

CITY OF WYANDOTTE
REGULAR CITY COUNCIL MEETING

A Regular Session of the Wyandotte City Council was held in Council Chambers, on Monday, May 2, 2016, and was called to order at 7:00pm with Honorable Mayor Joseph R. Peterson presiding.

The meeting began with the Pledge of Allegiance, followed by roll call.

Present: Councilpersons Fricke, Galeski, Miciura, Sabuda, Schultz, and VanBoxell

Absent: Thomas Woodruff, City Assessor

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

PRESENTATIONS

- Wyandotte Community Alliance, 313 Superior Sale – Corki Benson

UNFINISHED BUSINESS

None

COMMUNICATIONS MISCELLANEOUS

AGENDA ITEM #1 (2016-189)

Communication from VFW Post 1136 Commander, Clifford Harris, requesting permission to conduct poppy fundraiser on May 5-7, 2016.

AGENDA ITEM #2 (2016-190)

Communication from USMC Women's Auxiliary representative, Dina Notti, requesting permission to use the city-owned vacant lot on Eureka and 14th St. for a private event.

AGENDA ITEM #3 (2016-191)

Communication from owner of Kelly Koin, Kelly Nelson, requesting Mayor and Council to reduce or eliminate amusement device fees and distributor license fees by way of ordinance amendment.

PERSONS IN THE AUDIENCE

- Curt Hunter, Wyandotte Stars, promoting beer and wine tasting fundraiser on May 14 and home opener on Saturday, May 7, 2016.

NEW BUSINESS (ELECTED OFFICIALS)

- Mayor Peterson - dog park dedication will be on 5/4/16 at 4PM with rain date of 5/11/16.
- Councilperson Sabuda – Questions regarding dog park rules and regulations and eligibility.
 - Rose Darin spoke regarding the need for specific vaccinations.
- Hold McKinley School purchase agreement in abeyance for an additional week until 5/16/16.

COMMUNICATIONS FROM CITY AND OTHER OFFICIALS

AGENDA ITEM #4 (2016-192)

Communication from Mayor, Joseph R. Peterson, regarding the reappointment of Leslie Lupo to the Municipal Service Commission.

AGENDA ITEM #5 (2016-193)

Communication from Mayor, Joseph R. Peterson, regarding the reappointment of Alice Ugljesa to the Beautification Commission.

AGENDA ITEM #6 (2016-194)

Communication from City Clerk, Lawrence S. Stec, recommending a move of both polling locations for Precincts 8 and 9 to the PRCUA Hall at 1430 Oak St.

AGENDA ITEM #7 (2016-195)

Communication from City Clerk, Lawrence S. Stec, regarding election law changes to the February Primary and Candidate Filing Deadlines.

AGENDA ITEM #8 (2016-196)

Communication from Police Inspector, Brian Zalewski, regarding the hiring of candidates for the Animal Control Officer position.

AGENDA ITEM #9A (2016-197)

Communication from Special Events Coordinator, Heather A. Thiede, requesting approval of the contract allowing the Goodfellows/Old-Time Ballplayers to manage the Chase Bank/City Hall parking lot during the 2016 Wyandotte Street Art Fair.

AGENDA ITEM #9B (2016-198)

Communication from Special Events Coordinator, Heather A. Thiede, requesting approval of the contract with Second Step Advertising to produce the 2016-2018 Wyandotte Street Art Fair Official T-Shirts.

AGENDA ITEM #9C (2016-199)

Communication from Special Events Coordinator, Heather A. Thiede, requesting approval the contract with Moss Communications to provide radios and tents for the 2016 Wyandotte Street Art Fair.

AGENDA ITEM #9D (2016-200)

Communication from Special Events Coordinator, Heather A. Thiede, requesting approval of the contract with Embarco to provide production services (stage/light/sound) in conjunction with the 2016 Wyandotte Street Art Fair.

AGENDA ITEM #10 (2016-201)

Communication from Interim Museum Director, Sarah Jordan, requesting support in the designation of Biddle Avenue as a Pure Michigan Byway.

