AGENDA
Committee of the Whole
Monday, May 22, 2017 – 5:30 p.m.
City Council Chambers, City Hall 10th Floor

Council Member Spitzley, Chairperson
Council Member Wood, Vice Chair

1. **Call to Order**

2. **Roll Call**

3. **Minutes**
   May 1, 2017
   May 8, 2017

4. **Public Comment on Agenda Items (Up to 3 Minutes)**
5. **Presentation:**
   - CDBG Annual Action Plan Update – Planning & Neighborhood Development
   - Todd Heywood - Ordinance Amendment – Chapter 622, Section 622.01 – Drug Paraphernalia

6. **Discussion/Action:**
   A.) RESOLUTION – Temporary Relocation of the Polling Place for Ward 1, Precinct 4 for the August 8, 2017 City Primary Election

   B.) RESOLUTION– Application and Setting of a Public Hearing for Renaming Lansing City Hall as "David C. Hollister City Hall"

7. **Adjourn**

The City of Lansing's Mission is to ensure quality of life by:

I. Promoting a vibrant, safe, healthy and inclusive community that provides opportunity for personal and economic growth for residents, businesses and visitors
II. Securing short and long term financial stability through prudent management of city resources.
III. Providing reliable, efficient and quality services that are responsive to the needs of residents and businesses.
IV. Adopting sustainable practices that protect and enhance our cultural, natural and historical resources.
V. Facilitating regional collaboration and connecting communities

MINUTES
Committee of the Whole
Special Budget Meeting
Monday, May 1, 2017
City Council Chambers

CALL TO ORDER

Council President Spitzley called the meeting to order at 5:00 p.m.

PRESENT

Councilmember Brown Clarke
Councilmember Kathie Dunbar – arrived at 6:01 p.m.
Councilmember Tina Houghton
Councilmember Adam Hussain
Councilmember Patricia Spitzley
Councilmember Jody Washington
Councilmember Carol Wood
Councilmember Jessica Yorko – arrived at 5:04 p.m.

OTHERS PRESENT

Sherrie Boak, Council Staff
Angie Bennett, Finance Director
Eric Brewer, Internal Auditor
Jim Smiertka, City Attorney
Chief Talifarro, LFD
Robert Johnson, Planning & Neighborhood Development
Traci Shell, Parking
Don Kulhanek, Planning & Neighborhood Development
Bill Rieske, Planning & Neighborhood Development

Discussion/Action:

Minutes

MOTION BY COUNCIL MEMBER WOOD TO APPROVE THE MINUTES FROM APRIL 24, 2017 AS PRESENTED. MOTION CARRIED 6-0.

Public Comment

Mr. Alverez informed the Committee of the recent passing of his son.

Council Member Washington stepped away from the meeting at 5:04 p.m.

Department Budget Presentations
City Attorney

Mr. Smiertka presented his department budget and noted that he is aware the Charter requires he report to the City Council and the Mayor for legal affairs of the City. In regards to staffing he informed the Committee that he has 3 vacancies, and the support staff vacancies are filled with contract employees. The goal is to fill those positions with full time employees, not contracts. He noted that his department participates in an aggressive intern program with MSU Law Criminal Justice. Lastly, he pointed out that his department is projected to be under budget $147,000.

Council Member Washington stepped away from the meeting at 5:08 p.m.

Mr. Smiertka presentation also touched on contracts and litigation lists, 9,169 FOIA requests, review of collective bargaining, grievances, and collaboration with the BWL legal staff. Mr. Smiertka pointed out that they have a new Home Occupation Team that addresses the central data base, and consists of code compliance, LPD, LFD, and BWL who review cases and handle on a collective basis. As part of that, in June they will offer education seminars for the public and not cost.

Council Member Washington returned to the meeting at 5:11 p.m.

As Mr. Smiertka addressed the individual department line items, he did confirmed that there are concerns for an increase because there are cases that are up for trial in Federal court, in addition to a need for outside experts and consultants.

Council Member Wood referred the Committee and Mr. Smiertka to page 11 of 33 in the budget which reflected a large amount in the year end for temporary help. Mr. Smiertka acknowledged that when he started in July 2016 in the start of the fiscal year, there was a lot of temporary help.

Council Member Wood then asked about the next year projection only at $6,500. Mr. Smiertka confirmed he will have some staff under the legal extern program, which they do not get paid for, but get credit.

Council Member Wood asked why there was no budget for supplies. Mr. Smiertka stated that was eliminated and they will use miscellaneous operating for their supplies.

Council Member Wood asked if they have considered purchasing the “nasal ranger device” for testing the air as part of their discussion with the task force with code compliance and LFD for marihuana. Mr. Smiertka admitted they had not looked into it anymore, but the Task Force could explore that, and he would add that to the next task force agenda, along with ways to handle it under the home business percentage.

Council Member Wood asked if the City Attorney office was still using Gallagher Bassett for their 3rd party billing. Mr. Smiertka confirmed they did have an issue with Gallagher Bassett in his first 6 months, but now the office has access to their software and see every claim they are processing for the City. Council Member Brown Clarke asked if they had looked at billing performance outcomes. Mr. Smiertka stated they have not, but their contract is up June, 2017, so the department will look into going out for bid for a different 3rd party.

Council Member Wood asked what the turn-around time was on projects. Mr. Smiertka confirmed his expectations are weekly.

Fire

Council President Spitzley acknowledged Chief Talifarro submitting the requested information to the Council by the deadline.

Chief Talifarro began his presentation, which noted the FY2017 budget at $33 million, and a projection for this year at $33,563,891. This would bring them in roughly $50,000 under budget. They are projecting an increase in personnel costs due to pending retirements.   There are 1.5 mills in the budget which is $3 million in revenue. Currently the Fire Department has 195 staff, 5 which are part time which also includes code enforcement. Of those there are 177 sworn officers including two assistant chiefs.

Council Member Hussain asked for numbers on code enforcement and premise office positions. Chief Talifarro noted there is on position currently vacant. Council Member Hussain then asked for any input from the Chief on code enforcement since it had been under his department for over a year. Chief Talifarro confirmed dramatic improvement in code numbers, and staffing assistance with scheduling. To add additional staff could require space and vehicles, but a complete analysis has not been performed. Council President Spitzley noted there was a half position for premise office that was vacant, and asked how long it had been vacant. The Chief acknowledged it had been for the entire fiscal year, but they plan to run another process for filling the vacancy. The highest priority has been to fill the Fire Officer positions. The department has a home occupation team for medical marihuana, however there are issues there under State law for enforcement, and so they need to consider what Code to look under for enforcement.

The group moved onto nuisances and expectations for code to enforce nuisances and signage.   Council asked the City Internal Auditor to research the code enforcement information from last year's budget for hiring more code enforcement officers. Council Member Washington asked for the Council to consider finding funds specifically for Code compliance for commercial uses.

Council Member Wood asked for additional information on how residents can track their complaints in BSA. The Chief acknowledged the request, stating they are working on better analytics and advocating for a position similar to that in the Fire Department for ESO reporting, BSA, and targeting solutions. Council Member Brown Clarke encouraged them to consider a joint position with IT. Council Member Wood asked for the cost for the system, which the Chief answered it was $30,000-$40,000 and they are working with IT for linkage. Ms. Bennett added that in the FY 2018 IT budget it does include a data analytic position.

Council Member Hussain again asked Mr. Brewer to look at the cost of the position from the past year request for additional code enforcement officers.

Council Member Washington stepped away from the meeting at 6:08 p.m.

Council Member Spitzley asked the Chief to consider how Code Compliance and Council can work with the Department.

The Chief continued with his presentation on the overview of the department, the run volume and the EMS.

Council Member Washington returned to the meeting at 6:11 p.m.

Council Member Wood asked if they track repeat overdoses, and the Chief stated they can pull information and they have a task force looking at that with Ingham County. Council Member Brown Clarke asked how they determine which vehicle is released to response, because she had heard the perception the most expensive vehicles were always responding. The Chief outlined the process, and added that all staff are cross trained as EMT and fire fighters. Council Member Wood asked if they hire anyone that is not trained in both. The Chief stated that if they do, they train them, and they are not allowed to stay on the job if they do not get dual trained. Council Member Dunbar asked if they provide any training for current employees to become paramedics. The Chief stated they are considering the approach with LCC.

The department presentation moved into regional teams and performance indicators. This included Blue Card Incident Management Training, Enhanced use of Social Media, Youth Leadership Academy, Capital Improvements, Maintaining the Insurance Service Office Rating of ISO3.0, and then also Code Enforcement Indicators which showed a small decrease in trash notices from 2016 to 2017, and trash submittals staying consistent.

