MINUTES
Committee of the Whole
Monday, July 10, 2017 @ 5:00 p.m.
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
Councilmember Tina Houghton
Councilmember Adam Hussain
Councilmember Patricia Spitzley
Councilmember Jody Washington
Councilmember Carol Wood
Councilmember Jessica Yorko- arrived at 5:07 p.m.

OTHERS PRESENT

Sherrie Boak, Council Staff
Eric Brewer, Council Internal Auditor
Jim Smiertka, City Attorney
Randy Hannan, Mayors Executive Assistant
Heather Sumner, Assistant City Attorney
Brandon Waddell, Assistant City Attorney
Loretta Stanaway
Kathy Miles
Deb Mercer
Steve Monti
Dan Denova
Julia Tarsa
Deb Parrish
Elaine Womboldt
Dale Schrader
Suzanne Elms Barclay
Kathleen Badgley
Peter Wood
Art Badgley
Mary Sanford
Michael Ruddick
Kelly Collison

Charley Collison
Melissa Quan Hubert

Minutes
MOTION BY COUNCIL MEMBER WOOD TO APPROVE THE MINUTES FROM JUNE 26, 2017 AS PRESENTED. MOTION CARRIED 7-0.

MOTION BY COUNCIL MEMBER WOOD TO GO CLOSED SESSION AT 5:01 P.M. TO HEAR FROM THE CITY ATTORNEY ON STRATEGY IN CONNECTION WITH PENDING LITIGATION. MOTION CARRIED BY ROLL CALL VOTE 7-0.

Committee of the Whole called back to order at 5:33 p.m.

Council President Spitzley stated to the public that during the Closed Session the Council was updated on pending litigation between the Friends of Ormond Park vs. the City of Lansing and Mayor Virgil Bernero. It was stated that agenda items 5. C) and 5. D) will be removed and there will not be any fact finding done at this meeting, based on the advice of the City Attorney. Public comment will be taken and it will be limited to 2 minutes.

Council Member Wood asked Council President Spitzley to ask for a show of hands on who in the public wanted to speak to determine the time frame. There were 8 hands raised and Council President Spitzley changed the time allowed to 3 minutes.

Public Comment on Agenda Items (Up to 3 Minutes)
Ms. Parrish spoke on the funding provided to the Parks and Recreation Department, in addition to the subsidy to LEPFA. Ms. Parrish concluded in speaking in opposition to the work in Ormond Park.

Ms. Womboldt spoke on the proposed definition of “park” in the Medical Marihuana Ordinance, COW Draft #1. She also supported an investigation into Ormond Park work.

Council President Spitzley instructed the public that the leadership would not allow any outbursts from the public.

Mr. Schrader spoke on Groesbeck Golf Course and the plans for Ormond Park. He also informed the Committee that the LEPFA golf outing would not be held at Groesbeck this year.

Ms. Elms Barclay submitted information to the Committee on cannabis and schizophrenia and demanded a comprehensive medical marihuana ordinance protecting all citizens.

Ms. Badgley referenced remarks by the Mayor in an interview on Ormond Park, and then defended Council Members. She also cited documents at the Ingham County Register of Deeds that provided dates of the sale of the property, concluding with speaking opposition to the work in Ormond Park.

Mr. Wood spoke in support of the neighborhood in Ormond Park, noting his opinion that the Mayor provided no evidence that drive will help the golf course. Mr. Wood supported an investigation.

Mr. Badgley spoke as a business owner who is proposing future businesses in the north portion of Lansing including a grow facility for inventory for the processing centers and dispensaries. Mr. Badgley was in support of the “park playground equipment” being added to the ordinance. Mr. Badgley concluded his time asking for clarification on the definitions on "medical marihuana", requested best business practices and safety, and if Council would consider 500 ft. between different uses.

Council Member Yorko stepped away from the meeting at 5:58 p.m.

Ms. Stanaway asked the Committee to ignore the City Attorney advice and conduct the investigation into Groesbeck, Ormond Park and the Park Master Plan.

