



MINUTES
Committee of the Whole
Monday, August 26, 2019
Tony Benavides Lansing City Council Chambers

CALL TO ORDER

Council Member Wood called the meeting called to order at 5:30 p.m.

PRESENT

Councilmember Kathie Dunbar- arrived 5:34 p.m.
Councilmember Jeremy A. Garza
Councilmember Adam Hussain
Council Member Brian T. Jackson
Councilmember Peter Spadafore - excused
Councilmember Patricia Spitzley
Councilmember Jody Washington
Councilmember Carol Wood

OTHERS PRESENT

Sherrie Boak, Council Staff
Jim Smiertka, City Attorney
Lisa Hagen, Assistant City Attorney & Council Legal Analyst
Samantha Harkins, Deputy Mayor
Heather Sumner, Deputy Chief City Attorney
Chris Swope, City Clerk
Robin Stites, Election Clerk – City Clerk
John Pavlik
Mike Harms

MINUTES

MOTION BY COUNCIL MEMBER SPITZLEY TO APPROVE THE MINUTES FROM AUGUST 12, 2019 AS PRESENTED. MOTION CARRIED 6-0.

Paused meeting at 5:34 p.m. for a check of the room for building maintenance. The meeting came back on line at 5:35 p.m.

PUBLIC COMMENT

Mr. Pavlik spoke on a letter he received from the City Zoning office on signage issues at his property. He was requesting to be involved on future communications on the City sign regulations.

Council Member Washington stepped away from the meeting at 5:35 p.m.

Mr. Pavlik continued to speak on other items in the stores that have a potential for distraction.

Council Member Washington returned to the meeting at 5:36 p.m.

Mr. Pavlik concluded his time by asking for a discussion on signage setback, and special allowances for banners.

Council Member Spitzley noted that the changes are recommendations that come to Council and when those occur all meetings are public and he can attend any he chooses. Council Member Garza stated to Mr. Pavlik he was interested in a meeting with him in the future and Mr. McGrain and Ms. Stachowiak can join them. Council President Wood noted for Mr. Pavlik that many ordinance have already been on the books for a period of time, but with a new Corridor Enforcement Officer, they are finally being enforced.

Council President Wood distributed a memo on the timeline for the Ordinance Amendments to Chapter 1300 the Committee on Public Safety has been reviewing. She added that when the document was referred from the Administration there were some items the Committee was not made aware of. Therefore to meet the timeline there is a necessity to pass the Ordinance on September 30, 2019 from Council. This will meet the 30 days for adoption and the November 1, 2019 deadline. Council Member Spitzley spoke in opposition of the timing the Committee was given and historically would not support a public hearing and passage the same night, but noted the Council at this point has no choice. Council Member Washington also spoke in opposition to the hearing and passage the same night, because it does not allow Council time to consider any comments made at that hearing. Council Member Jackson noted to the Committee that in 2019 it appeared recreational marihuana was going to pass so Council should have known it was coming and should have asked for it. Council President Wood assured him that Council did speak to the Mayor on it, however the Administration asked for time to review things and requested that they, the Administration, wanted to propose the ordinance to Council. She concluded that the Planning Board recommendations should come to the Committee at their meeting on September 5th and then on September 9th and 23rd the Committee of the Whole will have the document.

DISCUSSION/ACTION:

ORDINANCE- Amendment Chapter 288 Section 288.21 – Chief Strategy Officer

MOTION BY COUNCIL MEMBER SPITZLEY TO APPROVE THE ORDINANCE AMENDMENT TO CHAPTER 288 SECTION 288.21 – CHIEF STRATEGY OFFICER. MOTION CARRIED 7-0.

RESOLUTION – Polling Location Changes; Ward 3-Precinct 28; Ward 3-Precinct 29; Ward 3-Precinct 31

Mr. Swope highlighted the presentation in the packet on the proposed relocations and the reason for those changes. The department goal is to have changes completed by the 2020 election, but to make some changes for the smaller elections and therefore they are looking to implement for the November 2019 election. Council Member Garza questioned the move to Dwight Rich because of his understanding the school was still under reconstruction. The Clerk stated the School District informed them the school would be open by September 9,

2019. Mr. Swope concluded by listing the methods they will use to notify the residents effected, and those included new voter registration cards, email notifications, and signage..