AGENDA ITEM #11 (2016-202)

Communication from City Engineer, Mark A. Kowalewski, regarding the receipt and filing of the digital sign request from Chelsea Group LLC.

AGENDA ITEM #12 (2016-203)

Communication from City Engineer, Mark A. Kowalewski, regarding the Renewal of License Agreement with Blue Water Explorations, Ltd., DBA Diamond Jack's River Tours.

AGENDA ITEM #13 (2016-204)

Communication from City Engineer, Mark A. Kowalewski, requesting approval of the Adopt-A-Lot request from Mr. Timothy Stott to use the city-owned lot known as former 3024 4th St.

AGENDA ITEM #14 (2016-205)

Communication from City Engineer, Mark A. Kowalewski, requesting approval of the NEZ application for former 425 Cherry St., now known as 427 Cherry St.

AGENDA ITEM #15 (2016-206)

Communication from City Engineer, Mark A. Kowalewski, regarding the sale of city-owned property at former 425 Cherry.

AGENDA ITEM #16 (2016-207)

Communication from City Engineer, Mark A. Kowalewski, regarding the sale of city-owned property at former 1405 22nd St. to the Wyandotte Community Alliance.

AGENDA ITEM #17 (2016-208)

Communication from City Engineer, Mark A. Kowalewski, requesting approval of the purchase agreement for the city to acquire property at the former 767 Pine.

AGENDA ITEM #18 (2016-209)

Communication from City Engineer, Mark A. Kowalewski, requesting approval of the Antenna Site License Agreement Amendment with New Cingular Wireless PCS, LLC at 365 Hudson.

REPORTS & MINUTES

City Council	April 25, 2016
Daily Cash Receipts	April 28, 2016
Beautification Commission	April 13, 2016

CITIZENS PARTICIPATION

- Chris Calvin, 466 Sycamore, complimenting council conduct.
- Tom Kaul, 3115 Van Alstyne, regarding Item #7
- Pete Gazdowicz, 452 Oak St., regarding the post office

RECESS**RECONVENE**

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

Absent: Thomas Woodruff, City Assessor

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

RESOLUTIONS

2016-188 MINUTES

By Councilperson Sabuda, supported by Councilperson Fricke
RESOLVED that the minutes of the meeting held under the date of April 25, 2016, be approved as recorded, without objection.
Motion unanimously carried.

2016-189 VFW POPPY SALE REQUEST

By Councilperson Sabuda, supported by Councilperson Fricke
WHEREAS Commander Cliff Harris has requested on behalf of VFW Post 1136 for permission to hold their annual poppy sale on May 5-7, 2016, to raise funds to continue their work of providing for needy veterans in the City of Wyandotte and State of Michigan.
BE IT RESOLVED that the city permits the VFW Post 1136 to conduct their annual poppy sale from May 5-7, 2016, provided a hold harmless is executed as prepared by the Department of Legal Affairs.
Motion unanimously carried.

2016-190 USMC PROPERTY REQUEST

By Councilperson Sabuda, supported by Councilperson Fricke
WHEREAS Dina Notti of the Marine Corps Women's Auxiliary, 1323 Eureka, has requested to use the city-owned vacant lot located at the corner of Eureka Road and 14th Street on Saturday, June 18th, 2016, from 10am-6pm for the purpose of a private event.
BE IT RESOLVED that Council grants permission for the use of the above-mentioned lot, provided a Hold Harmless Agreement is executed as prepared by the Department of Legal Affairs.
Motion unanimously carried.

2016-191 AMUSEMENT DEVICE FEE ORDINANCE REVIEW

By Councilperson Sabuda, supported by Councilperson Fricke
BE IT RESOLVED that the communication received from Kelly Nelson of Kelly Koin relative to the reduction of distributor license and amusement device fees shall be referred to the City Clerk and City Administrator for report back in 1 week (5/9/2016).
Motion unanimously carried.

2016-192 MUNICIPAL SERVICE COMMISSION REAPPOINTMENT - LUPO

By Councilperson Sabuda, supported by Councilperson Fricke
BE IT RESOLVED, that the City Council hereby CONCURS in Mayor Joseph Peterson's recommendation to re-appointment Leslie Lupo of 439 Cedar, Wyandotte, MI 48192 to the Municipal Service Commission. Term to expire April 2021.
Motion unanimously carried.

