak Street to Ford Avenue and along 3rd Street from Plum Street to Vinewood. This funding allows for reimbursement of administrative cost in the amount of \$153,000.

This communication is to request your approval to hire Hennessey Engineering to assist with this project at a cost of \$50 per hour. The Hennessey Employee will work on an as needed basis between 15-20 hours per week for approximately eight (8) weeks. The cost will not exceed \$8,000. All costs will be paid from the grant funds.

If you concur with this communication the attached Resolution will authorize the undersigned to proceed.

Very truly yours,  
Mark A. Kowalewski, City Engineer Reviewed by Todd A. Drysdale, City Administrator

July 18, 2012

The Honorable Mayor Joseph R. Peterson And City Council  
City Hall  
Wyandotte, Michigan

RE: 644 Orange

Dear Mayor Peterson and Council Members:

On October 4, 2011; May 9, 2012; June 13, 2012 and July 16, 2012, Show Cause Hearings were held in the Engineering and Building Department regarding the dangerous and unsafe structure at 644 Orange. Attached are minutes of the Hearings and Property Maintenance letter.

At the hearings it was determined and ordered that the structure, due to the described conditions and property maintenance violations, should be demolished. As of today's date, the order has not been complied with.

Therefore in accordance with Section PM-107.6 Filings of findings, the undersigned requests that your Honorable Body set a hearing to show cause why the structure should not be demolished in accordance with Section PM-107.7 Council Action, of the Wyandotte Property Maintenance Code.

Very truly yours  
Lou Parker, Hearing Officer

June 27, 2012

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

RE: Demolition of 2309 10th Street

Dear Mayor Peterson and Council Members:

At the City Council Meeting of June 4, 2012 (see attached), the Engineering Department was directed to begin demolition of the structures at 2309 10th Street.

The Engineering Department solicited the following bids:

<u>BIDDER</u>	<u>BID</u>
Pro Excavation, Wyandotte, MI	\$6,700.00
21' Century Salvage, Ypsilanti, MI	\$8,120.00
Homrich Inc., Carelton, MI	\$9,900.00

International Construction, Rochester Hills, MI No Bid

The undersigned recommends the acceptance of the proposal from Pro Excavation, Wyandotte, Michigan in the amount of \$6,700.00. This amount along with any cost previously incurred by the City would be applied to a lien on the property, allowing the City to recoup our cost for the work completed.

Very truly yours,  
Mark A. Kowalewski, City Engineer

July 9, 2012

The Honorable Mayor Joseph R. Peterson and City Council  
City Hall  
Wyandotte, Michigan

RE: Former 814 7th Street Lot Size: 31' x 96'

Dear Mayor Peterson and Council Members:

Attached please find a Purchase Agreement to sell the above captioned property to Thomas and Kimberly Schantz, the adjacent property owners at 703 St. Johns, in the amount of \$2,652.36. The combination of the two (2) lots would result in one (1) lot measuring 97' x 100'.

If Council concurs with this recommendation, the attached Resolution with authorize the Mayor and City Clerk to execute the necessary documents.

Very truly yours,

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

July 12, 2012

The Honorable Mayor Joseph R. Peterson And City Council  
City Hall, Wyandotte, Michigan

Dear Mayor Peterson and City Council Members:

On July 23, 2012, at 2:00 p.m. the bids for Renovation of the 3rd Floor of the New City Hall will be opened. The Engineering Department along with the Project Architect intend to review the proposals at this time. If there is an obvious qualified low bidder, we will be recommending to the City Council the award of the contract as a late agenda item. If there is not an obvious low bidder, we will have to wait an additional week to recommend award of the contract.

Very truly yours,

Mark A. Kowalewski, City Engineer Reviewed by Todd A. Drysdale, City Administrator

To: Honorable Mayor and City Council  
From: Department of Legal Affairs  
Re: Fireworks

Dear Mayor and City Council:

Upon review of the new state fireworks law and of the city's current ordinance on fireworks, the undersigned recommend that the following amendments be made to the Code of Ordinances:

1. Adopt a new fireworks ordinance to replace our current ordinance;
2. amend our littering ordinance to address the discharge of fireworks upon someone else's property;
3. a new noise ordinance to supplement our disturbing the peace.

A brief summary of the key aspects to the proposed ordinances are as follows:

1. Limit consumer fireworks use only on national holidays and the day before and after.
2. Restrict the use of consumer fireworks from 11:00 p.m. to 9:00 a.m.-if the use would result in disrupting the peace or sleep of residents.
3. Prohibit the discharge of fireworks upon another's property.
4. Provide emergency powers for the police and fire chief to restrict fireworks if an imminent danger exists.
5. Allow a cost recovery against the user of fireworks for a city response to an injury or fire caused by the fireworks.
6. Prohibit the discharge of fireworks from public property and require permission from a private property owner to discharge fireworks from their property.

If there are no recommended changes, the ordinances are prepared for a first and final reading.

Respectfully submitted,

William R. Look, Department of Legal Affairs

REPORTS AND MINUTES

Financial Services Daily Cash Receipts	July 16-July 18, 2012	\$257,286.70
Downtown Development Authority	June 12, 2012	
Downtown Development Authority	June 19, 2012	
Downtown Development Authority	July 10, 2012	
Police Commission Meeting	July 10, 2012	
Police Commission Meeting	June 26, 2012	
Fire Fighter's Civil Service Commission	June 13, 2012	
Fire Fighter's Civil Service Commission	June 19, 2012	
Beautification Commission Meeting	June 13, 2012	
Municipal Service Commission	June 26, 2012	
Municipal Service Commission	July 10, 2012	
Planning Commission	June 27, 2012	

CITIZENS PARTICIPATION

Tom Schantz, thanked Mayor and Council for sale of 703 Saint Johns.

