

Wyandotte, Michigan September 17, 2012

Regular session of the City Council of the City of Wyandotte, the Honorable Mayor Pro Tempore Lawrence S. Stec presiding.

ROLL CALL

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

Absent: None

PERSONS IN THE AUDIENCE

Mitchell Mitchell, 826 Forest, regarding purchased property – 814 Forest, city demolished prior to purchase, back fill is unsatisfactory. Requests city look at it, Engineer: ok. 9th Street, can city fill in with concrete not asphalt?

COMMUNICATIONS FROM CITY AND OTHER OFFICIALS

September 10, 2012

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

RE: 3061-3063 Biddle Avenue

Dear Mayor Peterson and City Council Members:

On August 27, 2012, the City opened proposals for Qualifications for the Development of the Former Sears Building Located at 3061 & 3063 Biddle Avenue. Two (2) proposals were received. The following are the proposals received:

MJC Lotus is proposing a full facade remodel, underground parking provided in basement, two store front retail units, Levels 2-4 would be residential apartments and lofts for a total of 16 units, a high-speed multi-passenger elevator, self -supported entranceway/mail room, general lobby with address boards and electronic kiosk system.. MJC Lotus is proposing to purchase the property for \$2,000 per unit for a total of \$32,000.

Hotel Sterling LLC is proposing a two phase project with phase one consisting of all exterior improvements, the construction of 21 hotel suites and conference/banquet facility. Phase two would consist of the addition of 12 additional hotel suites when demand dictates. Hotel Sterling LLC is proposing to purchase the property for \$350,000.00.

The undersigned recommends the acceptance of Hotel Sterling LLC. If you concur with this recommendation attached please find an Offer to Purchase Real Estate between the City of Wyandotte and Hotel Sterling, LLC for the amount of \$350,000.00. The terms of the sale are \$225,000 down and \$125,000 due within ten (10) years.

Also attached is a Resolution that will authorize the Mayor and City Clerk to execute the necessary sales documents.

Very truly yours,

Mark A. Kowalewski, City Engineer

Natalie Rankine, Director, Downtown Development Authority

September 12, 2012

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

Dear Mayor Peterson and City Council Members:

On September 10, 2012, proposals were opened for File #4594 — General Contractor for Neighborhood Stabilization Program 2 (NSP2) Bid Package #6. Attached is a bid tabulation of all proposals received.

This letter is to request your approval to award the contract to Pizzo Development, LLC of Lincoln Park, Michigan, as the best qualified bidder based on the Evaluation Criteria and Scoring in the Specifications, for the following projects only:

2456 8th Street in the amount of \$183,000.00

2320 8th Street in the amount of \$196,000.00

These projects will be funded from Program Income from the sale of the NSP2 Homes. See the attached Program Income Spreadsheet. Also attached is a summary of contracts awarded for Bid Packs 1, 2, 3, 4, and 5. This includes geothermal expenses as well as Activity Delivery Activities. Activity Delivery Activities are known commonly as soft cost that can be tied to a NSP2 assisted property.

The remaining five (5) homes; 451 Ford Avenue, 1745 2nd Street, 459 Ford Avenue, 897 Vinewood and 1701 5th Street for the amount of \$965,000 will be awarded should the City received additional funding from Michigan State Housing Development (MSHDA).

Once these homes are completed, they will be available for sale via the City's Lottery System.

Very truly yours,

Mark A. Kowalewski, City Engineer

CITY OF WYANDOTTE
REQUEST FOR COUNCIL ACTION

MEETING DATE: September 14, 2012

AGENDA ITEM #3

ITEM: 2012 Christmas Parade Event Approval

PRESENTER: Heather A. Thiede, Special Event Coordinator

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

BACKGROUND: This will be our 69th Annual City of Wyandotte Christmas Parade, to be held, November 17th 2012. The parade will necessitate closing Biddle Avenue from Ford Street to Plum Street. Traffic to be rerouted northbound to Third Street and to Ford Street, and Southbound on Fourth Street from Ford Street.

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

ACTION REQUESTED: In accordance with the provisions of Michigan Public Act # 200 of the Public Acts of 1969 of the State of Michigan, please request the Department of Public Works to close Biddle Avenue from 8 AM to Noon for the 69th Annual Wyandotte Christmas Parade Saturday, November 17th, 2012.

The Chief of Police is requested to apply to the Wayne County Office of Public Service for a road closure permit. He should be designated and authorized to sign said street closing permit document on behalf of the City of Wyandotte. Responsibility for all damage claims which may arise from the road closing must be assumed by the City of Wyandotte. The Fire Department should be notified of this event to reroute emergency vehicles.

BUDGET IMPLICATIONS & ACCOUNT NUMBER: The budget for said event is \$7,000 which will come from account 285-225-925-730-825.

IMPLEMENTATION PLAN: The resolutions and all necessary documents will be forwarded to the Chief of Police, Department of Public Service and Fire Department.

COMMISSION RECOMMENDATION: N/A

CITY ADMINISTRATOR'S RECOMMENDATION: Concur with recommendation.

LEGAL COUNSEL'S RECOMMENDATION: Concur with recommendation

MAYOR'S RECOMMENDATION: Concur with recommendation.

CITY OF WYANDOTTE
REQUEST FOR COUNCIL ACTION

MEETING DATE: September 17, 2012

AGENDA ITEM #4

ITEM: Special Event Approval

PRESENTER: Heather A. Thiede, Special Event Coordinator

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

BACKGROUND: 1st UMC of Wyandotte would like to use the Farmer's Market Greenbelt space on Sunday, Oct. 14th from 10 am - 3 pm to create a Family Low Ropes Course. The course will consist of challenges like: Low Beam Bridge, a spider net, large team walking spaces, low balancing beams, etc. Nothing in our plan requires stakes of any kind our need is for a large space to move from event to event. (See attached application)

STRATEGIC PLAN/GOALS:

ACTION REQUESTED: It is requested the City Council concur with the support of the Chief of Police, Fire Chief, Department of Public Service and Recreation Superintendent and support the use of the lot at Elm and First Street to the 1 United Methodist Church for their event October 14th from 10 am to 3 pm.

BUDGET IMPLICATIONS & ACCOUNT NUMBER: None

IMPLEMENTATION PLAN: The resolutions and all necessary documents will be forwarded to the Chief of Police, Department of Public Service, Recreation and Fire Department.

COMMISSION RECOMMENDATION: N/A

CITY ADMINISTRATOR'S RECOMMENDATION: Concur with recommendation.

LEGAL COUNSEL'S RECOMMENDATION: Concur with recommendation

MAYOR'S RECOMMENDATION: Concur with recommendation.

September 13, 2012

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

RE: 2927-2929 Biddle Avenue, Wyandotte, Michigan

Dear Mayor Peterson and Council Members:

This communication is to inform you that the owners of the property at 2927-2929 Biddle Avenue have secured the proper Demolition Permit. The demolition was started on September 11, 2012. Therefore please cancel the Show Cause Hearing.

Very truly yours,
Mark A. Kowalewski, City Engineer

September 11, 2012

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

Re: Former 1103 Superior, Wyandotte, MI

Dear Mayor Peterson and Council Members:

Enclosed please find a Purchase Agreement to sell the above captioned property to Thomas and Lorna Raupp for the amount of \$10,000 on a Promissory/Mortgage Sale. The Raupp's are proposing to construct a single family one (1) story dwelling with approximately 1,475 square feet, full basement, 3 bedrooms and 2 bathrooms, detach garage with brick exterior.

If you concur with this recommendation the attached Resolution will authorize the Mayor and City Clerk to execute the necessary sales documents. Very truly yours,
Mark A. Kowalewski, City Engineer Colleen A. Keehn, City Assessor

September 11, 2012

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

Re: Part of the Former 461 Ford Avenue, Wyandotte, Michigan

Dear Mayor Peterson and Council Members:

Attached please find a Purchase Agreement to sell six (6) feet of the above captioned property to Daniel Herbert, the adjacent property owner, at 475 Ford Avenue, Wyandotte, in the amount of \$300.00. The combination of the two (2) parcels will result in one (1) parcel measuring 46' x 141.57'.

If Council concurs with these sales, the attached Resolution will authorize Mayor and Clerk to execute the necessary documents.

Very truly yours,

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

September 11, 2012

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

Dear Mayor Peterson and City Council Members:

The Department of Public Service (DPS) is in need of purchasing additional 96 gallon totes for solid waste collection. To date 779 totes have been purchased and 732 have been leased. These totes are leased for \$48.00 for two (2) years. The DPS desires to maintain a minimum of fifty (50) totes in inventory.

Cascade Engineering of Grand Rapids, Michigan has supplied the previous carts. Cascade Engineering requires a minimum order of 144 carts at the price is \$45.42 per cart for a total of \$6,540.48. (No increase in price from supplier.) Funding is from the Solid Waste Fund. These carts will be black with the City of Wyandotte logo stamped on the container.

The undersigned recommends the acceptance of the proposal from Cascade Engineering of Grand Rapids, Michigan.

Very truly yours,
Mark A. Kowalewski City Engineer

September 11, 2012

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

Dear Mayor and Council Members:

Attached please find Purchase Agreements for the City to acquire the following property:

1427 Sycamore \$25,000.00 TIFA Area Funds - Single Family Dwelling

If this meets with your approval, I recommend that the Department of Legal Affairs be directed to prepare the necessary sale documents and the Mayor and Clerk be authorized to execute same.

