



**Official Proceedings of the City Council
City of Lansing
August 25, 2025**

Tony Benavides Lansing City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:15 p.m. by President Kost.

PRESENT: Council Members Brown, Carter, Garza, Hussain, Jackson, Kost, Pehlivanoglu, Spadafore

ABSENT: None

A quorum was present.

City Attorney Venker asked people to remember former City Attorney Jim Smiertka, who recently passed away, during the moment of Meditation. The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Kost.

Approval of Printed Council Proceedings

By Vice President Carter

To approve the printed Council Proceedings of August 11, 2025

Motion Carried

Special Ceremonies

Tribute; in recognition of Fred and Frances Erb for their contributions to the One Pastor One School Program.

Resolution #2025-202

By Council Members Brown, Carter, Garza, Hussain, Jackson, Kost, Pehlivanoglu, Spadafore
Resolved by the City Council of the City of Lansing

WHEREAS, the One Pastor One School Program was founded in 2002 through several local churches to identify the potential needs of underserved children within the Lansing School District; and

WHEREAS, Fred and Frances Erb did not have children of their own, but were inspired after learning about the children who were lacking the essential back to school supplies. Through a contribution to The Word Church which has since provided school supplies to thousands of children in Michigan to support equal educational opportunities; and

WHEREAS, their generous contribution and ongoing support from other donors have helped sustain this initiative for over 23 years; and

WHEREAS, although Fred and Frances Erb have passed away, their legacy continues to inspire and positively impact children in need. Benefiting underprivileged students by fostering confidence and respect in the school environment.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby, recognize and honor Fred and Frances Erb for the continued support through their contribution to the One Pastor One School Program.

By Council Member Kost

Motion Carried

Council Member Kost recognized Pastor Viol Trice who spoke in support of the tribute.

Comments by Council Members and the City Clerk

Council Member Pehlivanoglu spoke about the Lansing School District 5k race and commented on the Ore Creek Archery award ceremony, and the Eastside Summer Fest.

Council Member Hussain spoke about the upcoming constituent contact meeting for South-West Lansing and highlighted a restaurant on S. Martin Luther King Jr. Blvd.

Council Member Kost spoke about the Eastside Summer Fest.

Community Event Announcements

Nicklas Zande spoke about the Old Everett Neighborhood Association meeting.

Shirley Carter-Powell Spoke about the annual Michigan Chicken Wing Festival.

Speaker Registration for Public Comment on Legislative Matters

City Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

Mayor's Comments

Executive Assistant to Mayor Schor, Mark Lawrence, spoke about community conversation being hosted by the Human Relations and Community Advisory Board discussing the ModPods for unhoused persons.

Public Comment on Legislative Matters

Public Comment on Legislative Matters:

Shirley Carter-Powell spoke in support of the Community Funding for the Against All Odds 2025 Festival.

Nicklas Zande spoke about the long-term funding commitment for public safety, violence prevention, and intervention strategies across Michigan.

Dustin Howard spoke in support of the responsive and responsible bidder amendment.

Aaron Pangborn spoke in support of the responsive and responsible bidder amendment.

Ben Dodson spoke in support of the responsive and responsible bidder amendment.

Anthony Medina spoke in support of the responsive and responsible bidder amendment.

Elaina Plunkett spoke in support of the responsive and responsible bidder amendment.

Jimmy Chapman spoke in support of the responsive and responsible bidder amendment.

Derek Keesler spoke in support of the responsive and responsible bidder amendment.

Jacob Toomey spoke in support of the responsive and responsible bidder amendment.

Ken Kolp spoke in support of the responsive and responsible bidder amendment.

Tyler McCastle spoke in support of the responsive and responsible bidder amendment.

Linda Appling spoke about the City Council attendance ordinance amendment.

Clerk Swope acknowledged several written communications regarding the responsive and responsible bidder amendment.

Legislative Matters

Consent Agenda

By Vice President Carter

To approve all items on the Consent Agenda

Motion Carried

Resolution #2025-203

By the Committee of the Whole
Resolved by the City Council of the City of Lansing

WHEREAS, the City Clerk's Election Unit will be moving to the Lansing Elections Office (LEO) at 701 W. Jolly Rd.; and

WHEREAS, the Unitarian Universalist Church of Greater Lansing is not available as a Polling Place for the November 4, 2025 election.

NOW, THEREFORE, BE IT RESOLVED THAT the Lansing City Council adds the Lansing Elections Office (LEO), 701 W. Jolly Rd. as an Early Voting site

eligible to be used for any election.

BE IT FURTHER RESOLVED THAT Precincts 18 and 20 will vote at Parker Memorial Baptist Church for the November 4, 2025 City General Election.

BE IT FURTHER RESOLVED THAT the City Clerk shall notify the registered electors of affected precincts of the relocations.

BE IT FINALLY RESOLVED THAT the City Clerk shall work to ensure proper signage, to assist relocated voters in finding their Polling Place.