The Committee asked if the complaints to Code Enforcement could be viewed via the website, what the applications are, and is it through Lansing Connect. Chief Talifarro stated he would verify and get the information to the Council.

The missing video in the power point presentation was sent via email during the meeting to Council staff who sent it onto Council.
Council Member Yorko acknowledged the increase of registered rentals in the BSA system and recognized the work of the department.

Council Member Wood asked for any proposed new positions, the number of current vacancies, how long those were vacant and those filled. She also asked how long the position for Fire Marshall had been open. Chief Talifarro confirmed it had been vacant for a full year, and there is a vacancy for an analysis position.

Council Member Yorko stepped away from the meeting at 6:45 p.m.

Council Member Wood informed the Chief that Ms. Bennett had stated the analysis position was in IT. The Chief noted that part of position is for licensing Medical Marihuana and for the Fire Marshall to inspect those.

Council Member Yorko returned to the meeting at 6:55 p.m.

Council Member Wood asked the status of the union contract, at which the Chief stated it expired in July 2016, but they are still working under it.

Council Member Wood asked where the funds were coming for the equipment, because the millage was for staff in the field not equipment, and also asked what the contractual services were paying for. Chief Talifarro stated that 85% goes towards personnel. The department gets $3 million from the millage and a $34 million budget, putting the base resources toward personnel. They have contracted for code enforcement.

Council Member Wood asked about the regional cooperation, noting the residents agreed to the 5 year millage for their City, but there is a concern with those funds being used for employees to work outside the City.

Council Member Washington asked the Chief how many retirees he will have this year. Chief Talifarro stated he expected 8.

Council Member Houghton stepped away from the meeting at 6:58 p.m.

Council President Spitzley asked Mr. Boyce about the recent Ingham County IT issues. Mr. Boyce confirmed at the current time the City had disconnected from Ingham County and assisting their staff.

Planning & Neighborhood Development

Council Member Houghton returned to the meeting at 6:59 p.m.

Council President Spitzley asked Mr. Johnson to follow the outline the Departments were presented with. Mr. Johnson handed out a power point presentation.

Council Member Dunbar stepped away from the meeting at 7:00 p.m.

In the presentation was the introductions of his staff, and overview of the department, and 5 items they have focused on including blight elimination, neighborhood support, "Love Lansing", and the Form Based Code.

Council Member Dunbar returned to the meeting at 7:03 p.m.

Council President Spitzley passed the gavel at 7:03 p.m. to Council Member Wood

Mr. Johnson then went through his presentation highlighting those items and the tasks they have taken over the last year.

Council Member Wood passed the gavel to Council President Spitzley

Mr. Gamble returned to the meeting at 7:17 p.m.

Slide 26 was reviewed which showed the comparisons on the number of building safety permits that were issued, and then an overview of the time line on the progress at Life O'Riley.

Council Member Wood asked for the current list of staffing positions, the number that were vacant, and which ones were filled by temporary or contractual staff.

Council Member Wood then referred the Committee to page 27 of 44 in the budget which note non-general funds dollars, and an increase projected for the North Capital Ramp permits and decrease on for the Townsend Street lot. Mr. Johnson informed the Committee that all City Employees have moved to the North Capital lot, and they have also seen an increase of permitted use in that lot. The Townsend ramp saw a decrease in the budget from $1,100,000 to $300,000 because there was an original contract with the State of Michigan, but there are pending issues with that and the City is aggressively pursuing the resolution to that contract with the State. He added that BCBS has now moved all their employees to their private ramp, and no longer parking employees at Townsend either. Council Member Wood asked what the amount in the fund balance is for the ramp. Ms. Bennett stated $12.3 million. Mr. Johnson added that is about $130,000 - $150,000 for maintenance on a single ramp.

Council Member Wood then asked about the contractual item for the ramps. Ms. Shell they use contractors for the elevator, pest control, gate equipment and safety, in addition to cleaning and the plowing.

Council Member Hussain stepped away from the meeting at 7:27 p.m.

Council Member Wood asked what the rental rate was for the offices in the bottom of ramp. Mr. Johnson stated it is running at $11.00 per square foot, so roughly $9,000 for planning office; $37,000 for building safety, and code at $41,000.

Information Technology-(30 minutes)
Mr. Boyce went through his power point presentation with the Committee.

Council Member Brown Clarke asked if there was tracking on the projects in progress, and Mr. Boyce confirmed they have a new Help Ticket process and that has helped. The group was referred to slide 4 which outlined their time to resolution since 2014.

Slide 8 of the presentation was reviewed which lists the Information Technology projects with stability, workflow, support systems, security and 8 items “In Progress”. Mr. Boyce confirmed that in total there were 32 projects, they have finished 25 projects and two will continue past fiscal year.

Council Member Wood asked if the IT Department assisted with the HR new hiring process. Mr. Boyce confirmed they were involved in the tracking system, and provided the project management in order to get the new portal when people want to post the positions.

The group moved onto slide 9 which detailed the required performance indicators, those being Infrastructure – Uptime 99.99% for service availability; Service Desk – 80% of the tickets completed in one business day, and Feedback on tickets 4.9 out of 5.0.

Council President Spitzley asked about the cyber security. Mr. Boyce outlined their understand and noted that in 2016 there was an analysis of cyber security from an external firm audit. Their goal is to protect with monitoring 24/7. In 2018 they hope to go forward and hope to have a goal to inside protection. He admitted they did learn from the incident with BWL and their security breach.

Council Member Brown Clarke asked about their analytics. Mr. Boyce referred them to slide 13, which was a presentation on operational systems, open data, analysis and identifying the problems. There is a proposed Data Analysis position that is proposed for analyzing and monitoring the data. In addition to that position Mr. Boyce referred the Committee to page 14 of the power point which noted they have 16 employees, with 6 vacancies in which 4 were filled and 2 are in the progress of being filled.

Council Member Wood asked about their plans for the electronic FOIA process. Mr. Boyce confirmed the FOIA's will be saved electronically and follow the Retention Act. Council Member Wood then asked if there was a system for the public to view FOIA requests. Mr. Boyce stated again that they follow the records management policy and if it is a configurable perimeter. Council President Spitzley asked if there is a way for Law to flag information so to eliminate duplicate searches. Mr. Boyce confirmed it is possible if the information still exists in the system.

Council Member Houghton asked about the card system, and if the issues have been researched, and also what the new software was that he was budgeting for. Mr. Boyce stated the software is for a learning management system, and also the increase is to cover software for departments.

Council Member Wood asked if the increase in wages was to add more position and remove those from contracted employees with Dew Point. Mr. Boyce referred again to page 14 of the slides, and stated it is not for new with Dew Point, it is for the new Security Administrator, IT Application Manager, Helpdesk Manager and Senior Help Desk Technician. Also currently the administrative assistant is part time and they will move that position to full time. Council Member Wood asked how long the contract was with Dew Point, and Mr. Boyce confirmed it is renewed year to year, and is up June 2017. Council Member Wood asked if they are looking at other companies, or bringing those positions to City full time employees. Mr. Boyce stated bringing those positions into City jobs is not his best move, because Dew Point is a 24/7 service company, and he supports the work Dew Point has done so far.

Council Member Wood referred the Committee and Mr. Boyce to page 41 of 44 in the budget and asked about the telephone account, and why there was a $300,000 increase. Mr. Boyce stated it used to be in hardware maintenance in previous years, and address telecommunications, phone systems at the desk, and all internet connectivity. There was also an increase for the purchase of new storage.

Council Member Dunbar asked about details on the increases for software in the IT budget, when each department also shows an increase. Mr. Boyce stated that when a department purchases software the IT manages. Council Member Dunbar encouraged them to divide items out in IT per department for transparency.

Council asked if the Contract line item increased because of Dew Point, and Mr. Boyce clarified it was $962,000 actual.

Council Member Washington again asked Mr. Boyce why if IT was budgeting for items, why the departments were also budgeting for those same items. Ms. Bennett answered that IT is an internal service fund. The funding source in their fund is the individual departments. The then referred everyone to page 41 which showed revenue outside of the general fund. There is $5.7 million dollars with an allocation to the departments. Council Member Washington asked why $5.7 million was being paid for by all other departments, and if so then why is IT not asking for anything out of the general fund. Mr. Boyce provided information that he was aware that across the country each user has an average cost of $7,480, so his opinion was that the City was 5% less than the National average.

Council Member Brown Clarke asked if they were still committing funds for outdated equipment. Mr. Boyce confirmed that has started to flatten out.

Council Member Dunbar encouraged the Administration in the future to describe the line items in more detail so it is transparent on where items are being charged to.