I further recommend that the undersigned be authorized to demolish same.

Very truly yours,
Mark A. Kowalewski, City Engineer

September 11, 2012

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

Re: Part of the Former 2450 9th Street, Wyandotte, Michigan

Dear Mayor Peterson and Council Members:

Attached please find a Purchase Agreement to sell 20 feet of the above captioned property to Peter/Marjorie Griggs Trust, the adjacent property owners, at 2442 9th Street, Wyandotte, in the amount of \$ 1,000.00. The combination of the two (2) parcels will result in one (1) parcel measuring 60' x 107'.

If Council concurs with these sales, the attached Resolution will authorize Mayor and Clerk to execute the necessary documents.

Very truly yours,
Mark A. Kowalewski, City Engineer

Colleen A. Keehn, City Assessor

September 12, 2012

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

RE: 3014 – 20th Street

Dear Mayor Peterson and Council Members:

On April 25, 2012 and August 1, 2012, Show Cause Hearings were held in the Engineering and Building Department regarding the dangerous and unsafe structure at 3014 – 20th Street. 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 repaired or 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

September 11, 2012

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

Dear Mayor Peterson and City Council Members:

Enclosed please find an Ordinance to adopt changes to the fees for Building, Electrical, Plumbing and Mechanical Permits. Also included are changes to Building Bond Fees, Wrecking/Demolition Permit Fees, Appeals Fees, Plan Review Fees, Sign Permit Fees, and Concrete Permit Fees.

The last time these fees were updated was December 2005.

If you concur with these recommended changes, the first reading of the Ordinance is scheduled for tonight's meeting.

Very truly yours,

Mark A. Kowalewski, City Engineer

AUTOMATIC REFERRALS:

1. Washington Elementary School requesting to have Superior Blvd between 14th and 15th Street closed between the hours of 9:00 a.m. and 11:00 a.m. on Friday, October 5, 2012 for their annual Literacy Walk.

REPORTS AND MINUTES:

Financial Daily Cash Receipts	September 6, 2012
Police Commission	August 14, 2012
Fire Commission	September 11, 2012
Fire Commission	August 14, 2012
Downtown Development Authority	September 11, 2012
Police Commission	September 11, 2012

Wyandotte Recreation Commission
CITIZENS PARTICIPATION:

September 11, 2012

Thomas Kaul, 3115 Van Alstyne, why can we not purchase toters? Will not sell due to liability issue for their employees. Feels Sears Building wrong site for hotel with banquet hall – no parking. Retail will suffer and liquor will add problem for residents.

RECESS

RECONVENING

ROLL CALL

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

Absent: None

HEARING

CITY OF WYANDOTTE
 2013 FISCAL YEAR CITY OPERATING BUDGET

No comments.

FIRST READING OF AN ORDINANCE

AN ORDINANCE ENTITLED
 AN ORDINANCE TO ADOPT PERMIT FEES

FINAL READING OF ORDINANCES

AN ORDINANCE ENTITLED
 AN ORDINANCE TO AMEND SECTIONS 2-216
 "MUNICIPAL SERVICE MEMBER RETIREMENT ALLOWANCE"
 AND 2-207 "MEMBERSHIP" OF THE CODE OF ORDINANCES OF
 THE CITY OF WYANDOTTE"

The City of Wyandotte Ordains:

Section 1. Amendment to Section 2-216.

Sec. 2-216. Municipal Service Member Retirement Allowance.

Subject to Section 2-229, upon a municipal member's retirement on or after October 1, 1973, as provided in this article, he shall be paid a straight life retirement allowance or he may elect to be paid his retirement allowance under an optional form of payment provided in Section 2-221 or 2-223 in lieu of a straight life retirement allowance.

(a) Hourly members. The amount of an hourly municipal service member's straight life retirement allowance shall be equal to one and seventy one-hundredths (1.70) per cent of an hourly municipal service member's final average compensation multiplied by his credited service effective for retirements on or after October 1, 2009.

(b) Exempt and nonexempt salaried members. The amount of an exempt salaried municipal service member's straight life retirement allowance shall be equal to one and seventy one hundredths (1.70) per cent of an exempt salaried member's final average compensation multiplied by his credited service, effective January 1, 2006, and the amount of a nonexempt salaried municipal service member's straight life retirement allowance shall be equal to one and sixty-five one hundredths (1.65) per cent of a nonexempt salaried member's final average compensation multiplied by his credited service, effective January 1, 2006.

(c) Computation of retirement allowance. Notwithstanding anything elsewhere in this section to the contrary, any hourly member who shall become an exempt or nonexempt salaried member after June 1, 1983, shall, unless an optional form of retirement allowance is elected as hereinabove provided for, have his straight life retirement allowance computed under subsection (b) above.

Section 2. Amendment to Section 2-207(b) by adding Subparagraph (17) and (18).

(b) The memberships of the retirement system, effective April 1, 1992, shall not include:

(17) Any municipal service employee hired after September 30, 2006.

(18) Any municipal service employee hired before October 1, 2006 who voluntarily elected to leave membership of the retirement system.

Section 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.

Section 4. Effective date

This Ordinance shall take effect fifteen (15) days from the date of its passage by the Wyandotte City Council and the Ordinance or its summary shall be published in a newspaper generally circulated in the City of Wyandotte within ten (10) days after adoption. A copy of this Ordinance may be inspected or obtained at the City of Wyandotte Clerk's Office, 3131 Biddle Avenue, Wyandotte, Michigan.

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

YEAS: Councilpersons Browning, DeSana, Fricke, Galeski, Sabuda, Mayor Pro Tempore Stec

NAYS: None

I hereby approve the adoption of the foregoing ordinance this 17th day of September, 2012.

CERTIFICATE

We, the undersigned, LAWRENCE S. STEC and WILLIAM R. GRIGGS, respectively the Mayor Pro Tempore 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 17th day of September, 2012.

Dated September 17, 2012

LAWRENCE S. STEC, Mayor Pro Tempore

WILLIAM R. GRIGGS, City Clerk

AN ORDINANCE ENTITLED AN ORDINANCE TO AMEND
CHAPTER 4 OF THE CODE OF ORDINANCES OF THE CITY OF WYANDOTTE

THE CITY OF WYANDOTTE ORDAINS:

Section 1. Repeal of the Current Chapter 4 entitled "Animals and Fowl".

The City hereby repeals its current Chapter 4 entitled "Animals and Fowl".

Section 2. Adoption of Chapter 4 entitled "Downriver Central Animal Control Agency Ordinance"

CHAPTER 4 Downriver Central Animal Control Agency Ordinance

DIVISION 1

Sec. 4.01 – Preamble

The City, as a member of the Downriver Central Animal Control Agency (DCACA) through adoption of an interlocal agreement, deeming it advisable in the interest of protecting the public health and safety and welfare and to regulate and control the conduct, keeping and care animals, does hereby adopt the following revised animal control ordinance which is to be enforced by the Animal Control Officer's/Employee's of the Downriver Central Animal Control Agency, under the direction of the Chief Animal Control Officer. This Ordinance shall be known as the Downriver Central Animal Control Agency Ordinance.

Sec. 4.02 - Definitions

- (a) "Abandonment" means leaving an animal unattended for more than 24 hours, releasing the animal upon public highways or public or private lands, or failure to provide proper or adequate food, water, exercise, shelter or medical care.
- (b) "Animal" means a mammal, bird, fish, reptile, ferret, snake, turtle, horse, mollusk, crustacean, or any other vertebrate other than a human being.
- (c) "Animal Control Officer" means any person employed by member cities for the purpose of enforcing this Ordinance or state statutes pertaining to animals, and all persons and deputies employed to act in the same or a similar manner.
- (d) "Animal Control Shelter" means a facility designated or recognized by the Downriver Central Animal Control Agency, County or State of Michigan for the purpose of impounding and/or caring for animals, including a contract service provider, such as a local animal protection shelter, which may include a humane society.
- (e) "At Large" means, except when hunting, an animal which is not on the premises of the owner and not under the control of a person either by leash, cord, chain, or otherwise.
- (f) "Chief Animal Control Officer" means the person employed by the member cities for the purpose of enforcing this ordinance or state statutes pertaining to animals who is responsible for the supervision of the Animal Control Officer's/Employee's and maintaining all required records.
- (g) "Continuous Barking" means barking, howling, or yelping for a period of time which disturbs the peace and quiet of the neighborhood.
- (h) "Dangerous Animal" means any animal, which bites or attacks a person or an animal but does not include the following:
 - (1) An animal that bites or attacks a person or animal that is trespassing on the property of the animal's owner; or
 - (2) An animal that bites or attacks a person or animal as a result of being provoked, tormented, tortured, or receiving cruel treatment by that person or animal; or

(3) An animal that is responding in a manner that an ordinary and reasonable person would conclude was designed to protect a person if that person is engaged in lawful activity or is the subject of an assault or battery, or to protect itself or another animal;

(i) "Dog" means any member of the species "CanisFamiliaris."

(j) "Domesticated Companion Animal" means an animal that has traditionally, through a long association with humans, lived in a state of dependence upon humans or has been traditionally kept as a household pet, including but not limited to: dogs, cats, hamsters, gerbils, ferrets, mice, rabbits, parakeets, parrots, cockatiels, cockatoos, canaries, love birds, finches and tropical fish.

