

Wyandotte, Michigan August 8, 2011

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

ROLL CALL

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

Absent: None

COMMUNICATIONS MISCELLANEOUS

To: Honorable Wyandotte Mayor & City Council
 Subject: City Sidewalks
 Date: Tuesday, August 02, 2011

This communication is written on behalf of a rather elderly couple who live in an area where sidewalks and driveway approaches are being marked for various reasons. The residents do not wish to be identified or to appeal the matter but share many of the feelings I have about the city sidewalk program. The payment they will owe is hundreds of dollars and that amount will create considerable hardship. They are already deeply in debt for prior medical expenses. The charges are even more burdensome because they live on a corner lot and have many more feet of sidewalk than the average neighbor. The fact that they can spread the costs over several years, with added interest, is still oppressive.

The time has long passed to get the matter of sidewalk maintenance and related issues resolved. The majority of property owners in this city are required to have a sidewalk but many are not. It is an apparent random decision with no credible explanation for the disparity. Sidewalks are located on city property and should be mandated for all. If there are causes for reasonable exemptions, costs should still be shared by everyone.

At a recent council meeting, it was asserted that the maintenance inspections were to protect the city from high priced lawsuits resulting from trip and fall injuries and related matters. There is no doubt that some lawyers make a living based on defective sidewalks but the city is transferring maintenance responsibilities from the public sector to individual property owners.

There is no semblance of fairness. If your home abuts a damaged sidewalk, you alone pay for the public improvement. One cannot even correlate this payment with, for example, a school tax. People who do not have children in school must pay the tax. People who have children in school pay the tax. Everyone pays for schools. People who do not have a sidewalk pay nothing. People who have a sidewalk pay nothing unless there is a defect on the walk abutting their property. Those who have a defect pay the entire amount for a public improvement.

An owner who does not have a sidewalk also precludes other responsibilities such as clearing it within a specific period after a snowfall and maintaining the surface so that it is free of hazards. This person is not subject to the same rules and regulations as other citizens and is freed from certain liabilities, citations and fines.

Inspections can also result in individual judgments that can be very subjective. Sidewalks should be made safe for pedestrians but they should not have to be pristine. I feel public sidewalks are the responsibility of the public and maintenance and liability should be shared by everyone. This matter is no different than responsibility for maintenance of roads, sewers and disposal of trash. Ditto for expenditures for libraries or community colleges. I assume that sidewalk maintenance costs can be equally shared with no great administrative outlay and be shown as an assessed amount on tax bills just like a sewer charge.

The costs would be comparatively minor when shared by everyone as opposed to an often large sum required from one individual for a single repair.

The city is currently reviewing ways to increase the coffers by way of millage requests, merging of various services, et cetera. The citizens do not have the same tools at their disposal to raise income but do live under the same economic conditions. We, as a community, should extend the costs of sidewalk maintenance to all in a fair and equitable manner.

Thank you for your anticipated consideration of this matter.

Sincerely,
 Stuart McCaw
 53 Emmons Court, Wyandotte, MI 48192-2553

This communication delivered by S. McCaw at approximately 3:00 A.M., Wednesday, August 3, 2011 to the metal drop box between curb and sidewalk in front of 3131 Biddle for council meeting of Monday, August 8, 2011

Denise Faust, 3522 4th Street, Wyandotte, MI 48192

August 4, 2011

Mayor Joseph Peterson and Wyandotte City Council

I would like to respectfully request permission to solicit donations for the Alzheimer's Association at the intersection of Fort and Eureka Roads. We would like to do this on Thursday, August 11 from 5:00 - 9:00 p.m. and on Saturday, August 13 from 9:00 a.m. to 7:00 p.m.

You granted us permission last year, and in two days we were able to raise over \$2,000 from the generous people driving in and out of our city. We hope to be able to do the same thing this year. All donations will be turned in at the Walk to End Alzheimer's Disease at the Detroit Zoo on August 27th.

Sincerely, Denise Faust

PERSONS IN THE AUDIENCE

Andy Przytula, 1736 Oak, what is the purpose of three mills in Wyandotte to be used for? These are tough times for the general public. Make cuts.

Valen Gow, 3505 – 17th, discussed purchase made by Council, fire truck, 13th check, etc., knowing budget problems. Have you requested concessions from the unions? Objects to tax increase.

Kevin VanBoxell, 1271 – 12th, requests Council not deny citizens right to vote.

Pat Connor, 1043 – 20th, requests Council be prudent with his money and requests his right to vote on this issue.

Brandon Crupi, 334 Cherry, requests right to vote on the millage issue.

Marie Reynolds, wants the right to vote on the millage issue.

Richard Miller, 1202 – 2nd, please read Agenda Item #3 now!

Andy Przytula, 1736 Oak, get your union concessions first before you ask for additional millage!

Ferd Keller, 1827 – 4th, feels Council is doing the right thing with proposed cuts and millage proposal.

