

CITY OF WOODHAVEN
COUNTY OF WAYNE, STATE OF MICHIGAN
CITY COUNCIL MEETING OF OCTOBER 6, 2015

Regular City Council Meeting of October 6, 2015 held at Woodhaven City Hall, 21869 West Road, Woodhaven, Michigan. The meeting was called to order at 7:00 p.m. by Mayor Patricia Odette

PRESENT: Mayor, Patricia Odette, Council Members, Darrel Penix, Randy Odette, Don Belcher, Mayor Pro-tem Sharon Bono-Beaton, Dan Duderstadt

ABSENT: Council Member Chris Papineau (excused)

ALSO PRESENT: Kristie Keene, City Clerk, Jeff Harris, City Administrator, Pat Kruse, City Attorney, Mike Clark, Fire Chief, J.P. Cacciaglia, DDA & Economic Development Director, Tim Rooney, Interim Recreation Director, John Hennessey, Hennessey Engineers, Tim Neighbors, Director of Public Service and Water

15-108 Moved by Mayor Patricia Odette, seconded by Bono-Beaton, to approve the added agenda item under Appointments, to appoint Tim Rooney as Recreation Director. MOTION CARRIED UNANIMOUSLY.

15-109 Moved by Councilman Randy Odette, seconded by Bono-Beaton to approve the Consent Calendar as presented:

- A. City Council Members Excused Absences.
- B. Approval of Closed Session Meeting minutes of September 15, 2015
- C. Approval of Council Meeting minutes of September 15, 2015.
- D. General Fund Obligations in the amount of \$282,689.75 be approved for payment.
- E. Major Street Fund Obligations in the amount of \$68.75 be approved for payment.
- F. Local Highway Fund Obligations in the amount of \$111,380.98 be approved for payment.
- G. Street Paving Fund Obligations in the amount of \$221,614.13 be approved for payment.
- H. Community Activity Fund Obligations in the amount of \$1,800.00 be approved for payment.
- I. Garbage and Rubbish Fund Obligations in the amount of \$46,598.37 be approved for payment.
- J. Building Inspections Fund Obligations in the amount of \$6,409.07 be approved for payment.
- K. Police Department Forfeiture Fund Obligations in the amount of \$2,378.77 be approved for payment.
- L. Water and Sewer Fund Obligations in the amount of \$87,268.91 be approved for payment.
- M. Motor Pool Fund Obligations in the amount of \$20,244.75 be approved for payment.

MOTION CARRIED UNANIMOUSLY.

15-110 Moved by Mayor Patricia Odette, seconded by Councilman Randy Odette, to approve the following amendment to Woodhaven Code of Ordinances:

**STATE OF MICHIGAN
COUNTY OF WAYNE
CITY OF WOODHAVEN**

AN ORDINANCE AMENDING WOODHAVEN CODE OF ORDINANCES CHAPTER 46, FIRE PREVENTION AND PROTECTION, ARTICLE IV, OPEN FIRES, SECTION 46-100.

THE CITY OF WOODHAVEN ORDAINS:

CHAPTER 46, FIRE PREVENTION AND PROTECTION, ARTICLE IV, OPEN FIRES, SECTION 46-100 IS DELETED AND REPLACED WITH THE FOLLOWING, TO CLARIFY THAT IGNITION OF "SKY LANTERNS" IS INCLUDED WITHIN THE CITY'S PROHIBITION ON OPEN FIRES IN THE CITY.

Sec. 46-100. – Open fires defined, prohibited; exemptions.

A. Definition.

The term “open fire” means any outdoor fire that that does not burn within a container approved by the city police and/or fire department and equipped with a chimney or stack, and includes, any airborne paper lanterns, also known as “Sky Lanterns” or Chinese Lanterns or Kongming Lanterns, constructed from oiled rice paper or other paper on a frame, and containing a small candle or other fuel cell, so that when lit, the flame heats the air inside the lantern causing the ignited lantern to rise into the air.

