

Wyandotte, Michigan February 10, 2014

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

ROLL CALL

Present: Councilpersons Fricke, Galeski, Miciura, Sabuda, Schultz, Stec

Absent: None

PERSONS IN THE AUDIENCE

Wyandotte Stars Vintage Baseball Team Members, non-profit group, will be at Wendy's Wednesday, February 26th.

COMMUNICATIONS MISCELLANEOUS

Honorable Mayor Council, Engineer

As requested, I am writing on behalf of all residents affected a written appeal to provide a berm and plant evergreens on the west side of Park Lane, between North Drive and Emmons. This would improve property value by reducing noise and vibration, improve view, block winds, and eliminate the cost of maintenance to trim away from power lines the present unsightly, deader than alive trees now in this area. We along Park Lane are unique as this area is an extension of our back yards.

Thank You, Think Spring (Fling)

Rick Malechuk
155-North Drive
Wyandotte, Mich 48192 (734)559-4192

January 29, 2014

William R. Griggs, City Clerk City of Wyandotte
3200 Biddle Ave.
Wyandotte, MI 48192

Dear Mayor Peterson and City Council:

Many Downriver citizens are once again preparing for a special anniversary celebration. Although this anniversary is not well known, it is gaining prominence because of your past participation. The Anniversary day is March 4th or Constitution Celebration Day. The day is significant to our Republic because it was the day Congress on March 4th 1789, first convened under the Laws of the U.S. Constitution. This day, until 1936, was the day the U S President was inaugurated into office.

Last year eleven downriver community municipalities passed resolutions/proclamations, declaring MARCH 4, 2013 as "Constitution Celebration Day" in their communities. I am asking for your support in issuing a resolution/proclamation declaring MARCH 4, 2014 as "Constitution Celebration Day" in Wyandotte.

A sample copy of a resolution/proclamation is enclosed or you may choose to write your own. I ask you to please contact me when this matter is scheduled on the agenda, so I can arrange for a member of our committee to be present.

A special Constitution Day Celebration will take place on Tuesday, March 4, 2014 at 6:00 p.m. at the Crystal Gardens Epicurean House at 3530 Biddle Ave. in Wyandotte. The Keynote speaker is U of D/Mercy Economics Professor Dr. Harry Veryser. His topic: "Formation and Economics of the United States Constitution."

If you have any questions or want additional information regarding this Constitution Celebration Day event, please call Mary Jarosz, DRGO Executive Director at (734) 479-0156.

Respectfully,
Rick Jarosz, Event Chairman, Downriver Republican Grassroots Organization
734-479-0156

COMMUNICATIONS FROM CITY AND OTHER OFFICIALS

CITY OF WYANDOTTE REQUEST FOR COUNCIL ACTION

MEETING DATE: February 10, 2014

AGENDA ITEM #3

ITEM: Grant Agreement — Companion Animal Welfare Fund

PRESENTER: Todd A. Drysdale, City Administrator

INDIVIDUALS IN ATTENDANCE: N/A

BACKGROUND: The City of Wyandotte Animal Pound (Animal Control Shelter) and the Downriver Central Animal Control Agency (DCACA) have each been awarded a \$10,000 grant to be used to sterilize dogs and cats prior to being released for adoption. The City of Wyandotte should concur with the receipt of the \$20,000.

STRATEGIC PLAN/GOALS: To advocate for the finest services and quality of life.

ACTION REQUESTED: Authorize the Chief Animal Control Officer to execute the grant agreements.

BUDGET IMPLICATIONS & ACCOUNT NUMBER: \$20,000 will be reimbursed to the Animal Care Reserve (101-000-257-078) upon meeting the grant requirements.

IMPLEMENTATION PLAN: The DCACA and Chief Animal Control Officer will be for the administration of the grant.

COMMISSION RECOMMENDATION: N/A

CITY ADMINISTRATOR'S RECOMMENDATION: Concur

LEGAL COUNSEL'S RECOMMENDATION: APPROVED TO FORM ON FILE

MAYOR'S RECOMMENDATION: Joseph R. Peterson

LIST OF ATTACHMENTS:

1. Grant Agreement 791N4300234 - City of Wyandotte Animal Pound
2. Grant Agreement 791N4300217 - Downriver Central Animal Control DBA The City of Wyandotte

CITY OF WYANDOTTE REQUEST FOR COUNCIL ACTION

MEETING DATE: February 10, 2014

AGENDA ITEM #4

ITEM: Yack Arena Contract – Annual Wyandotte Lions Club Flea Market

PRESENTER: Justin N. Lanagan, Superintendent of Recreation

INDIVIDUALS IN ATTENDANCE: Justin N. Lanagan

BACKGROUND: This is the first of many spring/summer rentals that will utilize the Yack Arena once the ice and hockey boards come down. The weekend of April 5th and 6th, the Wyandotte Lions Club will be hosting their annual Flea Market here at the Yack Arena.

STRATEGIC PLAN/GOALS: To provide the finest services and quality of life.

ACTION REQUESTED: Adopt a resolution concurring with the Superintendent of Recreation's recommendation to have the Mayor and City Clerk sign the attached contract for the Wyandotte Lions Club Flea Market.

BUDGET IMPLICATIONS & ACCOUNT NUMBER: 101-000-654-610-020. Last year, this rental generated \$4000.00 in revenue in building rental, table and chair rental, and concession sales.

IMPLEMENTATION PLAN: The resolutions and all necessary documents will be forwarded to the Mayor and City Clerk to sign.

COMMISSION RECOMMENDATION:

CITY ADMINISTRATOR'S RECOMMENDATION: Concur with recommendation

LEGAL COUNSEL'S RECOMMENDATION: Approved by Legal Affairs

MAYOR'S RECOMMENDATION: Concur with recommendation

LIST OF ATTACHMENTS: 1) Three Arena Rental Contracts

CITY OF WYANDOTTE REQUEST FOR COUNCIL ACTION

MEETING DATE: February 10, 2014

AGENDA ITEM #5

ITEM: Hiring – IT Support Technician

PRESENTER: David Fuller, Director of Information Technology

INDIVIDUALS IN ATTENDANCE: N/A

BACKGROUND: Recent staffing changes within the city and the need to deploy strategic technology initiatives have necessitated hiring an IT Support Technician. This position will be a shared resource supporting all city functions and report directly to the Director of Information Technology. After reviewing all applicants, John Truitt is being recommended for this open position based on his extensive experience and familiarity with municipal technology systems.

STRATEGIC PLAN/GOALS: To excel technologically and to be financially responsible.

ACTION REQUESTED: Approve hiring John Truitt for the position of IT Support Technician.

BUDGET IMPLICATIONS & ACCOUNT NUMBER: This position will be paid through funds transferred from Municipal Services and represents a cost savings from the amount previously spent on multiple part-time support positions.

IMPLEMENTATION PLAN: The City's Administrative Office will coordinate the hiring.

CITY ADMINISTRATOR'S RECOMMENDATION: Concur with recommendation.