Rich Malinowski, 657 – 9th, feels issue should be voted on by the people, as a firefighter, knows concessions have been made from the union.

Debbie Bloomfield, 1811 Superior, will cuts be made? Recommends to not be put on the ballot.

Richard Custer, 505 Pine, taxes have come down, supports millage increase.

Stephanie Jasinski, 970 Goddard, about voice and choice, taxes can be lowered and cuts will take place. People will want to come with passage of millage.

Richard Miller, 1202 – 2nd, millage will stay at 1.75 for three years. Property value will drop next year city wide. Supports millage.

Mike Garrison, 4682 – 16th, firefighter union has given up plenty. We are not at fault.

Roseann Gabrys, 346 Orange, no job is secure. America needs jobs. Citizens will support millage. Wants services to continue. Issue is bigger than Wyandotte. Supports millage.

Gabe Blonski, 282 Biddle, supports millage and vote.

Jeremy Moline, 1255 Spruce, wants issue to be voted upon. We are on the right track. Requests fair wage for services rendered.

COMMUNICATIONS FROM CITY AND OTHER OFFICIALS

August 4, 2011

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

Gentlemen and Madam:

Enclosed is a copy of an email I received today from Patrick F. McGow, Miller, Canfield, Paddock and Stone, P.L.C., with regard to the City Charter Amendment for Operating Millage proposal for the November 8, 2011 ballot.

The email is self-explanatory. The Attorney General's Office will not issue an approval letter and is going to recommend that the Governor reject the proposed charter amendment because they believe that the requirement for a 3/5ths vote requires the City to count the mayor as a voting member, even though he cannot vote (except to break a tie). Thus, five votes would be required to meet the 3/5ths vote requirement.

At the time we voted on the original resolution, some of you felt that not enough information had been provided with regard to the budget to vote in favor of the millage proposal. You all now have copies of the proposed budget and have listened to numerous department heads discuss possible budget cuts as a result of the \$1.4 or \$1.5 million deficit.

In light of the information in the communication from Mr. McGow, I am requesting that City Council vote again on the resolution for a City Charter Amendment for Operating Millage that would give the citizens the opportunity to vote on the millage proposal. Please keep in mind that August 30, 2011 is the deadline for the ballot proposal to be certified and forwarded to the County Clerk's Office for the November 8, 2011 special election.

Sincerely,
Joseph R. Peterson, Mayor

August 3, 2011

Mayor and City Council City of Wyandotte
3131 Biddle Avenue Wyandotte, MI 48192

Dear Honorable Mayor and City Council Members:

SUBJECT: NO THROUGH TRAFFIC SIGNS - Alley behind Taft School

Per the Council Resolution dated July 25, 2011, and subsequent review of the traffic situation, the Chief of Police and the Traffic Bureau recommend the installation of "NO THROUGH TRAFFIC" signs to be placed at the entrance of the alley running east / west behind the Taft School. This should help alleviate motorists from using the alley as a short cut.

If there are any questions, please feel free to contact my office at extension 4427.

Sincerely,
Js Pouliot, Sgt., Traffic Department

To: Honorable Mayor and City Council
 From: Department of Legal Affairs and City Administrator
 Date: August 3, 2011
 Re: City Council Oversight of the Department of Municipal Service

Dear Mayor and City Council:

The City Council has requested my opinion regarding council oversight of the Department of Municipal Services. Paragraphs 86 through 94 of the City Charter pertains to the Department of Municipal Service which is charged with the construction, management, supervision and control of the electric and water. The Municipal Service Commission is in charge of the department. Chapter 8.1 of the Code of Ordinances has similar provisions for the cable system. An amendment to the City Charter by Initiative Petition was adopted by the voters in 2006 which stated that paragraphs 91 through 93 of the Charter also apply to cable, internet and telecommunication facilities that may be owned by the City.

The following Charter sections also apply to the Department of Municipal Services. Paragraph 53 requires the City Council to require a full and complete examination of all books and accounts of the City to be made by accountants. Paragraph 92 requires the Department of Municipal Services on or before the second Monday of May each year to send to the City Council its estimate of the amount of money required for the department for the next year. Paragraph 93 requires the Commission to submit such other reports as the City Council may from time to time require.

Paragraph 77 of the Charter sets forth the City Council's powers over the departments. This section states that the Council may, when not inconsistent with the provisions of the City Charter assign additional and different duties to the departments including:

1. Assign employees to one or more of the departments.
2. Require employees to perform duties in two or more departments.
3. Make other rules and regulations necessary for the efficient and economical conduct of the affairs of the City.

I have attached a summary of the referenced Charter sections which are applicable to this topic.