RECESSRECONVENINGROLL CALL

Present: Councilpersons Browning, DeSana, Fricke, Galeski, Sabuda, Stec

Absent: None

HEARINGS

**PUBLIC HEARING RELATIVE TO CITY PROPERTY TAX RATES  
SUBMITTED FOR ADOPTION FOR THE 2013 FISCAL YEAR**

June 27, 2012

The Honorable Mayor Joseph R. Peterson and City Council Members  
3131 Biddle Avenue  
Wyandotte, Michigan 48192

Dear Mayor Peterson and City Council Members,

The following City property tax rates are being submitted for your adoption for the 2013 Fiscal Year pursuant to sections 211.23 E and 211.34 D of Michigan Compiled Laws and Public Act 40 of 1995:

City Operating	\$13.8038/Thousand \$ of Taxable Value
Refuse Collection and Disposal	\$ 2.5166/Thousand \$ of Taxable Value
Debt	\$ 2.5166/Thousand \$ of Taxable Value
Drain #5 Operation and Maintenance	\$ 3.4130/Thousand \$ of Taxable Value

The attached resolution will satisfy the above referenced Public Act requirements. Also, the above rates reflect the maximum authorized rates that can be considered.

Please refer to Attachment A for details and the source of said tax levies.

Sincerely,  
Todd A. Drysdale, City Administrator

SHOW CAUSE HEARING REALTIVE TO THE PROPERTY AT 3332-12<sup>TH</sup>  
REGARDING THE REASONS SAID PROPERTY HAS NOT BEEN REPAIRED OR  
DEMOLISHED IN ACCORDANCE WITH THE CITY'S PROPERTY MAINTENANCE  
CODE

July 18, 2012

Honorable Mayor Joseph R. Peterson And City Council  
3131 Biddle Ave., Wyandotte, MI. 48192

Re: 3332 12th Street

Dear Mayor Peterson and Council Members:

We are writing this letter in support of the proposed demolition of the above referenced property. As the neighbors of this property we have had to live with the deteriorated, dangerous and unsafe conditions for several years. We have made numerous unsuccessful attempts to locate and contact the owners of this property regarding its status and condition. It has been in an unacceptable condition for many years. We have had to have dead animal carcasses, trash and debris removed on many occasions. We have also had to cut the grass, weeds and trees. There has been a long list of renters and owners going back decades. No one has taken the time or initiative to keep the property in a presentable, safe condition. The house does not have a basement and there have been animal and rodent issues in the crawl space. We personally chased a squatter from the property several times two winters ago. We made numerous complaints to the Engineering and Ordinance departments regarding the condition of the property. The property has been vacant since the last renter/purchaser left approximately three years ago.

I believe the city took over the responsibility of cutting the grass after it grew to over two feet high. I was unable to cut it for a while due to work schedule and health reasons. Lately around the July 4th week there were teenagers hanging around the back of the house. I had to ask them to leave the property twice.

Until recently we had to look at boarded up windows and believe it is only a matter of time that the windows are again broken out. We are always concerned about the activity around the house, especially if there is a fire and about damage to our house. We maintain a neat clean property and this property detracts from our property's value and the value of the neighborhood as a whole. Everyone in the neighborhood has given up on a viable solution for this property and we believe that its demolition best serves the neighbors, the neighborhood and the city as a whole.

Former Mayor DeSana worked diligently to resolve issues with this property when it first began many years ago but there was an uncooperative owner who would not work with the city at that time. The residents of this property have changed many times since then, but the problems remained the same.

The current owners of this property have had plenty of time to demonstrate that they have any concern for its condition or the neighborhood. It is only very recently that a minimal amount of work has been done. We still believe it is in an unacceptable condition and will not be brought up to proper condition by the owners. We are concerned that the ownership will again be transferred to another party and again nothing will be done to correct the issue and there will be no one to contact about it.

Please continue to provide the citizens of Wyandotte with clean safe neighborhoods and demolish this property as soon as possible. We thank you for your time and consideration in this matter.

William and Barbara Duran, 3326 Twelfth Street, Wyandotte, MI. 48192

Michelle Thomas, Attorney, Bank of America Representative, Bank of America has a security interest in the property, repairs are currently in progress.

Held in abeyance for three weeks.

FIRST AND FINAL READING OF ORDINANCES

AN ORDINANCE ENTITLED  
AN ORDINANCE TO AMEND ARTICLE III OF CHAPTER II  
ENTITLED "FIREWORKS" AND TO ADOPT LOCAL FIREWORKS SAFETY STANDARDS

THE CITY OF WYANDOTTE ORDAINS:

Section 1. Chapter 11, Article III, Sections 11-51 through Section 11-59 entitled "fireworks" is repealed in its entirety.

Section 2. Chapter 11, Article III, Shall be replaced to read as follows:

Fireworks Safety Standards

Sec. 11-51. Definitions. The terms used in this article, whether capitalized or not will have the following meaning:

Act means the Michigan Fireworks Safety Act, Act 256 of 2011, and any amendments to the Act which may be from time to time adopted.

APA standard 87-1 means 2001 APA standard 87-1, standard for construction and approval for transportation of fireworks, novelties, and theatrical pyrotechnics, published by the American Pyrotechnics Association of Bethesda, Maryland.

Articles pyrotechnic means the pyrotechnic devices for professional use that are similar to consumer fireworks in chemical composition and construction but not intended for consumer use, that meet the weight limits for consumer fireworks, but are not labeled as such, and that are classified as UN0431 or UN0432 under 49 C.F.R. 172.101.