(k) "Enclosure" means secure confinement indoors or secure confinement in a locked pen, a structure with secure sides, top and bottom, or a yard which is suitable to prevent the entry of young children, and is designed to prevent the dog or animal from escaping from the owner's property.

(l) "Hunting" means allowing a dog to range freely within the sight or sound of its owner while in the course of pursuing legal game.

(m) "Kennel" means any establishment, except a pet shop, animal protection shelter, or licensed pound, where animals are kept for sale, boarding, breeding, training, or sporting purposes for remuneration.

(n) "Member Cities" means Allen Park, Southgate, and Wyandotte and any city which may join the DCACA in the future.

(o) "Neglect" means failure to comply with the minimum requirements for animal care set forth in this Ordinance.

(p) "Owner" means any adult person who owns or resides on the property where the animal lives, every person having a right of property in the animal, an authorized agent of the person having a right, every person who has an apparent authority to have a right of property in the animal, every person who keeps or harbors the animal or has it in his care, custody or control.

(q) "Person" means any adult individual, corporation, society, co-partnership, limited partnership, limited liability company, association, or any other entity.

(r) "Provoke" means to perform an act or omission that an ordinary and reasonable person would conclude is likely to precipitate a bite or attack by an animal.

(s) "Quarantine" means a state of enforced isolation; to detain in or exclude by quarantine, to isolate from normal relations or communication. An animal that has bitten shall be kept in quarantine at the Animal Shelter or can be approved for Home quarantine, per the decision of the Animal Control Officer or his designee.

(t) "Rabid Suspected Animal" means any animal which shows symptoms suggestive of rabies

(u) "Serious injury" means permanent, serious disfigurement, serious impairment of health, or serious impairment of a bodily function of a person. Any dog bite requiring stitches to the victim (person or animal) is prima facie evidence of a serious injury.

(v) "Shelter" means adequate protection from the elements and weather conditions suitable for the age, species, and physical condition of the animal so as to maintain the animal in a state of good health. Shelter, for livestock, includes structures or natural features such as trees or topography. Shelter, for a dog, includes 1 or more of the following:

(1) The residence of the dog's owner or other individual.

(2) A doghouse that is an enclosed structure with a roof and of appropriate dimensions for the breed and size of the dog. The doghouse shall have dry bedding when the outdoor temperature is or is predicted to drop below freezing.

(3) A structure, including a garage, barn, or shed, that is sufficiently insulated and ventilated to protect the dog from exposure to extreme temperatures or, if not sufficiently insulated and ventilated, contains a doghouse as provided under number (2) that is accessible to the dog.

(w) "Suitable leash" means both (1) that the dog is attached to a leash that is not more than ten (10) feet in length (provided the dog has not been determined to be "potentially dangerous") and of such material that the leash is capable of restraining, and does restrain the type and size of dog to which it is attached; and (2) that such a leash is continuously held by a person who is reasonably able to and does restrain and prohibit the dog from being out of the person's physical control. A leashed dog that chases a person or domesticated animal a greater distance than ten (10) feet, or that bites a person or domesticated animal constitutes prima facie evidence that such dog is not kept on a suitable leash.

(x) "Torment" means an act or omission that causes unjustifiable pain, suffering, and distress to a dog or animal, or causes mental and emotional anguish in the dog or animal as evidenced by its altered behavior, for a purpose such as sadistic pleasure, coercion, or punishment that an ordinary and reasonable person would conclude is likely to precipitate the bite or attack.

Sec. 4.03 - Licensing

All dogs and cats must be licensed with the City of Wyandotte. The annual fee is Ten (\$10) Dollars which covers January 1 through December 31. If the license is issued by a licensed veterinarian in the City of Wyandotte, the fee will be divided equally between the City and the veterinarian.

(a) Application for a license shall be made to the DCACA, animal control officer, police department, records bureau, city clerk or to any licensed veterinarian having a business establishment within the city and shall state the breed, sex, age, color and marking of the animal and the name and address of the applicant. The application shall be accompanied by a certificate of a licensed veterinarian showing that the animal has been vaccinated against rabies. Any application made to the city clerk or to any licensed veterinarian as described herein shall be forthwith forwarded to the DCACA or the Wyandotte Police Department for retention and reference information.

Sec. 4.04 - Chief Animal Control Officer Duties, Authority, and Responsibilities

(a) Requirements: A Chief Animal Control Officer shall be hired by the Downriver Central Animal Control Agency and shall serve as the head of the Animal Control Officer's/Employee's; provided, however, that the Chief Animal Control Officer and all Animal Control Officers shall have and meet the minimum requirements contained in MCL 287.289b.

(b) Duties and Authority: The Chief Animal Control Officer and his/her designees shall have the following duties and authority:

(1) The Chief Animal Control Officer is authorized to investigate any complaints of violations of this ordinance or state laws regarding animals.

(2) The Chief Animal Control Officer may promptly seize, take up and place in the animal shelter, or contracted services provider, including a state licensed humane society, animals being kept or harbored or found running at large any place within Downriver Central Animal Control Agency contrary to the provisions of this Ordinance or the statutes of the State.

(3) The Chief Animal Control Officer and his/her designees shall be properly certified with the State of Michigan as required in Section 29b of 339, P.A of 1919 as amended (The Dog Law). They shall have the legal authority and duty to issue appearance tickets, citations or summonses to those persons acting contrary to the provisions of this Ordinance or state laws relating to animals.

(4) The Chief Animal Control Officer or a duly recognized service provider under contract with Downriver Central Animal Control Agency may, under the guidelines for holding periods and notification set forth in state statutes, dispose of impounded animals which are not claimed by the legal owner, by one of the following methods:

(i) adoption by an individual person who meets adoption criteria for the animal; or

(ii) humane euthanasia under MCL 287.279(a); or

(iii) release to a duly recognized service provider to Downriver Central Animal Control Agency such as a licensed humane society, animal protection shelter or an approved 503-C Rescue group. Note: The state guidelines for holding periods do not apply to animals that are sick or injured to the extent that the holding period would cause the animal to suffer. This section also does not apply to any animal that is voluntarily signed over to the Animal Control Shelter by its owner. In both of these cases no minimum holding period is required before disposing of the animal.

(5) The Chief Animal Control Officer and his/her designees shall maintain a record of when the animal was acquired, under what circumstances, copies of any required notices and the disposition of the animal. Regulations regarding the adoption of animals and boarding and other charges shall be posted in a conspicuous place at the animal control shelter.

(6) The Chief Animal Control Officer and his/her designees shall dispose of the bodies of all animals destroyed at the animal control shelter or elsewhere in Downriver Central Animal Control Agency in a manner approved by the State of Michigan.

(7) The Chief Animal Control Officer and his/her designees shall promptly investigate all animal bite cases involving human injury and shall search out and attempt to discover the animal involved. If the Chief Animal Control Officer finds the animal responsible for the bite, he or she shall quarantine the animal for examination for disease in accordance with the applicable provisions of this Ordinance and the statutes of the State. The Chief Animal Control Officer shall also seize and impound any rabies-suspected animal and cause the Animal to be quarantined for examination.

(8) The Chief Animal Control Officer and his/her designees shall make efforts to locate and determine the number of all unlicensed dogs (or other animals required to be licensed) in the Downriver Central Animal Control Agency.

(9) The Chief Animal Control Officer and his/her designees shall have the duty to inspect any kennel, a license for which has been issued, and shall have the duty to suspend the license if conditions exist which are unhealthy or inhumane to the animals kept in the kennel, pending correction of such conditions; and further shall have the duty to revoke the license if such conditions are not corrected within a reasonable period of time.

(10) The Chief Animal Control Officer and his/her designees shall have the duty to investigate complaints of animals alleged to be treated cruelly or kept in violation of this ordinance, and may seek a court order to seize, take up and impound any animal that has been subject to such cruelty, abandonment or neglect.

(11) The Chief Animal Control Officer and his/her designees shall have such other duties relating to the enforcement of this Ordinance as the Police Chief may from time to time provide.

Enforcement of Ordinance: The Chief Animal Control Officer in enforcing the provisions of this Ordinance and the statutes of the State pertaining to animals may make complaints to the City Prosecuting Attorney and to the District Court in regard to any violations of this Ordinance. It shall be unlawful for any person to interfere or hinder any animal control officers in the performance of their duties.

Impounding, Redeeming and Adoption of Animals: The Chief Animal Control Officer and his/her designees may humanely seize and impound at the Animal Control Shelter any Domesticated Companion Animal or livestock found running at large. If the animal is non-vicious or non-dangerous and its owner can be ascertained and is available, the Chief Animal Control Officer may return the Animal to its owner, and may cite the owner of the animal for any violation that has occurred. The Chief Animal Control Officer may also seize and impound any Animal that is, within his or her reasonable discretion, subject to abuse, cruelty, abandonment or neglect, by the quickest and most reasonable means available and may cite the owner with a violation of this Ordinance and/or applicable state laws.