LEGAL COUNSEL'S RECOMMENDATION: N/A

MAYOR'S RECOMMENDATION: Concur with recommendation

LIST OF ATTACHMENTS:

1. Municipal Service Commission Resolution
2. Employment Offer
3. Resume
4. Application for Employment

CITY OF WYANDOTTE REQUEST FOR COUNCIL ACTION

MEETING DATE: February 10, 2014

AGENDA ITEM #6

ITEM: File #4630 Qualifications for Redevelopment of McKinley School

PRESENTER: Mark A. Kowalewski, City Engineer and Todd A. Drysdale, City Administrator

INDIVIDUALS IN ATTENDANCE: Mark A. Kowalewski, Todd A. Drysdale, Giuseppe DiSanto and Tim Morgan

BACKGROUND: Council approved the Specifications for Qualifications and Development for the former McKinley School Site, 640 Plum Street, File #4630 on October 7, 2013. Advertisements were placed in the News Herald on October 16th and 23rd, 2013, and on the Michigan Intergovernmental Trade Network (MTTN). Bids were received on November 4, 2013. The City received two (2) proposals. Attached is a summary of the proposals. After interviewing both Parties our recommendation is to proceed with negotiations towards a Purchase Agreement with Coachlight Properties. Based on our recommendation Coachlight has provided a preliminary elevation of the building addition.

STRATEGIC PLAN/GOALS: We are committed to maintaining and developing excellent neighborhoods by utilizing vacant school properties and other space to add age-appropriate public amenities to residential areas and continuing neighborhood renewal projects, where needed, in order to revitalize structures and infrastructure in residential areas.

ACTION REQUESTED: Approve Resolution authorizing the City Engineer and City Administrator to negotiate with Coachlight Properties for sale of the former McKinley School, 640 Plum Street, Wyandotte. If an Agreement to sell the property is approved in the future, then rezoning of the property to a multiple family residential classification will be a condition of closing.

BUDGET IMPLICATIONS & ACCOUNT NUMBER: Future taxable value in the City including TIFA.

IMPLEMENTATION PLAN: Report back to City Council with proposed Purchase Agreement.

COMMISSION RECOMMENDATION: n/a

CITY ADMINISTRATOR'S RECOMMENDATION: TDrysdale

LEGAL COUNSEL'S RECOMMENDATION: William R. Look

MAYOR'S RECOMMENDATION: Joseph R. Peterson

LIST OF ATTACHMENTS: A: Council Resolution and Specifications
B: Summary of Proposals Received
C. Coachlight Property's preliminary elevation of building addition

CITY OF WYANDOTTE REQUEST FOR COUNCIL ACTION

MEETING DATE: February 10, 2014

AGENDA ITEM #7

ITEM: Neighborhood Stabilization Homes (NSP2) - Sales Price

PRESENTER: Mark A. Kowalewski, City Engineer

BACKGROUND: On, February 25, 2013, the City held the Lottery Drawing for the sale of the 451 Ford Avenue and 459 Ford Avenue. At that time, no offers were received. On April 22, 2013, the City accepted an offer on the property at 451 Ford Avenue and on January 10, 2014 closed on the property. At this time, the City has not received any offers on the property at 459 Ford Avenue. In accordance with the NSP2 Single-Family Sales Program Guidelines, Adjustment in Asking Price, the Engineering Department is requesting to reduce the sales price of this unit by 10% or from \$108,000 to \$97,200.00.

STRATEGIC PLAN/GOALS: By fostering the revitalization and preservation of older areas of the City as well as developing, redeveloping new areas. Ensuring that all new developments will be planned and designed consistent with the city's historic and visual standards; have a minimum impact on natural areas; and, have a positive impact on surrounding areas and neighborhoods. Also by promoting the finest in design, amenities and associated infra-structure improvements in all new developments

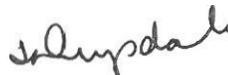
ACTION REQUESTED: Adopt a resolution approving the listing of the home at 459 Ford Avenue with Downriver Real Estate Group for \$97,200.

BUDGET IMPLICATIONS & ACCOUNT NUMBER: N/A

IMPLEMENTATION PLAN: Continue to advertise homes at a reduced sales price with Downriver Real Estate Group.

COMMISSION RECOMMENDATION: N/A

CITY ADMINISTRATOR'S RECOMMENDATION:



LEGAL COUNSEL'S RECOMMENDATION: William R. Look

MAYOR'S RECOMMENDATION:

LIST OF ATTACHMENTS: None

CITY OF WYANDOTTE REQUEST FOR COUNCIL ACTION

MEETING DATE: February 10, 2014

AGENDA ITEM #8

PRESENTER: Mark A. Kowalewski, City Engineer

INDIVIDUALS IN ATTENDANCE: Mark A. Kowalewski, City Engineer

BACKGROUND: The City offers residents to rent 96 gallon totes for \$48 for a two (2) year term. On February 1, 2014, the City's new ordinance regarding the use of a metal, durable plastic, or an approved container of equal material to be used for the collection of solid waste will be effective. Therefore, the demand for leasing totes has increased. The Department of Public Service (DPS) desires to purchase an additional 522 totes from Cascade Engineering of Grand Rapids, Michigan to meet this demand. Cascade Engineering has supplied the previous carts to the City. The cost of \$24,398.28 (522 x \$46.74) to purchase these totes will be funded from the Solid Waste Fund. These carts will be black with the City of Wyandotte logo stamped on the container.

STRATEGIC PLAN/GOALS: The City is committed to creating fiscal stability, streamlining government operations; make government more accountable and transparent to its citizens and making openness, ethics and customer service the cornerstones of our City government.

ACTION REQUESTED: Approve the DPS to purchase 522 - ninety-six gallon carts at a cost of \$24,389.28 from Cascade Engineering.

BUDGET IMPLICATIONS & ACCOUNT NUMBER: 290-448-850-770-540

IMPLEMENTATION PLAN: Place order with Cascade Engineering of Grand Rapids, Michigan

COMMISSION RECOMMENDATION: N/A

CITY ADMINISTRATOR'S RECOMMENDATION: TDrysdale'

LEGAL COUNSEL'S RECOMMENDATION: N/A

MAYOR'S RECOMMENDATION: Joseph R. Peterson

LIST OF ATTACHMENTS: None

CITY OF WYANDOTTE REQUEST FOR COUNCIL ACTION

MEETING DATE: February 10, 2014

AGENDA ITEM #9

ITEM: Fishing Derby Name Change

PRESENTER: Heather A. Thiede, Special Event Coordinator

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

BACKGROUND: The City of Wyandotte has a strong commitment to area youth as did Skip Clack, former Mayor of the City of Wyandotte and dedicated volunteer for many programs and organizations. Mr. Clack was a judge for the fishing derby for many years, talking to children and their families and always willing to dedicate countless hours to our wonderful city. The Mayor's Office and Special Event Staff have received many inquiries as to this name change, including a letter from Mr. Larry Tavernier who has also served as a fishing derby judge with Mr. Clack for several years. Mayor Peterson and I would like to recommend the Annual Fishing Derby be dedicated to Mr. Clack by changing the name of the event to "Skip's Fishing Derby.

Mayor Joseph Peterson and I ask for your support in renaming this excellent family event to honor Mr. Clifford "Skip" Clack.

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:

BUDGET IMPLICATIONS & ACCOUNT NUMBER:

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

COMMISSION RECOMMENDATION: N/A

CITY ADMINISTRATOR'S RECOMMENDATION: TDrysdale

LEGAL COUNSEL'S RECOMMENDATION: Approved William R. Look

MAYOR'S RECOMMENDATION: Joseph R. Peterson

LIST OF ATTACHMENTS: None

CITY OF WYANDOTTE REQUEST FOR COUNCIL ACTION

MEETING DATE: February 10, 2014

AGENDA ITEM #10

ITEM: Wyandotte Street Art Fair Sponsorship Contract

PRESENTER: Heather A. Thiede, Special Events Coordinator

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

BACKGROUND: The Special Event Office is currently planning our special events for 2014. As you know, corporate sponsorship is integral to the success of our special events. As a result, we seek to again contract with Integrity Shows to provide additional sponsorship support. Please find attached a contract with Integrity Shows to provide sponsorship assistance for the 2014 Wyandotte Street Art Fair. We have worked with this company for two years, and have seen a major increase in revenue since 2011. Mark Loeb, owner of Integrity Shows has been producing indoor and outdoor events across the country since 1982. Today, his company provides services to over 200 events in 48 states, such as The Detroit International Jazz Festival, Funky Ferndale and The Detroit Festival of the Arts.