2016-193 BEAUTIFICATION COMMISSION REAPPOINTMENT - UGLJESA

By Councilperson Sabuda, supported by Councilperson Fricke
BE IT RESOLVED, that the City Council hereby CONCURS in Mayor Joseph Peterson's recommendation to re-appointment Alice Ugljesa of 2278 21st St., Wyandotte, MI 48192 to the Beautification Commission. Term to expire April 2019.
Motion unanimously carried.

2016-194 PRECINCTS 8 & 9 POLLING LOCATION CHANGE

By Councilperson Sabuda, supported by Councilperson Fricke
WHEREAS the City Clerk's office is recommending that the polling locations of Precincts 8 and 9 be permanently moved in order to assist WPS in the efforts to keep our schools safe and secure and provide polling locations to our citizens that are well-equipped in an effort to increase voter turnout.
WHEREAS, in accordance with Michigan Election Law, a notice to voters of a permanent polling location change in the form of an updated Voter Identification Card is required.
BE IT RESOLVED that the Council concurs with the request from the City Clerk to establish a permanent polling location for Precincts 8 and 9 at the PRCUA Hall located at 1430 Oak St. with

a corresponding budget amendment to account #101-840-825-490 (Contractual Services, Election Commission) in the amount of \$250 for each election held at the location; AND BE IT FURTHER RESOLVED that the Council approves a budget amendment to account number #101-840-825-350 (Printing, Election Commission) for the notification of said change via a new Voter Identification Card printed and mailed by the services of Printing Systems, Inc. in the amount of \$1350.

Motion unanimously carried.

2016-195 ELECTION LAW CHANGES TO FEBRUARY PRIMARY

By Councilperson Sabuda, supported by Councilperson Fricke

WHEREAS in September 2015, PA100 of 2015 enacted changes to the dates in which elections could be held by eliminating the February election date.

WHEREAS the City of Wyandotte currently holds an election for city officials in May with a primary election in February.

WHEREAS the new state law states that if a city's regular election is held on the May regular election date, the city shall not hold a regular primary election (MCL 168.642) deeming it necessary that we change the city calendar in order to comply with the Michigan Election Law.

WHEREAS a separate state law has been enacted which requires candidates running for city offices to file no less than 15 weeks prior to the election date.

BE IT RESOLVED that the City of Wyandotte hereby acknowledges receipt of the communication from the City Clerk regarding the elimination of February election dates and the candidate filing deadline for city offices; AND

BE IT FURTHER RESOLVED that the Council concurs with the recommendation of the City Clerk to continue to hold the elections for city offices every 4th year in May of the odd-year, thereby eliminating the February primary in accordance with MCL 168.642(2) and recognizes that no further action is necessary by the City of Wyandotte in order to comply with said law. May 2017 would then be the next election.

Motion unanimously carried.

2016-196 WPD HIRING – ANIMAL CONTROL OFFICERS

By Councilperson Sabuda, supported by Councilperson Fricke

BE IT RESOLVED that Council concurs with the determination that vacancies exist for the position of Animal Control Officer and shelter attendant, the Council authorizes the filling of such vacancies; and

BE IT FURTHER RESOLVED that subsequent to interviews conducted by the Police Department, candidate Howard Storey is being offered full-time employment as an Animal Control Officer/Ordinance Officer at level 27B contingent upon his successful completion of physical with drug screen and Diane Desrosiers is being offered a P/T ACO/Shelter Attendant position.

Motion unanimously carried.

2016-197 2016 WSAF CITY HALL PARKING LOT CONTRACT

By Councilperson Sabuda, supported by Councilperson Fricke

BE IT RESOLVED that Council concurs with the recommendation of the Special Event Coordinator to approve the contract between the City of Wyandotte and the Wyandotte Goodfellows and the Old Time Ballplayers for the rental of the City Hall/Chase Bank Parking Lot during the 2016 Wyandotte Street Art Fair from July 13-16, 2016; AND

BE IT FURTHER RESOLVED that the Wyandotte Department of Public Service will provide barricades by 7:30AM on Wednesday, July 13, 2016; AND

BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby directed to execute said contract on behalf of the City of Wyandotte.