(1) **Notification of Owner.** Immediately after impounding an animal, if the owner of the animal can be identified by collar, license, tag, or by other means, the Chief Animal Control Officer shall notify the owner about the animal's impoundment by first class mail or telephone. The Chief Animal Control Officer shall inform the owner of the steps necessary to regain custody of the animal. The Chief Animal Control Officer or a duly recognized service provider under contract with Downriver Central Animal Control Agency or the DCACA may dispose of impounded animals which are not claimed within the state statutory holding periods in a manner set forth by the terms of this ordinance.

(2) Redeeming Impounded Animals. An owner may redeem an animal from impoundment by executing a sworn statement of ownership, furnishing a license and tag, and paying all expenses associated with the seizure and impoundment of the animal. The Chief Animal Control Officer shall not knowingly release any impounded animal to an owner who has been convicted of animal cruelty, abandonment, neglect or other related criminal violations of State law or of this Ordinance without a Court Order.

(3) Impoundment by Citizens. Any citizen shall immediately contact Downriver Central Animal Control Agency and County Animal Control with a description of the animal and location where found and must turn over the animal to Animal Control. Animal Control may allow the animal to remain with the citizen if an owner is located or known. It shall be unlawful for any person to refuse to deliver any lost/stray animal in their possession to an animal control officer upon request.

(4) Adoption of Impounded Animals.

(A) A person who wishes to adopt an impounded animal that has not been redeemed by its owner must sign an adoption agreement that contains a sworn statement that he or she will own and keep the animal in accordance with the terms of this Ordinance and State laws.

(B) If the animal has not been sterilized, the sworn statement must also provide that the adopted animal will be sterilized in accordance with Michigan State law MCL PA 287 of 1919.

(C) The sworn statement must also provide that the animal will not be used for fighting or other illegal activity and will not be subjected to, sold, or otherwise used for medical or other testing or experimentation.

(D) Any person adopting an impounded animal must pay shelter, boarding and other charges associated with the seizure and impoundment of the animal prior to the release of the animal. Such charges shall be posted conspicuously at the Animal Control Shelter. Any subsequent failure to follow any of the terms of the adoption agreement shall be a violation of this ordinance.

(E) The Chief Animal Control Officer shall not knowingly adopt an animal to a person who has been convicted of animal cruelty, abandonment, neglect or other related criminal violations of state law or of this ordinance without a court order. The Chief Animal Control Officer may decline to adopt an animal if other circumstances exist, which, in the opinion of the Chief Animal Control Officer would endanger the health, safety, or welfare of people or animals.

(c) Quarantine of Animal

(1) The owner of any Domesticated Companion Animal that bites a person or other animal shall immediately quarantine the biting animal for a minimum of ten (10) days at the Downriver Central Animal Shelter or may be approved for Home Quarantine which is at the sole discretion of the Animal Control Officer. If the Owner of the biting Animal fails to surrender the animal, or if the Owner of the biting animal cannot be identified or found, then the Chief Animal Control Officer may take possession of the Domesticated Companion Animal and quarantine it at the Animal Control Shelter or Animal Protection Shelter until the expiration of the ten (10) day period. The Owner shall be responsible for all expenses incurred for the quarantine. At the expiration of the ten (10) day period, if the Owner shows satisfactory evidence that the Domesticated Companion Animal is not suffering from rabies, and pays the requisite expenses, the Chief Animal Control Officer shall release the Domesticated Companion Animal to its Owner. Any violation of the Home Quarantine agreement or failure to bring the animal to the Animal Shelter or Veterinarian in the required time is in violation of this ordinance. The Chief Animal Control Officer may immediately humanely destroy the Domesticated Companion Animal that has bitten if the Animal is determined by a veterinarian to be suffering from rabies or upon request of the owner. In such cases, following the humane destruction of the Domesticated Companion Animal, the Chief Animal Control Officer shall immediately send a sample specimen to the Michigan Department of Public Virology Laboratory in Lansing, Michigan.

(2) Animals That Are Not Domesticated. If an animal that is not domesticated bites a person or other animal, and there is no identifiable owner, then the Chief Animal Control Officer shall if possible, humanely confine for quarantine and/or destroy the animal and immediately send the animal or sample specimen to the Michigan Department of Public Health Virology Laboratory in Lansing, Michigan.

(d) Dead Animals: It shall be unlawful for an owner or caregiver, or person possessing an animal to do any of the following:

- (1) To allow the carcass of a dead animal to be left unattended and not properly disposed of.
- (2) To put any dead animal or part of the carcass of any dead animal, into any lake, sewer, river, creek, pond, roadway, street, alley, lane, or lot or any other area not designed for said purpose.

Sec. 4.05 - Animal Care

(a) Standards

(1) Adequate Care. Every owner or caregiver of an animal shall be required to provide the animal with the minimum standard of care set forth in this Ordinance, which means the provision of sufficient food, water, shelter, sanitary conditions, exercise, and veterinary medical attention in order to maintain an animal in a state of good health.

(2) Food and Water. Every owner or caregiver of an animal shall provide, on a daily basis, the animal with sufficient good and wholesome food and (potable) water.

(3) Cleanliness. Every owner or caregiver of animals shall keep all animals in a clean, sanitary and healthy manner and not confined so as to be forced to stand, sit or lie in their own excrement.

(4) Shelter. Every owner or caregiver of animals shall provide all animals with a proper shelter.

(5) Veterinary Care. The owner or caregiver of a diseased or injured animal shall provide the animal with appropriate veterinary (medical) care and shall segregate the diseased animal from other animals to prevent transmittal of disease.

(6) Abuse. No person shall beat, cruelly treat, improperly tether, torment, overload, overwork or otherwise abuse an animal.

(7) Abandonment and Neglect. No owner or caregiver of an animal shall abandon or neglect any animal. An animal is deemed abandoned and/or neglected if the owner or caregiver fails to properly maintain the animal.

(8) Poison. No person shall expose any known poisonous substance, whether mixed with food or not, so that the poisonous substance may be eaten by any animal, provided that it shall not be unlawful for a person to expose on his or her property common rat poison mixed only with vegetable substances.

(9) Disfigurement. No person, except a licensed veterinarian, shall crop an animal's ears or dock an animal's tail.

(10) Housing Conditions for Multi-Animal Housing.

(A) Housing facilities for animals shall be structurally sound and shall be maintained in good repair, to protect the animals from illness or injury, to contain the animals, and to restrict the entrance of other animals.

(B) Every building or enclosure where animals are maintained shall be constructed of material that can be easily cleaned and shall be kept in a clean and sanitary condition. The building shall be properly ventilated to prevent drafts and to remove odors. Heating and cooling shall be provided as required, according to the physical needs of the animals, with sufficient light to allow observation of animals and sanitation.

All animal rooms, cages, kennels, and runs shall be of sufficient size to provide all animals with adequate room for exercise and general proper accommodations.

(C) All animal rooms, cages, kennels, and runs shall be of sufficient size to provide all animals with adequate room for exercise and general proper accommodations.

(D) All animal room, cages, kennels and runs shall provide all animals with proper shelter and protection from the weather at all times, including, but not limited to, a minimum of a roofed, three-sided structure of suitable size. All animals must be provided with an area protected from the elements so as to provide a dry, clean area for the animals to rest.

(E) No person shall fail to provide an animal with adequate shelter.

(11) Other Conditions. No animal shall be left without proper attention and care for more than 24 consecutive hours.

Sec. 4.06 - Additional Violations

(a) **Animals at Large:** It shall be unlawful for the owner, or any other person having the possession, care, custody or control thereof, to permit any animal to run at large upon the public streets, walks, parks, or other public places within the city, unless such animal is attached to a suitable leash of sufficient strength to restrain such animal in such manner as to be kept under the control of the person accompanying it. It shall further be unlawful for the owner, or any other person having the possession, care, custody or control thereof, to permit any animal to go upon any private property within the city, without the permission of the owner or occupant of such private property.

(b) **Bite**

(1) If an animal bites a person or another animal, that was not provoked, the bite will be assessed to determine severity. If it is a minor bite: single, shallow puncture wound or a single wound plus scrapes and bruises, requiring minimal or no doctor's treatment, the owner shall pay a minimum fine of one hundred dollars (\$100.00). If it is a moderate bite: single deep puncture wound, multiple shallow puncture wounds, requiring medical care, the owner shall pay a minimum fine of two hundred and fifty dollars (\$250.00). If it is a serious bite: multiple deep puncture wounds, or requiring stitches, or loss of tissue or facial bites or requiring hospitalization, the owner shall pay a minimum fine of five hundred dollars (\$500.00).

(c) **Living on property.** It shall be unlawful for the owner of a dog to permit said animal to be restrained on property where no responsible person is residing. The exception to this section is when a dog is being used as a guard dog at a facility that is occupied during normal business hours.

(d) **Vehicles.** No person shall transport or leave any animal in a vehicle in such a way as to endanger the animal's health, safety or welfare, including but not limited to dangerous temperatures, lack of air, food, water, or proper care.

(e) **Barking Dog.** No owner of a dog shall permit continuous barking which disturbs another person.

(f) **Leash law.** No dog, cat or other pets shall be permitted in any public park or land without said animal being restrained on a suitable leash. A waste bag or suitable container must be on said person to pick up deposited animal waste and deposit it immediately in a trash receptacle.

(g) **Disposal of Animal Waste**

(1) Any person owning or having charge, control, care and/or custody of any animal shall maintain in a sanitary manner the structure or enclosure or yard within which such animal is kept. Excreta shall be removed from the structure or enclosure on a daily basis and deposited in a sanitary manner into a proper receptacle.