Adopted as part of the Consent Agenda

Resolution #2025-204

By the Committee of the Whole
Resolved by the City Council of the City of Lansing

WHEREAS, the City of Lansing is the owner of real property commonly known as the "Lot 48 Richfield Park Sub" of North Cemetery (the "Property") located at E. Miller Rd, Lansing, Michigan and described as: 33-01-05-03-352-453 (Section 89.48'x188'x89.93'x188), INGHAM COUNTY, MICHIGAN.; and

WHEREAS, sale of the Property is in the best interest of the City because the City will no longer incur the expenses associated with maintaining the Property; and

WHEREAS, the electors of the City of Lansing on the August 2, 2022 ballot voted and approved to sell a portion of real property known as "Lot 48 Richfield Park Sub" of North Cemetery currently located southwest of the cemetery property at 845 E. Miller Rd. in Lansing; and

WHEREAS, the City published a Request for Proposal, RFP/23/026, to purchase the Lot 48 Richfield Park Sub" of North Cemetery on September 26, 2022 which generated one (1) proposal; and

WHEREAS, the Proposal was received from VMG Construction whose address is 6081 S. MLK Jr. Blvd. Lansing, Michigan, for purchase in the amount of Eighty Five Hundred Dollars (\$8,500.00), subject to the terms of the Request for Proposal. VMG cancelled prior to closing the date; and

WHEREAS, the City published a Request for Sale of Cemetery Property, S/25/079, Lot 48 Richfield Park Sub" of North Cemetery on March 31, 2025, which generated two bids, MI Building Partners LLC, Okemos, MI, with a bid of \$1,100 and VMG Construction LLC, Lansing, MI, with a bid of \$3,000; and

WHEREAS, the bid was received from VMG Construction whose address is 6081 S. MLK Jr. Blvd. Lansing, Michigan, for purchase in the amount of Three Thousand Dollars (\$3,000.00), subject to the terms of the Request for Sale of Cemetery Property. The proceeds from this sale will go towards upgrading North Cemetery; and

WHEREAS, the offer for this property was lower than the appraised value of Eight Thousand Dollars (\$8,000.00). The appraisal took place on August 9, 2021; and

NOW, THEREFORE, BE IT RESOLVED, The Lansing City Council approves the sale of the Property, legally described as: LOT 48 RICHFIELD PARK, A SUBDIVISION OF A PART OF THE SW 1/4 OF SECTION 3, CITY OF LANSING, COUNTY OF INGHAM, STATE OF MICHIGAN, SUBJECT TO ALL BUILDING, USE AND OTHER RESTRICTIONS OF RECORD for the sum of Three Thousand Dollars (\$3,000.00), to VMG Construction.

BE IT FINALLY RESOLVED, the Administration, on behalf of the City, is hereby authorized to sign and execute all documents, receive the funds, create the necessary accounts, and make necessary transfers for their administration in accordance with the requirements of the grantor to effectuate this transaction, subject to their prior approval as to content and form by the City Attorney.

Adopted as part of the Consent Agenda

Resolution #2025-205

By the Committee on City Operations
Resolved by the City Council of the City of Lansing

WHEREAS, Against All Odds requested \$500 to defray costs for a special event permit associated with their event, "2025 Michigan Chicken Wing Festival" to be held August 30, 2025; and

WHEREAS, the maximum total amount of Community Funding Account to be awarded to an organization in one fiscal year is \$500; and

WHEREAS, the Committee on City Operations met on August 21, 2025, reviewed the request, and approved \$500.

THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby approves an allocation from Community Funding Account to Against All Odds in the amount of \$500 to defray costs for a special event permit associated with their event "2025 Michigan Chicken Wing Festival" to be held on August 30, 2025.

BE IT FURTHER RESOLVED that the Mayor and the Finance Department shall process this request by charging \$500 to the Council Community Promotion Account – 101.112101.956289.

BE IT RESOLVED that Against All Odds shall submit a written analysis of the event, including information regarding the number of attendees, a detailed account as to contributors, funds received, expended and residual funds to the Lansing City Council within 60 days after the event.

Adopted as part of the Consent Agenda

Resolution #2025-206

By the Committee on City Operations
Resolved by the City Council of the City of Lansing

WHEREAS, the Licensing and Enforcement Division of the Michigan Liquor Control Commission received a request from La Mulata Private Events LLC for a Transfer Ownership, escrowed 2025 Class C & SDM license; new Sunday Sales Permit (PM), Outdoor Service Area, Dance-Entertainment Permit and Extended Hours; and

WHEREAS, the applicant has applied for approval of the license pursuant to Chapter 830 of the Lansing Codified Ordinances, has paid the appropriate application fee, and has received all the required departmental approvals; and

WHEREAS, the Committee on City Operations met on August 21, 2025, and reviewed the request with affirmative action taken.

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council hereby approves the request from La Mulata Private Events LLC for a Transfer Ownership, escrowed 2025 Class C & SDM license; new Sunday Sales Permit (PM), Outdoor Service Area, Dance-Entertainment Permit and Extended Hours at 5334 S. Martin Luther King Jr. Blvd.

Adopted as part of the Consent Agenda

Resolution #2025-207

By the Committee on Public Safety
Resolved by the City Council of the City of Lansing

Resolution in Support of House Bills 4260 AND 4261

WHEREAS, the safety and well-being of Lansing residents remain a top priority of the Lansing City Council, and addressing the root causes of violence is essential to building healthy, thriving communities; and

WHEREAS, violent crime continues to affect neighborhoods across Michigan, including in Lansing, and cities need sustained resources to support not only law enforcement, but also evidence-based violence prevention and intervention strategies; and

WHEREAS, House Bills 4260 and 4261 propose the creation of a dedicated Public Safety and Violence Prevention Fund, allocating \$115 million annually from existing sales tax revenues to fund a balanced and comprehensive approach to public safety; and

WHEREAS, the funding structure in these bills would provide local governments with critical resources for crime victim compensation, community-based violence intervention programs, law enforcement support, and strategies to improve violent crime clearance rates—thereby strengthening both justice and prevention outcomes; and

WHEREAS, improving clearance rates directly builds community trust and deters future crime, yet many local law enforcement agencies lack the capacity and resources to adequately investigate and resolve cases, particularly violent offenses; and

WHEREAS, these bills recognize that enhancing public safety is not solely about policing, but must also involve investments in prevention, intervention, and community engagement to reduce cycles of violence, trauma, and harm; and

WHEREAS, the funding made available through HB 4260 and HB 4261 would provide local governments such as the City of Lansing with flexible and direct support to deploy strategies tailored to our community's unique needs, while ensuring accountability and equity in distribution; and

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council strongly supports Michigan House Bills 4260 and 4261, and urges the Michigan Legislature to pass these bills into law to establish a long-term funding commitment for public safety, violence prevention, and intervention strategies across Michigan.