Consumer Fireworks means fireworks devices that are designed to produce visible effects by combustion, that are required to comply with the construction, chemical composition, and labeling regulations promulgated by the United States Consumer Product Safety Commission under 16 CFR parts 1500 and 1507, and that are listed in the APA standard 87-1, 3.1.2, 3.1.3, or 3.5. Consumer fireworks does not include low impact fireworks.

Display Fireworks means large fireworks devices that are explosive materials intended for use in fireworks displays and designed to produce visible or audible effects by combustion, deflagration, or detonation as provided in 27 CFR 555.11, 49 CFR 172, and APA Standard 87-1, 4.1.

Firework or Fireworks means any composition or device, except for a starting pistol, a flare gun, or a flare, of non-toxic or non-explosive emissions, designed for the purpose of producing a visible or audible effect by combustion, deflagration, or detonation. Fireworks, as used in this Article, shall include consumer fireworks, low-impact fireworks, articles pyrotechnic, display fireworks, and special effects.

Low Impact Fireworks means ground and handheld sparkling devices as that phrase is defined under APA standard 87-1, 3.1, 3.1.1.1 to 3.1.1.8 and 3.5.

Minor means an individual who is less than 18 years of age.

National Holiday as used in this article shall mean:

New Year's Day, January 1;

Birthday of Martin Luther King, Jr., the third Monday in January;

George Washington's Birthday, the third Monday in February;

Memorial Day, the last Monday in May;

Independence Day, July 4;

Labor Day, the first Monday in September;

Columbus Day, the second Monday in October;

Veteran's Day, November 11;

Thanksgiving Day, the fourth Thursday in November; and

Christmas Day, December 25,

and any holidays as may be from time to time added, removed or changed under 5 USC Section 6103, or any replacement or amended legislation.

Novelties means that term as defined under APA standard 87-1, 3.2, 3.2.1, 3.2.2, 3.2.3, 3.2.4, and 3.2.5 and all of the following:

- (i) Toy plastic or paper caps for toy pistols in sheets, strips, rolls, or individual caps containing not more than .25 of a grain of explosive content per cap, in packages labeled to indicate the maximum explosive content per cap;
- (ii) Toy pistols, toy cannons, toy canes, toy trick noisemakers, and toy guns in which toy caps as described in subparagraph (i) are used, that are constructed so that the hand cannot come in contact with the cap when in place for the explosion, and that are not designed to break apart or be separated so as to form a missile by the explosion;
- (iii) Filter sparklers in paper tubes not exceeding 1/8 inch in diameter;
- (iv) Toy snakes not containing mercury, if packed in cardboard boxes with not more than 12 pieces per box for retail sale and if the manufacturer's name and quantity contained in each box are printed on the box;
- (v) Toy smoke devices; and

Person means any individual, agent, legal representative, association, charitable organization, church, non-profit organization, unincorporated organization, labor organization, partnership, limited liability company, corporation, or any legal entity or commercial organization. An individual shall include a Minor as defined in this article.

Sky lantern means any device such as the placement of a candle in the bottom of a small bag which then causes the device to go into the air (similar to a hot air balloon) or any other similar type of device.

Except as otherwise provided, other terms used in this Article shall have the meaning ascribed to them in the Act, or, if not defined in the Act, under the APA standards.

#### Sec.11-52. Prohibited Fireworks and Devices.

##### (a) Consumer Fireworks.

A Person shall not use, ignite, or discharge Consumer Fireworks within the geographical boundaries of the City of Wyandotte, except on the day of, the day preceding or the day after a National Holiday, provided that on such days, a Person shall not use, ignite or discharge Consumer Fireworks in violation of the Act, this ordinance or in such a manner that it violates any other ordinance of the City of Wyandotte.

##### (b) Low Impact Fireworks.

Low Impact Fireworks may not be used, ignited or discharged during the hours of 11:00 p.m. and 9:00 a.m., and may not otherwise be discharged in violation of the Act, this ordinance, or in such a manner that it violates any other ordinance of the City of Wyandotte.

##### (c) Illegal Fireworks.

Any use, possession or discharge of any Fireworks that is prohibited and/or not approved by the State of Michigan or the State Fire Marshall, or that which contains a prohibited chemical, component, compound or composition under the APA 87-1 Standard, or any federal or state law or regulation, is prohibited at all times and places, regardless of how it is labeled.

##### (d) Sky Lanterns.

A sky lantern may not be used or released within the City of Wyandotte and are prohibited by federal regulations within 30 miles of any international airport.

#### Sec.11-53. Minors.

- (a) A Minor shall not use, discharge or ignite any Consumer Fireworks, at any time, nor on any day, including National Holidays, the day before and the day after a National Holiday.
- (b) A Minor shall not use, discharge, or ignite any low impact fireworks unless under the supervision of a parent or legal guardian, and the use, discharge and ignition is within permitted hours. and does not violate the provisions of the Act, this ordinance or in such a manner that it violates any other ordinance of the City of Wyandotte.

#### Sec.11-54. Public Property.

(a) No person shall at any time or on any day, use, discharge or ignite any Fireworks, including Consumer Fireworks, and Low Impact Fireworks in public parks.

(b) No Fireworks, including, consumer Fireworks, and Low Impact Fireworks shall be discharged, used, or ignited on any public property, including public streets, schools, sidewalks, easements and rights-of-way.

Sec.11-55. Private Property.

A Person shall not ignite, discharge or use any Fireworks, including Consumer Fireworks on church property or the property of another person without that organization's or person's express permission to use those Fireworks on those premises. The Person using the Fireworks bears the burden of proof of showing he or she received express permission to use the Fireworks at that location and must be able to present such proof to any peace officer upon request.