(2) Any person running or walking or having charge, control and/or custody of any animal shall immediately remove and dispose of, in a sanitary manner, any excreta deposited by said animal on the private property of another or on any public walk, street, grassy area, recreational area or other Municipally-owned or controlled property.

(3) No person owning or having control of property within the City shall accumulate excreta or permit excreta to lie on said property for any reason, regardless of its source.

(h) **Health Hazard or nuisance created by animal**

It shall be unlawful for the owner, or any other person having the possession, care, custody or control of any animal to own, possess, harbor, shelter or keep any kind of animal that unreasonably annoys humans, endangers the life or health of another animals or person, substantially interferes with the rights of citizens, other than their owners, to enjoyment of life or property or that creates a public nuisance. The term "public nuisance animal" shall mean and include, but is not limited to, any animal that:

(1) Causes fouling of the air by odor and thereby creates unreasonable annoyance or discomfort to neighbors or others in close proximity to the premises where the animal is kept or harbored;

(2) Causes unsanitary conditions in enclosures or surroundings where the animal is kept or harbored; or

(3) Is offensive or dangerous to the public health, safety, or welfare by virtue of the number and/or types of animals maintained.

(4) Allow for or permit to be allowed the continuous barking of a dog.

Sec. 4.07 - Dangerous Dogs and Potentially Dangerous Dogs

(a) Purpose and intent. It is the intent of the City to protect the health and safety of the public against the risks that dangerous and potentially dangerous dogs pose to persons and other animals in the city. Further, it is the intent of the City to afford dog owners due process when the owner's animal is classified as a dangerous or potentially dangerous dog.

(b) Definitions. The following words, terms and phrases, when used in this article, shall have the meanings respectively ascribed to them below:

Dangerous dog means a dog that bites or attacks a person or causes a serious injury to a person or domestic animal, or a dog that bites or attacks and causes serious injury or death to another dog or domestic animal while the other dog or domestic animal is on the property or under the control of its owner. However, a dangerous dog does not include any of the following:

- (1) A dog that bites or attacks a person who is knowingly trespassing on the property of the dog's owner;
- (2) A dog that bites or attacks a person who provokes or torments the dog; or
- (3) A dog that is responding in a manner that an ordinary and reasonable person would conclude was designed to protect a person if that person is engaged in a lawful activity or is the subject of an assault.

Potentially dangerous dog means a dog that poses a threat to public safety as demonstrated by any of the following behaviors:

- (1) Causing an injury to a person or domestic animal that is less severe than a serious injury;
- (2) Without provocation, chasing or menacing a person or domestic animal in an aggressive manner; or
- (3) Running at large and picked up or impounded by an animal control agency three (3) or more times within any twelve-month period.

(c) Determination of a potentially dangerous dog.

(1) Upon receipt of a complaint and after conducting an investigation, the animal control officer is authorized to make a determination whether a dog is a potentially dangerous based upon the factors listed in subsection (b) [under the definition of "potentially dangerous dog"] and shall present findings and a recommendation to the prosecuting attorney for the city requesting issuance of a summons and complaint if he determines the dog to be potentially dangerous.

(2) Upon a sworn complaint that a dog is potentially dangerous and the dog has met any of the behavioral criteria listed in subsection (b), a district court shall issue a summons to the owner ordering him or her to appear to show cause why the owner should not be required to comply with the following:

- (A) Register the dog with DCACA as a potentially dangerous dog and pay a registration fee of seventy-five dollars (\$75.00) annually.
- (B) Maintain the dog at all times in a proper enclosure.
- (C) Post the premises where the dog is kept with a clearly visible sign warning that the dog on the premises is potentially dangerous to others. The lettering on the sign shall be visible for a distance of forty (40) feet or more.
- (D) Must have affixed on collar at all times on animal a Dangerous Dog Tag obtained at the DCACA Animal Shelter.

(3) Upon the filing of a sworn complaint, the court or magistrate shall order the owner to immediately turn the dog over to the DCACA, an incorporated humane society, a licensed veterinarian, or a boarding kennel, at the owner's option, to be retained by them until a hearing is held and a decision is made for the disposition of the dog. The owner shall notify the person who retains the dog under this section of the complaint and order. The expense of the boarding and retention of the dog is to be borne by the owner. The dog may not be returned to the owner until it has a current rabies vaccination, a license as required by ordinance, and upon order of the court that the dog should be returned.

(A) After a hearing, the magistrate or court shall order compliance with the following provisions if it is determined that the dog is potentially dangerous:

- (1) Register the dog with DCACA as a potentially dangerous dog and pay a registration fee of seventy-five dollars (\$75.00) annually.
- (2) Maintain the dog at all times in a proper enclosure.
- (3) Post the premises where the dog is kept with a clearly visible sign warning that the dog on the premises is potentially dangerous to others. The lettering on the sign shall be visible for a distance of forty (40) feet or more.
- (4) Must wear a dangerous dog tag, available at the DCACA Shelter, on collar at all times.

(4) Responsibilities of owner. If the dog is found to be a potentially dangerous dog, it shall be a violation to:

- (A) Keep a potentially dangerous dog without a valid certificate of registration required by this section.
- (B) Permit a potentially dangerous dog to be outside a proper enclosure unless the potentially dangerous dog is under the control of a responsible person and restrained by a chain or leash, not exceeding four (4) feet in length.
- (C) Fail to notify the DCACA or police department immediately if the potentially dangerous dog is on the loose, is unconfined, has attacked another domestic animal, has attacked a human being, has died, has been sold, or has been given away. If the potentially dangerous dog has been sold or given away, the owner shall also provide the animal control officer with the name, address, and telephone number of the new owner of the potentially dangerous dog.
- (D) Fail to surrender the potentially dangerous dog to the animal control officer for safe confinement pending a disposition of the case when there is a reason to believe that the potentially dangerous dog possess a threat to public safety; or failure to comply with any special security or care requirements for a potentially dangerous dog that the animal control officer may determine is necessary for public safety.

(d) Determination of a dangerous dog.

(1) Upon receipt of a complaint and after conducting an investigation, the animal control officer is authorized to make a determination whether a dog is dangerous based upon the factors listed in subsection (b) [under the definition of "dangerous dog"] and shall present findings and a recommendation to the prosecuting attorney for the city requesting issuance of a summons and complaint if he determines the dog to be dangerous.

(2) Upon a sworn complaint that a dog is dangerous and the dog has caused serious injury or death to a person or has caused serious injury or death to an animal, a district court shall issue a summons to the owner ordering him or her to appear to show cause why the animal should not be destroyed.

(3) Upon the filing of a sworn complaint as provided in subsection, a record of the location of the dog, once it is determined, shall be placed on record with the court of jurisdiction (b), the court or magistrate shall order the owner to immediately turn the dog over to the DCACA, an incorporated humane society, a licensed veterinarian, or a boarding kennel, at the owner's option, to be retained by them until a hearing is held and a decision is made for the disposition of the dog. The owner shall notify the person who retains the dog under this section of the complaint and order. The expense of the boarding and retention of the dog is to be borne by the owner. The dog may not be returned to the owner until it has a current rabies vaccination, a license as required by ordinance, and upon order of the court that the dog should be returned.

(4) After a hearing, the magistrate or court shall order the destruction of the dog, at the expense of the owner, if the dog is found to be a dangerous dog that caused serious injury or death to a person or animal. After a hearing, the court may order the destruction of the dog, at the expense of the owner, if the court finds the dog is a dangerous animal that did not cause serious injury or death to a person but is likely in the future to cause serious injury or death to a person or in the past has been adjudicated a dangerous dog.

(5) If the court or magistrate finds that a dog is a dangerous dog but has not caused serious injury or death to a person or animal (and does not order destruction of the dog as set forth above), the court or magistrate shall order the owner of that dog to do one (1) or more of the following:

(A) If the dog that has been found to be dangerous dog is of the canis familiaris species, have an identification number tattooed upon the animal or inject a microchip, at the owner's expense, by or under the supervision of a licensed veterinarian. The identification number shall be assigned to the dog by the Michigan Department of Agriculture and shall be noted in its records pursuant to Act No. 309 of the Public Acts of 1919, being MCL §§ 287.301 to 287.308. The identification number shall be tattooed on the upper inner left rear thigh of the animal by means of indelible or permanent ink.

(B) Take specific steps, such as escape proof fencing or enclosure, including a top or roof, to ensure that the animal cannot escape or non-authorized individuals cannot enter the premises.

(C) Have the animal sterilized.

(D) Obtain and maintain liability insurance coverage sufficient to protect the public from any damage or harm caused by the dog.

(E) Take any other action appropriate to protect the public.

(F) Must have affixed on dogs collar at all times a dangerous dog tag obtained at the DCACA Animal Shelter.

(6) If the court after a hearing determines the dog is not dangerous, but determines the dog is a potentially dangerous dog, then the provisions of this section concerning a potentially dangerous dog shall apply.

(e) Transfer of ownership or possession. Upon the transfer of ownership or possession of any dangerous dog or potentially dangerous dog, the transferor shall immediately provide DCACA and the police chief with the name, address and telephone numbers of the new owner of the dog and the effective date of the transfer. Any transferee of a dangerous dog or potentially dangerous dog shall be presumed to have notice of the dog's classifications as such.