Respectfully submitted,
 DEPARTMENT OF LEGAL AFFAIRS
 LOOK, MAKOWSKI AND LOOK, Professional Corporation
 William R. Look

August 3, 2011

Mayor Peterson & City Councilmembers 3131 Biddle Avenue
 Wyandotte, Michigan 48192

Dear Mayor Peterson and City Councilmembers:

As per the communication from the Riverside Yarn Gallery, 2941 Biddle Avenue that was referred to the Wyandotte Business Association; the following applies:

It is true that WBA members in the foot print of the Street Art Fair are awarded use of their entire store front or a 10' by 10' space on Biddle Avenue. However the actual lay-out of the Art Fair space regarding the Biddle Avenue Businesses is not under the jurisdiction of the Wyandotte Business Association. This issue that arose was unfortunate however we must refer it to the Special Events Coordinator in charge of the Street Art Fair to resolve it and to avoid future problems of this nature.

Sincerely yours,
 Lynn Steffensky, Executive Director, Wyandotte Business Association

August 3, 2011

Mayor Joseph Peterson and City Council
City of Wyandotte

Dear Mayor Peterson & City Council:

This letter is in response to the Council Resolution dated August 2, 2011, regarding the issue of the placement of tents during the 2011 Art Fair. I have conferred with Heather Thiede to get the details of this situation.

I felt that the Wyandotte Street Art Fair Staff did their best to accommodate both parties in this circumstance. It is unfortunate that if they felt this issue wasn't resolved properly at that time, the WSAF Staff should have been notified immediately so that the situation could have been rectified.

We, as the WSAF Staff, will make a note of this issue while planning for the 2012 WSAF.

Sincerely yours,
Fred Pischke
Superintendent of Recreation

August 1st 2011

Honorable Mayor Peterson and City Council, 3131 Biddle Avenue
Wyandotte, Michigan

Dear Honorable Mayor Peterson and City Council Members:

As per your request, below is a follow-up from the communication received from Riverside Yarn Gallery regarding their Wyandotte Street Art Fair merchant space. During set up for the Wyandotte Street Art Fair staff and I were informed to meet the owners of Riverside Yarn Gallery to discuss their space at the event. I spoke to the owners of the business and measured the space that was marked out on the sidewalk for their booth. It was apparent that the space that was left was not ten foot wide, seeing that, I noticed that Country Enchantments had a metal rack attached to their tent, and if this mental rack were to be removed the space for Riverside Yarn Gallery would be ten foot exactly. I then spoke to Mary from Country Enchantments and asked her to move the rack for Riverside Yarn Gallery's tent, she complied and was very pleasant to work with. After confirming the item would be moved shortly, I spoke to Riverside Yarn Gallery and explained my conversation with Mary and that the rack would be removed. The owners of Riverside Yarn Gallery were very pleased with the accommodation. WSAF staff and I then continued to mark out booth spaces on the streets for the artists and merchants.

After the issue was resolved I was unaware of any other concerns during the Fair. If the rack was not removed or if there was other issues that arose during set up, Riverside Yarn Gallery could have contacted myself or event staff. We have staff at the information booth at all times during the fair as well as continuously patrolling the fair. We understand that the fair is a very important time for all involved and do our very best to problem solve; however, if staff is not informed of an issue, we cannot rectify the situation.

During any city event, staff does their best to accommodate all participants and the Wyandotte Street Art Fair is no different. We will make special adjustments to the set up in that area to make sure there aren't any future issues.

If you have any questions regarding this matter please feel free to contact me.

Thank you very much,
Heather A. Thiede, Special Event Coordinator

Items #7 & #8 removed from Agenda as requested by the Department of Municipal Services.

August 4, 2011

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

Dear Mayor Peterson and City Council Members:

On, June 29, 2011, proposals for the File #4559 - Request for Proposals (RFP): NSP2 Licensed Real Estate Professionals were opened and read aloud. Two (2) proposals were received. The tabulation of these proposals is attached for your review.

The City Engineer and Engineering Staff met with both Companies who supplied proposals. Both Companies were evaluated utilizing the Evaluation Criteria and Scoring as outlined in the RFP. Downriver Real Estate Group received the highest scoring. Therefore, the undersigned recommends the acceptance of the proposal of Downriver Real Estate Group of Wyandotte, Michigan, as the best bid received.

Very truly yours,

Gregory J. Mayhew, Assistant City Engineer

August 4, 2011

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

Re: Former 2627 6th Street

Dear Mayor Peterson and Council Members:

Attached please find a Purchase Agreement to sell the above captioned property to Albert and Ann Allotta, the adjacent property owners, at 569 Vinewood, Wyandotte, in the amount of \$3,000.00. This property sites behind Mr. and Mrs. Allotta's property. The combination of the two (2) parcels will result in one (1) parcel measuring 29.85' at the front, 63.55' at the rear, and 153.73' deep.

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

July 28, 2011

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

Dear Mayor Peterson and Council Members:

The Engineering and Building Department has solicited bids for File #4552, Asbestos Abatement Project at the Central Fire Station, 266 Maple. The following bids were received.