Integrity Shows will receive 30% of received gross sponsorship dollars for the fair as well as \$2,500 for their assistance in creating and updating the sponsorship program. This fee will be paid from the Street Art Fair Expense account and has been approved by the Wyandotte Street Art Fair Committee and our Department of Legal Affairs.

Integrity Shows will give us the opportunity to promote our fair to larger companies that we were unable to reach in the past. Integrity Shows knowledge and experience will benefit, not only the 2014 fair, but all special events for years to come.

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: We feel that Mr. Mark Loeb and Integrity Shows will once again provide excellent service and request your support of this contract

BUDGET IMPLICATIONS & ACCOUNT NUMBER:

WSAF Expense Account - 285-225-925-730-860 \$2,500
Plus 30% of all sponsorship agreements made through Integrity Shows

IMPLEMENTATION PLAN: The resolutions and all necessary documents will be forwarded to the Special Event Coordinator

COMMISSION RECOMMENDATION: N/A

CITY ADMINISTRATOR'S RECOMMENDATION: TDrysdale

LEGAL COUNSEL'S RECOMMENDATION: Concur with recommendation, approval on file.

MAYOR'S RECOMMENDATION: Joseph R. Peterson

LIST OF ATTACHMENTS

2014 Integrity Show Contract

CITY OF WYANDOTTE REQUEST FOR COUNCIL ACTION

MEETING DATE: February 10, 2014

AGENDA ITEM #11

ITEM: Wyandotte Street Art Fair Marketing Contract

PRESENTER: Heather A. Thiede, Special Events Coordinator

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

BACKGROUND: The Special Event Office is currently planning our special events for 2014. As you know, public relations are integral to the success of our special events. As a result, we seek to once again contract with Drumbeaters to provide additional public relations support. Please find attached a contract with Drumbeaters to provide promotional assistance for the 2014 Wyandotte Street Art Fair. Matt Lee, owner of Drumbeaters, has been doing media advance for the last 13 years and has worked with the Wyandotte Street Art Fair for the last 3. Today, his company provides services to over 100 events, such as The Detroit International Jazz Festival, The Detroit Festival of the Arts, Motor City Casino and The Mitch Albom Show.

Drumbeaters will provide the Wyandotte Street Art Fair committee and staff with activity reports tracking his work starting in mid-March. Mr. Lee will receive \$3,000 for his assistance with this year's fair. This fee will be paid from the Street Art Fair Expense account.

Working with Mr. Lee has given us the opportunity to promote our fair to television stations that we were unable to reach in the past. Matt's knowledge and experience will benefit, not only the 2014 fair, but all special events for years to come.

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: We request authorization for the Mayor or city clerk to sign and return original contract to the Special Event Coordinator.

BUDGET IMPLICATIONS & ACCOUNT NUMBER:

WSAF Expense Account - 285-225-925-730-860 \$3,000

IMPLEMENTATION PLAN: The resolutions and all necessary documents will be forwarded to the Special Event Coordinator.

COMMISSION RECOMMENDATION: N/A

CITY ADMINISTRATOR'S RECOMMENDATION: TDrysdale

LEGAL COUNSEL'S RECOMMENDATION: Concur with recommendation, approval on file.

MAYOR'S RECOMMENDATION: Joseph R. Peterson

LIST OF ATTACHMENTS:

2014 Drumbeaters Contract

REPORTS AND MINUTES:

Financial Services Daily Cash Receipts	February 3-4, 2014	\$164,516.76
Financial Services Daily Cash Receipts	February 5, 2014	\$ 15,801.76
Police Commission	January 14, 2014	
Fire Commission	January 14, 2014	

CITIZENS PARTICIPATION:

Richard Miller, 1202 – 2nd, supports the McKinley Neighborhood, wants new equipment in the park as part of the development agreement.

State Representative Paul Clemente was present regarding various issues including Court consolidation, Southgate/Wyandotte/Riverview will all have to agree in order to consolidate. Thanked Councilman Stec for participation at recent fundraiser. Will have a review team in Lincoln Park.

Rose Darin, McKinley Neighborhood Group Member, 851 Orchard, concerned about parking at the proposed development area.

RECESS

RECONVENING

ROLL CALL

Present: Councilpersons Fricke, Galeski, Miciura, Sabuda, Schultz, Stec

Absent: None

HEARING

HEARING RELATIVE TO THE STATEMENT OF OBJECTIVES AND PROPOSED USE OF FUNDS FOR THE 2014-2015 COMMUNITY BLOCK GRANT PROGRAM IN THE CITY OF WYANDOTTE

No Comments.

Nothing in Writing.

FINAL READING OF ORDINANCES

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) Changeable Message Signs, (3)

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) Changeable Message Signs, (3) shall be amend to read the following:

(3) An electronic changeable message sign shall be limited to announcing only prevailing eastern standard time and the local temperature in Fahrenheit or Celsius, or limited to the electronic display of a non-flashing or nonmoving message that shall remain unchanged for at least five (5) continuous seconds before it is replaced by another message. Electronic changeable messages shall be part of the total square footage of display area permitted for the sign even if the message is contained in a separate cabinet, except the face of the message shall not consume more than sixty (60) percent of the total permitted display area of the sign.

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 be published along with the notice of adoption in a newspaper generally circulated in the City of Wyandotte within ten (10) days after adoption and shall take effect fifteen (15) days after its adoption or seven (7) days after publication, whichever is later. The notice of adoption shall include the text of the amendment, the effective date of the Ordinance and the place and time where a copy of the Ordinance may be purchased and inspected.

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

YEAS: Councilpersons Fricke, Galeski, Miciura, Sabuda, Schultz, Stec

NAYS: None

AB SENT: None

I hereby approve the adoption of the foregoing Ordinance this 10th day of February, 2014

CERTIFICATION

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 City Council of the City of Wyandotte, at a regular session on Monday, 10th day of February, 2014

William R. Griggs, City Clerk

Joseph R. Peterson, Mayor

AN ORDINANCE TO AMEND THE CITY OF WYANDOTTE ZONING ORDINANCE BY AMENDING ARTICLE XIII – CBD CENTRAL BUSINESS DISTRICT, SECTION 1301 SPECIAL USES; SUBSECTION D

CITY OF WYANDOTTE, WAYNE COUNTY, MICHIGAN ORDAINS:

Section 1. Amendment

The following Section of the City of Wyandotte Zoning Ordinance entitled "Article XIII - CBD Central Business District, Section 1301 Special uses, Subsection D shall be amended to revise existing requirements and regulations for uses within the central business district (CBD). The amended section shall read as follows:

ARTICLE XIII, Section 1301 Special Uses, Subsection D

D. Second floor dwellings and above

Section 2. Severability

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

Section 3. Conflicting Ordinances

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

Section 4. Effective Date

This Ordinance 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 and shall take effect fifteen (15) days after its adoption or seven (7) days after publication, whichever is later. The notice of adoption shall include the text of the amendment, the effective date of the Ordinance and the place and time where a copy of the Ordinance may be purchased and inspected.