Council President Spitzley referred Mr. Boyce and Mr. Gamble to the Lansing Connects items, and reminded them that Council has been asking for a review and understanding of the program, and read-only access so they can address call and concerns when they receive requests from the residents. Mr. Boyce was asked to work with the appropriate department so that City Council can have an opportunity to have read- only access.

Ms. Bennett left the meeting at 8:25 p.m.

Human Relations & Community Services

Dr. Joan Jackson Johnson distributed her annual information, and outlined her department, grants, and community forums. Also noted were youth programming, transportation and resources for public housing. Council Member Wood pointed out that in the last budget there were funds for a housing position, and asked if that person was hired. Dr. Jackson Johnson confirmed they did offer it to someone, but they wanted more money, so they started the hiring process again, with the plans to fill it within another week. Council Member Wood asked for the impact on the decrease from the Health Department. Dr. Jackson Johnson stated they do free medical, and substance abuse, and work with the Health Department. The Health Department helps with the prescription and child care side. Council Member Wood then asked about the Lansing Housing Commission role. Dr. Jackson Johnson detailed that there are two funds, they took over supportive housing that St. Vincent's gave up and the match dollars are for mental health. The other $10,000 is for use with a tutor on literacy coalition at all sites. Council Member Wood asked what the Kids Connect budget was, and Dr. Jackson Johnson stated $275,000 and that $60,000 is from donations. Council Member Brown Clarke asked whose responsibility it is for grant management and reporting. Dr. Jackson Johnsons gave the name of Tony Young and Katrina Urista, and on the 20th of every month they get a financial statement from the agency and do a program report quarterly. Council Member Brown Clarke asked what impact the Federal cuts will have on HRCS and if they have a strategic plan. Dr. Jackson Johnson stated they are planning and working with other agencies to plan ahead.

Mayor and Community Media

Mr. Gamble provided an overview of the department responsibilities, a proposed .5% reduction, and a reduction in the personnel line due to less interns and temporary help. Mr. Cochran updated the Committee on the recent AT&T system, which now doubles the audience.

Council Member Washington stepped away from the meeting at 8:59 p.m.

In addition to online streaming, it is also on TV, and the public media goals include upgrades to the Council Chambers hearing assistance, upgrade to HD and web stream.

Council Member Washington returned to the meeting at 9:01 p.m.

Currently it is HD on the internet, but they are having discussion on a high speed app. The upgrades in the chambers will amount to an estimate of $100,000.

Council Member Wood asked how many employees were in the department for City TV, and Mr. Cochran confirmed there were two full time, but do have some assistance that help with input, so a total of 6 staff at time. They plan to have one staff dedicated to phones, questions, and customer service. Council Member Spitzley asked how many contract employees and the longest contract employee. Mr. Cochran confirmed 4 and the longest , has currently worked on contract for 5 years.

Council Member Yorko stepped away from the meeting at 9:07 p.m.

Council Member Wood asked why there was no rental costs noted for City TV at SWOC, since other departments such as the Parking Office, has a rental fee in their budget. Mr. Gamble stated those charges for City TV were in the property management line items. Council Member Wood asked why the franchise dollars were not paying utilities. She then also asked for performance measures from both the Mayor's office and the Media, before the budget is adopted.

Council Member Brown Clarke asked if there were plans to stream the meetings to an app on cell phones. Mr. Cochran stated they can currently stream it on their phone by logging into www. Stream.com and search for the Lansing City TV.

Council Member Yorko returned to the meeting at 9:11 p.m.

Council Member Hussain asked how many "back pack studios" they offered. Mr. Cochran confirmed they have 8 and currently most are rented regularly.

Council Member Yorko stepped away from the meeting at 9:13 p.m.

The estimated cost for each is $5,000, and over the 8 years since they were implemented they have not had any theft or damage. Council Member Hussain asked how they know they renters are not taping anything in appropriate. Mr. Cochran stated they have had no issues tracking the rentals.

Council Member Yorko returned to the meeting at 9:15 p.m.

The department can take screen shots of the web cam and the City Attorney opinion on the programming channel is that they are administrators and do not censor. Council President Spitzley asked about a legal opinion on anything inappropriate on a PEG channel, and how they control the content when they are using public equipment.

Council Member Yorko left the meeting at 9:16 p.m.

Mr. Cochran corrected himself, noting he did not mean they do not censor what goes online, the City channel only supports edited content. The rentals are strictly used for non-commercial use and community events. They are aware that if they chose to do something it is a criminal charge. Council Member Brown Clarke asked if there was a rental fee, and what the cost is for the depreciation along with a fee model for the fee schedule. Mr. Cochran confirmed there is a rental fee, the funding is the PEF fees and that is why those funds cannot be used for operational expenses and capital expenditures. Council Member Brown Clarke then asked if the renters are trained to use the cameras. Mr. Cochran confirmed.

Council President Spitzley reminded everyone of the two community meetings on May 3rd at Alfreda Schmidt South Side and May 4th at Foster Community Center. Lastly, a reminder that the Committee of the Whole meeting on May 8th will be held at 5:00 p.m.

Adjourn

Adjourned at 9:25 p.m.
Respectfully Submitted by,
Sherrie Boak, Recording Secretary
Lansing City Council
Approved by Committee on

MINUTES
Committee of the Whole
Monday, May 8, 2017
City Council Chambers

CALL TO ORDER

Council President Spitzley called the meeting to order at 5:00 p.m.

PRESENT

Councilmember Brown Clarke- arrived at 5:01 p.m.
Councilmember Kathie Dunbar
Councilmember Tina Houghton- arrived at 5:03 p.m.
Councilmember Adam Hussain
Councilmember Patricia Spitzley
Councilmember Jody Washington
Councilmember Carol Wood
Councilmember Jessica Yorko – arrived at 5:02 p.m.

OTHERS PRESENT

Sherrie Boak, Council Staff
Angie Bennett, Finance Director
Jim Smiertka, City Attorney- arrived at 5:15 p.m. left at 5:35 p.m. returned at 6:10 p.m.
Joseph Abood, Chief Deputy City Attorney- left the meeting at 5:17 p.m.
Heather Sumner, Assistant City Attorney
Amber Paxton, Office of the Financial Empowerment
Todd Heywood, Lansing City Pulse
Kathy Miles
Jon Miles
Ricardo Bridnes
Chad Gamble, Mayor's Office - arrived at 5:38 p.m.

Public Comment

No public comment.

Discussion/Action:

RESOLUTION – Amendments to the Deferred Compensation Plan (457) for the UAW 2016-2019 Collective Bargaining Agreement

Council President Spitzley corrected the agenda to reflect the item to state “2016-2019” instead of “2013-2016”.

Mr. Abood explained to the Committee that this amendment would allow employees of the UAW to invest as a retirement option under the 457 Plan of the City. In order to accomplish that the Council needs to amend the plan and the document in front of the Committee shows those amendments, which with ratification will allow the Committee to administer the plan, and will make it consistent with the CDA that Council had already ratified. Mr. Abood moved on in his explanation to provide details on the changes. The language was amended for 2.03 to state “as well as contributions pursuant to Sections 4.02g and 4.02h, subject to the following limitations”. 2.09 now includes “(other than contributions pursuant to Plan Sections 4.02g and 4.02h(i) through (iii)” and “other than as provided in Sections 4.02g and 4.02h”. The amendment added “Notwithstanding anything to the contrary herein, the Employer may designate a default Designated Institution and Investment Product in the event a Participant fails to make a designation in his or her Participation Agreement which shall be the deemed designation of the Participant.” Effective January 1, 2017 it now says “ 2.15 “10/21/13 UAW Local 2256 Employee” means an employee of the Employer who either hired into or transferred into UAW Local 2256 on or after October 21, 2013”. And “2.16 “Base Wage” means an employee’s salary or wager determined by his or her classification at an annualized rate of pay contained in the appendix of the collective bargaining agreement with UAW Local 2256 as then in effect”. In regards to eligibility Mr. Abood stated anyone who is a Local 2256 employee shall automatically participate, and will have 2% of their base wage mandatorily withheld and contributed as a pre-tax annual deferral, in addition the Employer will contribute as a pre-tax annual deferral. The Employer will also contribute on behalf of the employee in an amount equal to 2% of the base wage. Mr. Abood confirmed that HR is HR is working with the administrators of the options on the compensation to be deferred, the timing of the effective dates and whether the employee can defer additional compensation. The document he stated had been vetted by HR, Finance and the Administration, in addition comports with what ratification between the Union and the City.