Environmental Specialty Services \$ 6,405.00 check
300 East Seven Mile
Detroit, MI 48203

Next Generation Environmental, Inc. \$10,605.00 bid bond
10750 Martz Road
Ypsilanti, MI 48197

This contractor has successfully performed asbestos abatement in the past for the City at 81 Chestnut and 3139-3149 Biddle.

Therefore, I recommend that the contract be awarded to the low bidder, Environmental Specialty Services of Detroit, Michigan, in the amount of \$6,405.00

Very truly yours,
Mark A. Kowalewski, City Engineer

August 3, 2011

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

Dear Mayor Peterson and City Council Members:

The Engineering and Building Department has completed the rehabilitation of the two (2) Neighborhood Stabilization Program 1 (NSP1) Homes at 1614 Lindbergh and 848 Lincoln and are ready to proceed with listing the homes for sale. The City selected Downriver Real Estate Group through a bid process in March. Downriver Real Estate Group has performed a Market Analysis of the properties which indicates the listing range of \$55,000 to \$65,000. These homes have been completely rehabbed which includes new kitchens with appliances, new bathrooms, geothermal heating and cooling and all new electrical and plumbing. Open Houses will be held on August 25, 2011, from 6:00 p.m. to 8:00 p.m. for anyone interested in viewing these homes.

These homes must be sold to income qualified owners that meet 50% of the area median income as follows:

50% of Area Median Family income

1 person	2 persons	3 persons	4 persons	5 persons	6 persons	7 persons	8 persons
\$23,250	\$26,600	\$29,900	\$33,200	\$35,900	\$38,550	\$41,200	\$43,850

Further, the successful purchaser must also complete eight (8) hours of housing counseling through National Faith. Also, the successful purchaser could qualify for down payment assistance through National Faith. Anyone who meets the above income is encouraged to contact Downriver Real Estate Group for more information.

If you concur with this recommendation, the attached resolution with authorize the undersigned to proceed with listing these properties for sale.

Very truly yours,
Gregory J. Mayhew, Assistant City Engineer

August 4, 2011

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

Dear Mayor Peterson and City Council Members:

This letter is to update the Council on the progress of the Neighborhood Stabilization Program 2 (NSP2).

Bid Package #1 - Pizzo Development, Inc. Construction of 2 new single family homes and rehabilitation 1 home

Bid Package #2 – Pizzo Development, Inc. Construction of 6 new single family homes and rehabilitation 1 home

Bid Package #3 – Vinewood Village Condominium Development – Not Bid Yet (14 units total)

Bid Package #4 – Sole' – Construction of 7 new single family homes

Attached please find a list of the home being constructed or rehabilitated for the above Bid Packages.

All new construction in Bid Packages #1, #2 and #4 has been started. The rehab home in Bid Package #1, 213 Cedar, is nearing completion.

The City has received 20 applications to purchase these homes and 7 applications have been approved. Those approved have the required 8 hours of housing counseling.

Sarnacki and Associates, the City's Architect for the NPS2 Program, is ready to proceed with Bid Pack #3. Jay Sarnacki will be present at the City Council Meeting on August 15, 2011, to present the site plan of the Vinewood Village Condominium Project for your review and comments. Further, a Public Hearing has been scheduled to receive comments on this project on Tuesday, August 16, 2011, at 7:00 p.m. at the William R. Copeland Center. A notice will be placed on cable and the Fort Street Sign. I encourage any interested party to attend this public meeting. Further, the Planning Commission will be reviewing the plans for this project on Thursday, August 18, 2011.

Very truly yours,
Gregory J. Mayhew, Assistant City Engineer

August 5, 2011

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

Dear Mayor Peterson and City Council Members:

The undersigned recommends that Council approve the Wyandotte Jaycees to utilize the City Owned property at 2344-2346 Biddle Avenue as their 2011 Haunted House.

If approved, the Jaycees would have to comply with Section 411, Special Amusement Buildings, of the Michigan Building Code. This Section requires, among other items, an automatic sprinkler system, fire alarm system and emergency lighting. The Fire Department, Building, Electrical and Plumbing Inspectors should be consulted on these items.

Also, it is recommended that the Wyandotte Jaycees and the City of Wyandotte execute the attached Permit.

Very truly yours,
Gregory J. Mayhew Assistant City Engineer

LATE ITEM

August 8, 2011

Mayor Joseph Peterson and City Councilmembers
3131 Biddle Avenue, Wyandotte, Michigan 48192

RE: SMOKIES 930 Biddle Avenue

Dear Mayor Peterson and Councilmembers:

The following request was received from the Michigan Liquor Control: transfer ownership of a 2011 Class C Licensed Business located at 930 Biddle Avenue, Wyandotte, Michigan, 48192, Wayne County from Bob & Gary's Inc., to T & S.

Said request has been forwarded to Engineering, Municipal Service, Fire, Police, Treasurer and Legal Departments.

In view of the above, said application is being forwarded to you for your consideration.