BE IT FURTHER RESOLVED, that the Lansing City Clerk is directed to transmit copies of this resolution to the Governor of Michigan, the Speaker of the Michigan House of Representatives, the Senate Majority Leader, and members of the Lansing delegation of the Michigan House of Representatives and Michigan Senate.

Adopted as part of the Consent Agenda

Ordinances for Passage

PASSAGE OF ORDINANCE

An Ordinance of the City of Lansing, Michigan, to amend the Lansing Codified Ordinances, Chapter 206, Section 206.02, to add Section 206.02(a)(1)l. to add to and clarify the criteria that shall be considered in determining the lowest and most responsive and responsible bidder in construction contracts, and to require a scoring program for non-monetary criteria to be established by Resolution of Council.

Was read a second time by its title and adopted by the following roll call vote:

Yeas: Council Members Brown, Carter, Garza, Hussain, Kost, Pehlivanoglu, Spadafore

Nays: Council Member Jackson

By Council Member Garza to give the Ordinance immediate effect

Motion Carried

Ordinance #1339

An Ordinance of the City of Lansing, Michigan, to amend the Lansing Codified Ordinances, Chapter 206, Section 206.02, to add Section 206.02(a)(1)l. to add to and clarify the criteria that shall be considered in determining the lowest and most responsive and responsible bidder in construction contracts, and to require a scoring program for non-monetary criteria to be established by Resolution of Council.

THE CITY OF LANSING ORDAINS:

Section 1. That the Code of Ordinances of Lansing, MI be and is hereby amended by amending Chapter 206, Section 206.02, and shall read as follows:

206.02. - Purchases in excess of \$15,000.00; competitive sealed bids required; authority of Mayor.

- (a) All supplies, service and construction items, except as otherwise provided below, when the estimated cost thereof equals or exceeds \$15,000.00, shall be purchased by formal written contract from the lowest and most responsible and responsive bidder after notice inviting competitive sealed bids.
- (1) The Director shall provide for the procurement of competitive sealed bids as follows:
- A. An invitation for bids describing the requirements of the using agency shall be prepared.
 - B. The invitation for bids shall be publicized by advertising at least once, in a newspaper of general circulation in the City, not less than five days preceding the last day set for the receipt of competitive sealed bids. In addition, the Director is encouraged to place the invitation for bids in any appropriate trade journals, professional publications or other appropriate publication, in order to encourage as much competition as possible.
The newspaper notice required herein shall include a general description of the supplies, services or construction items to be purchased or sold and in addition shall state where bid blanks and specifications may be obtained, the date, time and place for the filing and opening of bids, whether or not bid, performance or payment bonds are required and, if required, the amounts thereof, and anything else the Director may feel is necessary.
 - C. Sealed bids shall also be solicited from all persons who are on the most current bidder's list by mailing them a copy of such newspaper notice or another notice that will acquaint them with the proposed purchase or sale. Invitations for bids sent to prospective bidders on the bidder's list shall be limited to commodities that are similar in character and ordinarily handled by the trade group to which the bid invitations are sent. Failure to respond to three consecutive bid invitations shall result in removal from the bidder's list for one year. After one year, the potential bidder may reapply to be placed upon the bidder's list.
 - D. Bids submitted in response to the invitation for bids shall be submitted sealed and, in addition, shall be identified as bids on the outside of the envelopes and shall be accompanied by affidavits, where applicable, in such form and covering such matters as the Director approves, together with any bid security required.
 - E. Bids shall be opened publicly at the time, place and date designated in the invitation for bids. Each bid, together with the name of the bidder, shall be recorded and the tabulation of all bids received shall be available for public inspection in the Finance Department.
 - F. An invitation for bids may be cancelled, or any or all bids or proposals may be rejected, in whole or in part, as specified in the invitation for bids, when such rejection or cancellation is determined by the Director to be in the best interests of the City.
 - G. The Director shall not knowingly accept the bid of a person who is in default in the payment of any taxes, licenses, fees, permits or any other moneys due the City or who is in any other respects disqualified according to any Federal or State law or any Municipal ordinance provision. A contract with a person who is discovered to have been in default or disqualified at the time of the awarding of the contract shall be voidable.
 - H. The Director shall determine and recommend in writing to the Mayor the name of the lowest and most responsible and responsive bidder. In reaching a determination as to who the lowest and most responsible and responsive bidder is, the Director shall consider:
 1. The ability, capacity and skill of the bidder to perform the contract or provide the service or supplies required;
 2. Whether or not the bidder can perform the contract or provide the service or supplies promptly or within the time specified, without delay or interference;
 3. The character, integrity, reputation, judgment, experience and efficiency of the bidder in business;
 4. The quality of performance and time of completion by the bidder of previous contracts or services;
 5. The previous and existing compliance by the bidder with laws and ordinances relating to contract performance;
 6. The sufficiency of the financial resources, equipment and personnel resources and the ability of the bidder to satisfactorily perform the contract or provide the services or supplies;
 7. The quality, availability and adaptability of the supplies or services to the particular use required;
 8. The ability of the bidder to provide future maintenance and service for the use of the subject of the contract;
 9. The number and scope of any additional, limiting or qualifying conditions attached to the bid by the bidder; and
 10. Whether the supplies are recyclable, biodegradable or otherwise compatible with environmental concerns.
 The failure of a bidder to promptly supply information in connection with an inquiry from the Director with respect to any of the provisions enumerated herein may be grounds for a determination of nonresponsibility with respect to such bidder.
 - I. **When using public funds for construction work, especially those involving skilled trade workers, the City acknowledges that the best value and lowest overall cost is most often achieved through quality work done by a responsive and responsible bidder, rather than simply the lowest bidder. In reviewing such bids the Director shall request of bidders and consider the following additional criteria.**
 1. **Relating to Section 206.02(a)(1)H.1., the ability, capacity, and skill of the bidder to perform the contract or provide the service or supplies required:**
 - (i) Documentation that the bidder and any subcontractor(s) participates in an apprenticeship program that is registered