Sec. 11-56. Other Ordinances.

Any person who ignites, discharges, or uses any fireworks, including consumer fireworks must do so in such a manner that it will not result in the violation of any other ordinance of the City of Wyandotte. Nothing in this ordinance shall preclude the enforcement of City ordinances or other laws of the State of Michigan at any time or on any day regardless of whether the conduct or offense is incidental to the use, discharge or ignition of the fireworks.

Sec. 11-57. Cost Recovery.

Any costs the City of Wyandotte incurs to respond and/or remediate any damage to public or private property or injury to another person shall be paid by any person responsible for the damage or injury. The City may pursue any legal remedies to collect such costs.

Sec. 11-58. Prohibited Use.

No person shall use consumer fireworks or low-impact fireworks while under the influence of alcoholic liquor, a controlled substance, or a combination of alcoholic liquor and a controlled substance. As used in this subsection:

(a) "Alcoholic liquor" means that term as defined in section 1 d of the Michigan vehicle code, 1949 PA 300, MCL 257.1d.

(b) "Controlled Substance" means that term as defined in section 8b of the Michigan vehicle code, 1949 PA 300, MCL 257.8b.

Sec. 11-59. Permits for fireworks display.

(a) The chief of the fire department shall have power to adopt reasonable rules and regulations for the granting of permits for supervised public displays of fireworks by organizations authorized by the City council. Every such display shall be handled by a competent operator approved by the chief of police and the chief of the fire department, and shall be of such a character, and so located, discharged or fired, as in the opinion of the chief of the fire department or his authorized agent, after proper inspection so that it will not be hazardous to property or endanger any person.

(b) Applications for permits shall be made in writing at least twenty-one (21) days in advance of that date of the display. After such privilege shall have been granted, sale, possession, use and distribution of fireworks for such display shall be lawful for that purpose only. No permit granted hereunder shall be transferable.

Sec. 11-60. Bond for fireworks display.

The permittee shall furnish a bond or liability insurance which includes the City of Wyandotte as an additional insured in an amount deemed adequate by the city council for the payment of all damages which may be caused either to a person or to a property by reason of the permitted display, and arising from any acts of the permittee, his agents, employees or subcontractors.

Sec. 11-61. Disposal of unfired fireworks.

Any fireworks that remain unfired after the display is concluded shall be immediately disposed in a way safe for the particular type of fireworks remaining.

Sec. 11-62. Manufacture prohibited.

The manufacture of fireworks is prohibited within the city.

Sec. 11-63. Imminent Danger.

Notwithstanding the Act, or any other provision of this ordinance, any use, discharge or ignition of fireworks that is presenting an imminent danger or threat to the public health, safety or welfare, as deemed by a police officer or the fire chief, or his or her designee, shall be prohibited and the fireworks may be immediately seized.

Section 3. Severability

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

Section 4. Effective date

This Ordinance is deemed necessary for the immediate preservation of the public peace, property, health or safety and is necessary for the usual daily operation of various City departments and it is necessary for this Ordinance to take effect immediately. This Ordinance or a summary thereof shall be published in a newspaper generally circulated in the City of Wyandotte within ten (10) days of its passage.

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

YEAS: Councilpersons Browning, DeSana, Fricke, Galeski, Sabuda, Stec

NAYS: None

ABSENT: None

I hereby approve the adoption of the foregoing ordinance this 23<sup>rd</sup> day of July, 2012.

CERTIFICATE

We, the undersigned, JOSEPH R. PETERSON 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 Council of the City of Wyandotte, at a regular session thereof on Monday, the 23<sup>rd</sup> day of July, 2012.

Dated: July 23, 2012

JOSEPH R. PETERSON, Mayor

WILLIAM R. GRIGGS, City Clerk

AN ORDINANCE ENTITLED  
AN ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF  
WYANDOTTE BY ADOPTING SECTION 25-86 ENTITLED "PROHIBITED NOISE"

THE CITY OF WYANDOTTE ORDAINS:

Section 1. Adoption of Section 25-86 entitled "Prohibited Noise"

Sec. 25-86. Prohibited noise.

No consumer fireworks may be ignited, discharged, or used during the hours of 11:00 p.m. and 9:00 a.m. if the location of the ignition, discharge or use of the fireworks or manner in which it is ignited, discharged or used would make or cause to be made any noise or sounds of such volume or nature as to disrupt the peace or the ability to sleep of residents.

Section 2. Penalty

Any person who violates this ordinance is responsible for a municipal civil infraction and is subject to a civil fine up to Five Hundred (\$500.00) Dollars and court costs.

Section 3. Severability

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

Section 4. Effective date

This Ordinance is deemed necessary for the immediate preservation of the public peace, property, health or safety and is necessary for the usual daily operation of various City departments and it is necessary for this Ordinance to take effect immediately. This Ordinance or a summary thereof shall be published in a newspaper generally circulated in the City of Wyandotte within ten (10) days of its passage.

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

YEAS: Councilpersons Browning, DeSana, Fricke, Galeski, Sabuda, Stec

NAYS: None

ABSENT: None

I hereby approve the adoption of the foregoing ordinance this 23<sup>rd</sup> day of July, 2012.

CERTIFICATE

We, the undersigned, JOSEPH R. PETERSON 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 Council of the City of Wyandotte, at a regular session thereof on Monday, the 23<sup>rd</sup> day of July, 2012.

Dated: July 23, 2012

JOSEPH R. PETERSON, Mayor

WILLIAM R. GRIGGS, City Clerk

AN ORDINANCE ENTITLED  
AN ORDINANCE TO AMEND THE CODE OF ORDINANCES  
OF THE CITY OF WYANDOTTE BY AMENDING SECTION 25-63  
ENTITLED "PROHIBITION AGAINST LITTERING"

THE CITY OF WYANDOTTE ORDAINS:

Section 1. Amendment of Sec. 25-63 entitled "Prohibition against littering"

Sec. 25-63. Prohibition against littering.