Sincerely yours,
William R. Griggs, City Clerk

REPORTS AND MINUTES

Financial Services Daily Cash Receipts	July 25, 2011	\$7,152.71
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CITIZEN PARTICIPATION

Richard Miller, 1202 – 2nd, regarding item #5, requesting consent decree of Municipal Services.

RECESS

RECONVENING

ROLL CALL

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

Absent: None

FINAL READING OF ORDINANCES

AN ORDINANCE ENTITLED
AN ORDINANCE TO AMEND A PORTION OF SUBSECTION F OF SECTION 2408
OF THE CITY OF WYANDOTTE ZONING ORDINANCE CONCERNING
BANNERS AND TEMPORARY SIGNS

The City of Wyandotte Ordains:

Section 1. Amendment of Section 2408(F) (1) (h) concerning attention-getting devices in the CBD.

Attention-getting devices including searchlights, balloons, banners (provided payment of the required fee for the banner is made, and the banner may not be placed on outdoor café enclosures) and similar devices or ornamentation designed for purposes of attracting attention, promotions or advertising, are allowable. A banner or multiple banners, shall be allowed on each street, parking lot or alley side of the building, and shall not exceed 24 square feet in area per banner or 24 square feet total for all banners on each side of building, except only one (1) banner shall be allowed on the front of the building and shall not exceed 24 square feet in area. All banners and signs cannot exceed 10% of the wall area. A maximum two (2) banners on any wall and no more than five (5) banners.

Feather Banners are not permitted.

Section 2. Amendment of Section 2408(F) (2) (j) (1) concerning attention-getting devices in the O-S, B-1 and B-2 Districts.

1. Attention getting devices including searchlights, balloons, banners (provided payment of the required fee for the banner is made, and the banner may not be placed on outdoor café enclosures) and similar devices or ornamentation designed for purposes of attracting attention, promotions or advertising, are allowable. A banner or multiple banners, shall be allowed on each street, parking lot or alley side of the building, and shall not exceed 24 square feet in area per banner or 24 square feet total for all banners on each side of building, except only one (1) banner shall be allowed on the front of the building and shall not exceed 24 square feet in area. All banners and signs cannot exceed 10% of the wall area. A maximum two (2) banners on any wall and no more than five (5) banners.

Feather Banners are not permitted.

Section 3.

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

Section 4.

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 5.

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 6.

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, wherever 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 Browning, DeSana, Fricke, Galeski, Sabuda, Stec
NAYS: None
ABSENT: None

I hereby approve the adoption of the foregoing ordinance this 8th day of August, 2011.

CERTIFICATE

We, the undersigned, Joseph R. Peterson and William R. Griggs, respectively, the Mayor and City Clerk of the City of Wyandotte, do hereby certify that the foregoing Ordinance was duly passed by the City Council of the City of Wyandotte, at a regular session on Monday, 8th day of August, 2011.

William R. Griggs, City Clerk

Joseph R. Peterson, Mayor

AN ORDINANCE ENTITLED
 AN ORDINANCE TO AMEND THE CITY CODE OF ORDINANCES
 BY ADOPTING ARTICLE XI ENTITLED REGULATING PORTABLE ON SITE STORAGE
 UNITS IN CHAPTER 25
 ENTITLED "OFFENSES – MISCELLANEOUS"

The City of Wyandotte Ordains:

Section 1. Adoption of Article XI Entitled "Regulating Portable On Site Storage Units.

Sec. 25-216. Definitions.

"Portable on site storage unit" shall mean any portable structure not built, erected or designed to be a permanent structure.

Sec. 25-217. Prohibition on Extended Placement of Portable on Site Storage Unit.

A portable on site storage unit may not be placed upon any property or public street located within the City of Wyandotte unless a temporary license is received from the City Engineer's Office.

A portable on site storage unit shall not be placed in the City of Wyandotte street right of way unless a temporary license is received from the City Engineer's Office. The unit shall not be placed for more than ninety-six (96) hours. The unit shall have safety reflectors on all four (4) sides and the name, address and phone number of the unit's vendor. Placement upon a City street is not allowed if the applicant's property has a driveway, concrete slab or other hard surface that is adequate for placement of the portable on site storage unit.

Storage of food or any other item that causes an offensive odor or impairs the air quality to constitute a nuisance is prohibited.

Sec. 25-218. Temporary License.

A). A portable on site storage unit may be placed upon property within the City of Wyandotte based upon the following:

1. Application is filed with the City Engineer's Office along with an application fee of \$50 for a temporary license.
2. The applicant submits proof that there is substantial construction or renovation taking place on the property as evidenced by active building permits.
3. For activities other than construction or renovations, the City Engineer determines that such outside storage unit is necessary due to the type of work being conducted and that no other reasonable alternative exists for storage.
4. The portable on site storage unit is placed on a concrete slab, driveway or other hard surface.
5. The portable on site storage unit shall not be placed closer than ten (10) feet from the front property line so as not obstruct the visibility of the traffic or pedestrians.