MOTION BY COUNCIL MEMBER SPITZLEY TO APPROVE THE RESOLUTION FOR THE POLLING LOCATION CHANGES FOR WARD 3. MOTION CARRIED 7-0.

RESOLUTION – Townsend Ramp Unappropriated process to the Flood Plain Remapping Project

Ms. Harkins acknowledged a resolution over the last three (3) months that spoke to an allocation of funding from the sale of the Townsend Ramp to be applied to the designated amounts for residents in the Flood Plain Remapping project, however she noted that in error that resolution did not speak to the amount the City would have to pay for their parcels. Therefore this proposed resolution reflects the charges of \$60,000 to be funded from the Townsend Ramp sale as well. Council Member Spitzley stated her confusion on why the Council is just finding out at this time, and if it wasn't caught how it would have gotten paid. Council President Wood stated that it appeared at the time of the first resolution the Administration did not know the amount of the City parcels, so this is correcting that now.

MOTION BY COUNCIL MEMBER SPITZLEY TO APPROVE THE RESOLUTION FOR THE TOWNSENT RAMP UNAPPROPRIATED FUNDS TO BE SPEND ALSO ON CITY PARCELS FOR THE FLOOD PLAIN REMAPPING PROJECT. MOTION CARRIED 7-0.

Closed Session

MOTION BY COUNCIL MEMBER SPITZLEY TO GO INTO CLOSED AT 6:05 P.M FOR THE FOLLOWING:

3208 MLK Inc. v. Clerk, City of Lansing, Lansing Medical Marihuana Commission
Block 100 v. City of Lansing, LBA (Radisson)
Burwell v City of Lansing, Anderson, Liskiewicz, Kelley, Ouderkirk & Ridenour
City of Lansing v. Brassington, Gillespie, Burke, and Powers and intervening defendant Lansing Firefighters Association, Local 421
City of Lansing, et al. v. Purdue Pharma, et al. (Opioid Litigation)
Fineout v. Kostanko
Funk v City Of Lansing
Gardner/Holsey/Hill
Greenwave Naturals, LLC v. Lansing City Clerk (Appeal - MI Court of Appeals)
Jackson & Lansing Railroad Co. v. South St LLC, SC Environmental Services, LLC, John Kendrick Sears, Norfolk Southern Railway Co., City of Lansing, Jelsema Concrete Construction, Inc., and Hamilton Mutual Insurance Co.
Klein, Sheri v. City of Lansing
Lansing v Starr Indemnity & Liability Co. - York
AND
Lansing v. Gallagher Bassett
Lynn, Michael v. City of Lansing
Motorists Mutual Insurance Company v. City of Lansing, et al.
AND
La Fille Gallery, LLC, et al. v. City of Lansing, et al. (Consolidated)
Ray v City of Lansing
Spalding, Estate of v. Eaton County, City of Lansing, Ingham County, et al.
Trevino, HydroWorld v. Blackburn, Allen, Carter, Shields, and City of Lansing

RESOLUTION – Workers Compensation Claim – WC2062876-01055

- Pursuant to MCL 15.268(e); Consult with the City Attorney in connection with specific pending litigation. An open meeting will have a detrimental financial effect on the litigating or settlement position of the Lansing City Council.

{Reconvene} Committee reconvened regular session at 6:35 p.m.

Discussion/Action – CONTINUED

RESOLUTION – Workers Compensation Claim – WC2062876-01055

MOTION BY COUNCIL MEMBER SPITZLEY TO APPROVE THE RESOLUTION FOR THE WORKERS COMPENSTAION CLAIM WC2062876-01055. MOTION CARRIED 7-0.

Other

FY2020/2021 – Budget Priorities

Council President Wood noted to the Committee this was a reminder for all Committees to review at their meetings, and the Committee of the Whole will review at the September 9th and September 23rd meeting.

ADJOURN

The meeting was adjourned at 6:37 p.m.

Respectfully Submitted by,

Sherrie Boak, Recording Secretary

Lansing City Council

Approved by the Committee on September 9, 2019