(a) It is unlawful for a person knowingly, without the consent of the public authority having supervision of public property or the owner of private property, to dump, deposit, place, throw, or leave, or cause to permit the dumping, depositing, placing, throwing, projecting, propelling or leaving of, litter on public or private property or water other than property designated and set aside for such purposes. The phrase "public or private property or water" includes, but is not limited to, the right-of-way of a road or highway, a body of water or watercourse, or the shore or beach thereof, including the ice above the water; a park, playground, parking lot, building, refuge, or conservation or recreation area; and residential or farm properties or timberlands. It is unlawful for a person who removes a vehicle, wrecked or damaged in an accident on a highway, road, or street, to fail to remove all glass and other injurious substances dropped on the highway, road, or street as a result of; the accident.

(b) For purposes of this ordinance, the term "litter" as used herein shall mean all rubbish, refuse, waste material, garbage, offal, paper, glass, cans, bottles, trash, debris, discharged fireworks of any type including consumer fireworks, or other foreign substances of every kind and description.

(c) Any person who ignites, discharges or uses any fireworks, including consumer fireworks is responsible to immediately clean up all residue, deposits and debris caused by the ignition, discharge or use of the fireworks.

Section 2. Penalty

Any person who violates this ordinance is responsible for a municipal civil infraction punishable by a fine not to exceed Five Hundred (\$500.00) Dollars and for costs incurred by the City of Wyandotte in enforcing this provision as allowed by law.

Section 3. Severability

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

Section 4. Effective date

This Ordinance is deemed necessary for the immediate preservation of the public peace, property, health or safety and is necessary for the usual daily operation of various City departments and it is necessary for this Ordinance to take effect immediately. This Ordinance or a summary thereof shall be published in a newspaper generally circulated in the City of Wyandotte within ten (10) days of its passage.

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

YEAS: Councilpersons Browning, DeSana, Fricke, Galeski, Sabuda, Stec

NAYS: None

ABSENT: None

I hereby approve the adoption of the foregoing ordinance this 23<sup>rd</sup> day of July, 2012.

CERTIFICATE

We, the undersigned, JOSEPH R. PETERSON 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 Council of the City of Wyandotte, at a regular session thereof on Monday, the 23<sup>rd</sup> day of July, 2012.

Dated: July 23, 2012

JOSEPH R. PETERSON, Mayor

WILLIAM R. GRIGGS, City Clerk

FINAL READING OF ORDINANCE

AN ORDINANCE ENTITLED  
 AN ORDINANCE TO AMEND THE CITY OF WYANDOTTE ZONING ORDINANCE BY  
 AMENDING ARTICLE XXIV-General Provisions, Section 2408 Signs, Section (F) Permitted  
 Signs Sub-Section 2 (K) , (1) and (2) by Zoning District O-S, B-1, B-2 & PD

## CITY OF WYANDOTTE ORDAINS:

## Section 1. Amendment.

The following Section of the City of Wyandotte Zoning Ordinance entitled Article XXIV – General Provisions, Section 2408 Signs, Section F Sub-Section 2 - (k) (1) and (2) –Permitted Signs By Zoning District O-S, B-1, B-2 & PD, Changeable Message Signs shall be amended to read as follows:

Section 2408.F.2.(k)(1) Changeable message signs are permitted only in B-1 and B-2 Zoning Districts

Section 2408.F.2.(k)(2) Changeable message signs shall only be permitted as ground, wall or pole signs.

## Section 2. Severability.

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

## Section 3. Effective Date.

This Ordinance shall take effect fifteen (15) days from the date of its passage by the Wyandotte City Council and shall be published along with the notice of adoption in a newspaper generally circulated in the City of Wyandotte within ten (10) days after adoption. The notice of adoption shall include the text of the amendment, the effective date of the Ordinance and the place and time where a copy of the Ordinance may be purchased and inspected.

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

YEAS: Councilpersons Browning, DeSana, Fricke, Galeski, Sabuda, Stec

NAYS: None

ABSENT: None

I hereby approve the adoption of the foregoing ordinance this 23<sup>rd</sup> day of July, 2012.

## CERTIFICATE

We, the undersigned, JOSEPH R. PETERSON 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 Council of the City of Wyandotte, at a regular session thereof on Monday, the 23<sup>rd</sup> day of July, 2012.

Dated: July 23, 2012

JOSEPH R. PETERSON, Mayor

WILLIAM R. GRIGGS, City Clerk

RESOLUTIONS

Wyandotte, Michigan July 23, 2012

RESOLUTION by Councilperson Lawrence S. Stec

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 Lawrence S. Stec  
 Supported by Councilperson James R. DeSana  
 ROLL ATTACHED

Wyandotte, Michigan July 23, 2012

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that the request of Royal Movers of 1806 Eureka to utilize a section of the city-owned parking lot at 17th and Eureka for placement of a 24' truck is hereby DENIED; due to the possibility of excessive liability exposure and precedent setting of said request.