Motion unanimously carried.

2016-198 2016 WSAF OFFICIAL T-SHIRT CONTRACT

By Councilperson Sabuda, supported by Councilperson Fricke

BE IT RESOLVED that Council approves the contract between the City of Wyandotte and Second Step Advertising to produce the 2016 – 2018 Wyandotte Street Art Fair Official T-Shirts: AND

BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby directed to execute said contract on behalf of the City of Wyandotte.

Motion unanimously carried.

2016-199 2016 WSAF RADIO RENTAL AGREEMENT

By Councilperson Sabuda, supported by Councilperson Fricke

BE IT RESOLVED that Council concurs with the Special Event Coordinator to approve the radio and tent rental to be provided by Moss Communications for the 2016 Wyandotte Street Art Fair, July 13th-16th, 2016, with \$261.95 to be paid from the Wyandotte Street Art Fair account #285.225.925.730.860.

BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby directed to execute said contract on behalf of the City of Wyandotte.

Motion unanimously carried.

2016-200 2016 WSAF PRODUCTION SERVICES CONTRACT

By Councilperson Sabuda, supported by Councilperson Fricke

BE IT RESOLVED that Council concurs with the Special Event Coordinator to approve the stage/sound and light rental, entertainment performances to be provided by Embarco for the 2016 Wyandotte Street Art Fair, with \$8,000.00 to be paid from the Wyandotte Street Art Fair account #285.225.925.730.860.

BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby directed to execute said contract on behalf of the City of Wyandotte.

Motion unanimously carried.

2016-201 BIDDLE AVENUE – PURE MICHIGAN BYWAY SUPPORT

By Councilperson Sabuda, supported by Councilperson Fricke

BE IT RESOLVED that Council concurs with the Interim Museum Director to support the River Raisin National Battlefield Park Foundation in seeking a Pure Michigan Byway designation for Hull's Road (present-day Biddle Avenue).

Motion unanimously carried.

2016-202 DIGITAL SIGN REQUEST – CHELSEA GROUP LLC

By Councilperson Sabuda, supported by Councilperson Fricke

BE IT RESOLVED that the request from Gilbert Rose of Chelsea Group, L.L.C. to install a digital sign at 2944 Biddle Avenue, is hereby held in abeyance to allow the City Engineer, City Planner, and City Attorney to review the city's current sign ordinance in light of the recent U.S. Supreme Court case on signs.

BE IT FURTHER RESOLVED that the above persons submit their recommendations to the Planning Commission for consideration to amend the current sign ordinance if warranted.

Motion unanimously carried.

2016-203 705 DIAMOND JACK'S RIVER TOURS LICENSE RENEWAL

By Councilperson Sabuda, supported by Councilperson Fricke

BE IT RESOLVED that the Council concurs with the recommendation of the City Engineer and Superintendent of Recreation, Leisure & Culture regarding the contract extension with Blue Water Explorations, Ltd., D.B.A. Diamond Jack's River Tours; AND

BE IT FURTHER RESOLVED that the Mayor and City Clerk are authorized to execute the Renewal of License Agreement.

Motion unanimously carried.

2016-204 ADOPT-A-LOT PROGRAM REQUEST – 3024 4TH STREET

By Councilperson Sabuda, supported by Councilperson Fricke

BE IT RESOLVED that Council concurs with the recommendation of the City Engineer to allow Timothy J. Stott to utilize the city-owned property known as former 3024 4th Street in accordance with the executed Hold Harmless Agreement, AND

BE IT FURTHER RESOLVED that the Building and Engineering Department will inform DPS and the city's grass-cutting contractor that the property is being utilized; AND

BE IT FURTHER RESOLVED that the City Clerk is to mail a copy of the certified resolution to Mr. Timothy Stott, 3034 4th Street, Wyandotte, MI 48192.