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

YEAS: Councilpersons Fricke, Galeski, Miciura, Sabuda, Schultz, Stec

NAYS: None

AB SENT: None

I hereby approve the adoption of the foregoing Ordinance this 10th day of February, 2014

CERTIFICATION

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William R. Griggs, City Clerk

Joseph R. Peterson, Mayor

AN ORDINANCE TO AMEND THE CITY OF WYANDOTTE ZONING ORDINANCE BY
AMENDING ARTICLE XXIV-GENERAL PROVISIONS; SECTION 2403 PARKING
REQUIREMENTS; SUBSECTION R. 1.b Multiple-Family

CITY OF WYANDOTTE, WAYNE COUNTY, MICHIGAN ORDAINS:

Section 1. Amendment

The following Section of the City of Wyandotte Zoning Ordinance entitled "Article XXIV General Provisions, "Section 2403 Parking Requirements; Subsection R; subsection 1 (b) Multiple Family shall be amended to revise existing requirements and regulations for parking within the central business district (CBD). The amended section shall read as follows:

ARTICLE XXIV GENERAL PROVISIONS

Sec.2403 Parking Requirements, Subsection R. 1. b Multiple-Family

(b) One and one-half (1 1/2) parking spaces for each dwelling unit of one (1) bedroom; two (2) parking spaces for each dwelling unit of two (2) bedrooms; two and one-half (2 1/2) parking spaces for each dwelling unit of three (3) or more bedrooms. Plus one (1) additional parking space for every eight (8) units for guest parking.

Section 2. Severability.

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

Section 3. Effective Date.

This Ordinance 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 and shall take effect fifteen (15) days after adoption or seven (7) days after publication, whichever is later. The notice of adoption shall include the text of the amendment, the effective date of the Ordinance and the place and time where a copy of the Ordinance may be purchased and inspected.

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

YEAS: Councilpersons Fricke, Galeski, Miciura, Sabuda, Schultz, Stec

NAYS: None

AB SENT: None

I hereby approve the adoption of the foregoing Ordinance this 10th day of February, 2014

CERTIFICATION

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 City Council of the City of Wyandotte, at a regular session on Monday, 10th day of February, 2014

William R. Griggs, City Clerk

Joseph R. Peterson, Mayor

AN ORDINANCE ENTITLED AN ORDINANCE TO RESCIND ARTICLE V,
"PAWNBROKERS", ARTICLE VI, "SECONDHAND DEALERS" AND ARTICLE VII,
"PRECIOUS METAL, AND GEM DEALERS" OF CHAPTER 21 AND ADOPTING A NEW
ARTICLE V ENTITLED "PAWNBROKER AND SECONDHAND DEALER" TO CHAPTER
21 OF THE CODE OF THE ORDINANCES OF THE CITY OF WYANDOTTE

THE CITY OF WYANDOTTE ORDAINS:

Section 1. RESCISSION OF ARTICLES V, VI, AND VII OF CHAPTER 21.

Article V, "Pawnbrokers", Article VI, "Secondhand Dealers" and Article VII, "Precious Metal and Gem Dealers" of Chapter 21 of the Code of Ordinance for the City of Wyandotte are hereby rescinded in their entirety.

Section 2. ADOPTION OF ARTICLE V, "PAWNBROKER AND SECONDHAND DEALER"

ARTICLE V.

PAWNBROKER AND SECONDHAND DEALER

SEC. 21-116. DEFINITIONS

The following words, teems, and phrases, when used in this chapter shall have the meaning ascribed to them in this section, except where the context clearly indicates a different meaning.

(a) "Chief Executive Officer" means for a city, the city mayor, pursuant to MCL 446.203(a)(i).

(b) "Pawnbroker" means a person, corporation, member or members of a partnership, company or firm who lends money on deposit, or pledge of personal property, or other valuable thing, other than securities or printed evidence of indebtedness, or who deals in the purchasing of personal property or other valuable thing on condition of selling the same back again at a stipulated price.

(c) "Scrap processor" means any person or entity whose business is, in whole or in part, the dismantling, wrecking and disposing of junk and/or refuse materials, including automobiles, or otherwise reclaiming metals for reuse.

(d) "Scrap yard" means a place where junk, waste, discarded, or salvaged materials are bought, sold, exchanged, stored, packed, disassembled or handled, including wrecked motor vehicles, used building materials, structural steel materials and equipment and other manufactured goods that are deteriorated or obsolete so as to make unusable in their existing condition.

(e) "Secondhand dealer" means any person, corporation, member or members of a partnership, company or firm, that engages in the business of purchasing, storing, selling, exchanging and receiving second hand goods of any kind, including the receiving and selling of goods on consignment, but does not include scrap processor, automotive recycler, or junkyard that deals principally in industrial scrap, nor to retail merchants who repossess their own merchandise sold on title-retaining contract or who accepts merchandise as part payment on new sale, nor shall it apply to licensed automobile dealers, nor to persons who conduct rummage sales provided that such sales are not conducted by the same person or at the same location for a period in excess of three days or more than twice per calendar year, not to sellers of new articles, wares, or merchandise from manufacturers, wholesale distributors or jobbers for retail sale to customers, nor persons, firms, or corporations whose principle business is that of dealing in new goods, articles and merchandise.

(f) "Secondhand goods" means any goods, wares, merchandise or other personal property acquired or purchased after having been acquired at retail and used by another except as excluded herein. Such term includes, but not limited to, appliances, radios, stereos, and speakers, televisions, video equipment, electronic/computer equipment and devices, computer gaming equipment, tools, auto parts, firearms, coins, sports memorabilia, jewelry, precious metals, musical instruments, sporting equipment, bicycles, lawn equipment, snow blowers, and other household equipment, lead pipes, tools, lighting fixtures, plumbing fixtures, watches, precious stones,

musical instruments, and electrical appliances.

SEC. 21-117 PAWNBROKERS AND SECONDHAND DEALERS

The City is designated and authorized to issue, suspend, and revoke licenses for persons, corporations, partnerships, companies or Earnings to carry on the business of a pawnbroker and secondhand dealers pursuant to both 1917 PA273, as amended, MCL 446.201 et seq., ("the Pawnbrokers Act"). The provisions of this Ordinance shall apply to all existing Pawnbrokers and Secondhand Dealers and all future Pawnbrokers and Secondhand Dealers.

SEC. 21-118 LICENSE REQUIRED

No person, corporation, partnership, company or firm, or other entity located in the City shall carry on the business of a pawnbroker or secondhand dealer in the City without being licensed pursuant to the Pawnbrokers Act and Secondhand Dealers Act and this section and as approved under this chapter. A secondhand dealer and pawnbrokers license is not transferable.

(a) Prior to issuance of license both pawnbrokers and secondhand dealers shall file a bond in the penal sum of three thousand dollars (\$3000) conditioned that such applicant will in all respects faithfully comply with and observe all of the Pawnbrokers and Secondhand Dealer Acts of 1917.

(b) All applicants, prior to the issuance of the license shall affirm that such applicant will in all respects faithfully comply with and observe all the applicable Federal, State, and local laws and regulations, including Act 350 of the Public Acts of 1917, and faithfully perform the duties and obligations of the business, including compliance with the provisions of the City of Wyandotte Charter, Code of Ordinances, and this chapter.