- with the United States Department of Labor (USDOL) Office of Apprenticeship or by a State Apprenticeship Agency recognized by the USDOL Office of Apprenticeship;
- (ii) Evidence of the bidder's safety program and evidence of a safety-training program for employees and any subcontractor(s) addressing potential hazards of the proposed job site, including an authorized 10-hour U.S. Department of Labor - Occupational Safety and Health Administration (OSHA) construction safety course for all construction craft laborers to be employed at the site of work; and
 - (iii) Copies of any documented violations by the bidder and any subcontractor(s) for the past 3 years, and the bidder's corrective actions as a result of inspections conducted by the Michigan Occupational Safety and Health Administration (MIOSHA), OSHA, or any other applicable safety agency.
2. Relating to Section 206.02(a)(1)H.3., the character, integrity, reputation, judgment, experience and efficiency of the bidder in business:
 - (i) Evidence the bidder offers employer-sponsored healthcare benefits to employees;
 - (ii) Evidence the bidder offers structured retirement plans, including pension or other employer provided plans;
 - (iii) Evidence the bidder provides other fringe benefits such as non-mandatory paid leave, life insurance, and disability insurance to employees; and
 - (iv) Evidence the bidder pays prevailing wage consistent with this Chapter on all jobs, not just those jobs required to be paid at prevailing by this Chapter.
 3. Relating to Section 206.02(a)(1)H.5., the previous and existing compliance by the bidder with laws and ordinances relating to contract performance:
 - (i) Compliance with state and local licensing and permitting requirements, as applicable; and
 - (ii) Evidence the bidder properly classifies employees on jobsites as demonstrated by the utilization of 1099 workers compared to W-2 employees on current and past jobs, relative to other bidders for the contract.
- The City Council by resolution shall create a scoring system with points for each of the considerations described in this subsection and Section 206.02(a)(1)H., and shall forward it to the Mayor and Director for use in reviewing bidders for contracts that involve construction work.

- (2) The Mayor, upon receipt of the Director's written bid recommendation, shall have the sole responsibility and the authority to award any City contract for supplies, services or construction when the contract amount is equal to or exceeds \$15,000.00. When the award is not given to the lowest bidder, a written statement of the reasons for placing the award with a responsible and responsive bidder who is not the lowest bidder shall be prepared by the Mayor and filed with the City Clerk and Council and with the other papers relating to the bid at the time the transaction is made. The written statement shall be available for public inspection in the Finance Department.

(b) No contract or purchase shall be subdivided to avoid the requirements of this section.

Section 2. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules inconsistent with the provisions hereof are hereby repealed.

Section 3. Should any section, clause or phrase of this ordinance be declared to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof other than the part so declared to be invalid.

Section 4. This ordinance shall take effect on the 30th day after enactment, unless given immediate effect by City Council, and shall expire December 31, 2034.

PASSAGE OF ORDINANCE

An Ordinance of the City of Lansing, Michigan, to Amend the Lansing Codified Ordinances amending Chapter 1610, Section 1610.01 by updating the International Fire Code (IFC) and standards (adopted by reference) from the 2018 IFC to the 2021 IFC and amending Section 1610.02 by renumbering IFC section to the 2021 code.

Was read a second time by its title and adopted by the following roll call vote:

Yeas: Council Members Brown, Carter, Garza, Hussain, Jackson, Kost, Pehlivanoglu, Spadafore

Nays: None

By Council Member Pehlivanoglu to give the Ordinance immediate effect

Motion Carried

Ordinance #1340

An Ordinance of the City of Lansing, Michigan, to amend the Lansing Codified Ordinances by amending Chapter 1610, Section 1610.01 by updating the International Fire Code (IFC) and standards (adopted by reference) from the 2018 IFC to the 2021 IFC and amending Section 1610.02 by renumbering IFC section to the 2021 code.

The City of Lansing ordains:

Section 1. That Chapter 1610 – Uniform Fire Code, Section 1610.01 – Adoption of the International Fire Code, of the Codified Ordinances of the City of Lansing, Michigan, be and is hereby amended to read as follows:

1610.01. - Adoption of **2021** 2048 International Fire Code.