(f) Removal of potentially dangerous dog classification. The owner of a dog that has been determined to be a potentially dangerous dog shall be given the opportunity to request that the classification of the dog as a potentially dangerous dog should be reconsidered and removed, which request may be granted by the district court or animal control officer, as applicable, if the owner demonstrates that the dog has been incident free for two (2) years, the dog and owner have successfully completed obedience training, the dog has been issued and maintained a canine good citizenship certificate by a certified tester pursuant to the standards of the American Kennel Club, and the owner has complied in all respects with the provisions of this chapter of the code and any applicable court orders.

Sec. 4.08 - Penalty

A violation of any of the above sections is a municipal civil infraction and subjects the responsible party to a civil fine of not less than twenty-five dollars (\$25.00) and not more than five hundred dollars (\$500.00) and all other sanctions permitted by law for a municipal civil infraction. A separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

DIVISION 2

Sec. 4.15. - General prohibition against keeping.

It shall be unlawful for any person to keep, within five hundred (500) feet of any dwelling, street, alley or public place, any animal, bird or fowl except pigeons and such animals or birds as are commonly kept or housed as household pets.

Sec. 4.16. - Goats and swine prohibited.

It shall be unlawful for any person to keep live goats or swine on any premises within the city.

Sec. 4.17. - Pigeons.

It shall be unlawful for any person who owns, keeps, cares for or controls any pigeons:

(1) To allow them to perch or linger on the buildings or property of others, or to allow them to become a nuisance to the buildings or properties of others in the vicinity;

- (2) To breed, keep or care for pigeons for commercial or market purposes;
- (3) To fail to maintain the places in which the pigeons are kept in a clean, sanitary and orderly manner and in a condition comparable to neighboring buildings;
- (4) To fail to place all scrapings and pigeon manure in a covered receptacle, which is to be kept in such manner as to prevent any malodorous or offensive condition to exist and to prevent any nuisance to arise therefrom;
- (5) To keep more than forty (40) pigeons;
- (6) To fail to summon and call the pigeons solely by inaudible means, such as by use of flags or a silent whistle.

Sec. 4.18. - Unauthorized feeding of pigeons and seagulls.

It shall be unlawful for any person to feed pigeons or seagulls in any manner anywhere within the City of Wyandotte. Any person who violates this provision is responsible for a municipal civil infraction and subject to a fine in an amount of five hundred dollars (\$500.00). This prohibition does not apply to pigeons kept in coops or cages.

Sec. 4.19. - Disturbing birds prohibited.

It shall be unlawful for any person to willfully injure, molest or disturb in any way any birds or the nest, eggs, young or brood of any such birds; provided, however, that the foregoing provision shall not apply to any birds declared by any law or ordinance to be "pests."

Sec. 4.20. - Coloring birds prohibited.

It shall be unlawful for any person to artificially color, spray or paint any bird or fowl or to sell, offer for sale, or otherwise dispose of any such colored bird or fowl.

Sec. 4.21. - Sale, display, etc., of baby rabbits, chicks, ducklings, etc.

- (a) It shall be unlawful for any persons to sell, offer for sale, barter, or give away, any baby rabbit, baby chick or baby duckling, or other baby fowl or poultry, as a pet, novelty prize or premium, whether dyed, colored or otherwise artificially treated, or in their natural state.
- (b) This section shall not prohibit the display or sale of baby rabbits, baby chicks, or baby ducklings, or other baby fowl or poultry, in proper hutches or brooder facilities, by hatcheries or stores engaged in the business of selling the same to be raised for commercial purposes.

Sec. 4.22. - Poisoning.

It shall be unlawful to throw or deposit poisoned meat, or any poison or harmful substances, in any street, alley or public place, or on any private premises within the city, for the purpose of destroying any dog, bird, fowl or other animal.

Sec. 4.23. - Limitation on number of animals.

- (a) It shall be unlawful for any person or family to own, keep, or possess, harbor or shelter more than (i) two (2) dogs or, (ii) four (4) dogs, cats or ferrets in total combination provided that there shall be no more than two (2) dogs in said combination, which are four (4) months of age or older, within the corporation limits of the city except as provided in subparagraph (b) and (c) below.

(b) Notwithstanding the provisions set forth in subparagraph (a) above, a person or family owning, keeping, possessing, harboring or sheltering more than the allowed number of dogs, cats or ferrets allowed for in this chapter which are four (4) months of age or older within the corporation limits of the city prior to October 15, 1993 shall be allowed to own, keep or possess said animals in excess of the allowed number until said animals die or ownership is transferred, provided that application was made to the Wyandotte animal control officer no later than November 15, 1993 with proper paperwork evidencing that all of said animals are legally licensed by the city and have all of their appropriate shots and are not creating a health hazard or nuisance as set forth in any of the City ordinances.

(c) The provisions of this section shall not apply to any licensed veterinary doctor or technician specializing in the medical treatment or medical observation of dogs and other animals in the city.

Sec. 4.24. - Animal kennels prohibited.

No person shall establish or maintain any kennel on any property owned, leased or occupied by him or her in the city, except this provision shall not apply to any licensed veterinary doctor or technician specializing in the medical treatment or medical observation of animals.

Sec. 4.25. - Penalty

A violation of any of the above sections is a municipal civil infraction and subjects the responsible party to a civil fine of not less than twenty-five dollars (\$25.00) and not more than five hundred dollars (\$500.00) and all other sanctions permitted by law for a municipal civil infraction. A separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

Section 3. - Severability

If any part of this Ordinance shall be held unconstitutional or void, such part shall be deemed severable and its invalidity shall not affect the remaining parts of this Ordinance.

Section 4. - Repeal and Savings Clause

All Ordinances or parts of Ordinances inconsistent with this Ordinance are repealed to the extent they are in conflict with this Ordinance. However, any and all civil and criminal actions arising out of any Ordinance repealed by this Ordinance which are pending in a court of this State, or otherwise vested on the effective date of this Ordinance shall not abate and shall be saved and may proceed to conclusion pursuant to the terms of the repealed Ordinance.

Section 5. – Effective Date

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

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

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

NAYS: None

I hereby approve the adoption of the foregoing ordinance this 17th day of September, 2012.

CERTIFICATE

We, the undersigned, LAWRENCE S. STEC and WILLIAM R. GRIGGS, respectively the Mayor Pro Tempore 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 17th day of September, 2012.

Dated September 17, 2012

LAWRENCE S. STEC, Mayor Pro Tempore

WILLIAM R. GRIGGS, City Clerk

City of Wyandotte
2013 Fiscal Year Budget Ordinance

"AN ORDINANCE TO PROVIDE AND APPROPRIATE THE SEVERAL AMOUNTS REQUIRED TO DEFRAY THE EXPENDITURES AND LIABILITIES OF THE CITY OF WYANDOTTE FOR THE FISCAL YEAR BEGINNING THE FIRST MONDAY OF OCTOBER, 2012. THE SAME TO BE TERMED THE ANNUAL APPROPRIATION BILL FOR THE 2013 FISCAL YEAR."

THE CITY OF WYANDOTTE ORDAINS:

SECTION I - GENERAL FUND

There shall be raised by general tax for the fiscal year beginning October 1, 2012, and ending September 30, 2013, to be assessed, levied, and collected by tax on all taxable real and personal property in the City of Wyandotte, Michigan, the sum of \$9,381,577. In addition to the foregoing, it is estimated that state receipts, revenues, and moneys from sources other than current City taxes will be \$12,318,752, for a total of \$21,700,329 of General Fund Revenue.

Appropriation of funds is hereby made in the following categories of Funds and Accounts:

A. General Fund:

1.	Estimated Fund Balance - October 1, 2012	\$ 3,699,371
2.	Appropriations:	
a.	Legislative	135,121
b.	Judicial	996,328
c.	Financial Services/Administration	579,674
d.	Information Technology	116,300
e.	General Government	1,355,500
f.	Assessor	180,193
g.	City Clerk	262,118
h.	Treasurer	137,407
i.	Police & Civil Defense	4,846,130
j.	Downriver Central Dispatch	825,862
k.	Downriver Central Animal Control	147,750
l.	Fire	3,200,897
m.	Engineering & Building	2,451,140
n.	Public Works	2,968,634
o.	Recreation	458,094
p.	Swimming Pool	14,042
q.	Yack Arena	382,449
r.	Youth Assistance	43,946
s.	Historical Commission (Museum)	196,355
t.	City Commissions	35,807
u.	Retirement Contribution and OPEB	2,168,400
v.	Elections	45,885

SECTION II - SPECIAL REVENUE FUNDS

B.