SEC. 21-119 POSTING LICENSE; NAME OF LICENSEE.

(a) All persons obtaining a license issued under this section shall place two copies of the license, one of which placed in the establishments' window or door for public view, and the other placed conspicuously inside the store for full view by patrons.

(b) In addition to the conspicuous display of two licenses of any licensed issued, as required above, a licensee under this chapter shall post conspicuously in the designated places of business a sign displaying his or her name and occupation legibly inscribed therein with letters at a minimum of one and one-half inches to maximum of two inches in height.

SEC. 21-120 GROUNDS FOR DENIAL.

(a) The City Clerk may deny an application for a pawnbroker's or secondhand dealer license if the application is disapproved by one or more proper officers of the City, as provided in this chapter, indicating that the applicant is unable to meet or continue to meet the requirements of the Pawnbroker's Act or Secondhand Dealer's Act or any provision of this chapter.

(b) The City Clerk may also deny an application for any reason identified in this chapter.

(c) If the City Clerk denies the issuance of a license or a renewal thereof, a notice of denial including the reasons for the denial shall be mailed by first class mail to the applicant. If the application for a license has been denied, the applicant may appeal the denial by requesting a hearing pursuant to Section 21-134, or may apply at any time submitting a new application and fee. The notice of denial shall provide that if the applicant wants to appeal the City Clerk's decision, the applicant must request a hearing within fourteen days pursuant to Section 21-134.

SEC. 21-121 INVESTIGATION BY CITY CHIEF OF POLICE.

The application for the license with a term no longer than one year from the date of the issuance shall be referred by the City Clerk to the Chief of Police for approval, who shall obtain fingerprints from the applicant. The Chief of Police shall conduct an investigation and file a report with the City Clerk.

SEC. 21-122 LICENSE FEE AND POSTING.

The fee for the license required by this ordinance shall be Three Hundred (\$300) Dollars each year. Any change in the amount of the fee may be made by Council Resolution.

SEC. 21-123 PROHIBITIONS FOR SECONDHAND AND SCRAP DEALERS.

No secondhand or scrap dealer shall loan money on deposit, or pledge of any personal property, or other valuable thing on condition of selling the same back again at a stipulated price, without obtaining a pawnbroker's license pursuant to the Pawnbroker's Act and this chapter.

SEC. 21-124 APPLICATION FOR LICENSE.

(a) Application for a Pawnbroker's License and Secondhand Dealer License shall be made in writing to the City Clerk, who is authorized to create application forms and to receive and process applications, and to thereafter grant, deny, suspend, or revoke said license as set forth in this chapter. Applications shall be on forms supplied by and to be filed with the City Clerk. Such applications shall be signed and dated by the applicant. The application shall contain the following minimum information, plus any other information deemed necessary by the Chief of Police.

- (1) The name and any alias used, address, and telephone number of the applicant and all employees, officers, partners or agents of the applicant.
- (2) The location and description where the business is to be carried on plus any subsidiary offices and detailed description of items being sold.
- (3) The applicant's criminal record, if any, and if the applicant is not individual, the criminal record, if any, of the partners, members or officers of the entity.
- (4) The criminal record, if any, of any employees of the applicant.
- (5) The applicant's prior experience as a pawnbroker or secondhand dealer, depending on the license and store.
- (6) An authorization for the Chief of Police to carry out a background investigation on the applicant and all employees, officers, partners, members or agents of the applicant.
- (7) A statement as to whether the applicant has ever had a license required by the City or any other governmental entity revoked, suspended, or denied and the reasons for said actions.
- (8) A statement that the information provided is true and accurate and that, if a license is granted, the applicant will abide by all applicable ordinances, general laws, charters, rules, and statutes.

(b) All licenses are subject to the following conditions, which shall be noted on the application form:

- (1) The applicant shall permit inspection of the licensed premises and/or activity at reasonable times by any authorized representative of the City.
- (2) The applicant shall not engage in the business of a pawnbroker or secondhand dealer at any time after the license has expired, without having been reissued, or at any time when the license is suspended or revoked.
- (3) No license shall be issued or renewed unless and until the applicant and any and all employees, officers, partners, members or agents of the applicant shall, if deemed necessary by the Chief of Police, submit to being fingerprinted and photographed as part of the background investigation.

(c) The City Clerk shall issue a license to the applicant if the City Clerk is satisfied that the applicant has met and will continue to meet the requirements of this division and all applicable

laws and the applicant has paid the license fee.

SEC. 21-125 HOURS OF OPERATION; PURCHASES FROM CERTAIN PERSONS PROHIBITED.

(a) No pawnbroker or secondhand dealer shall purchase or receive, by sale, barter, or exchange or otherwise, and article under a license issued pursuant to this chapter from any person between the hours of 9:00 p.m. to 8:00 a.m. or as otherwise permitted by law. Further, no person shall purchase or receive such an article from any of the following:

(1) A person who is at the time intoxicated or visibly under the influence of alcohol or narcotics.

(2) A person known by the dealer to be a thief or an associate of thieves, a prior recipient of stolen property, or any person the licensee or employee has reason to suspect of being such.

(3) A minor under the age of eighteen years without written consent of the parent or guardian of such minor.

(b) No person shall purchase or receive, by sale, barter or exchange or otherwise, any article or item that person knows to be stolen, reasonably should have been known to be stolen, or suspects as having been stolen except as specifically authorized by law enforcement authorities.

SEC. 21-126 SCRAP YARD REGULATIONS.

The following regulations shall be applicable to scrap yards:

(a) No scrap yard processor or any of the processor's employees shall receive in the line of such business any article by way of pledge or pawn nor loan or advance any sum of money on the security of any article or thing.

(b) Every scrap yard processor shall upon demand, exhibit all goods which he has on hand and give a description of persons selling the same to any member of the Police Department upon request, and shall keep a book containing the names from whom he purchased brass, tin, copper, aluminum, or any metal except old iron, which book shall be open during business hours to the inspection of any police officer.

(c) No scrap processor shall sell or remove from his place of business any article purchased by him until the same shall have been in his possession for seventy-two hours unless such article shall have been purchased directly from some reputable factory or company.

(d) No scrap yard may store or handle hazardous materials unless done so consistent with all other State, Federal, and local regulations.

(e) A scrap yard is subject to annual administrative inspections or complaint based inspections to ensure the property is maintained in accordance with the health, safety, and welfare of the community, materials are stored in an orderly manner to allow access to inspect, and that property otherwise complies with the City Code.

(f) Upon conviction of any scrap processor for violating or failing to comply with any provisions of this section, the license of such scrap processor shall be revoked and the convicted persons shall not be licensed as a scrap processor for a period of two years from the date of his convictions, and the scrap yard shall not be licensed for that particular business for a period of one year from the date of the conviction of the scrap processor.

SEC. 21-127 NONFERROUS METALS.

Nothing in this chapter should be construed to diminish the requirements that scrap processors and junkyard operators who deal with nonferrous metals must comply with the Nonferrous Metals Act, being 2008 PA 429, as amended, MCL 445.421, et seq.

SEC. 21-128 THUMBPRINTS AND IDENTIFICATION OF CUSTOMERS.

(a) Whenever a licensee or employee of licensee under this chapter purchases or receives any article or valuable thing as described in Section 21-116, the licensee shall first take on a form approved by the Chief of Police, a legible print of the thumb of the right hand of the person from whom such article was received. If such person has no right thumb, the licensee shall take the legible print of the thumb on the left hand or of a finger, which shall be so identified in writing by the licensee.