I move the adoption of the foregoing resolution.  
 MOTION by Councilperson Lawrence S. Stec  
 Supported by Councilperson James R. DeSana  
 YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec  
 NAYS: None

Wyandotte, Michigan July 23, 2012

RESOLUTION by Councilperson Lawrence S. Stec

WHEREAS the City of Wyandotte, Wayne County, Michigan, recognizes the role of The Senior Alliance as the designated Area Agency on Aging for Southern and Western Wayne County to be responsible for planning, developing, coordinating, monitoring, and managing a comprehensive organized service delivery system of services for older adults and caregivers; and

WHEREAS the 34 communities of Southern and Western Wayne County, including the City of Wyandotte, comprises the Planning and Service Area to the agency's governing body; and

WHEREAS The Office of Services to the Aging require local Area Agencies on Aging to request approvals of their Annual Implementation Plan from their local governments; and

WHEREAS The Senior Alliance has submitted the plan to this honorable body in accordance with federal and state laws; and

WHEREAS The Senior Alliance has held a public hearing for client, caregiver and service provider population feedback which contributed to the development of the Annual Implementation Plan for Fiscal Year 2013.

NOW, THEREFORE, BE IT RESOLVED, that this honorable body of the City of Wyandotte approves the Annual Implementation Plan for FY 2013, as presented to the City.

I move the adoption of the foregoing resolution.

MOTION by Councilmember Lawrence S. Stec  
 Supported by Councilmember James R. DeSana  
 YEAS: Councilpersons Browning, DeSana, Fricke, Galeski, Sabuda, Stec  
 NAYS: None

Wyandotte, Michigan July 23, 2012

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that the communication from the City Administrator dated July 19, 2012 relative to the issue of the WCA's requirements of repayment of funds previously allotted to them from the City's UDAG Fund is hereby referred to the Budget Committee to be considered during budget deliberations which will begin in August, 2012.

I move the adoption of the foregoing resolution.

MOTION by Councilmember Lawrence S. Stec

Supported by Councilmember James R. DeSana

YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec

NAYS: None

Wyandotte, Michigan July 23, 2012

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that Council CONCURS with the specification and qualification guidelines as set forth by the Downtown Development Director for Bid File # 4593 for development of the former Sears Building, 3061 & 3063 Biddle Avenue, Wyandotte.

I move the adoption of the foregoing resolution.

MOTION by Councilmember Lawrence S. Stec

Supported by Councilmember James R. DeSana

YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec

NAYS: None

Wyandotte, Michigan July 23, 2012

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that effective immediately, persons may address the City Council under the following rules:

1. Any person may address the Mayor and Council at the conclusion of Communications-Miscellaneous and prior to Communications from City and Other Officials. Questions should be directed to the Mayor as the presiding officer.
2. The total time that a person may address the City Council is five (5) minutes unless the Mayor decides to extend the time and there is no objection by a majority of the City Council.
3. When the time limit expires the Mayor shall so notify the speaker and permit he or she to complete their address within the next thirty (30) seconds.
4. If the speaker has not finished at the end of thirty (30) seconds, the Mayor shall strike the gavel and direct the speaker to quit speaking immediately.
5. Each person who wishes to address the Council shall step up to the podium and state his or her name and address. No speaker may make personal attacks upon any member of the public or to any officer, employee, or City council member or other elected official, that is totally unrelated to the manner in which the officer, employee, or City Council member or other elected official performs his or her duties. No person shall use threatening or abusive language when addressing the City Council. "Personal Attack" includes lewd and obscene, the profane, the libelous, or insulting or fighting words that which by their very utterance inflict injury or tend to incite an immediate breach of the peace or would prevent the efficient functioning of the meeting or cause a disruption of the business at hand. Comments shall be directed to the Mayor and not to members sitting in the audience or the public at large. Any person who violates this section shall be directed by the Mayor to be orderly and silent.
6. If the person addressing the Council refuses to become silent when directed, or if any person is committing a breach of the peace or is disturbing or disrupting the Council meeting, the mayor shall order the person to leave the Council meeting. If the person refuses to leave as directed, the Mayor may direct any law enforcement officer who is present or any other City Official to escort the violator from the meeting.
7. Any member of the public may address the Mayor and City Council on any agenda item at the conclusion of Communications from City and Other Officials subject to the above stated rules.

I move the adoption of the foregoing resolution.

MOTION by Councilmember Lawrence S. Stec

Supported by Councilmember James R. DeSana

YEAS: Councilpersons Browning, DeSana, Fricke, Galeski, Sabuda, Stec

NAYS: None

Wyandotte, Michigan July 23, 2012

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that the communication from the Police and Fire Commission relative to the request to maintain and/or increase staffing in our public safety departments namely Police and Fire is hereby referred to the Budget Committee for consideration during the 2012 budget deliberations.

I move the adoption of the foregoing resolution.

MOTION by Councilmember Lawrence S. Stec

Supported by Councilmember James R. DeSana

YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec

NAYS: None

Wyandotte, Michigan July 23, 2012

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that Council CONCURS in the recommendation of the Chief of Police to purchase ten (10) X26E Tasers from Taser International Inc.; a single source provider in the amount of \$14,171.98 from the drug forfeiture account. AND FURTHER that Wyandotte Police Officers receive proper training in the use of said Tasers prior to deployment for law enforcement purposes.

I move the adoption of the foregoing resolution.

MOTION by Councilmember Lawrence S. Stec

Supported by Councilmember James R. DeSana

YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec

NAYS: None

Wyandotte, Michigan July 23, 2012

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that Council CONCURS in the recommendation of the Chief of Police to purchase a 2012 police package Chevrolet Tahoe from Shaheen Chevrolet, Lansing, Michigan, utilizing pricing through the State of Michigan purchasing program in the amount of \$26,798.00; funds to be derived from the drug forfeiture fund, in addition, said vehicle will be used for general police patrol duties while assigned to the K-9 Officer.

I move the adoption of the foregoing resolution.