(a) For the purpose of establishing the minimum requirements consistent with nationally Recognized good practice for providing a reasonable level of life safety and property protection from the hazards of fire, explosion, or dangerous conditions in new and existing buildings, structures, and premises and to provide safety to firefighters and emergency responders during emergency operations, the City hereby adopts the **2021** 2048 International Fire Code, including Appendices B, C, D, E, F, G, H, I, and N published by the International Code Council, Inc. with the additions, deletions, and revisions contained in this chapter.

A copy of this Code is on file in the Office of the City Clerk.

(b) References throughout these Codified Ordinances to the International Fire Code shall be deemed to mean the International Fire Code adopted in subsection (a) and it may be so cited. References throughout these Codified Ordinances to the Fire Prevention Code of the City of Lansing shall be synonymous with this International Fire Code, including its amendments adopted herein.

(c) Unless otherwise expressly provided, in the event of a conflict between any of the provisions of the International Fire Code, herein adopted, and a provision of this chapter, or any other provision of these Codified Ordinances, or any other local ordinance, resolution, rule or regulation, the local provision shall control. In the event of a conflict between any of the provisions of the International Fire Code, herein adopted, and State law, including rules and regulations promulgated pursuant to State law, the State law shall control. In the event of a conflict between any of the provisions of the International Fire Code, herein adopted, and a provision of any other standard technical code adopted by reference by the City of Lansing, the stricter or higher standard shall control.

(d) The readoption of the fire code by adoption of the 2021 International Fire Code shall not be construed to affect the right or liability accrued or incurred under any legislative provision prior to the effective date of such readoption, or an action or preceding for the enforcement of such right or liability. Such readoption shall not be construed to relieve any person from punishment for an act committed in violation of any such legislative provision, nor to affect an indictment or prosecution therefore. For such purposes, any such legislative provision shall continue in full force notwithstanding its repeal for the purpose of revision and codification.

(e) Any violation of any of the provisions of this chapter shall be deemed a public nuisance and may be abated by any court of competent jurisdiction. This remedy shall be in addition to the penalty provided in Section 1610.99.

1610.02. - Amendments.

I.F.C. Section 102.7 Referenced Codes and Standards is hereby amended by including the following language:

The codes and standards referenced in this code shall be those that are listed in Chapter 80 47 and such codes and standards shall be considered part of the requirements of this code to the prescribed extent of each such reference. This code and standards referenced in this code shall be the most recently published edition or version. Where differences occur between the provisions of this code and the referenced standards, the provisions of this code shall apply.

I.F.C. Section 111 409 Board of Appeals is hereby deleted and replaced with the following language:

Appeals

The Board of Appeals for appeals made under the Fire Prevention Code of the City of Lansing shall be the Building Board of Appeals established in Section 113 the Michigan Building Code adopted in Section 1420.01 of the Codified Ordinances of Lansing. The Board shall determine the suitability of alternative materials and the type of construction and provide reasonable interpretations of the provisions of this code. The Board shall render all decisions and findings in writing to the Fire Chief, with a duplicate copy to the appellant, and may recommend to the executive body such new legislation for engaging in the following activities, operations, practices or functions:

- (1) *Fire suppression systems.* To design, install, modify, test, service and maintain any and all fire suppression systems in accordance with any and all codes that apply to this installation.
- (2) *Fire alarm systems.* To design, install, modify, test, service and maintain any and all fire alarm systems in accordance with any and all codes that apply to this installation.
- (3) *Open burning.* To ignite or burn material of any type on private land or on publicly owned or controlled land, except as provided in this code.
- (4) *Fireworks.* To conduct a public display or to use for agricultural or pest control purposes as permitted by State law.

I.F.C. Section 112.4 110.4 Violation Penalties is hereby deleted in its entirety.

I.F.C. Section 113.4 112.4 Failure to Comply is added to read as follows:

Any person who shall continue any work after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition shall be subject to the penalties codified in Section 1610.99 of this code.

I.F.C. Section 503 Fire Apparatus Access Roads ~~*Fire apparatus access roads*~~ is hereby added as follows:

- (1) *Authority.* The Fire Department may establish fire apparatus access roads on both public and private property within the City. The following criteria shall be used in determining the necessity of fire apparatus access roads:
 - (a) Fire apparatus access roads shall be established as deemed necessary.
 - (b) The necessity of access from public thoroughfares shall be considered when establishing fire apparatus access roads.
 - (c) The necessity of traffic lanes that are free from parked vehicles, both to and around affected establishments, and that are capable of handling City fire vehicles, shall also be considered.

This determination shall be made whenever the Fire Department deems that such lanes are necessary for the safety of occupants and property of such establishments or when, after being petitioned by a private landowner to have fire apparatus access roads established on his or her property, the Fire Department declares fire apparatus access roads necessary thereon in accordance with the above criteria. The Fire Chief or his or her designee shall notify the landowner of any such property whereon fire apparatus access roads are established, by mailing notice of the same to the address of the owner as identified in the records of the City Assessor.

- (2) *Records.* The Fire Department shall keep an accurate up to date record of all fire apparatus access roads established within the City.
- (3) *Signs.* All fire apparatus access roads shall be conspicuously posted with uniform fire apparatus access road signs prescribed by the Fire Chief or his or her designee and erected not more than 100 feet apart in all areas designated as fire apparatus access roads. The erection and maintenance of such signs shall be the responsibility of the property owner. Any owner who, upon notification that a fire apparatus access road has been established on his or her property and within thirty days thereof, fails to erect uniform fire apparatus access road signs, shall be in violation of this section and subject to the penalty provided in Section 1610.99 of the Codified Ordinances of the City. Further, when such signs are not erected within 30 days of notification, Council may direct such signs to be erected, and the cost thereof assessed against the property on the next general assessment roll of the City.
- (4) *Permitted parking.* The Fire Chief or his or her designee may grant permission for parking of certain vehicles, objects or trailers in designated fire apparatus access roads for limited periods where such parking will not interfere with the use of the fire apparatus access road by emergency vehicles. Whenever such permission is granted, a record of the same shall be kept by the Fire Department. In conjunction with such permission, the Fire Department shall furnish a sign to be posted conspicuously on the vehicle, object or trailer stating that permission to so park has been granted and stating the duration that it may remain so parked.