Council Member Yorko returned to the meeting at 5:59 p.m.

Ms. Stanaway then concluded her time be speaking in support of the City Parks and Recreation Department maintaining the management of Groesbeck Golf Course, but if there is a contract she did not support an escape clause.

Ms. Miles spoke in opposition of any work at Ormond Park without a vote of the people, and then spoke in support of Draft 6D of the Medical Marihuana Ordinance.

Ms. Mercer spoke in opposition to the moving on the medical marihuana ordinance because her opinion was that Council had not done their due diligence. Ms. Mercer also asked for better enforcement on the current dispensaries that are open.

Mr. Monti asked for decisions to be made before they can assume they will fail. He then asked for Council to publicly voice their opinions on parks. Mr. Monti concluded with supporting the regulation of marihuana.

Ms. Tarsa thanked all Council Members for viewing her recent emails on Ormond Park, and inquired into what impact it would have on her taxes.

There were no more names on sign in sheets for Committee of the Whole, but Council President Spitzley determined additional public could speak.

Ms. Quan-Hubert gave her opinion supporting allowing youth to speak during public comment. Ms. Quan-Hubert the spoke on her recent concerns with the effects of destruction on parks and lack of preservation. She concluded by asking Council to place a moratorium on the destruction of parks.

Ms. Collison ~~and daughter spoke~~ spoke on behalf of her daughter in support of parks and keeping Ormond Park. Ms. Collison asked Council to sue the Mayor for the destruction of Ormond Park.

Mr. Ruddick spoke in support of Friends of Ormond Park, and an investigation into the matter.

Ms. Stanford spoke about other parks and the lack of maintenance at those parks.

Council Member Wood stepped away from the meeting at 6:25 p.m.

Ms. Stanford asked Council to stop the work at Ormond Park

Council Member Wood returned to the meeting at 6:27 p.m.

Ms. Stanford concluded her time by stating her opinion that funds spent on Ormond Park were not in the best interest of the City.

Discussion/Action:

RESOLUTION - Renaming Lansing City Hall as "David C. Hollister City Hall"

Council Member Wood recapped that there were no comments at the Public Hearing.

Mr. Hannan stated that the request would include the current and future Lansing City Halls.

Council Member Yorko informed the Committee that she had heard from residents that the renaming should include "Lansing" not just "City Hall". Mr. Hannan acknowledged the suggestion, but was not inclined to support the addition of the name since the City logo was on the building. Mr. Smiertka confirmed the application noting "David C. Hollister City Hall". Council Member Yorko asked for "Lansing" to be added. Council Member Washington did not support the current resolution, and Council Member Hussain asked for time to speak to his constituents. Council Member Wood asked why the application stated there were not funds needed for the sign. Mr. Hannan clarified it was that they did not need external funds, and he was not able to provide the cost at this time. Council Member Wood asked if the Administration had spoken to the State who currently has a building also named "Hollister Building". Mr. Hannan clarified he Hollister Building is privately owned, and they did not reach out to those owners. Council Member Houghton referred the Committee to the minutes from the Memorial Review Board and their motion to call it "David C Hollister Lansing City Hall". Mr. Hannan acknowledged the Administration would be fine with it either way.

The resolution was amended to include the word "Lansing" in the first WHEREAS, line 3, second WHEREAS last line, and in the "Now Therefore Be It Resolved".

MOTION BY COUNCIL MEMBER WOOD TO APPROVE THE RESOTION TO RENAME CITY HALL TO "DAVID C. HOLLISTER LANSING CITY HALL". MOTION CARRIED 8-0.