(b) The seller must provide the secondhand dealer with personal identification at the time of the transaction, in the form of a valid operator's license or a Federal or State identification card which includes a photograph that positively matches the seller. The licensee shall obtain and maintain a copy of the identification.

SEC. 21-129 RECORDS AND REPORTING REQUIREMENTS.

(a) A licensee shall keep a permanent record in which shall be written, in the English language, at the time of purchase, exchange or other receipt of any article, a complete and accurate description thereof. Such description shall include an electronic photograph of the article, the article's trade name and serial number, if any; the name, residence and a copy of the Federal or State-issued identification/operator's license of the person from whom the article was purchased or received; and the day and hour when such purchase or exchange was made and such other matters required by law. Each entry in such record shall be numbered consecutively. A member of the Police Department, Sheriff's Department, State Police, or other authorized person is entitled to inspect the premises and records of a licensee during all normal business hours.

(b) A tag shall be attached to each article purchased, exchanged, or received by licensee in some visible and convenient place, with a number written thereupon to correspond with the entry number in the record required in subsection (a), until the article is sold or otherwise disposed of. The licensee shall promptly prepare from such record a legible and correct copy, on forms approved by the Chief of Police and written in the English language, containing a description of each article purchased or received during the preceding day, the hour and day when the purchase, exchange, or receipt was made, and the description of the person from whom it was purchased, exchanged or received. Such statement shall be verified by the affidavit of the licensee.

(c) Any article purchased, exchanged, or received under a license issued pursuant to this chapter shall be retained by the purchaser thereof at least fifteen days before disposing of the article (unless otherwise authorized in this ordinance), in an accessible place on the premises where such articles are purchased and received.

SEC. 21-130 ELECTRONIC REPORTING OF TRANSACTIONS.

(a) All licensed pawnbrokers and secondhand dealers by 11:59 p.m. daily, at his or her own expense, under this chapter shall promptly complete and transmit, by electronic means, to the Police Department's computerized system(s), the data identifying all transactions in which the licensee received used goods the preceding day by pawn, exchange, purchase, or consignment. A transaction reported by electronic transmission under this subsection shall not be reported on paper forms unless the Chief of Police so requests.

(b) Each electronic transaction report and record shall include a digital photograph of the article or group of articles, along with a description of the article, and applicable serial number, make, model number, size, color of the article or articles; the purchase/loan price; ticket number; dealer name and location; the name of the person conducting transaction; place of storage/stock location; and customer information, including operator's license number or other Federal or State identification number, customer's name (last, first, middle), customer address, customer date of birth, physical description (height, weight, hair color, race, gender, appropriate fingerprint) and any other information required by the local law enforcement agency.

SEC. 21-131 EXEMPTIONS

(a) Sections 21-128, 21-129 and 21-130 shall not apply to the following:

(1) Secondhand or used tires when such tires are removed from the vehicle to which such tires are attached in the presence of the person receiving them.

(2) Used car dealers.

(3) Not-for-profit organizations re-selling donated goods.

(4) Art galleries.

(5) Used bookstores.

(6) Clothing consignment stores.

(7) Antique dealers and other dealers in used household goods.

(b) All licensees exempted from electronic reporting under this section nonetheless shall report, in a format approved by the local law enforcement agency, any transactions involving the following items:

(1) Home and personal audio and video equipment, including but not limited to televisions, radios, audio players, receivers, and recorders of any kind; personal electronic devices.

(2) Car stereos, GPS devices, and other audio and video equipment for use or installation in a motor vehicle.

(3) Computers and video game devices of any kind and related software, game disks, and cartridges.

(4) Electrical or other appliances.

(5) Hand or power tools for use in carpentry, woodworking, plumbing, electrical work, and any other aspects of building, construction or other trade.

(c) All licensees exempted under this section nonetheless must comply with State law requirements as set forth in MCL 445.404(2) and MCL 446-205 and this chapter, to make and maintain a separate record of all transactions that is open to inspection by local law enforcement officers and the Michigan State Police.

SEC. 21-132 SUSPENSION.

A pawnbroker's or secondhand dealer's license issued pursuant to this chapter may be suspended by the Chief of Police which shall be deemed a suspension with intent to revoke. The Chief of Police shall comply with this chapter in noticing the suspension. The suspension with intent to revoke shall automatically become a revocation of the license unless the licensee requests an appeal hearing within fourteen days pursuant to this chapter.

SEC. 21-133 INCORPORATION OF STATE LAW.

The Pawnbrokers Act, being 1917 PA 273, as amended, MCL 446.201 et seq., "the Pawnbrokers Act" and the Secondhand Dealers Act, being 1917 PA 350, as amended MCL 445.401 et. seq., "the Secondhand Dealers Act", are both incorporated by reference as if fully set forth herein. Any violation of the Pawnbrokers Act and the Secondhand Dealers Act shall be considered a violation of the chapter.

SEC. 21-134 APPEALS.

(a) Any person aggrieved by the denial of an application for a license or by the suspension or revocation of a license as provided by this chapter, shall have a right to redetermination and appeal. Such a redetermination may be taken only within fourteen days after notice of such a denial, suspension, or revocation is mailed to the person's last known address. The redetermination shall be in writing and shall contain a complete statement of the grounds for

appeal. It must be filed with the City Clerk, together with an appeal fee. The fee for an appeal and/or redetermination under this section shall be the sum of One Hundred (\$100.00) Dollars. The clerk shall forward the appeal to the Chief of Police.

(b) Within ten days of the receipt by the Chief of Police of such an appeal, the Chief of Police shall schedule a redetermination hearing. Unless waived by the appellant, the Chief of Police shall mail by first class mail a written notice to the appellant of the time and location of the redetermination hearing at least five days prior to that hearing. The redetermination hearing shall be an informal hearing held before the Chief of Police or his designee.

(c) The redetermination or decision of the Chief of Police or his designee shall be mailed to the appellant within seven days of the conclusion of the hearing. The redetermination shall include:

- (1) The appeal application and the type and nature of the appeal;
- (2) The applicant's position;
- (3) The original reason for denial of the license or permit;
- (4) The facts as presented;
- (5) The decision or redetermination;
- (6) The rationale or basis for the redetermination; and
- (7) The date which the redetermination was placed in a United States mail receptacle by the Chief of Police.

(d) The redetermination referred to above shall be final and binding, unless the appellant, within fourteen days of the mailing of such redetermination, files a request in writing addressed to the city clerk, requesting the City Council to rehear the redetermination findings. No appeal shall be made to the City Council, unless:

- (1) A redetermination was made and timely appealed.
- (2) A redetermination hearing has been waived by the appellant and the Chief of Police.
- (3) A redetermination as not made due solely to the fault of the City.

(e) The appeal to the City Council shall be held within 21 days of receipt by the city clerk of the request for redetermination.

(f) The denial, suspension, or revocation shall be effective during such appeal or until the Council shall reverse the administrative decision. The City Council may confirm the denial, suspension, or revocation or may reinstate or order the issuance of the license. The action of the Council shall be final.

SEC. 21-135 LICENSE SUSPENSION OR REVOCATION GENERALLY.

(a) For cause shown, any license issued under this chapter may be suspended or revoked by the Chief of Police after the notice in writing, setting forth the substance of the charges and the time and place of a hearing thereon; which notice shall be delivered three days in advance, either personally to the licensee or to the principle place of location of the licensed activity, or by postage prepaid mail addressed to the licensee's last known address. Suspension or revocation may be in addition to any fine imposed.