MOTION by Councilmember Lawrence S. Stec

Supported by Councilmember James R. DeSana

YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec

NAYS: None

Wyandotte, Michigan July 23, 2012

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that the communications from the Chief of Police and City Engineer responding to the request from Ms. Henriksen, IICD Michigan Clothes Collection Manager to place a clothes and shoes collection box at the Wyandotte Recycling Center at 1170 Grove Street are hereby received and placed on file. AND BE IT FURTHER RESOLVED that due to the possible conflicts outlined in the memo from the City Attorney to the City Engineer Council DENYS said request to place the box inside the City's recycling center, however encourages IICD to find an alternative location in the south end of the City of Wyandotte. AND FURTHER directs the Engineering department to aid in coordinating with Wyandotte business owners to assist in said alternate site to be determined by IICD.

I move the adoption of the foregoing resolution.

MOTION by Councilmember Lawrence S. Stec  
Supported by Councilmember James R. DeSana  
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec  
NAYS: None

Wyandotte, Michigan July 23, 2012

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that the communication from the City Engineer regarding changes to the NSP2 Single Family Sales Program Guidelines is hereby received and placed on file; AND BE IT FURTHER RESOLVED that Council CONCURS with the changes as presented to City Council at a regular meeting on July 23, 2012 by the City Engineer to include the appeals Process and adding Appendix C "Complaint Procedures, Conflict Resolution and Mediation Procedures" to the NSP2 Single Family Sales Program Guidelines.

I move the adoption of the foregoing resolution.

MOTION by Councilmember Lawrence S. Stec  
Supported by Councilmember James R. DeSana  
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec  
NAYS: None

Wyandotte, Michigan July 23, 2012

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that the communication from the Planning Commission regarding the murals and public art definitions is hereby received and placed on file; AND BE IT FURTHER RESOLVED that the Department of Legal Affairs prepare the necessary ordinance change to be forwarded to the Planning Commission for the required public hearing.

I move the adoption of the foregoing resolution.

MOTION by Councilmember Lawrence S. Stec  
Supported by Councilmember James R. DeSana  
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec  
NAYS: None

Wyandotte, Michigan July 23, 2012

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that the communication from the Planning Commission dated July 11, 2012 regarding internet cafes is hereby received and placed on file; AND BE IT FURTHER RESOLVED that Council directs the Planning Commission to provide a definition of Internet Cafes for the adoption into the Zoning Ordinance.

I move the adoption of the foregoing resolution.

MOTION by Councilmember Lawrence S. Stec  
Supported by Councilmember James R. DeSana  
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec  
NAYS: None

Wyandotte, Michigan July 23, 2012

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that Council CONCURS with the recommendation of the City Engineer to hire Hennessey Engineering to assist with the reconstruction project along 2nd Street from Oak Street to Ford Avenue and along 3rd Street from Plum Street to Vinewood for \$50.00 per hour to be paid from grant funds received by the Michigan Department of Transportation (MDOT) not to exceed \$8,000.00.

I move the adoption of the foregoing resolution.

MOTION by Councilmember Lawrence S. Stec  
Supported by Councilmember James R. DeSana  
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec  
NAYS: None

Wyandotte, Michigan July 23, 2012

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that WHEREAS hearings have been held in the Office of the Engineer in the Department of Engineering and Building 3131 Biddle Avenue, Wyandotte, Michigan on October 4, 2011; May 9, 2012; June 13, 2012 and July 16, 2012, and WHEREAS the property owner or other interested parties have been given opportunity to show cause, if any they had, why the structure at 644 Orange Street has not been demolished in accordance with the City's Property Maintenance Ordinance, and WHEREAS the Hearing Officer has filed a report of his findings with this Council; NOW, THEREFORE BE IT RESOLVED that this Council shall hold a public hearing in accordance with Section PM-107.7 in the Council Chambers of the Wyandotte City Hall, 3131 Biddle Avenue, Wyandotte on August 13, 2012 at 7:00 p.m. at which time all interested parties shall show cause, if any they have, why the structure has not been demolished or why the City should not have the structure demolished and removed at 644 Orange. AND BE IT FURTHER RESOLVED that the City Clerk shall give notice of said hearing ten (10) days before the hearing by certified mail, return receipt requested, and first class mail, in accordance with the provisions of Section PM-107.4 of the Property Maintenance Ordinance.

I move the adoption of the foregoing resolution.

MOTION by Councilmember Lawrence S. Stec  
Supported by Councilmember James R. DeSana  
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec  
NAYS: None

Wyandotte, Michigan July 23, 2012

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that the communication from the City Engineer regarding the demolition of 2309-10th Street is hereby received and placed on file; AND BE IT FURTHER RESOLVED that Council accepts the proposal from Pro Excavation, Wyandotte, Michigan in the amount of \$6,700.00 from account # 492-200-850-519; AND BE IT FURTHER RESOLVED that the City Attorney is directed to file a lien against the property at 2309-10th Street, Wyandotte, Michigan sidwell number 57-013-22-009-000 in the amount of \$6,700.00 for the demolition of said dwelling and garage and other costs incurred by the City with proof of recorded lien provided to the City Administrator.

I move the adoption of the foregoing resolution.

MOTION by Councilmember Lawrence S. Stec  
Supported by Councilmember James R. DeSana  
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec  
NAYS: None

Wyandotte, Michigan July 23, 2012

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that Council CONCURS with the recommendation of the City Engineer and City Assessor dated July 9, 2012, regarding the sale of the former 814-7th Street, Wyandotte; AND BE IT FURTHER RESOLVED that the Council accepts the offer of Mr. & Mrs. Schantz in the amount of \$2,652.36 to purchase the former 814-7th Street; AND BE IT FURTHER RESOLVED that the Mayor and City Clerk are 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 Councilmember Lawrence S. Stec  
Supported by Councilmember James R. DeSana  
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec  
NAYS: None

Wyandotte, Michigan July 23, 2012

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that the communication from the City Engineer regarding the renovation of the 3rd floor of the new City Hall, 3200 Biddle is hereby received and placed on file; AND BE IT FURTHER RESOLVED that Council will accept this contract as a late item if recommended by the City Engineer.