Council Member Wood asked for verification that the UAW had seen the amendments. Ms. Bennett stated it was negotiated, and this agreement makes the defined contribution better met the needs and allows for mandatory contributions and employer contributions. Council Member Wood then asked if the ratified contract had been signed. Ms. Bennett could not verify it, so stated she would provide that answer when she could verify with HR. Council Member Wood asked what the time line was for approval of the amendments. Ms. Bennett confirmed the UAW did review it and it was agreement upon when the Council ratified the contract. Council President Spitzley asked Ms. Bennett again if the ratification was signed. Ms. Bennett still did not have an answer. Mr. Abood explained to the Council that when they amend the pension plan, the amendments have to be done in the same calendar year as it is ratified. Council Member Brown Clarke asked what the next steps would be if Council approved it. Ms. Bennett stated the Deferred Compensation Committee would sign and submit to the IRS. They will then hold sessions with the employees to go over the plans and options.

Council Member Wood voiced her concern again of approving something if there is no assurance that the contract has been signed yet. Council President Spitzley asked Ms. Bennett to provide that information prior to action at the Council meeting later in the evening.

MOTION BY COUNCIL MEMBER WOOD TO APPROVE THE RESOLUTION FOR THE AMENDMENTS TO THE DEFERRED COMPENSATION PLAN (457) FOR THE UNION 2016-2019 COLLECTIVE BARGAINING AGREEMENT. MOTION CARRIED 8-0.

RESOLUTION – Ballot Language for Charter Amendment 8-403.6

Council Member Washington informed the Committee that she had crafted the ordinance with the City Attorney office, based on the all the constituent discussions and comments during the recent Scott Park/BWL decisions. She summarized that the amendment would have any park property, cemetery or waterfront land be brought to the vote of the people before a sale, gift, lease or license.

MOTION BY COUNCIL MEMBER WASHINGTON TO APPROVE THE RESOLUTION FOR THE BALLOT LANGUAGE TO AMEND THE CHARTER FOR 8-403.6.

Council Member Dunbar stated she was seeing it for the first time, and asked when action had to take place. Council Staff stated that if the language was going to be on the August ballot, it needed to be passed on May 15th. Council Member Dunbar stated that she would need more time, and if not would have to vote no at this meeting. Council Member Washington reminded the Committee the information was in the packet when it was posted the end of last week.

Council Member Spitzley acknowledged Council Member Washington for her work on it, and understood her intentions based on what happened during Scott Park and BWL. She however had concerns with the words "license" and "easements" because her opinion was that the Council was elected to make those decisions.

Mr. Smiertka confirmed that ballot language is also governed by the City Act, which requires all language to go before the State Attorney General and the Governor before it is placed on the ballot. His office had sent the current language to the Attorney General office, but had not received a response yet, and they will still need the Governors approval.

Council Member Brown Clarke noted she did not have a concern with the topic, however did not realize the goal was a turnaround for the August ballot, but she would have time to review before the deadline for the November ballot.

Council Member Washington stated she did not have an issue with waiting until the November ballot, therefore she asked the Council President to place it on the May 15, 2017 Committee of the Whole agenda.

Council Member Hussain spoke in support of asking the constituents to vote.

Council President Spitzley repeated her concern with having the words "easements" and "license" in the language.

A brief discussion was held on the time line for the August ballot, and the approval process from the State Attorney General and Governor.

Council Member Washington withdrew her motion, and requested Council Member Spitzley to place it on the May 15, 2017 agenda, noting if Council had any legal questions they can contact the City Attorney office.

MINUTES

MOTION BY COUNCIL MEMBER WOOD TO APPROVE THE MINUTES FROM MAY 3RD, 2017 WITH THE TIME CHANGE FOR ARRIVAL OF COUNCIL MEMBER DUNBAR TO 6:34 P.M. AND ADDING THAT SHE WAS ALSO EXCUSED. MOTION CARRIED AS AMENDED 8-0.

MOTION BY COUNCIL MEMBER WOOD TO APPROVE THE MINUTES FROM MAY 4TH, 2017 AS PRESENTED. MOTION CARRIED 8-0.

The minutes from May 1, 2017 were moved to May 15, 2017 for any action.

Budget-

Department Budget Presentations

Finance Department

Ms. Bennett provided and overview of her department which included the Treasurer, Assessor and new this year the Office of Financial Empowerment (OFE), which is currently under the Mayor's budget. Ms. Bennett concluded by stating she had not changes in the frame of the operational, but it will include $150,000 for the Legacy Cost study.

Council Member Wood asked for vacancy information, the number of positions, and the current number of vacancies, how long they have been vacant and how many are filled by contractual or temporary.

Council President Spitzley referred Ms. Bennett to the line items for salaries under all her divisions where it appeared all were requesting $100,000 increases. Ms. Bennett stated there is a $20,000 due to contractual wage increases, and outlined the decreased projections in the other line items. She then answered the other question on vacancies, but stating she has 4 vacancies, 2 in the process of being filled and 1 on hold. This explains the current fiscal year end projection for an increase. Council Member Wood asked how many of the 4 positions are filled by contract. Ms. Bennett stated that there are 2. Ms. Bennett then went back to the question by Council President Spitzley on the salary increases, stating the Assessor shows an increase because the is currently a vacancy due to a promotion, and they are proposing to be at full staff in the future. The totals Ms. Bennett provided reflected 4 vacancies in Budget/Accounting with 2 under contract, and 2 vacancies in Assessing with 1 under contract, and 2 vacancies in Treasury, one full time and one part time, which is currently contracted. Council Member Wood asked for timelines on how long the positions had been vacant. Ms. Bennett only provided information that the auditor position had been vacant for a while. In regards to the timeline on all the contract positions, Ms. Bennett stated that only one had gone over 1 fiscal year.

Council Member Wood then moved the discussion to the requested additional $150,000 for the Legacy Study, reminded Ms. Bennett that during the budget season last fiscal year, Council asked if there would be a need for more funds, and her understanding from Ms. Bennett then was that there would not be another request. Ms. Bennett state that there will be recommendations on how to implement into the new budget, in the terms of reduction or increase in legacy costs. Last year, she stated her opinion was the study wouldn't have been done to make that determination.

Council Member Wood asked Ms. Paxton what the $165, 000 for operating costs was for in her OFE budget. Ms. Paxton detail that they had obtained a 3 year $1.5 million grant, and they had $110,000 left over. They will also be pulling $15,000 from Lansing Save for the OFE. Ms. Bennett stated the funds from Lansing Save will come from the Treasurer budget and that is why the budget shows $27,000 compared to last years $37,000. The additional $5,000 is from the AmeriCorps position.

Council Member Wood asked Ms. Paxton if she was a contract employee or full time employee, and if she was in the Union. Ms. Paxton confirmed she had become a permanent employee on January 1, 2017 and not part of the Union, but a member of the Mayor's staff. Council Member Wood asked Ms. Bennet if when Ms. Paxton is moved to the Finance department if she will be in a union bargaining group, and Ms. Bennett was not able to answer that at this time but would work with HR. Council Member Wood asked for a copy of Ms. Paxton contract from January 1, 2017.

Council Member Hussain asked Ms. Bennett for details on the requested additional $150,000 for the Legacy Costs, and how they came up with that amount. Ms. Bennett stated the original request from a year ago was $200,000 which had the $100,000 match from the State, to study the City pension and what the City can do with those costs. The understanding is that once the report is released they may require additional studies or implementation costs to accomplish the recommended plan. The Committee then reminded Ms. Bennett that they were told last year that Council was told they would see a draft document from the study, and have never seen it, but it is being represented to the FHT on May 11th. Mr. Gamble assured them the study will outlined the changes to the liability, the laws, and then work with Council and the FHT to develop a map to navigate to make sure the City can fund and keep City services. The $150,000 would be used for recommendation implementation and evaluation of costs, Ms. Bennett clarified it will not be another study. Council Member Wood reminded the Committee that last year during the budget the funds were taken from the BWL audit, and with that there were still funds in that account, so those funds could be used instead of another request for $150,000. Ms. Bennett confirmed the $100,000 was moved from the BWL audit; however the other funds were not carried forward.

Mr. Brewer provided his opinion that the study from Siegel Group would be comprehensive, and their recommendations will need a specialist, however his opinion was that the City will see the return down the road.

Council President Spitzley recapped for everyone that it was just made clear the $150,000 request is not for additional studies, as it keeps being said, but for the implementation.

Council President Spitzley asked Ms. Paxton what items are in her Miscellaneous Operating budget line item. Ms. Paxton stated it would be for program management, two counselors, $16,000 for software and a position offset by the CDBG. They plan to move Ms. King from temporary help in the Treasury Department in the OFE office. Council Member Wood pointed out the budget does not reflect a reduction in the Treasury office temporary help. Ms. Bennett stated it will be offset by seasonal needs for the income tax season because Ms. King salary was coming out of temporary help. Ms. Paxton concluded by adding that Mr. Engle, whose position was formally supported by grants will now work for the OFE and she is proposing $20,000 for that.