(b) The term "cause" as used in this section, shall include:

- (1) The conviction by licensee of any felony or of a misdemeanor involving moral turpitude.
- (2) Any fraud, misrepresentation or false statement contained in the application for

license or made in connection with the conduct of the licensed activity.

(3) Preventing or refusing permission for the inspection by any proper City agent or official at any reasonable time of any portion of the premises where the licensed activity is conducted, or of the property thereof.

(4) The doing or omitting of any act or permitting any condition to exist in connection with the licensed activity or upon premises of facility used in connection therewith; which act, omission, or condition constitutes a breach of the peace or constitutes a menace to the health, safety, or general welfare of the public, or is forbidden by the provisions of this chapter or established rule or regulation of the City where pawnbrokers or secondhand dealer operates or violates the statutes, rules, or regulations of the State applicable to the licensed activity.

(5) The failure to obtain and maintain during the term of a license and any renewal or extension thereof, any local, State, or other required professional governmental license, certification or authority for the trade, occupation, or professional licensed hereunder.

(6) The failure to obtain and maintain during the term of the license, or any renewal or extension thereof, the bonds and insurance required by any section of this chapter or the Pawnbrokers Act or Secondhand Dealers Act.

(7) Any material misrepresentation made by the licensee in the application or reports filed by the licensee

Section 3. Severability.

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

Section 4. 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 Fricke, Galeski, Miciura, Sabuda, Schultz, Stec

NAYS: None

AB SENT: None

I hereby approve the adoption of the foregoing Ordinance this 10th day of February, 2014

CERTIFICATION

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 City Council of the City of Wyandotte, at a regular session on Monday, 10th day of February, 2014

William R. Griggs, City Clerk

Joseph R. Peterson, Mayor

AN ORDINANCE ENTITLED "AN ORDINANCE TO AMEND SECTION 4.05 ENTITLED "ANIMAL CARE" OF CHAPTER 4 OF THE CODE OF ORDINANCES OF THE CITY OF WYANDOTTE BY ADDING PARAGRAPH (12) ENTITLED "TETHERING OF DOGS" TO SUBPARAGRAPH (a) "STANDARDS"

THE CITY OF WYANDOTTE ORDAINS:

Section 1. Amendment of Sec 4.05 "Animal Care" by adding Paragraph (12) "Tethering of Dogs"

Sec. 4.05 - Animal Care

(a) Standards

(12) Tethering of Dogs.

(a) Tethering means the practice of securing a dog to a stationary object by means of a metal chain or coated steel cable or other similar means for keeping a dog restrained in its movement. Tethering does not mean walking a dog on a leash, or for temporary grooming, or other professional service.

(b) It shall be unlawful for a person to:

(1) Continuously tether a dog for more than three hours during any twenty four hour period; or

(2) Tether a dog on a tether made of anything but a coated steel cable; or

(3) Use a tether or any assembly or attachments thereto to tether a dog that shall weigh more than ten percent (10%) of the animal's body weight, or due to weight, inhibit the free movement of the animal within the area tethered; or

(4) Tether a dog on anything except a buckle-type collar or harness. It is unlawful to tether a dog on a choke chain or around the dog's neck, or tethered to training collars such as choke or pinch-style collars, or in such a manner as to cause injury, strangulation, or entanglement of the dog on fences, trees, or other man made or natural obstacles; or

(5) Tether a dog without access to shade when sunlight is likely to cause overheating.

(6) Tether a dog and fail to provide appropriate shelter to provide insulation and protection against cold and dampness when the atmospheric temperature falls below 40 degrees Fahrenheit; or

(7) Tether a dog without securing its food and water supply so that it cannot be tipped over by the tether; or

(8) Tether a dog in an open area where it can be teased by persons or an open area that does not provide the dog protection from attack by other animals; or

(9) Tether a dog in an area composed entirely of bare earth subject to becoming wet and muddy in the event of precipitation, and without any dry surface area or cover for protection; or

(10) Tether a dog less than four (4) months of age; or

(11) Tether more than one dog to a single tether; or

(12) Tether a dog to a stationary object which would allow a dog to come within five (5) feet of any property line; or

(13) Tether a dog without a swivel attachment on both ends; or

(14) Tether a dog on a tether more than 10 feet in length.

(c) The animal control officer, or his/her designee, may in his/her discretion temporarily order a more restrictive tethering requirement if circumstances require and it is not detrimental to the health, safety or welfare of the dog.

(d) Penalty. A person found responsible for violating paragraph (12) shall be deemed responsible for a municipal civil infraction in the amount of \$100 per day. Any person found liable for violating this section three or more times in a one year time span shall be guilty of a misdemeanor.

Section 2. Severability.

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

Section 3. 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 Fricke, Galeski, Miciura, Sabuda, Schultz, Stec

NAYS: None

AB SENT: None

I hereby approve the adoption of the foregoing Ordinance this 10th day of February, 2014

CERTIFICATION

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 City Council of the City of Wyandotte, at a regular session on Monday, 10th day of February, 2014

William R. Griggs, City Clerk

Joseph R. Peterson, Mayor

RESOLUTIONS

Wyandotte, Michigan February 10, 2014

RESOLUTION by Councilperson Donald Schultz

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 Donald Schultz
Supported by Councilperson Leonard Sabuda
ROLL ATTACHED

Wyandotte, Michigan February 10, 2014

RESOLUTION by Councilperson Donald Schultz

RESOLVED by the City Council that the communication from Rick Malechuk, 155-North Drive, Wyandotte requesting to have a berm erected and evergreens planted on the west side of Park Lane between North Drive and Emmons is hereby referred to the City Engineer and Department of Municipal Service for a review and report back in three (3) weeks.

I move the adoption of the foregoing resolution.
MOTION by Councilperson Donald Schultz
Supported by Councilperson Leonard Sabuda
YEAS: Councilmembers Fricke, Galeski, Miciura, Sabuda, Schultz, Stec
NAYS: None

Wyandotte, Michigan February 10, 2014

RESOLUTION by Councilperson Donald Schultz

RESOLVED by the City Council that WHEREAS, the preamble of the U.S. Constitution state "We the people of the United States, in order to form a more perfect union, establish justice, insure domestic tranquility, provide for the common defense, promote the general welfare, and secure the blessings of liberty to ourselves and our posterity, do ordain and establish this Constitution for the United States of America". WHEREAS, March 4, 2014 marks the 225th anniversary of the day our first United States Congress convened under a constitutionally limited republic; and WHEREAS, the Constitution is described as "The Supreme Law of the Land", the fulfillment of the promise made in the Declaration of Independence; and WHEREAS, the recognition of Constitution Day has given us the opportunity to recall the high ideals and devotion to liberty of the individuals who framed our Constitution; and WHEREAS, all of us need to be inspired to rededicate ourselves to our country and to the support and defense of our Constitution, and to a greater involvement in responsible citizenship. NOW, THEREFORE, BE IT RESOLVED, that in the City of Wyandotte, State of Michigan does herein declare as a City in these United States of America, the day March 4, 2014 as "CONSTITUTION CELEBRATION DAY" and encourages the citizens to renew their dedication to the preservation of the ideals upon which this great nation was founded.