I move the adoption of the foregoing resolution.

MOTION by Councilmember Lawrence S. Stec  
Supported by Councilmember James R. DeSana  
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec  
NAYS: None

Wyandotte, Michigan July 23, 2012

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that the communication from William R. Look, Department of Legal Affairs relative to the new state fireworks law and the new amendments to the city's current ordinance on fireworks is hereby scheduled for a first and final reading tonight.

I move the adoption of the foregoing resolution.

MOTION by Councilmember Lawrence S. Stec  
Supported by Councilmember James R. DeSana  
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec  
NAYS: None

Wyandotte, Michigan July 23, 2012

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that the communication from the City Administrator submitting the proposed tax rates for the 2013 Fiscal Year is hereby received and placed on file and made part of the hearing file scheduled for tonight's meeting.

I move the adoption of the foregoing resolution.

MOTION by Councilmember Lawrence S. Stec  
Supported by Councilmember James R. DeSana  
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec  
NAYS: None

Wyandotte, Michigan July 23, 2012

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that WHEREAS, this City Council of the City of Wyandotte has been advised by the City Assessor that the 2012 State Taxable Valuation for property located within the City of Wyandotte is \$540,470,585 as compared to \$580,775,229 State Taxable Valuation for the 2011 tax year plus 2012 additions; NOW, THEREFORE, BE IT RESOLVED that the Wyandotte City Tax Rate for the Fiscal Year Ending September 30, 2013, shall be set at \$13.8038 operating, \$2.5166 refuse collection and disposal, \$2.5166 debt service (to include \$624,000 related to the construction of the facility to house the Department of Public Service, \$138,606 related to the renovation of the Yack Arena, and \$216,794 related to the construction of a new Police/District Court facility), and \$3.413 for the operation and maintenance of Drain # 5 for a total tax levy of \$22.2500 per thousand dollars assessed valuation of the State Taxable Value.

I move the adoption of the foregoing resolution.

MOTION by Councilmember Lawrence S. Stec  
Supported by Councilmember James R. DeSana  
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec  
NAYS: None

Wyandotte, Michigan July 23, 2012

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that the communication from William and Barbara Duran, 3326-12th Street, Wyandotte relative to the condition of 3332-12th Street is hereby received and placed on file. AND BE IT FURTHER RESOLVED that said communication be made part of the show cause hearing.

I move the adoption of the foregoing resolution.

MOTION by Councilmember Lawrence S. Stec

Supported by Councilmember James R. DeSana

YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec

NAYS: None

Wyandotte, Michigan July 23, 2012

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that WHEREAS a hearing was held on July 23, 2012, 2012 , where all parties were given an opportunity to show cause, if any they had, why the dwelling and garage at 3332-12th Street, Wyandotte should not be demolished, removed or otherwise made safe; AND BE IT FURTHER RESOLVED that the Council considered the communication dated August 8, 2011, and show cause hearing meeting minutes dated February 15, 2012 and April 18, 2012, held with the Hearing Officer in the City Engineer's Office which are made part of this hearing and all other facts and considerations were brought to their attention at said hearing; NOW THEREFORE BE IT RESOLVED that the City Council hereby HOLDS SAID SHOW CAUSE HEARING IN ABEYANCE UNTIL MONDAY, AUGUST 13, 2012.

I move the adoption of the foregoing resolution.

MOTION by Councilmember Lawrence S. Stec

Supported by Councilmember James R. DeSana

YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec

NAYS: None

Wyandotte, Michigan July 23, 2012

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that the Department of Legal Affairs has expressed a desire to meet in closed session to discuss pending litigation. Now, therefore, be it resolved that this Body will meeting in closed session immediately following the regularly scheduled Council meeting for the above stated purpose only.

I move the adoption of the foregoing resolution.

MOTION by Councilmember Lawrence S. Stec

Supported by Councilmember James R. DeSana

YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec

NAYS: None

Wyandotte, Michigan July 23, 2012

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that the total bills and accounts in the amount of \$1,805,888.34 as presented by the Mayor and City Clerk are hereby APPROVED for payment.

I move the adoption of the foregoing resolution.

MOTION by Councilmember Lawrence S. Stec  
Supported by Councilmember James R. DeSana  
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec  
NAYS: None

ADJOURNMENT

MOTION by Councilperson Lawrence S. Stec  
Supported by Councilperson James R. DeSana  
That we adjourn.  
Carried unanimously  
Adjourned at 8:55 PM  
July 23, 2012

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William R. Griggs, City Clerk

RECONVENING

ROLL CALL

Present: Councilpersons Browning, DeSana, Fricke, Galeski, Stec

Absent: Councilperson Sabuda

RESOLUTION

Wyandotte, Michigan July 23, 2012

RESOLUTION by Councilperson Lawrence S. Stec

RESOLVED by the City Council that Council CONCURS in the recommendation to accept the settlement agreement as submitted by our insurance attorney concerning Michigan Pipe and Valve claim for sewer work for an amount not to exceed \$27,500.

I move the adoption of the foregoing resolution.

MOTION by Councilmember Lawrence S. Stec  
Supported by Councilmember James R. DeSana  
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Stec  
NAYS: None  
ABSENT: Councilmember Sabuda

Adjourned at 9:10 PM