	Major Street Fund:	\$123,775
1.	Estimated Fund Balance - October 1, 2012	
2.	Estimated Revenues:	1,098,247
a.	State Revenue	70,000
b.	METRO Act Revenue	
3.	Appropriations:	
a.	Reimbursement to General Fund	433,000
b.	Maintenance and Construction	505,000
c.	Transfer to Local Street Fund	274,562

C. Local Street Fund:

1.	Estimated Fund Balance - October 1, 2012	\$68,012
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2.	Estimated Revenues:	
a.	State Revenue	405,557
b.	Transfer from Major Street Fund	274,562
c.	Investment Earnings	100
3.	Appropriations:	
a.	Reimbursement to General Fund	433,000
b.	Maintenance and Construction	210,000
D.	Sidewalk/Alley Fund:	
1.	Estimated Fund Balance - October 1, 2012	\$1,293,733
2.	Estimated Revenues:	
a.	Special Assessments	262,932
b.	Investment Earnings	1,500
3.	Appropriations:	
a.	Sidewalks	400,000
b.	Administration	100,000
E.	Drug Law Enforcement Fund:	
1.	Estimated Fund Balance - October 1, 2012	\$138,827
2.	Estimated Revenues	29,500
3.	Appropriations:	
a.	Personnel	7,600
b.	Equipment - Drug Enforcement	55,000
c.	OW1 & Omnibus	7,000
F	Housing Rehabilitation Fund:	
1.	Estimated Fund Balance - October 1, 2012	0
2.	Estimated Revenues	78,063
3.	Appropriations:	
a.	Building Rehabilitation	56,663
b.	Administration	21,400
G.	Urban Development Action Grant Fund:	
1.	Estimated Fund Balance - October 1, 2012	\$ 1,115,927
2.	Estimated Revenues	25,384
3.	Appropriations:	
a.	Capital Outlay	50,000
b.	Administration	15,000
H.	Special Events Fund:	
1.	Estimated Fund Balance - October 1, 2012	\$76,243
2.	Estimated Revenues:	
a.	Special Events	70,500
b.	Art Fair	173,400
3.	Appropriations:	
a.	Special Events	29,800
b.	Art Fair	155,000
c.	Holiday Celebrations	14,000
d.	Trolley/Show Mobile	23,000
e.	Administration	20,000
I.	Solid Waste Fund:	
1.	Estimated Fund Balance - October 1, 2012	\$ 1,244,852
2.	Estimated Revenues:	
a.	Rubbish Tags	3,500
b.	Taxes	1,195,037
c.	Dumpster Billings	213,000
d.	Investment Earnings	2,500
e.	Service Fees	78,000
3.	Appropriations:	

	a.	Rubbish Collection	1,106,283
	b.	Dumping/Compost Fees	312,114
	c.	Recycling Fees	6,500
	d.	Administration	275,000
	e.	Household Hazardous Waste Program	2,500
	f.	Capital Equipment	31,900
	g.	Curbside Yard Waste	1,000
J.		Building Authority Improvement Fund:	
	1.	Estimated Fund Balance - October 1, 2012	\$205,781
	2.	Estimated Revenues:	
	a.	Investment Earnings	750
	3.	Appropriations:	
	a.	Repairs/Improvements	300
	b.	Administration/Other	20,000
K.		Drain Number Five Operation and Maintenance Fund:	
	1.	Estimated Fund Balance - October 1, 2012	\$1,715,602
	2.	Estimated Revenues	1,318,424
	3.	Appropriations:	
	a.	Wayne County Department of Public Works	922,326
	b.	Capital Improvements	1,425,708
	c.	Other	53,000
L.		Downtown Development Authority - TIF Fund:	
	1.	Estimated Fund Balance - October 1, 2012	\$797,444
	2.	Estimated Revenues:	
	a.	Tax Capture	489,614
	b.	Investment Earnings	1,000
	c.	Other	8,200
	3.	Appropriations:	
	a.	Debt Service	49,431
	b.	Eureka Viaduct Maintenance	15,000
	c.	Streetscape Maintenance	2,000
	d.	Promotions	30,000
	e.	Administration	90,000
	f.	Personnel	56,194
	g.	Streetscape Contribution	54,932
	h.	Beautification Commission	6,000
	i.	Land Acquisition Program	59,010
	j.	Masonic Temple Project	49,500
	k.	Business Assistance Program	40,000
	l.	Fort St. Sign/Fountain/Purple Heart	8,000
	m.	Farmers Market	7,300
	n.	Marketing	19,500
	o.	Other	14,900
M.		Tax Increment Finance Authority - Consolidated Fund:	
	1.	Estimated Fund Balance - October 1, 2012	\$ 2,256,127
	2.	Estimated Revenues:	
	a.	Tax Capture	2,257,799
	b.	Other Operating Revenues	69,325
	c.	Investment Earnings	5,000
	3.	Appropriations:	
	a.	Road Resurfacing	530,000
	b.	Land Acquisition Program	730,000
	c.	Property Maintenance/Taxes	100,000
	d.	Infrastructure Improvements-Recreation	75,000
	e.	Tree Maintenance	40,000

	f.	Administration	275,000
	g.	Debt Service	216,474
	h.	Parking Lots	150,000
N.		Brownfield Redevelopment Authority Fund:	
	1.	Estimated Retained Earnings - October 1, 2012	\$(1,322,360)
	2.	Estimated Revenues:	
	a.	Tax Capture	125,022
	b.	Miscellaneous	79,091
	3.	Appropriations:	
	a.	Debt Service	62,327
	b.	Administrative & Operating	58,639
SECTION III - ENTERPRISE FUNDS			
0.		Sewage Disposal Fund:	
	1.	Estimated Retained Earnings - October 1, 2012	\$13,857,173
	2.	Estimated Revenues:	
	a.	Customer Service Fees	4,162,262
	b.	Investment Earnings	10,000
	3.	Appropriations:	
	a.	Infrastructure Replacement	240,500
	b.	Administration	420,000
	c.	Sewage Disposal Charges	1,822,756
	d.	Depreciation	550,000
	e.	Debt Service	1,292,511
	f.	Other	142,000
P.		Municipal Golf Course Fund:	
	1.	Estimated Retained Earnings - October 1, 2012	\$ (427)
	2.	Estimated Revenues:	
	a.	Green Fees	212,000
	b.	Cart Rental	87,000
	c.	Other Revenue	37,350
	3.	Appropriations:	
	a.	Personnel	116,532
	b.	Course Maintenance	95,000
	c.	Other Expenses	114,100
	d.	Depreciation	102,590
Q.		Building Rental Fund:	
	1.	Estimated Retained Earnings - October 1, 2012	\$ 2,568,621
	2.	Estimated Revenues:	
	(a)	Rental Income	275,435
	(b)	Expense Reimbursements	168,350
	3.	Appropriations:	
	(a)	Operation & Maintenance	170,137
	(b)	Utilities	152,500
	(c)	Property Taxes	145,000
	(d)	Depreciation	100,000
SECTION IV - INTERNAL SERVICE FUNDS			
R.		Self Insurance/Worker's Compensation Fund:	
	1.	Estimated Retained Earnings - October 1, 2012	\$7,138,431
	2.	Estimated Revenues	28,000.00
	3.	Appropriations:	
	a.	Worker's Compensation	193,460.00
	b.	Self Insurance Claims	100,000.00
	c.	Other Expenses	41,877
	d.	Operating Transfers	288,000

SECTION V - DEBT FUNDS

S.	Debt Service:	
1.	Estimated Fund Balance – October 1, 2012	\$22,212
2.	Estimated Revenues	1,301,312
3.	Appropriations:	
a.	Debt Service – DPS Building	624,000
b.	Debt Service – Police/Court	815,050
c.	Other	5,000

SECTION VI - CITY TAX RATES

Preliminary City Tax Rates were adopted on July 23, 2012, after the required notices were filed and Public Hearings held. The Rates were calculated in accordance with Michigan Compiled Law Section 211.34E and 211.34D. The calculated City Tax Rates are the minimum required to defray operating expenses for the fiscal year October 1, 2011, through September 30, 2012. The Rates are as follows:

1.	City Operating	\$13.8038/M Taxable Value
2.	Refuse Collection	\$ 2.5166/M Taxable Value
3.	Debt	\$ 2.5166/M Taxable Value
4.	Drain #5 Operation & Maintenance	\$ 3.4130/M Taxable Value

SECTION VII - ADOPTION

This ordinance is necessary for the immediate preservation of the public peace, property, health, safety and for the daily operation of all city departments. This ordinance shall take effect October 1, 2012, which represents the first Monday in October. On the question, "SHALL THIS ORDINANCE NOW PASS?", the following vote was recorded:

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

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

NAYS: None

I hereby approve the adoption of the foregoing ordinance this 17th day of September, 2012.

CERTIFICATE

We, the undersigned, LAWRENCE S. STEC and WILLIAM R. GRIGGS, respectively the Mayor Pro Tempore 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 17th day of September, 2012.