Budget Review

Council President Spitzley asked that the Council review the draft resolution in the packet and make any recommendations to Council Staff by noon on Wednesday, May 10, 2017. The Council Staff will then compile all the changes into a draft 2 document and redistribute to Council prior to the meetings on Monday, May 15th.

Council Member Yorko asked Ms. Bennett additional questions on the sidewalk millage. Ms. Bennett explained that there is a proposed $25 million per the engineering which would bring sidewalks up to the standards that are needed. The proposed is for a 6 year bond issued and a millage levy and which generates $11 million worth of work. The debt payment would be more than that over the 6 years, which equates to $1.8 million a year. Council President Spitzley asked why the millage is primarily for sidewalks, but it says "Sidewalks and Roads". Mr. Gamble stated it includes that because with road maintenance projects they also need to do the mandatory sidewalk for ADA compliance. They believe there is 600 miles of infrastructure and they hope to repair 120 lineal miles of sidewalk. Only 30% of the costs of sidewalk repairs are generally assessed to the residents. Council Member Wood took everyone back to the meeting on May 4th where the Committee was told that the City would not be doing a special assessment the residents for the sidewalks in addition to this millage. Mr. Gamble clarified they were misinformed. Council Member Wood then referred Mr. Gamble to the CIP, which has an $11 million with no offset for a special assessment. Mr. Gamble explained that by stating the Administration cannot speculate on the voter's approval, and so after they vote they will have to provide that. Council Member Wood asked if every section of sidewalk was the same cost to replace. Mr. Gamble confirmed they were, whether it was in front of a house or at a corner, each took the same amount of concrete. There may be additional extra item costs at the corners for curb cuts, soils for ramps and ADA items.

Council Member Houghton informed the Council of a "Roads 101" session that will be held on May 11, 2017 at 6:30 p.m. located at Sycamore Creek Church.

Ms. Bennett referred the Committee to an earlier handout that added additional fees to the budget resolution for Bike Lockers in the Public Service General Fund budget.

Budget Policies

Council President Spitzley asked Council to review the draft polices in the packet and provide any comments to Council staff by noon on Wednesday, May 10, 2017. Ms. Bennett made the change to page one under "Vacancy Factor" to reflect the attrition vacancy allowance would be $500,000 not $800,000 as has been stated in the last couple years.

Council Member Dunbar referred to the last page of the draft policies, and read the "Transparency and Accountability in Government", emphasizing that the City Council can pass policies and procedures, then referring back to the sanctuary city discussions from earlier meetings noting other Council members stated the Administration passed policies.

Council Member Yorko asked Ms. Bennett a budget question regarding the Income Tax Revenue Chart from the budget overview from an earlier meeting, and asked if the income was from people who worked in the City. Ms. Bennett confirmed it was a combination, and also included employer withholding and corporate income tax.

Council Member Wood asked Ms. Bennett for the answers to the questions Mr. Brewer had been sending her.

Ms. Bennett referred back to an earlier question on the Deferred Compensation changes and the Union Contract. She informed the Council that the UAW has the contract for signature, but have not signed it. Ms. Bennett then answered that she was advised that the Council needed to move forward anyways or it would be unfair labor practice if they did not.

Council President Spitzley replied to an earlier comment from Council Member Dunbar on the policies, stated that there is transparency in governing, however, the policy that was discussed during the sanctuary city meetings is a policy directing the LPD and that is covered under the Police Commission per the City Charter.

Adjourn

Adjourned at 6:44 p.m.
Respectfully Submitted by,
Sherrie Boak, Recording Secretary
Lansing City Council
Approved by Committee on

Final Report of The Ingham Community Health Center's Ad Hoc Committee on Needle Exchanges

Ad Hoc Committee Members:
Todd Heywood -- Chair
Todd Tennis -- Vice Chair
Ingham County Clerk Barb Byrum
Deputy Health Officer Joel Murr
Sam Inglot, Ingham County Resident
Cheryl Tennis, Ingham County Resident
Nathan Murphy, Legislative Aide State Rep. Andy Schor's Office
Jacque Liebner, RISE Recovery Community
Corey Warren, RISE Recovery Community

In February of 2015, health authorities in rural Scott County, Indiana -- located in the southern part of Indiana -- clocked an astounding 30 new HIV cases in that county. In previous years it averaged five new cases of HIV a year. By mid-March, the county had identified another 25 cases, bringing the total in just three short months to 55 new infections

Scott County was rural, poor and an unlikely point for an HIV outbreak -- except for one thing: the opioid epidemic that has been sweeping the nation had come home to the tiny county.

One year later, 190 people were infected with HIV. For years prior to this outbreak, medical authorities saw the writing on the wall, according to the Indianapolis Star Tribune newspaper.[1] The growing abuse of Opana (oxymorphone) -- a powerful prescription painkiller -- as an injected opioid was leading many to show up in emergency rooms and doctor's offices with infections and heart issues related to needle use and drug abuse.

There were other warnings of the HIV outbreak to come. In 2011, the New England Journal of Medicine reports, there was a cluster of Hepatitis C related infections tied to prescription opioid injection. [2]

Dr. William Cooke, who ran the Foundations Family Medicine office in Scott County, told the newspaper of an HIV outbreak, "It's a matter of time. It was something we just kind of knew."

Indiana prohibited the establishment needle exchange programs and the possession of sterile needles without a valid prescription.Despite the outbreak, it wasn't until after the federal government was called in that the Indiana governor issued an emergency order allowing needle exchanges. By that time, over 100 people had been infected with HIV.

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[1] http://www.indystar.com/story/news/2016/04/08/year-after-hiv-outbreak-austin-still-community-recovery/82133598/
[2] http://www.nejm.org/doi/full/10.1056/NEJMp1507252#t=article

In December 2015, the Ingham Community Health Center Board of Directors recognized that opioid and other prescription and illicit drug abuse injection activities were on a significant increase.

From January 1 to June 15, 2016, Ingham County has identified 13 opioid overdose deaths. From Jan. 1 to June 19, 2016, the Lansing Fire Department reported 110 Narcan doses delivered.[3] From Jan. 1 to June 22, 2016 local emergency departments in the county reported 174 drug related emergency department visits.[4]

As many of the overdoses being registered were related to heroin injection, the ICHC Board of Directors voted unanimously to create an Ad Hoc Committee on Needle Exchange Programs. The directive from the Board to the Committee was as follows:

This comprehensive report will evaluate the following:
- The need for a needle exchange program in Ingham County
- Efficacy of needle exchange in reduction of serious communicable diseases
- Efficacy of needle exchange in assisting those struggling with addiction in seeking, and obtaining addiction services
- Legal barriers to implementation of needle exchange programming in the community
- Community barriers to implementation of needle exchange programming in the community
- Economic barriers to implementation of needle exchange programming in the community
- Identification of partner agencies which may be willing to house and operate needle exchange programming in the community if the Ad Hoc Committee determines a program is needed.

The Committee began meeting in February of 2016. The following mission statement was created at the first meeting by Committee members: “The goal of the Ad Hoc Committee is to draw experts and partners from within the Ingham County Community to investigate the need for a needle exchange program and how one can be implemented in the county.”

The Committee’s findings are as follows:

1. There is a need for the development and implementation of a needle exchange program in Ingham County in order to prevent an HIV outbreak similar to the Scott County Indiana outbreak of 2014-2015.
2. There is and will remain for the foreseeable future a significant and substantially increased risk of needle related transmission of HIV, Hepatitis B and Hepatitis C as well as other blood borne pathogens in Ingham county and the surrounding regions.

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[3] This number includes total number of Narcan doses delivered during the time period. Some patients may have required more than one dose.
[4] This number was derived from reviewing emergency department admits wherein drug issues were the primary related issue for the visit as reported to the Michigan Syndromic Surveillance System.

3. Needle exchanges prevent disease and serve as a conduit to recovery for those users prepared to avail themselves of resources. There is no scientific evidence that needle exchange programs encourage or increase needle using behaviors among those who inject drugs.
4. There are some legal barriers to implementation of needle exchange programs in Ingham County, however, these can be remedied fairly quickly with minor legislative changes on a local level. But the Committee recognizes that not all segments of the community were reached and that some levels of resistance may exist which were not identified through this process.
5. The Committee identified no community barriers to implementation of needle exchange programs.
6. The Committee did identify that funding a needle exchange may be difficult, but that funds exist through the federal, state and local governments, as well as private foundations and funding sources, which could offset such programming.