Motion unanimously carried.

2016-205 NEZ ZONE EXEMPTION – 427 CHERRY

By Councilperson Sabuda, supported by Councilperson Fricke

WHEREAS per a resolution adopted by the Wyandotte City Council on December 7, 1992, it is the policy of the City of Wyandotte to offer 12-year tax abatements for new single family construction in Neighborhood Enterprise Zones within the City of Wyandotte.

WHEREAS the former 425 Cherry is within the City of Wyandotte's Neighborhood Enterprise Zone #1 adopted on December 7, 1992.

NOW THEREFORE BE IT RESOLVED that Council concurs with the recommendation of City Engineer as set forth in his communication of May 2, 2016, that the City of Wyandotte will approve a 12-year Neighborhood Enterprise Zone Exemption Certificate for the proposed redevelopment at former 425 Cherry now known as 427 Cherry, subject to the proper application materials being submitted to the City and the project's compliance with the Neighborhood Enterprise Zone Act, Act 147 of 1992, as amended.

BE IT FURTHER RESOLVED that the Engineering and Building Department will forward a copy of the certified resolution and completed application to the Michigan Department of Treasury.

Motion unanimously carried.

2016-206 SALE OF FORMER 425 CHERRY

By Councilperson Sabuda, supported by Councilperson Fricke

RESOLVED that the communication from the City Engineer and City Assessor regarding the City owned property located at former 425 Cherry is hereby received and placed on file; AND BE IT FURTHER RESOLVED that the Council concurs with the recommendation to sell the property known as former 425 Cherry to Jason and Catherine Reedy for the amount of \$10,000.00; AND

BE IT FURTHER RESOLVED that if the Purchaser, Jason and Catherine Reedy do not undertake development within six (6) months from time of closing and complete construction within one (1) year will results in Seller's right to repurchase property including any improvements for One (\$1.00) Dollar and a condition will be placed on the Deed that will include this contingency; NOW THEREFORE,

BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized to execute the Offer to Purchase Real Estate and closing documents for the property known as former 425 Cherry, between Jason and Catherine Reedy and the City of Wyandotte for \$10,000 as presented to Council on May 2, 2016.

Motion unanimously carried.

2016-207 SALE OF FORMER 1405 22ND STREET TO WCA

By Councilperson Sabuda, supported by Councilperson Fricke

BE IT RESOLVED that the communication from the City Engineer regarding the property at 1405 22nd Street is hereby received and placed on file; AND

BE IT FURTHER RESOLVED that Council concurs with the recommendation of the City Engineer to sell the property at 1405 22nd Street to the Wyandotte Community Alliance (WCA) for \$1.00 provided the WCA rehabilitates the home; AND

BE IT FURTHER RESOLVED that Council authorizes the City Engineer to remove the garage; AND

BE IT FURTHER RESOLVED that Council authorizes the Mayor and City Clerk to execute the required sales documents.

Motion unanimously carried.

2016-208 CITY PURCHASE OF 767 PINE

By Councilperson Sabuda, supported by Councilperson Fricke

RESOLVED BY THE CITY COUNCIL that Council concurs with the recommendation of the City Engineer to acquire the property at known as 767 Pine in the amount of \$22,000.00 to be appropriated from TIFA Area Funds; AND

BE IT 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; AND

BE IT RESOLVED that William R. Look, City Attorney is authorized to execute closing documents for the purchase of said property on behalf of the Mayor and City Clerk.

Motion unanimously carried.

2016-209 ANTENNA SITE LICENSE AGREEMENT – CINGULAR

By Councilperson Sabuda, supported by Councilperson Fricke

BE IT RESOLVED that Council approves the Antenna Site License Agreement Amendment for the communication tower at 365 Hudson with New Cingular Wireless PCS, LLC (AT & T); AND

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

Motion unanimously carried.

2016-210 ADJOURNMENT

By Councilperson Sabuda, supported by Councilperson Fricke

RESOLVED, that this regular meeting of the Wyandotte City Council be adjourned at 8:32 p.m.

Motion unanimously carried.



Lawrence S. Stec, City Clerk