RESOLUTION - Annual Consolidated Strategy and Plan Submission & Action Plan Proposed Budget for Community Development Block Grant (CDBG) Fund Resources for FY 2018

Council Member Wood recapped for the Committee and public that the Committee had seen the Plan multiple times before but could not take action until now due to the fact the City had not received the funding resources until now. The packet contained a memo from Mr. Kulhanek which showed the allocations from HUD which would now be:

CDBG Entitlement Grant - $1,861,812
CDBG NSP3 Transfer - $412,961
HOME Program Funds - $573,019
HOME Program Income (est.) - $294,436
ESG Program Funds - $166,766
TOTAL - $3,308,994

MOTION BY COUNCIL MEMBER WOOD TO APPROVE THE RESOLUTION FOR THE ANNUAL CONSOLIDATED STRATEGY AND PLAN SUBMISSION & ACTION PLAN PROPOSED BUDGET FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUND RESOURCES FOR FY2018. MOTION CARRIED 8-0.

RESOLUTION – Action in Connection with Groesbeck Golf Course Entrance Investigation

Item removed from the agenda, see earlier comment after Closed Session.

RESOLUTION – Consideration of City Council Litigation in Connection with the Groesbeck Golf Course Entrance

Item removed from the agenda, see earlier comment after Closed Session

<u>Medical Marihuana Discussion – COW Draft #1</u>

Council Member Brown Clarke requested a public hearing be set for public input since the public continually is asking for their input and review of the document.

MOTION BY COUNCIL MEMBER BROWN CLARKE TO SET THE PUBLIC HEARING ON COW DRAFT #1.

Council Member Yorko agreed with the urgency.

Council Member Washington spoke in opposition to setting the hearing, stating her opinion would be that the only urgency would be for those that want to profit from it and noted there will be no licensing until 2018. Council Member Washington stated she could not support a hearing on COW Draft #1.

Council Member Wood noted that on June 24th there were items taken from Draft 6a that were incorporated into the draft COW is now looking at, so her recommendation was to set a hearing on Draft 6a.

Council Member Brown Clarke reminded the Committee that the public currently has a petition on the streets gathering signatures to pass their own ordinance, and so Council needs to move on theirs now.

Council Member Hussain gave his opinion with his belief that COW Draft #1 was a new version.

Council Member Wood spoke in opposition to a hearing until the document is in its final stages.

Council Member Washington again stated she could support a hearing for Draft 6a, because her opinion was that COW Draft #1 had not been vetted.

Council Member Brown Clarke asked Council President Spitzley to call for a vote on the motion on the floor.

Council Member Washington stepped away from the meeting at 6:57 p.m.

Council Member Dunbar started to review the document and spoke on the verification requirement of net worth of $100,000.

Council Member Washington returned to the meeting at 6:58 p.m.

Council Member Dunbar referred the Committee to page 15 line 5 of the COW Draft #1, stating she could not support that section, noting it the public hearing was set, she could not support setting the public hearing unless that was removed. Mr. Smiertka confirmed that if it was left in, a hearing was held, and after it was removed it would not be a significant change that the hearing would have to be done again.

Council President Spitzley assured the Committee and the public that the purpose of the public hearing now is to let the public see the proposed draft and comment. She acknowledged all the work done over the last 18 months by the Committee on Public Safety, but her opinion was that the public now needs the opportunity to comment.

Council Member Yorko asked for a vote to be taken on the motion.

Council Member Hussain spoke in opposition to setting the public hearing giving his opinion that to expedite it would not be appropriate, but he would support moving forward if it was Draft 6a from the Committee on Public Safety.

Council President Spitzley stated that the setting of a hearing was not on the Council agenda for later in the evening, so the resolution to set the hearing would be done at the July 24th Council meeting and the hearing will be held on August 14th.

Council Member Wood asked for assurance that all the agreed upon changes from the last COW meeting were in COW Draft #1, and Council President Spitzley assured her they were.

MOTION CARRIED 5-3.

Council Member Washington inquired as to how she would get the information out to the public in a short period of time. Council President Spitzley reiterated the hearing would not be until August 14th, at the July 24th meeting Council would just be setting the hearing.

<u>Adjourn</u>
Adjourned at 7:06 p.m.
Respectfully Submitted by,
Sherrie Boak, Recording Secretary
Lansing City Council
Approved by Committee with correction on July 24, 2017