- (5) *Guidelines for fire apparatus access roads at construction sites.* The Fire Chief or his or her designee shall establish guidelines for use by the Building Safety Division in determining the need for fire apparatus access roads at all new construction sites and at sites where existing structures are being modified. These guidelines shall include minimum dimensions for such fire apparatus access roads so as to provide adequate maneuverability for City fire vehicles. The Fire Department shall make a final check of all plans for such building or alteration upon submission of the same by the Building

Safety Division. The Fire Department shall either approve or reject such plans within 20 days of such submission and, if rejected, shall state the reasons for the same. After rejection, such plans may be resubmitted for approval after the necessary changes have been made.

(6) *Removal of vehicles, etc., from fire apparatus access roads.* When any member of the Fire department or the Police Department observes any vehicle, trailer or other object parked in a fire apparatus access road as herein established, and such vehicle, trailer or other object is not in such fire apparatus access road under authority of subsection (4) hereof, he or she shall remove such vehicle, trailer or other object or cause the same to be removed at the expense of the owner. If any vehicle, trailer or other object is so located within a fire apparatus access road at a time the Fire Department is responding to an alarm which necessitates use of such fire apparatus access road, then any member of the Police Department or the Fire Department may move such vehicle, trailer or other object or cause the same to be moved by any means possible without liability for damage.

(7) *Prohibited parking; citations.*

(a) No person shall stop, stand or park a vehicle, except when necessary to avoid conflict with other traffic or in compliance with the directions of a law enforcement officer, fire-fighter or traffic control device, within 15 feet of a fire hydrant.

(b) No person shall stop, stand or park a vehicle, whether occupied or not, in an area designated as a fire apparatus access road, on public or private property, except when necessary to avoid conflict with other traffic or at the direction of a law enforcement officer, fire-fighter or traffic control device.

(c) The Fire Marshal and other members of the Fire Department shall have the power and authority to issue uniform traffic citations for a violation of any of the provisions of this section pursuant to Section 257.675d of the Michigan Motor Vehicle Code.

(8) *Appeals.* Notwithstanding the provisions of Section 111 409 of this code, the following shall be the method of appeal from any decision of the Building Board of Appeals as it may pertain to this section:

If any land owner is aggrieved by any decision as to the establishment of fire apparatus access roads, he or she shall, within 30 days of the date of mailing of the fire apparatus access road establishment notice as provided for in subsection (c) hereof, or within 30 days of the denial of a petition to establish a fire apparatus access road, file with the Board of Appeals a written exception to such decision, together with his or her reasons for the same. During the next scheduled meeting of the Board of Appeals, or a special meeting set for hearing the exception, it shall, after consideration of the reasons for the exception, affirm, modify or rescind its original decision.

I.F.C. Section 605.8 603.8 Incinerators is hereby deleted and a new section **605.8 603.8** is added

as follows:

Incinerators

(1) *General.* Free-standing noncommercial incinerators not connected to buildings are not permitted. Permitted incinerators shall be in accordance with other governing agencies' requirements regulating emissions. For other requirements, see the Michigan Building Code, as adopted in Section 1420.01 of the Codified Ordinances of the City of Lansing, and the Michigan Mechanical Code, as adopted in Section 1426.01 of the Codified Ordinances of Lansing.

(2) *Maintenance.* Incinerators shall be maintained in good condition at all times.

(3) *Discontinuance.* The Fire Chief and his or her designee authorized to require incinerator use to be immediately discontinued if the Fire Chief or his or her designee determines that smoke emissions are offensive to the occupants of surrounding property or if the use of the incinerator is determined by the Chief or his or her designee to constitute a hazardous condition.

I.F.C. Section 907.2.13 907.2.12 High Rise buildings is hereby amended to include the following:

This section shall include the adopted State of Michigan Bureau of Construction Codes Amendments to the International Building Code.

I.F.C. Section 905.12 905.11 Existing Buildings is hereby deleted in its entirety.

I.F.C. Section 5504.3.1.1.3 5504.3.1.1.4 Location is hereby deleted and a new section **5504.3.1.1.3**

5504.3.1.1.4 is added as follows:

Stationary containers shall be located in accordance with section **5504.3.1.1.3 55.4.3.4**

Containers of cryogenic fluids shall not be located within diked areas containing other hazardous materials. The geographic limits in which the storage of flammable cryogenic fluids in stationary containers is prohibited are to be determined by the Fire Chief or his or her designee in accordance with NFPA 30 Flammable and Combustible Liquids Code, Department of Environmental Quality *Michigan Department of Environment, Great Lakes, and Energy (EGLE)*, sections **5504.3.1.1- 5504.3.1.1.5**, ~~5504.3.1.1.1 5504.3.1.1.5~~ **Table 5504.3.1.1**, and any other applicable code or standard recognized by the Fire Chief or his or her designee.