B). A portable on site storage unit may be placed upon public street within the City of Wyandotte based on the following:

1. Application is filed with the City Engineer's Office along with an application fee of \$50 for a temporary license.
2. The applicant submits proof that there is substantial construction or renovation taking place on the property as evidenced by active building permits.

3. Applicant's property does not have a driveway, concrete slab, or other hard surface that is adequate for placement of the portable on site storage unit.
4. For activities other than construction or renovations, the City Engineer shall determine if such portable on site storage unit is necessary due to the type of work being conducted and/or that no other reasonable alternative exists for storage.
5. Must be greater than forty (40) feet from a corner cross walk.
6. A portable on site storage unit placed on the street shall not be greater than one (1) foot from the curb.
7. The portable on site storage unit shall not be placed closer than fifteen (15) feet from a fire hydrant.

C). The temporary license may be permitted for up to ninety-six (96) hours on private property.

Only one (1) temporary license and one (1) renewed temporary license may be issued in one (1) five (5) year period, unless causes beyond the control of the property owner necessitate the use of a portable on site storage unit.

Sec. 25-219. Violation.

Any person who fails to comply with the terms of this ordinance is responsible for a municipal civil infraction subject to a fine up to Five Hundred (\$500.00) Dollars together with court costs.

Section 2. 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 3. Effective date

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

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

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

NAYS: None

ABSENT: None

I hereby approve the adoption of the foregoing ordinance this 8th day of August, 2011.

CERTIFICATE

We, the undersigned, JOSEPH R. PETERSON and WILLIAM R. GRIGGS, respectively the Mayor and City Clerk of the City of Wyandotte, do hereby certify that the foregoing Ordinance was duly passed by the Council of the City of Wyandotte, at a regular session thereof on Monday, the 8th day of August, 2011.

Dated: August 8, 2011

JOSEPH R. PETERSON, Mayor

WILLIAM R. GRIGGS, City Clerk

RESOLUTIONS

Wyandotte, Michigan August 8, 2011

RESOLUTION by Councilperson Daniel E. Galeski

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 Daniel E. Galeski
Supported by Councilperson Leonard T. Sabuda
ROLL ATTACHED

Wyandotte, Michigan August 8, 2011

RESOLUTION by Councilperson Daniel E. Galeski

RESOLVED by the City Council that the communication from Stuart McCaw, 53 Emmons Court, Wyandotte relative to the maintenance of city-owned sidewalks is hereby referred to the City Engineer and Department of Legal Affairs for a review and report back in two weeks.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Daniel E. Galeski
Supported by Councilperson Leonard T. Sabuda
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec
NAY: None

Wyandotte, Michigan August 8, 2011

RESOLUTION by Councilperson Daniel E. Galeski

RESOLVED by the City Council that Council hereby GRANTS permission to Denise Faust and volunteers to solicit donations for the Alzheimer's Association at the intersection of Fort and Eureka Roads in Wyandotte on Thursday, August 11th from 5:00 - 9:00 p.m. and on Saturday, August 13, from 9:00 a.m. to 7:00 p.m., provided a Hold Harmless Agreement is executed as prepared by the Department of Legal Affairs.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Daniel E. Galeski
Supported by Councilperson Leonard T. Sabuda
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec
NAY: None

RESOLUTION PROPOSING CHARTER AMENDMENT TO INCREASE
CHARTER TAX RATE LIMITATION FOR GENERAL OPERATING PURPOSES
City of Wyandotte, County of Wayne State of Michigan
August 8, 2011

At the regular meeting of the City Council of the City of Wyandotte, County of Wayne, State of Michigan, held on the 8th day of August, 2011, in the Council Chambers at the City Hall, 3131 Biddle Avenue, Wyandotte, Michigan, at 7:00 o'clock p.m., Eastern Daylight Time.

PRESENT: Mayor Peterson, Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec
ABSENT: None

BE IT RESOLVED, by the City Council of the City of Wyandotte, Michigan, as follows:

1. The City Council by at least a three-fifths votes of its members-elect, pursuant to the authority granted by Act 279, Public Acts of Michigan, 1909, as amended, proposes that Section 5 of Chapter XIII of the City Charter of the City of Wyandotte, shall be amended to read as follows:

Chapter XIII. Finance and Taxation

Section 5. The aggregate amount which the council may raise by general tax upon the taxable real and personal property in the city for the purpose of defraying the general expenses and liabilities of the corporation, and for all purposes for which the several general funds mentioned in section 4 of this chapter are constituted (exclusive of taxes for schools and schoolhouse purposes) shall not, except as herein otherwise provided, exceed in one year, one and one-fourth (1 1/4) per cent, provided that the council shall also raise annually, 1.75 mills on the dollar of the assessed valuation of the property in the city to provide an interest and sinking fund to pay the funded debts of the city and interest thereon. In addition, the city shall levy an ad valorem tax in an amount of .175 of one per cent (1.75 mills) on the dollar of the assessed valuation of all such real and personal property in the city for a period of three (3) years, from 2011 through 2013, for general operating purposes of the City.