Access and Need: Preventing Scott County's Experiences in Ingham

Ingham County has the highest HIV prevalence rate outside of Detroit, according to the Michigan Department of Health and Human Services data[5] reviewed by the committee. That data shows that in 2015, Ingham County had 175 cases of HIV per 100,000 people living in the county. Statewide, 12 percent of HIV cases were attributed to intravenous drug use or IV drug use and men who have sex with men combined categories of risk.

HIV is just one of three needle borne diseases that the Committee took into account as it reviewed information related to the public health need for a needle exchange. The group also reviewed data as it relates to Hepatitis B and C.

In 2014, Ingham County had a chronic Hepatitis B rate of 12 per 100,000 people living in the county. That was nearly three times the statewide rate of 4.62 cases per 100,000 people. In that same year, chronic Hepatitis C rate was 45 cases per 100,000 people living in Ingham County. The state rate that same year was 75 cases per 100,000 people living in the state.

Since 2012, Ingham County has had 10 cases of HIV transmission attributed to intravenous drug use, according to statistics released by the Michigan Department of Health and Human Services. Eaton County has had under five cases[6] in that same time period and Clinton County has had no such HIV transmissions during that same time period.

[5] http://www.michigan.gov/documents/mdch/Statewide_496827_7.pdf
[6] In order to prevent accidental identification of persons with HIV, state and federal health officials do not provide total cases numbers in small population centers out of an abundance of caution. Therefore, measures are listed as <5. In the case of Ingham County, the total of 10 cases spread out over the five year time span was identified each year wherein a diagnosis was made, as <5 cases. In this instance, because the IVDU community is small, identification could be possible, the exact numbers are masked.

In 2003, Ingham county reported 14 opioid related deaths. By 2015, the county had identified 68 opioid related deaths. . For the first six months of 2016, 60 percent of the opioid related deaths were from heroin, up from 41 percent in 2015. While in the first six months of 2016, heroin deaths were reported in seven of the 12 reporting police agencies cooperating in the Ingham County Opioid Surveillance program. Lansing Police Department led the way in these reports, with 27, the Ingham County Sheriff's Office reported four deaths, while Meridian Township Police Department reported three, and East Lansing and Leslie both clocked two such deaths. The Eaton County Sheriff's Department reported one death in this same time period.

It is clear to the Committee that injection drug use is on the increase, however, this is not solid data. [7]

What The Research Says

Health experts at the Centers for Disease Control conclude that people "who inject drugs can substantially reduce their risk of getting and transmitting HIV, viral hepatitis and other blood borne infections by using a sterile needle and syringe for every injection."[8]

According to a 2004 World Health Organization report, needle exchange programs "substantially and cost effectively reduce the spread of HIV among [intravenous drug users] and do so without evidence of exacerbating injecting drug use at either the individual or societal level." [9] In that same report, a 2002 study is cited that compared HIV rates in 103 cities in 24 countries and found: "The HIV infection rate had declined by an average of 18.6% annually in 36 cities with needle and syringe programmes, whereas it had increased by an average of 8.1% annually in 67 cities lacking such programmes. These findings confirmed those of earlier reviews.""[10]

Beyond preventing the spread of HIV, needle exchange programs have also been shown to reduce the rate of other communicable diseases. According to the The Harm Reduction Coalition, a national advocacy group that works to reduce drug related harm, supports needle exchange programs have shown to reduce the Hepatitis C rate amongst intravenous drug users as well. [11]

With the significant number of emergency department visits attributed to drugs identified just this year in Ingham County, the Committee believes that the evidence supports that the introduction of a needle exchange program will result in a reduction in the health care cost associated with

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[7] RISE reports to the committee that a significant majority of the community they serve reported injection drug behavior. Additionally, health officials acknowledge that overdose from non-injection methods is possible with heroin, that in fact injection related overdose is certainly a more likely route of overdose.
[8] http://www.cdc.gov/hiv/risk/ssps.html
[9] http://apps.who.int/iris/bitstream/10665/43107/1/9241591641.pdf
[10] http://apps.who.int/iris/bitstream/10665/43107/1/9241591641.pdf
[11] http://harmreduction.org/wp-content/uploads/2011/12/SEPandHCV.pdf

injection drugs use. Those reductions would be realized not only in prevention of reportable infectious disease cases, but also in the prevention of other infections of the skin and other parts of the body associated with injection drug use and unsterile needle use.

Legal Obstacles and Considerations to Implementation of a Needle Exchange Program

Michigan law[12] specifically carves out an exception in the paraphernalia law to allow for needle exchanges to prevent disease. While on a state level this is true, Lansing's ordinance[13] does not contain this exception. It is truthful that law enforcement in the city could choose to ignore the more restrictive ordinance in Lansing in favor of Michigan's slightly broader law and allowance for an exemption for needle exchange programs. However, it is the belief of the Committee that such a move would be subject to political whims, and not best practices, science and law.

The Lansing City Council Committee on Public Safety has officially told the Committee it is "prepared to review" the ordinance to facilitate a needle exchange program.

In addition to an amendment to the city ordinance on paraphernalia, the Committee found that implementation of numeric identification coding not tied to an individual is an important part of needle exchange programs as they interact with law enforcement. In Flint, members of Wellness AIDS Services needle exchange program explained that the numeric identification cards it gives out with needles prevents participants from being charged under the local paraphernalia law. However, Wellness AIDS Services staff reported that in interactions with law enforcement the needles are often seized.

To address this issue, a special needle exchange ordinance or policy should be adopted by the city. Such an ordinance or policy should require declaration of need from the county health officer, development of non-identification numeric coding systems to allow law enforcement to identify those involved in the needle exchange and prevent the needles from being seized, and clarification that needles with residue are not to be considered under this waiver of the needle exchange program.

Following are the Committee's final recommendations:

COMMITTEE RECOMMENDATION 1: The Committee recommends unanimously that a needle exchange program be established for operation in Ingham county specifically. However, due to the transient nature of substance abusers and substance use, any such program should be established with a mobile unit, operating from a centralized location and providing once a week or more service to various localities in Ingham, Eaton and Clinton counties. The goal of such a

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12 http://www.legislature.mi.gov/(S(dfi1v1qidjfzyj2b1skaiev2))/mileg.aspx?page=getObject&objectName=mcl-333-7457

13 https://www.municode.com/library/mi/lansing/codes/code_of_ordinances?nodeId=COOR_PT6GEOFCO_CH622DR_622.01DRPA

program would be to reduce the needle borne transmission of HIV, Hepatitis B and Hepatitis C among needle users in the tri-county region, recognizing that this community is an interconnected one, and requiring interventions on a regional level in order to create as broad and deep of a firewall against the viral transmissions as possible.

COMMITTEE RECOMMENDATION 2: Due to the high number of heroin and other opioid overdoses tracked to the city of Lansing, the Committee recommends unanimously that a needle exchange program be centralized in Lansing and serve, via a mobile unit, the tri-county region.

COMMITTEE RECOMMENDATION 3: The Committee recommends, unanimously, the amendment to Lansing's drug paraphernalia law to bring it in line with Michigan's law and create an exemption from prosecution for needle exchange programs.

COMMITTEE RECOMMENDATION 4: The Committee recommends, unanimously, that the county health officer name needle exchange programs as a public health interest and support organizations in the county to create and implement such programs.

COMMITTEE RECOMMENDATION 6: The Committee recommends, unanimously, that the county health officer work closely with her counterparts in Clinton, Eaton, Shiawasee and Jackson counties to further the goals, creation and implementation of a regional needle exchange program centered in Lansing.

COMMITTEE RECOMMENDATION 7: The Committee recommends, unanimously, that the county health officer, in regional cooperation, seek CDC certification of at risk community designation for a needle exchange program in the region, as outlined by the US Department of Health and Human Services guidance issued March 29, 2016. [14]

COMMITTEE RECOMMENDATION 8: The Committee recommends, unanimously, that a needle exchange program be run by private, nonprofit entities in order to ensure the trust and access from the local needle using community.

COMMITTEE RECOMMENDATION 9: The Committee recommends, unanimously, that any needle exchange program that is established provide, at the very least, not only provisions for sterile syringes and needles, but also provide a full range of HIV, Hepatitis and other STI screening, education, prevention and linkage to treatment and prevention resources, access to effective recovery community programs for those who desire recovery, and access to and training for the administration of naloxone for reversal of opioid related overdoses

As the Committee was wrapping up its work, staff from RISE, a recovery community in Lansing with a significant history of working with those struggling with addictions, indicated they had an interest and capacity to partner with the Lansing Area AIDS Network to develop and implement

[14] https://www.aids.gov/pdf/hhs-ssp-guidance.pdf

a needle exchange program in Lansing and beyond. While the Committee takes no formal position on this offer, the Committee does endorse and support the gathering of community resources to navigate and develop such a program. Based on the Committee’s work, the Committee does believe that both RISE and LAAN stand qualified in the community to partner and provide sterile syringes as a prevention, access to recovery and access to HIV, Hepatitis C and other STI testing, treatment and prevention counseling and education to the at risk needle using communities in the region.