I.F.C. Section 5704.2.9.6.1 3404.2.9.6.1 Locations Where Above-ground Tanks are Prohibited is hereby deleted and a new section **5704.2.9.6.1 3404.2.9.6.1** is added as follows:

The geographic limits in which the storage of class I and class II liquids in above-ground tanks outside of buildings is prohibited is to be determined by the Fire Chief or his or her designee in accordance with NFPA 30 Flammable and Combustible Liquids Code, Department of Environmental Quality, and any other applicable code or standard recognized by the Fire Chief or his or her designee.

I.F.C. Section 5706.2.4.4 3406.2.4.4 Locations Where Above-ground Tanks are Prohibited is hereby deleted and a new section **5706.2.4.4 3406.2.4.4** is added as follows:

The geographic limits in which the storage of class I and class II liquids in above-ground tanks is prohibited are to be determined by the Fire Chief or his or her designee in accordance with NFPA 30 Flammable and Combustible Liquids Code, Department of Environmental Quality, and any other applicable code or standard recognized by the Fire Chief or his or her designee.

I.F.C. Section 6104.2 3804.2 Maximum Capacity Within Established Limits is hereby deleted and a new section **6104.2 3804.2** is added as follows:

The geographic limits in which the storage of liquefied petroleum gas is restricted for the protection of heavily populated or congested areas is to be determined by the Fire Chief or his or her designee in accordance with NFPA 58, the Liquefied Petroleum Gas Code, the Michigan Mechanical Code, and any other applicable code or standard recognized by the Fire Chief or his or her designee. The aggregate capacity of any one installation shall not exceed a water capacity of 2,000 gallons (7,570 liters).

Exception: In particular installations, this capacity limit shall be determined by the Fire Chief or his or her designee, after consideration of special features such as topographical conditions, nature of occupancy, and proximity to buildings, capacity of proposed containers, degree of fire protection to be provided and capabilities of the local fire department.

~~Sections 1101-1105 are deleted and replaced with the following language:~~

~~Construction requirements for existing buildings shall meet the requirements of the Michigan Building Code adopted in Chapter 1420.~~

Section 2. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules inconsistent with these provisions are repealed.

Section 3. Should any section, clause or phrase of this ordinance be declared to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof other than the part so declared to be invalid.

Section 4. This ordinance shall take effect on the 30th day after enactment, unless given immediate effect by City Council and shall expire on **December 31, 2034**.

Resolutions**Resolution #2025-208**

By the Committee on Development and Planning
Resolved by the City Council of the City of Lansing

WHEREAS, the Lansing City Council recently adopted Ordinance #1339, adding to the codified ordinances subsection 206.02(1)(a)I.; and

WHEREAS, newly created subsection 206.02(1)(a)I. requires that the Council by resolution create a scoring system with points for each of the considerations described in that subsection and subsection 206.02(a)(1)H., and forward it to the Administration for use in reviewing bidders for contracts that involve construction work; and

WHEREAS, the Council has reviewed the conditions and considered the appropriate allocation of points to be made for those non-monetary considerations, as well as the monetary considerations, when reviewing bidders for contracts that involve construction work.

NOW THEREFORE BE IT RESOLVED that the scoring system attached to and incorporated as part of this Resolution is adopted; and

BE IT FINALLY RESOLVED that the scoring system as adopted shall be transmitted to the Mayor and Purchasing Director for use in review of all bidders for contracts that involve construction work.

By Council Member Garza

Motion Carried

Ordinances for Passage**PASSAGE OF ORDINANCE**

An ordinance of the City of Lansing, Michigan, to amend the Lansing Codified Ordinances, Chapter 210, to add Section 210.06, to provide censure, penalties, and forfeiture of office for nonattendance of Council members at meetings, pursuant to the authority in Section 3-204 of the City Charter.

Was read a second time by its title.

By Council Member Carter to recommit the Ordinance.

Motion failed by the following roll call vote:

Yeas: Council Members Brown, Carter, Jackson

Nays: Council Members Garza, Hussain, Kost, Pehlivanoglu, Spadafore

The Ordinance was adopted by the following roll call:

Yeas: Council Members Garza, Hussain, Jackson, Kost, Pehlivanoglu, Spadafore

Nays: Council Members Carter, Brown

Ordinance #1341

An ordinance of the City of Lansing, Michigan, to amend the Lansing Codified Ordinances, Chapter 210, to add Section 210.06, to provide censure, penalties, and forfeiture of office for nonattendance of Council members at meetings, pursuant to the authority in Section 3-204 of the City Charter.

THE CITY OF LANSING ORDAINS:

Section 1. That Chapter 210, Section 210.06, of the Codified Ordinances of the City of Lansing, Michigan, be and are hereby amended to read as follows:

210.06 Penalties for nonattendance at Council and Council Committee Meetings.

(a) As used in this section:

Council Meeting means a regularly scheduled Council meeting as provided in Section 3-201 of the City Charter or a special Council meeting called as provided in Section 3-202 of the City Charter.

Committee Meeting means a regular or special meeting of a standing committee of the Council, as provided for by Section 3-102.5 of the City Charter and the Rules of Council, or of a special or adhoc committee of the Council that is limited in time and purpose, as provided for by Section 3-102.4 of the City Charter.

Absent means the failure of a Council member to be physically present and in attendance at the time of the meeting roll call and whose absence is not an excused absence before the completion of the meeting, as provided in Rules of Council pertaining to the Order of Business, or by the completion of the next regular meeting.

Excused Absence means an absence excused under Rules of Council for a reason acceptable to the Council, which may include, but

is not limited to, illness, family emergency, vacation, jury duty, bereavement, or weather danger. When determining whether to excuse an absence, the Council may also consider how much notice was provided by the Council Member in advance of the absence, but the Council Member must provide notice at least one hour prior any scheduled meeting except in the event of a health or safety emergency.