The existing Section 5 of Chapter XIII of the City Charter of the City of Wyandotte to be altered by such proposal, if adopted, now reads as follows:

Chapter XIII. Finance and Taxation

Section 5. The aggregate amount which the council may raise by general tax upon the taxable real and personal property in the city for the purpose of defraying the general expenses and liabilities of the corporation, and for all purposes for which the several general funds mentioned in section 4 of this chapter are constituted (exclusive of taxes for schools and schoolhouse purposes) shall not, except as herein otherwise provided, exceed in one year, one and one-fourth (1 1/4) per cent, provided that the council may also raise such further money annually, not exceeding three (3) mills on the dollar of the assessed valuation of the property in the city as may be necessary to provide an interest and sinking fund to pay the funded debts of the city and interest thereon.

2. The proposed amendment to Section 5 of Chapter XIII shall be submitted to the electors in the following form:

WYANDOTTE CITY CHARTER AMENDMENT FOR OPERATING MILLAGE

Shall Section 5 of Chapter XIII of the City Charter of the City of Wyandotte be amended to require the levy of an ad valorem tax in an amount of .175 of one percent of the assessed value (1.75 mills) for a period of three (3) years, from 2011 through 2013, on all real and personal property subject to taxation in the city as new additional millage for the purpose of providing additional funds for general operating purposes? It is estimated that 1.75 mills would raise approximately \$1,015,000 when first levied in 2011.

[] YES
[] NO

3. The City Clerk shall transmit copies of the proposed amendment of Section 5 of Chapter XIII of the City Charter to the Governor of the State of Michigan for approval, and transmit a copy of the foregoing statement of purpose of the proposed amendment to the Attorney General of the State of Michigan for approval, as required by law.

4. The proposed charter amendment of Section 5 of Chapter XIII shall be, and the same is hereby ordered to be, submitted to the qualified electors of this City at a special City election to be held in the City of Wyandotte, the 8th day of November, 2011, and the City Clerk is hereby directed to give notice of the election and notice of registration thereof in the manner prescribed by law and to do all things and to provide all supplies necessary to submit the charter amendment to the vote of the electors as required by law.

5. The proposed amendment of Section 5 of Chapter XIII shall be published in full together with the existing charter provision altered or abrogated thereby as part of the notice of election.

6. The canvass and determination of votes of said question shall be made in accordance with the laws of the State of Michigan and the City Charter of the City of Wyandotte.

7. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

The foregoing resolution was offered by Councilmember Daniel E. Galeski and supported by Councilmember Leonard T. Sabuda.

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

NAYS: None

RESOLUTION DECLARED ADOPTED

William R. Griggs, City Clerk

I hereby certify that the foregoing constitutes a true and complete copy of a resolution duly adopted by the City Council of the City of Wyandotte, County of Wayne, Michigan, at a regular meeting held on the 8th day of August, 2011 and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

William R. Griggs, City Clerk

Wyandotte, Michigan August 8, 2011

RESOLUTION by Councilperson Daniel E. Galeski

RESOLVED by the City Council that WHEREAS the residents along Cora Street between Goddard and Baume Street have complained of cars utilizing their alley as a short cut via the East and west alley behind Taft School to go south; Council CONCURS in the recommendation as set forth by the Chief of Police and Traffic Sgt for the placement of "NO THROUGH TRAFFIC SIGNS" at the entrance of said alley. AND BE IT FURTHER RESOLVED that the Department of Public Service be directed to install the signs.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Daniel E. Galeski

Supported by Councilperson Leonard T. Sabuda

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

NAYS: None

Wyandotte, Michigan August 8, 2011

RESOLUTION by Councilperson Daniel E. Galeski

RESOLVED by the City Council that the communication from the Department of Legal Affairs dated August 3, 2011 relative to the written opinion as it pertains to City Council oversight of the Department of Municipal Service is hereby received and placed on file.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Daniel E. Galeski
Supported by Councilperson Leonard T. Sabuda
ROLL ATTACHED

Wyandotte, Michigan August 8, 2011

RESOLUTION by Councilperson Daniel E. Galeski

RESOLVED by the City Council that the communications from the Wyandotte Business Association, Superintendent of Recreation and Special Events Coordinator responding to the complaint from the Riverside Yarn Gallery 2941 Biddle Avenue relative to the placement of tents during the 2011 Street Art Fair are hereby received and placed on file. AND BE IT FURTHER RESOLVED that said communications be forwarded to the owners of Riverside Yarn Gallery.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Daniel E. Galeski
Supported by Councilperson Leonard T. Sabuda
ROLL ATTACHED