ORDINANCE NO. __________

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND CHAPTER 622, SECTION 622.01, OF THE LANSING CODIFIED ORDINANCES BY EXCLUDING DRUG PARAPHERNALIA DISTRIBUTED BY A FEDERAL, STATE OR LOCAL GOVERNMENTAL AGENCY TO PREVENT THE TRANSMISSION OF INFECTIOUS AGENTS.

THE CITY OF LANSING ORDAINS:

Section 1. That Chapter 622, Section 622.01(e) of the Codified Ordinances of the City of Lansing, Michigan, be and is hereby amended to read as follows:

622.01. - Drug paraphernalia.

(a) *Drug Paraphernalia Defined.*

(1) As used in this section, "drug paraphernalia" means all equipment, products and materials of any kind which are used, intended for use or designed for use in planting, propagating, cultivating, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, containing, concealing, injecting, ingesting, inhaling or otherwise introducing into the human body a controlled substance in violation of State or local law. It includes, but is not limited to:

A. Blenders, bowls, containers, spoons and mixing devices used, intended for use or designed for use in compounding controlled substances;

B. Capsules, balloons, envelopes and other containers used, intended for use or designed for use in packaging small quantities of controlled substances;

C. Containers and other objects used, intended for use or designed for use in storing or concealing controlled substances;

D. Diluents and adulterants, such as quinine hydrochloride, mannitol, mannite, dextrose and lactose, used, intended for use or designed for use in cutting controlled substances;

E. Isomerization devices used, intended for use or designed for use in increasing the potency of any species of plant which is a controlled substance;

F. Kits used, intended for use or designed for use in manufacturing, compounding, converting, producing, processing or preparing controlled substances;

G. Kits used, intended for use or designed for use in planting, propagating, cultivating, growing or harvesting any species of plant which is a controlled substance or from which a controlled substance can be derived;

H. Objects used, intended for use or designed for use in ingesting, inhaling or otherwise introducing marijuana, cocaine, hashish or hashish oil into the human body, such as:

1. Air driven pipes;
2. Bongs;
3. Carburetion tubes and devices;
4. Carburetor pipes;
5. Chamber pipes;
6. Chillums;
7. Electric pipes;
8. Ice pipes or chillers;
9. Metal, wooden, acrylic, glass, stone, plastic or ceramic pipes, with or without screens, permanent screens, hashish heads or punctured metal bowls;
10. Miniature cocaine spoons and cocaine vials;

11. Roach clips, meaning objects used to hold burning materials, such as marijuana cigarettes, that have become too small or too short to be held in the hand;

12. Smoking and carburetion masks; and

13. Water pipes

J. Scales and balances used, intended for use or designed for use in weighing or measuring controlled substances;

K. Separation gins and sifters used, intended for use or designed for use in removing twigs and seeds from, or otherwise cleaning or refining, marijuana; and

L. Testing equipment used, intended for use or designed for use in identifying or in analyzing the strength, effectiveness or purity of controlled substances.

(2) In determining whether an object is "drug paraphernalia," a court or other authority shall consider, in addition to all other logically relevant factors, the following:

A. Statements by an owner or by anyone in control of the object concerning its use;

B. Prior convictions, if any, of an owner or of anyone in control of the object, under any State or Federal law relating to controlled substances;

C. The proximity of the object, in time and space, to a direct violation of State law;

D. The proximity of the object to controlled substances;

E. The existence of any residue of controlled substances on the object;

F. Direct or circumstantial evidence of the intent of an owner, or of anyone in control of the object to deliver it to persons whom he or she knows intends to use the object to facilitate a violation of State or local law. The innocence of an owner or of anyone in control of the object, as to a direct violation of State law, shall not prevent a finding that the object is intended for use or designed for use as drug paraphernalia.

G. Instruction, oral or written, provided with the object concerning its use;

H. Descriptive materials accompanying the object which explain or depict its use;

I. National and local advertising concerning its use;

J. The manner in which the object is displayed for sale;

K. Whether the owner or anyone in control of the object is a legitimate supplier of like or related items to the community, such as a licensed distributor of or dealer in tobacco products;

L. Direct or circumstantial evidence of the ratio of sales of the object to the total sales of the business enterprise;

M. The existence and scope of legitimate uses for the object in the community; and

N. Expert testimony concerning its use.

(b) *Possession.* No person shall use, or possess with intent to use, drug paraphernalia to plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale or otherwise introduce into the human body a controlled substance in violation of State or local law.

(c) *Manufacture, Delivery or Sale.* No person shall deliver, sell, process with intent to deliver or sell, or manufacture with intent to deliver or sell, drug paraphernalia, knowing that it will be used to plant, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale or otherwise introduce into the human body a controlled substance in violation of State law.

(d) *Advertisement.* No person shall place in any newspaper, magazine, handbill, sign, poster or other publication, any advertisement, knowing that the purpose of the advertisement, in whole or in part, is to promote the sale of objects designed or intended for use as drug paraphernalia.

(e) *Exceptions.* This section shall not apply to manufacturers, wholesalers, jobbers, licensed medical technicians, technologists, nurses, hospitals, research teaching institutions, clinical laboratories, medical doctors, osteopathic physicians, dentists, chiropodists, veterinarians, pharmacists and embalmers in the normal legal course of their respective business or profession, nor to persons suffering from diabetes, asthma or any other medical condition requiring self-injection; NOR INCLUDE DRUG PARAPHERNALIA SOLD, OFFERED FOR SALE, OR GIVEN AWAY BY A FEDERAL, STATE OR LOCAL GOVERNMENTAL AGENCY, INCLUDING A COUNTY HEALTH DEPARTMENT, TO PREVENT THE TRANSMISSION OF INFECTIOUS AGENTS.

(f) *Civil Forfeiture.* Any drug paraphernalia used, sold, possessed with intent to use or sell, or manufactured with intent to sell, in violation of this section, shall be seized and forfeited and may be destroyed after sixty days.

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.

Approved as to form:

____
City Attorney

Dated: ________________________

CAROL A. SIEMON
INGHAM COUNTY PROSECUTING ATTORNEY

LISA MCCORMICK
Chief Assistant Prosecutor

JOHN J. DEWANE
Deputy Chief Assistant Prosecutor

May 18, 2019

Patricia Spitzley
President, Lansing City Council
124 W. Michigan Avenue
Lansing, MI 48933

Dear Councilmember Spitzley:

Our community is not immune to the tragic epidemic of heroin/opioid addiction. In fact, overdose deaths have consistently increased since 2010, and are now approximately 400% above the previous norm.

We believe these changed circumstances call for new solutions. As Prosecutor, I am committed to working with those on every level of this effort – police, treatment providers, human service professionals, and medical and mental health professionals.

The U.S. Centers for Disease Control has published guidelines for Syringe Services Programs (SSP), a practice also known as needle exchange. These CDC has published a document stating that "SSPs are an effective component of a comprehensive, integrated approach to HIV prevention". This document further states that SSPs can include "referral to substance abuse disorder treatment programs."

We believe that syringe services programs can serve as an important component of our community-wide effort to reduce the plague of heroin/opioid addiction. These deadly drugs rob their users of human potential and the long-lasting impact of these addictions ripples throughout families and communities.

Our long experience with drug interdiction and offender incarceration has proven that we simply cannot arrest and prosecute our way out of this problem. I am grateful that our local police agencies are working with treatment providers to refer addicts into the system, and I believe there is true collaboration across our various systems.

As you are aware, we cannot move forward on SSP in Lansing without change to city ordinance. In particular, the provisions concerning drug paraphernalia would need to be amended so that program providers could serve clients.

While the heroin/opioid problem is critical, I'm hopeful that our community is moving toward solutions. I believe that syringe services programs are one component, and I encourage the City Council to adopt this policy change.