I move the adoption of the foregoing resolution.
MOTION by Councilperson Donald Schultz
Supported by Councilperson Leonard Sabuda
YEAS: Councilmembers Fricke, Galeski, Miciura, Sabuda, Schultz, Stec
NAYS: None

Wyandotte, Michigan February 10, 2014

RESOLUTION by Councilperson Donald Schultz

RESOLVED by the City Council that Council CONCURS in the recommendation of the City Administrator to accept the two (2) grants from the Michigan Department of Agriculture and Rural Development, Companion Animal Welfare Fund in the amount of \$20,000 and further authorizes Aaron Betera, Chief Animal Control Officer to execute the grant agreements on behalf the City of Wyandotte and the Downriver Central Animal Control Agency (DCACA) with the grant funds to be reimbursed to the Animal Care Reserve account # 101-000-257-078 upon meeting the grant requirements.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Donald Schultz

Supported by Councilperson Leonard Sabuda

YEAS: Councilmembers Fricke, Galeski, Miciura, Sabuda, Schultz, Stec

NAYS: None

Wyandotte, Michigan February 10, 2014

RESOLUTION by Councilperson Donald Schultz

RESOLVED by the City Council that Council CONCURS with the recommendation of the Superintendent of Recreation and hereby APPROVES the Benjamin F. Yack Arena rental contract for the Wyandotte Lions Club Flea Market in the amount of \$1,300.00 per day including all associated rental costs payable in full upon completion of the event as stipulated in the Contract; event to be held on April 5th and 6th, 2014. AND BE IT FURTHER RESOLVED that Council hereby authorizes the Mayor and City Clerk to sign said rental agreement.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Donald Schultz

Supported by Councilperson Leonard Sabuda

YEAS: Councilmembers Fricke, Galeski, Miciura, Sabuda, Schultz, Stec

NAYS: None

Wyandotte, Michigan February 10, 2014

RESOLUTION by Councilperson Donald Schultz

RESOLVED by the City Council that Council CONCURS with the Director of Information Technology and hereby APPROVES the hiring of John Truitt, 424 Maple, Wyandotte, Michigan 48192 as an IT Support Technician with a starting salary of Class Code 32 Level C (\$38,230.40); AND FUTHER contingent upon the successful background check and physical and drug screen examinations.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Donald Schultz

Supported by Councilperson Leonard Sabuda

YEAS: Councilmembers Fricke, Galeski, Miciura, Sabuda, Schultz, Stec

NAYS: None

Wyandotte, Michigan February 10, 2014

RESOLUTION by Councilperson Donald Schultz

RESOLVED by the City Council that the communication from the City Engineer and City Administrator regarding the sale of the former McKinley School Site at 640 Plum Street is hereby received and placed on file; AND BE IT FURTHER RESOLVED that Council CONCURS with the recommendation of the City Engineer and City Administrator and authorizes them to proceed with exclusive negotiations with Coachlight Properties for the sale of the former McKinley School Site at 640 Plum and report back to City Council with a proposed Purchase Agreement; AND BE IT FURTHER RESOLVED that the bid bonds/bid checks be returned to the unsuccessful bidder.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Donald Schultz

Supported by Councilperson Leonard Sabuda

YEAS: Councilmembers Sabuda, Schultz, Stec, Mayor Peterson

NAYS: Councilmembers Fricke, Galeski, Miciura

Wyandotte, Michigan February 10, 2014

RESOLUTION by Councilperson Donald Schultz

RESOLVED by the City Council that Council CONCURS with the City Engineer to reduce the listing price for the NSP2 property at 459 Ford Avenue to \$97,200 in accordance with the NSP2 Single Family Sales Program Guidelines. All buyers also receive a minimum of 17.5% or \$17,010.00 in homebuyer subsidy. Therefore, the maximum required mortgage amount would be \$80,190.00.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Donald Schultz

Supported by Councilperson Leonard Sabuda

YEAS: Councilmembers Fricke, Galeski, Miciura, Sabuda, Schultz, Stec

NAYS: None

Wyandotte, Michigan February 10, 2014

RESOLUTION by Councilperson Donald Schultz

RESOLVED by the City Council that Council CONCURS with the recommendation of the City Engineer to purchase 522-Ninety-Six Gallon Carts from Cascade Engineering of Grand Rapids, Michigan in the amount of \$24,398.28 from account #290-448-850-770-540; each cart to be black with the City of Wyandotte's logo imprinted serial numbers and include a standard ten (10) year warranty.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Donald Schultz

Supported by Councilperson Leonard Sabuda

YEAS: Councilmembers Fricke, Galeski, Miciura, Sabuda, Schultz, Stec

NAYS: None

Wyandotte, Michigan February 10, 2014

RESOLUTION by Councilperson Donald Schultz

RESOLVED by the City Council that Council CONCURS with the request of Mayor Peterson and the Special Event Coordinator to honor former Mayor and dedicated volunteer Clifford E. (Skip) Clack by re-naming the Fishing Derby to "Skip's Fishing Derby".

I move the adoption of the foregoing resolution.

MOTION by Councilperson Donald Schultz

Supported by Councilperson Leonard Sabuda

YEAS: Councilmembers Fricke, Galeski, Miciura, Sabuda, Schultz, Stec

NAYS: None

Wyandotte, Michigan February 10, 2014

RESOLUTION by Councilperson Donald Schultz

RESOLVED by the City Council that Council CONCURS with the recommendation of the Special Event Coordinator and hereby APPROVES the contract between the City of Wyandotte and Integrity Shows in the amount of \$2,500 including payment of 30% of all sponsorship agreements to Integrity Shows made through them utilizing account # 285-225-925-730-860. AND BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized to execute said contract.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Donald Schultz

Supported by Councilperson Leonard Sabuda

YEAS: Councilmembers Fricke, Galeski, Miciura, Sabuda, Schultz, Stec

NAYS: None

Wyandotte, Michigan February 10, 2014

RESOLUTION by Councilperson Donald Schultz

RESOLVED by the City Council that Council CONCURS with the recommendation of the Special Event Coordinator and hereby APPROVES the contract between the City of Wyandotte and Drumbeaters in the amount of \$3,000 to provide additional public relations support for the Wyandotte Street Art Fair utilizing account #285-225-925-730-860. AND BE IT FURTHER RESOVLED that the Mayor and City Clerk are hereby authorized to execute said contract.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Donald Schultz

Supported by Councilperson Leonard Sabuda

YEAS: Councilmembers Fricke, Galeski, Miciura, Sabuda, Schultz, Stec

NAYS: None

Wyandotte, Michigan February 10, 2014

RESOLUTION by Councilperson Donald Schultz

RESOLVED by the City Council that the Council Meetings of February 17, 2014 and February 24, 2014 are hereby CANCELLED due to the Presidents Day Holiday and Special School Millage Election on February 25, 2014.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Donald Schultz

Supported by Councilperson Leonard Sabuda

YEAS: Councilmembers Fricke, Galeski, Miciura, Sabuda, Schultz, Stec

NAYS: None

Wyandotte, Michigan February 10, 2014

RESOLUTION by Councilperson Donald Schultz

RESOLVED by the City Council that the total bills and accounts in the amount of \$37,210.80 as presented by the Mayor and City Clerk are hereby APPROVED for payment.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Donald Schultz

Supported by Councilperson Leonard Sabuda

YEAS: Councilmembers Fricke, Galeski, Miciura, Sabuda, Schultz, Stec

NAYS: None

ADJOURNMENT

MOTION by Councilperson Donald Schultz

Supported by Councilperson Leonard Sabuda

That we adjourn.

Carried unanimously

Adjourned at 8:30 PM

February 10, 2014

Maria Johnson, Deputy City Clerk