B. Prohibition of Open Fires.

A person shall not ignite, cause or permit to be ignited, allow or maintain an open fire, or knowingly permit such conduct upon any premises owned or possessed by him or under his control.

C. Exemptions.

Except as otherwise provided in this article, the following types of open fires are exempt from the prohibitions of this article, provided that such fires are conducted in accordance with the conditions specified by the city and are not injurious to human health, safety or welfare, animal life or property, or unreasonably interfere with the comfortable enjoyment of life or property, or violate any other section of this article or this Code:

- (1) For the control of crop disease when the county agricultural agent declares that this is the only means available, provided that the county agricultural agent has issued a permit for such burning;
- (2) For training firefighters or for research in fire prevention, provided that the city's fire chief or his designee has given written approval;
- (3) For the health, safety and welfare of the community when such fires are ignited by order of the city's fire department;
- (4) For the noncommercial cooking of food for human consumption, provided that the fire shall;
 - a. Be no closer than 50 feet from any structure or 15 feet if in a container approved by the city police and/or fire department;
 - b. Not be utilized for waste disposal purposes;
 - c. Use fuel consisting of only charcoal or seasoned dry firewood;
 - d. Be constantly attended until the fire is completely extinguished;
 - e. Be accompanied with water for extinguishing purposes in portable fire extinguishers, buckets, barrels or garden hoses;
 - f. Be protected from spreading fire to foliage, ground cover, landscaping materials and trees;
 - g. Not exceed a size larger than three feet wide by three feet high;
 - h. Not be ignited (or in the case of an existing fire shall be extinguished) if winds exceed eight miles per hour;
 - i. Cease and be extinguished immediately, if any type of complaint is lodged to the city police and/or fire department about the open burning.

(5) For the commercial cooking of food for human consumption, provided that the city fire chief or his designee has issued a permit for such activity;

(6) For ceremonial or recreational purposes if properly controlled by a responsible person and the fuel used is limited to dry wood, dry paper or smokeless fuel, provided that the city fire chief or his designee has issued a permit for such activity; or

(7) For warming of workers who work predominantly in the outdoors if the ambient temperature is lower than 32 degrees Fahrenheit and the fuel is limited to dry wood, dry paper or smokeless fuel, provided that the fire is contained within a noncombustible container.

AYES: Duderstadt, Belcher, Mayor Odette, Councilman Randy Odette, Bono-Beaton, Penix

NAYS: None

ABSENT: Papineau

MOTION CARRIED.

EFFECTIVE DATE: This ordinance amendment was introduced on September 15, 2015 and adopted on October 6, 2015. The effective date of this ordinance shall be the 16th day of October, 2015.

15-111 Moved by Bono-Beaton, Seconded by Mayor Patricia Odette, to approve the Contract Amendments for Department Heads.

AYES: Mayor Patricia Odette, Penix, Belcher, Councilman Randy Odette, Bono-Beaton

NAYS: Duderstadt

ABSENT: Papineau

MOTION CARRIED.

15-112 Moved by Bono-Beaton, seconded by Penix, to give Tim Neighbors permission to decommission and send to auction vehicles that have been replaced. MOTION CARRIED UNANIMOUSLY.

15-113 Moved by Mayor Patricia Odette, seconded by Belcher, to appoint Tim Rooney as Recreation Director Contingent on agreed upon Employment Agreement effective October 21, 2015. MOTION CARRIED UNANIMOUSLY.

Update on City Projects and Future Development:

- Massage Green had their grand opening on Monday and plan to open this week for business.
- Panera Bread is planning to open in their new building this November.
- Speedway has pushed back their re-construction until spring of next year.
- Bids are due October 20th for the Allen Road and West Road intersection improvements.

Mayor Patricia Odette adjourned the Woodhaven City Council Meeting at 7:24 p.m.

Patricia Odette, Mayor

Kristie Keene, City Clerk