Sincerely,

Carol A. Siemon

303 WEST KALAMAZOO STREET 4R • LANSING, MICHIGAN 48933 • PHONE: (517) 483-6108 • FAX: (517) 483-6397
pa.ingham.org

Chris Swope
Lansing City Clerk

May 12, 2017

President and Members of the Lansing City Council
10th Floor, City Hall
Lansing, MI 48933

Dear Councilmembers:

The attached application has been submitted to the City Clerk's Office, and is being forwarded for your consideration and appropriate action:

Sincerely,

Chris Swope

Chris Swope, CMC
Lansing City Clerk

BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Fairview School at 815 N Fairview Avenue is the Polling Place for Ward 1, Precinct 4; and

WHEREAS, Fairview School will be inaccessible and unusable as a Polling Place due to construction at the facility for the August 8, 2017 City Primary Election; and

WHEREAS, Pattengill School at 626 Marshall Street is in close proximity, handicapped accessible, plenty of parking to serve as a temporary Polling Location for the City of Lansing; and

WHEREAS, City Clerk Chris Swope recommends that the Polling Place for Ward 1, Precinct 4 be relocated to Pattengill School for the August 8, 2017 City Primary Election;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, relocates the Polling Place for Ward 1, Precinct 4 to Pattengill School at 626 Marshall Street for the August 8, 2017 City Primary Election, and that that the City Clerk shall notify the Registered Electors of Ward 1, Precinct 4 of the relocation.

BE IT FURTHER RESOLVED, that effective with any election after the August 8, 2017 City Primary Election, the Polling Place for Ward 1, Precinct 4 shall return to Fairview School at 815 N Fairview Avenue, and that the City Clerk shall notify the Registered Electors of Ward 1, Precinct 4 of the relocation.

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

Chris Swope
Lansing City Clerk

May 12, 2017

President and Members of the Lansing City Council
10th Floor, City Hall
Lansing, MI 48933

Dear Councilmembers:

The attached application has been submitted to the City Clerk's Office, and is being forwarded for your consideration and appropriate action:

Sincerely,

Chris Swope

Chris Swope, CMC
Lansing City Clerk

Lansing City Clerk's Office
Ninth Floor, City Hall, 124 W. Michigan Ave., Lansing, MI 48933-1695
517-483-4131 □ 517-377-0068 FAX
clerk.cityoflansingmi.com □clerk@lansingmi.gov

Application for Naming and Renaming Memorials
In the
City of Lansing, Michigan

Proposed name: David C. Hollister City Hall

Basis and significance of proposed name: David C. Hollister has dedicated his life to public service, and in particular to the City of Lansing. He has made significant contributions and exemplified the highest ideals of stewardship in each of his seven careers: teacher, county commissioner, legislator, Mayor of Lansing, State department director, CEO of Prima Civitas Foundation, and independent consultant. David C. Hollister presided as the Mayor of Lansing from 1994—2003. As Mayor, he created a vision that Lansing become a world class city and began a major revitalization of the City that is still underway. Some of his accomplishments as Mayor include: Established a regional effort to keep and expand General Motors in the Lansing area including the two new state-of-the-art auto manufacturing facilities located downtown and in Delta township as part of an Act 425 regional tax-sharing agreement, Built Oldsmobile Stadium and attracted the Lansing Lugnuts, Restored historic Old Town as a center of artistic and cultural activity, Renovated and constructed over 2,000 housing units, collaborated with the State of Michigan to build five new state office buildings in downtown Lansing, Sponsored a Blue Ribbon Committee of School Improvement that led to 26 different initiatives including HOPE scholarship program, Youth Court, and Project PLAY which rebuilt over 80 playgrounds in the City, Created the first municipal-sponsored Cesar Chavez Commission, Utilized community development block grant funds to establish an Entrepreneur Institute of Mid-Michigan designed to serve low-income people interested in starting a business, initiated the Common Ground music festival, and initiated Neighborhood Improvement Grants to empower citizen-led neighborhood improvement. During his career, Hollister has received numerous Awards and Honors, including: Children's Defense Fund- Washington, D.C.- Child Care Legislator of the Year, National Association of Social Workers, Michigan Chapter- Public Citizen of the Year, Michigan Women's Studies Association, Inc.- Phillip A. Hart Award, Jewish National Fund Tree of Life Award, Leonard Peters Lifetime Achievement Award, and Dr. Martin Luther King, Jr. Legacy Award. Even in retirement, Hollister continues to be actively involved in civic engagement including being a Board member for the Michigan Institute of Contemporary Art, Member of the Information Technology Empowerment Center Executive Board, Lansing Promise Executive Board, Facility for Rare Isotope Beams Committee, and Samaritas (formerly Lutheran Social Services) Advisory Board. He has also been involved with multiple publications and productions, most notably the novel "Second Shift: the Inside Story of the Keep GM Movement," published by McGraw Hill, 2016 and "Second Shift: from Crisis to Collaboration" a documentary film, 2015.

Object, site, or street to be named or renamed: the current Lansing City Hall, and any future site of Lansing City Hall

Current name (if applicable): Lansing City Hall

When you are done with this form, please return it to:
Chris Swope, City Clerk
Lansing City Clerk's Office
Ninth Floor, City Hall, 124 W. Michigan Ave., Lansing, MI 48933-1695
clerk@lansingmi.gov

Impact on residents: No impact foreseen

Impact on businesses: No impact foreseen

Projected implementation cost if application is approved: Nominal

Proposed funding: No additional funds will be needed

Anticipated support and/or opposition to the proposal: It is anticipated that there will be general support for the honorary naming of City Hall after a former, and still well-known and respected, Mayor of Lansing. Potential opposition is not anticipated with respect to the renaming of City Hall.

If the Proposed Memorial involves changing a street name, this application must be accompanied by payment for the estimated cost of mailing notice to owners of all properties with mailing addresses on the subject street and on corners which intersect the subject street.

Applicant's Name: Mayor Virg Bernero

Date: April 11, 2017

Applicant's Address: 124 W. Michigan Ave., 9th floor, City Hall

City: Lansing State: MI Zip: 48933

Main Contact Number: (517) 483-7638 Secondary Contact Number: (517) 483-4141

If you have questions please call: 517-483-4131

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LANSING CITY CLERK

When you are done with this form, please return it to:
Chris Swope, City Clerk
Lansing City Clerk's Office
Ninth Floor, City Hall, 124 W. Michigan Ave., Lansing, MI 48933-1695
clerk@lansingmi.gov

DRAFT

Memorial Review Board

City of Lansing

Tuesday, May 9, 2017, 6:15 P.M.

SOUTH WASHINGTON OFFICE COMPLEX
Conference Room
2500 South Washington

DRAFT MINUTES

The meeting was called to order by the Chairperson.

BOARD MEMBERS PRESENT: Maria Enriquez, Chairperson
Linda Appling, Vice Chairperson
Willie Davis
Angela Moore
Maria Van Core

ABSENT: Chad Rogers

A QUORUM WAS PRESENT

OTHERS PRESENT: Billie O'Berry, Office of the City Attorney
Monica Zuchowski, Office of the City Clerk

PUBLIC COMMENT: There was no public comment

APPROVAL OF MINUTES: Tabled

NEW BUSINESS: Application for Naming/Renaming City Hall for David C. Hollister
Moved by Ms. Moore to support the application Naming/Renaming
David C. Hollister Lansing City Hall
MOTION CARRIED with one abstention

OLD BUSINESS: Review of Naming/Renaming Application
Tabled

ADJOURNED AT 7:15 P.M.

BY COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Memorial Review Board received an application requesting the renaming the current Lansing City Hall, and any future site of Lansing City Hall to the David C. Hollister City Hall and

WHEREAS, the Memorial Review Board met on May 9, 2017 and made a recommendation to the Lansing City Council to approve the request for the renaming of the current Lansing City Hall, and any future site of Lansing City Hall to the David C. Hollister City Hall; and

WHEREAS, In accordance to Chapter 1034.90 of the Code of Ordinances, a public hearing on the application shall be held in consideration of the memorial proposal;

NOW, THEREFORE, BE IT RESOLVED that a public hearing be held, at the City Council Meeting held on Monday, June 26, 2017 at 7:00 p.m. in the City Council Chambers on the tenth floor of City Hall, in consideration of the request for the renaming the current Lansing City Hall, and any future site of Lansing City Hall to the David C. Hollister City Hall.

BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Memorial Review Board received an application requesting the renaming the current Lansing City Hall, and any future site of Lansing City Hall to the David C. Hollister City Hall; and

WHEREAS, the Memorial Review Board met on May 9, 2017 and made a recommendation to the Lansing City Council to approve the request for the renaming of the current Lansing City Hall, and any future site of Lansing City Hall to the David C. Hollister City Hall; and

WHEREAS, in accordance to Chapter 1034.90 of the Code of Ordinances, a public hearing was held on June 26, 2017 in consideration of the proposal.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council approves the establishment of naming the current Lansing City Hall, and any future site of Lansing City Hall to the David C. Hollister City Hall