Wyandotte, Michigan August 8, 2011

RESOLUTION by Councilperson Daniel E. Galeski

RESOLVED by the City Council that Council CONCURS in the recommendation of the Assistant City Engineer regarding File #4559-Request for Proposal; NSP2 Licensed Real Estate Professionals to accept the proposal from Downriver Real Estate Group of Wyandotte, Michigan with all fees to be charged to accounts 101-440-925-752 and 101-440-925-759.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Daniel E. Galeski
Supported by Councilperson Leonard T. Sabuda
YEAS: Councilmembers Browning, DeSana, Galeski, Sabuda, Stec
NAYS: None
ABSTENTION: Councilwoman Fricke

Wyandotte, Michigan August 8, 2011

RESOLUTION by Councilperson Daniel E. Galeski

RESOLVED by the City Council that Council CONCURS with the communication from the Assistant City Engineer and City Assessor dated August 4, 2011, regarding the former 2627-6th Street, Wyandotte; AND BE IT FURTHER RESOLVED that Council accepts the offer from Albert and Ann Allotta to acquire the former 2627-6th Street in the amount of \$3,000.00; 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 Daniel E. Galeski

Supported by Councilperson Leonard T. Sabuda

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

NAYS: None

Wyandotte, Michigan August 8, 2011

RESOLUTION by Councilperson Daniel E. Galeski

RESOLVED by the City Council that Council CONCURS in the recommendation of the City Engineer as set forth in his communication dated July 28, 2011 to accept the bid File # 4552 Asbestos Abatement Project at the Central Fire Station, 266 Maple from Environmental Specialty Services of Detroit, Michigan, in the amount of \$6,405.00; with funding derived from account # 295-200-825-328.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Daniel E. Galeski

Supported by Councilperson Leonard T. Sabuda

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

NAYS: None

Wyandotte, Michigan August 8, 2011

RESOLUTION by Councilperson Daniel E. Galeski

RESOLVED by the City Council that Council CONCURS in the recommendation of the Assistant City Engineer dated August 3, 2011 to sell the two (2) NSP1 homes located at 1614 Lindbergh and 848 Lincoln; Wyandotte, Michigan. AND BE IT FURTHER RESOLVED that the City Engineer is authorized to enter into a listing agreement with the Downriver Realty Group to sell the homes at 1614 Lindbergh and 848 Lincoln; AND FURTHER that any interested buyers of these two homes should contact the Downriver Realty Group at 734-284-8888.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Daniel E. Galeski

Supported by Councilperson Leonard T. Sabuda

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

NAYS: None

Wyandotte, Michigan August 8, 2011

RESOLUTION by Councilperson Daniel E. Galeski

RESOLVED by the City Council that the communication from the Assistant City Engineer regarding the Neighborhood Stabilization Program 2 (NSP2) is hereby received and placed on file; AND BE IT FURTHER RESOLVED that public input is sought regarding the Vinewood Village Condominium Project for Bid Package 3 and FURTHER a Community meeting has been scheduled for Tuesday, August 16, 2011 at 7:00 p.m. at the Copeland Center. AND BE IT FURTHER RESOLVED that all citizens are encouraged to attend.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Daniel E. Galeski
Supported by Councilperson Leonard T. Sabuda
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec
NAYS: None

Wyandotte, Michigan August 8, 2011

RESOLUTION by Councilperson Daniel E. Galeski

RESOLVED by the City Council that Council recommends that the letter from the Wyandotte Jaycees seeking a house for their Halloween Haunted House project be held in abeyance for one (1) week and further the City Engineer will work with the Jaycees to suggest other options.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Daniel E. Galeski
Supported by Councilperson Leonard T. Sabuda
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec
NAYS: None

Wyandotte, Michigan August 8, 2011

RESOLUTION by Councilperson Daniel E. Galeski

RESOLVED by the City Council that Council CONCURS in the recommendation of the City Clerk to APPROVE the transfer of ownership of a 2011 Class C Licensed Business located at 930 Biddle Avenue, Wyandotte, Michigan 48192, Wayne County from Bob & Gary's Inc., to T & S.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Daniel E. Galeski
Supported by Councilperson Leonard T. Sabuda
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec
NAYS: None

Wyandotte, Michigan August 8, 2011

RESOLUTION by Councilperson Daniel E. Galeski

RESOLVED by the City Council that the total bills and accounts in the amount of \$2,080,219.04 as presented by the Mayor and City Clerk are hereby APPROVED for payment.

I move the adoption of the foregoing resolution.

MOTION by Councilperson Daniel E. Galeski
Supported by Councilperson Leonard T. Sabuda
YEAS: Councilmembers Browning, DeSana, Fricke, Galeski, Sabuda, Stec
NAYS: None

ADJOURNMENT

MOTION by Councilperson Daniel E. Galeski
Supported by Councilperson Leonard T. Sabuda
That we adjourn.
Carried unanimously.
Adjourned at 9:50 PM
August 8, 2011

William R. Griggs, City Clerk