(b) Penalties for absences at Council Meetings: During a calendar year (beginning January 1st and ending on December 31st each year), a Council Member may not be absent from a Council Meeting. The penalties for a Council Member's absence at a Council Meeting are as follows:

(1) For the first absence, a written warning is provided by the City Clerk to the Council member.

(2) For a second absence, a council member may be censured by council resolution at a regular council meeting within 60 days after the second absence occurs.

(3) For a third or any subsequent absence, the Council member may be required by resolution to pay a fine to the City in an amount equal to the Council member's salary, divided by 26, for each absent Council meeting. Failure to pay the fine imposed within 60 days of the resolution shall be a default under Section 2-103.2 of the City Charter.

(4) A Council member, who is absent for five consecutive Council meetings, shall be subject to forfeiture of the member's elective office as provided in Section 2-302 of the City Charter.

(c) Penalties for absences at Council Committee Meetings: During a calendar year (beginning January 1st and ending on December 31st each year), a Council Member may not be absent from a Committee Meeting for a regular, special, or ad hoc committee that member has been assigned to. The penalties for a Council Member's absence at Committee Meetings are as follows:

(1) For the first absence, a written warning is provided by the City Council Office Manager to the Council member.

(2) For a second absence, a council member may be censured by council resolution at a regular council meeting within 60 days after the second absence occurs.

(3) For a third or any subsequent absence, the Council member may be required by resolution to pay a fine of \$100. Failure to pay the fine imposed within 60 days of the resolution shall be a default under Section 2-103.2 of the City Charter.

Section 2. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules inconsistent with the provisions are repealed.

Section 3. Should any section, clause or phrase of this ordinance be declared to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof other than the part so declared to be invalid.

Section 4. This ordinance shall take effect on the 30th day after enactment, unless given immediate effect by City Council, and shall expire December 31, 2034.

Speaker Registration for Public Comment on City Government Related Matters

City Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

Reports From City Officers, Boards, and Commissions; Communications and Petitions; and Other City Related Matters

By Vice President Carter that all items be considered as being read in full and that President Kost make the appropriate referrals

Motion Carried

- Reports from City Officers, Boards and Commissions:

Item(s) from the City Clerk re:

Minutes of Boards and Commissions placed on file in the Clerk's Office

Placed on File

Board of Ethics Rules of Procedures

Referred to the Committee of the Whole

Item(s) from the Mayor re:

Reappointment; Irene Iris Cotton as an At-Large member of the Board of Police Commissioners for a term to expire June 30, 2029

Referred to the Committee on Public Safety

Social District; add MIEntertainment Group, Inc. dba Grewal Hall, and M & S1 LLC, dba Jollof Afro Caribbean Lounge, to the Downtown Social District

Referred to the Committee on City Operations

Special Assessment; Principal Shopping District 2025 Roll

Referred to the Committee of the Whole

Setting a Public Hearing on Special Assessment; Principal Shopping District

Referred to the Committee of the Whole

Lawsuit Settlement; Participation in the Sandoz Opioid Settlement

Referred to the Committee of the Whole

Lawsuit Settlement; Participation in the Purdue/Sackler Opioid Settlement Agreement and Michigan State-Subdivision Agreement

Referred to the Committee of the Whole

Lawsuit Settlement; Participation in the generic manufacturers Opioid Settlement Agreement and Michigan State-Subdivision Agreement
Referred to the Committee of the Whole

Amending Chapter 206 to adjust the threshold for requiring bidding
Referred to the Committee on Ways and Means and to the Internal Auditor

Setting a Public Hearing on Amending Chapter 206 to adjust the threshold for requiring bidding (PEND-4133)
Referred to the Committee on Ways and Means and to the Internal Auditor

Item(s) from the Board of Public Service re:
Board of Public Service Budget Priorities for Fiscal Year 2026-2027
Referred to the Committee on City Operations

- Communications and Petitions, and Other City Related Matters:

Letter from Alesia Flowers regarding Orders to Make Safe or Demolish at 108 S. Martin Luther King Jr. Blvd. and 1300 W. Maple St
Placed on File

Communication from Donald Stouffer opposing the ordinance establishing the City as the provider of all curbside solid waste collection
Referred to the Committee on Public Safety / Placed on File

Communication from Ian regarding various legislative matters
Placed on file

Public Comment on City Government Related Matters

Aleisa Flowers spoke about the orders to Make Safe or Demolish at 108 S. Martin Luther King Jr. Blvd. and 1300 W. Maple St.

Tracy Edmond spoke about the orders to Make Safe or Demolish at 108 S. Martin Luther King Jr. Blvd. and 1300 W. Maple St.

Nicklas Zande advocated for a community center in Ward 2.

Shawn Brock spoke about city leadership.

Ivan Droste spoke about the ordinance establishing the City as the provider of all curbside solid waste collection and the Mod pods for unhoused persons.

Loretta Stanaway spoke about various City matters.

Linda Appling spoke about the ordinance establishing the City as the provider of all curbside solid waste collection.

Cheryl Brand spoke about the ordinance establishing the City as the provider of all curbside solid waste collection and the Mod pods for unhoused persons.

Michael Gorishek spoke about the homeless encampment near Dietrich Park.

Farhan Sheikh-Omar spoke about the most responsible bidder ordinance.

Darren spoke about the homeless encampment near Dietrich Park.

Adjourned Time 9:36 P.M.



Chris Swope, City Clerk