Dated September 17, 2012

LAWRENCE S. STEC, Mayor Pro Tempore

WILLIAM R. GRIGGS, City Clerk

RESOLUTIONS

Wyandotte, Michigan September 17, 2012

RESOLUTION by Councilperson Todd M. Browning

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 Todd M. Browning
Supported by Councilperson Leonard Sabuda
ROLL ATTACHED

Wyandotte, Michigan September 17, 2012

RESOLUTION by Councilperson Todd M. Browning

RESOLVED by the City Council that Council CONCURS with the recommendation of the City Engineer and the Director of the Downtown Development Authority dated September 10, 2012, regarding the sale of 3061-3063 Biddle Avenue; AND BE IT FURTHER RESOLVED that Council accepts the offer from Hotel Sterling LLC, to purchase the property located at 3061-3063 Biddle Avenue in the amount of \$350,000 pursuant to their proposal received on August 27, 2012; (terms of the sale to include \$225,000 down payment and \$125,000 due within ten years) ; AND BE IT RESOLVED that Mayor and City Clerk are hereby authorized to execute the necessary documents subject to the approval of the Department of Legal Affairs. AND FURTHER that all bid bonds or bid checks be returned to the unsuccessful bidder.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Todd M. Browning
Supported by Councilperson Leonard Sabuda
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Mayor Pro-tem
Stec
NAYS: None

Wyandotte, Michigan September 17, 2012

RESOLUTION by Councilperson Todd M. Browning

RESOLVED by the City Council that Council hereby CONCUR in the recommendation of the City Engineer regarding File # 4594- General Contractor for the Neighborhood Stabilization Program 2 (NSP2) Bid Pack # 6 and accepts the proposal from Pizzo Development LLC of Lincoln Park, Michigan for the total amount of \$379,000 for the units at 2456-8th Street; (\$183,000) and 2320-8th Street; (\$196,000) with funding from account # 101-440-925-756 NSP2 New Construction and # 101-00-510-059; AND BE IT FURTHER RESOLVED that the City Clerk is authorized to return all bid bonds or bid checks to the unsuccessful bidders.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Todd M. Browning
Supported by Councilperson Leonard Sabuda
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda
NAYS: None

Wyandotte, Michigan September 17, 2012

RESOLUTION by Councilperson Todd M. Browning

RESOLVED by the City Council that Council hereby APPROVES the request of the Special Event Coordinator to close Biddle Avenue, from Ford to Plum (re-route northbound traffic on Third to Ford, southbound on Fourth from Ford) from 8:00 a.m. to Noon for the City of Wyandotte's 69th Annual Christmas Parade scheduled for Saturday, November 17, 2012. AND BE IT FURTHER RESOLVED that the Chief of Police is directed to apply to the Wayne County Office of Public Service for a road closing permit and further is hereby authorized and directed to sign said permit. AND FURTHER the City of Wyandotte assumes responsibility for all damage claims which may arise from the road closing and FURTHER the Fire Department is hereby notified to reroute emergency vehicles.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Todd M. Browning
Supported by Councilperson Leonard Sabuda
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda
NAYS: None

Wyandotte, Michigan September 17, 2012

RESOLUTION by Councilperson Todd M. Browning

RESOLVED by the City Council that Council hereby APPROVES the request of the 1st United Methodist Church, 72 Oak Street for the use of the Old Theatre Lot on Elm and First Street for their Family Low Ropes Challenge event on October 14, 2012 from 10:00 a.m. to 3:00 p.m. provided a Hold Harmless Agreement is executed as prepared by the Department of Legal Affairs. AND BE IT FURTHER RESOLVED that the Chief of Police, Department of Public Service and Fire Departments be notified of said event.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Todd M. Browning
Supported by Councilperson Leonard Sabuda
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda
NAYS: None

Wyandotte, Michigan September 17, 2012

RESOLUTION by Councilperson Todd M. Browning

RESOLVED by the City Council that the communication from the City Engineer regarding the demolition of 2927-2929 Biddle Avenue, is hereby received and placed on file; AND BE IT FURTHER RESOLVED that the Show Cause Hearing that was scheduled for Monday, September 24, 2012 is hereby CANCELLED.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Todd M. Browning
Supported by Councilperson Leonard Sabuda
ROLL ATTACHED

Wyandotte, Michigan September 17, 2012

RESOLUTION by Councilperson Todd M. Browning

RESOLVED by the City Council that the communication from the City Engineer and City Assessor regarding the city-owned property located at 1103 Superior is hereby received and placed on file; AND BE IT FURTHER RESOLVED that the Council CONCURS with the recommendation to sell the property known as 1103 Superior to Thomas and Lorna Raupp for the amount of \$10,000.00; AND BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized to execute the Offer to Purchase Real Estate for the property known as 1103 Superior, between Thomas and Lorna Raupp and the City of Wyandotte for \$10,000 as presented to Council on September 17, 2012.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Todd M. Browning
Supported by Councilperson Leonard Sabuda
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda
NAYS: None

Wyandotte, Michigan September 17, 2012

RESOLUTION by Councilperson Todd M. Browning

RESOLVED by the City Council that the communication from the City Engineer and City Assessor dated September 11, 2012, regarding the sale of part of the former 461 Ford Avenue, Wyandotte; AND BE IT FURTHER RESOLVED that Council accepts the offer from Daniel Herbert to acquire six (6) feet of the former 461 Ford Avenue in the amount of \$300.00; AND BE IT FURTHER RESOLVED that the Department of Legal Affairs is hereby directed to prepare the necessary documents and the Mayor and City Clerk are hereby authorized to sign said documents.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Todd M. Browning
Supported by Councilperson Leonard Sabuda
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda
NAYS: None

Wyandotte, Michigan September 17, 2012

RESOLUTION by Councilperson Todd M. Browning

RESOLVED by the City Council that Council CONCURS with the recommendation of the City Engineer dated September 11, 2012 to purchase 144-96 gallon carts from Cascade Engineering of Grand Rapids, Michigan in the amount of \$6,540.48 from account # 290-448-850-540; each cart to be black with the City of Wyandotte's logo, imprinted serial numbers and complete with a standard ten (10) year warranty.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Todd M. Browning
Supported by Councilperson Leonard Sabuda
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda
NAYS: None

Wyandotte, Michigan September 17, 2012

RESOLUTION by Councilperson Todd M. Browning

RESOLVED by the City Council that Council CONCURS with the recommendation of the City Engineer to acquire the property at 1427 Sycamore in the amount of \$25,000.00 to be appropriated from TIFA Area Funds; AND BE IT FURTHER RESOLVED that the Department of Legal Affairs, William R. Look, is hereby directed to prepare and sign the necessary documents and the Mayor and City Clerk be authorized to execute the Purchase Agreement; AND BE IT FURTHER RESOLVED that the City Engineer is directed to DEMOLISH same upon completion of the Wyandotte Historical Commission inspection of the home as it pertains to the preservation of historical and cultural items for the City of Wyandotte.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Todd M. Browning
Supported by Councilperson Leonard Sabuda
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda
NAYS: None

Wyandotte, Michigan September 17, 2012

RESOLUTION by Councilperson Todd M. Browning

RESOLVED by the City Council that Council CONCURS with the communication from the City Engineer and City Assessor dated September 11, 2012, regarding the sale of part of the former 2450-9th Street, Wyandotte; AND BE IT FURTHER RESOLVED that Council accepts the offer from the Peter/Marjorie Griggs Trust; 2442-9th Street to acquire 20 feet of the former 2450-9th Street in the amount of \$1,000; AND BE IT FURTHER RESOLVED that the Department of Legal Affairs is hereby directed to prepare the necessary documents and the Mayor and Clerk are hereby authorized to sign said documents.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Todd M. Browning
Supported by Councilperson Leonard Sabuda
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda
NAYS: None

Wyandotte, Michigan September 17, 2012

RESOLUTION by Councilperson Todd M. Browning

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 April 25, 2012 and August 1, 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 3014-20th Street has not been demolished or repaired 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 October 1, 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 and removed at 3014-20th Street. AND BE IT FURTHER RESOLVED that the City Clerk shall give notice of said hearing ten (10) days before the hearing by certified mail, return receipt requested, and first class mail, in accordance with the provisions of Section PM-107.4 of the Property Maintenance Ordinance.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Todd M. Browning
Supported by Councilperson Leonard Sabuda
ROLL ATTACHED

Wyandotte, Michigan September 17, 2012

RESOLUTION by Councilperson Todd M. Browning

RESOLVED by the City Council that the communication from the City Engineer regarding a change to the Fee Schedules for Building, Electrical, Mechanical and Plumbing as presented to City Council on September 17, 2012 is hereby received and placed on file. AND BE IT FURTHER RESOLVED that the First Reading be held on September 17, 2012.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Todd M. Browning
Supported by Councilperson Leonard Sabuda
ROLL ATTACHED

Wyandotte, Michigan September 17, 2012

RESOLUTION by Councilperson Todd M. Browning

RESOLVED by the City Council that WHEREAS the City Administrator has filed a copy of the 2013 Fiscal Year City Operating Budget with the City Clerk and the City Council held a public hearing on September 10, 2012 and shall hold an additional public hearing on September 17, 2012 in accordance with the law, in the Council Chambers of the Wyandotte City Hall, 3131 Biddle Avenue at 7:00 p.m.; and that pursuant to Public Act 2 of 1968 the City Council will act on the 2013 Fiscal Year City Operating Budget following the closure of the Public Hearing on September 17, 2012.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Todd M. Browning
Supported by Councilperson Leonard Sabuda
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda
NAYS: None

Wyandotte, Michigan September 17, 2012

RESOLUTION by Councilperson Todd M. Browning

RESOLVED by the City Council that the total bills and accounts in the amount of \$2,395,195.07 as presented by the Mayor and City Clerk are hereby APPROVED for payment.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Todd M. Browning
Supported by Councilperson Leonard Sabuda
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda
NAYS: None

ADJOURNMENT

MOTION by Councilperson Todd M. Browning
Supported by Councilperson Leonard Sabuda
That we adjourn.
Carried unanimously
Adjourned at 8:20 PM
September 17, 2012

William R. Griggs, City Clerk