

**REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF LANSING, MICHIGAN**

**TONY BENAVIDES LANSING CITY COUNCIL CHAMBERS
LANSING CITY HALL, 10th FLOOR
124 W. MICHIGAN AVENUE**



AGENDA FOR DECEMBER 11, 2023 AT 7:00 PM

TO THE HON. MAYOR AND MEMBERS OF THE CITY COUNCIL:

The following items were listed on the agenda in the City Clerk's Office in accordance with Section 3-103(2) of the City Charter and will be ready for your consideration at the regular meeting of the City Council at the Tony Benavides Lansing City Council Chambers, 10th Floor, City Hall.

Roll Call

Meditation And Pledge Of Allegiance

Approval Of Printed Council Proceedings

1. November 13 and 27, 2023

Consideration Of Late Items (Suspension of Council Rule #9 is needed to allow consideration of late items. Late items will be considered as part of the regular portion of the meeting to which they relate.)

Tabled Items

Special Ceremonies And Presentations

2. Tribute; in recognition of Council President Carol Wood

Comments By Council Members And City Clerk

Community Event Announcements (Time, place, purpose, or definition of event – 1 minute limit)

Speaker Registration For Public Comment On Legislative Matters

Mayor's Comments

Show Cause Hearings

Public Comment On Legislative Matters (Legislative matters consist of the following items on the agenda: public hearings, resolutions, ordinances for introduction, and ordinances for passage. The public may comment for up to three minutes. Speakers must sign up on BLUE form.)

Scheduled Public Hearings

3. Noise Special Permit; Leavitt and Starck Excavating, Inc. to conduct work as part of the CSO 015 South Project (PEND-3316)

Council Consideration Of Legislative Matters

Referral Of Public Hearings

Consent Agenda

4. Tribute; in recognition of Council President Carol Wood (PEND-3542)
5. Tribute; in recognition of the creation of ATHENA Hall of Fame at the Lansing Center (PEND-3543)
6. Appointment; Rachelle Franklin as the Third Ward member of the Board of Ethics for a term to expire June 30, 2027 (PEND-3538)
7. Traffic Control Order No. 23-26; install a yield sign on Bliesner St. at the intersection of Pheasant Ave. (PEND-3516)
8. Traffic Control Order No. 23-25; install stop signs on Winston Ave. at Thomas St. (PEND-3517)
9. Traffic Control Order Nos. 22-09, 22-10, 22-11; regulate parking along Spencer St. (PEND-3518)
10. Traffic Control Order No. 22-12; install a yield sign on Chicago Ave. at Daleford Ave. (PEND-3519)
11. Traffic Control Order No. 22-83; regulate parking along 1600 block of E. Kalamazoo St. (PEND-3520)
12. Traffic Control Order No. 23-05; install yield sign on Motor Ave. at Donora St. (PEND-3521)
13. Traffic Control Order No. 23-06; regulate parking along Gary Ave. (PEND-3522)
14. Traffic Control Order No. 23-18; install stop signs on Elizabeth St. at Foster Ave. (PEND-3523)
15. Traffic Control Order No. 23-23; regulate parking along 100 W. Michigan Ave. (PEND-3524)
16. Traffic Control Order No. 23-24; install stop signs on Alpine Dr. at Brighton Dr. and on Tennyson Ln. at Brighton Dr. (PEND-3525)
17. Grant Acceptance; DWI Sobriety Court Grant (PEND-3530)

Resolutions For Action

18. Council Rules; Addition of Rule 48 for Virtual Participation (PEND-3512)
Per Council Rule #41, the proposed rule is now eligible for adoption
19. Orders to Make Safe or Demolish to the owners of 619 W. Mt. Hope Ave. (PEND-3437)
20. Issuance of sewage disposal system revenue bonds for CSO Program (PEND-3537)
21. Objecting to the Transfer of all Unsold Tax Reverted Properties from the Ingham County Treasurer to the City of Lansing (PEND-3528)
22. Setting a Public Hearing on Establishment of Neighborhood Enterprise Zone District; #25 Wheel District (PEND-3533)

23. Claim Appeal; Claim #1986, Willie Hobbs for \$3,622.00 in code enforcement fees at 1217 Marquette St. (PEND-3504)

Reports From Council Committees

24. Committee on Public Safety Housing Update

Ordinances For Introduction And Setting Of Public Hearings

25. Setting a Public Hearing on Z-10-2023, Rezoning 512 E. Miller Road from "R-3" Suburban Detached Residential to "S-C" Suburban Commercial (PEND-3532)

Ordinances For Passage

26. Ordinance; Z-9-2023; Osband Avenue, Rezoning from IND-2, General Industrial to R-6A, Urban Detached Residential (PEND-3495)

Speaker Registration For Public Comment On City Government Related Matters

Reports Of City Officers, Boards, And Commissions; Communications And Petitions; And Other City Related Matters (Motion that all items be considered as being read in full and that the proper referrals be made by the President)

Item(s) from the City Clerk re:

27. Minutes of Boards and Commissions placed on file in the Clerk's Office
28. Diversity Equity and Inclusion Advisory Board Rules of Procedure
29. Board of Water and Light Annual Audit for Fiscal Year ending June 30, 2023

Item(s) from the Mayor re:

30. Appointment; Heath Lowry as a Board of Zoning Appeals member for a term to expire June 30, 2026 (PEND-3499)
31. Outside Legal Counsel; T. Joseph Seward of Seward Henderson to represent the City in the matter of Fitzpatrick v. City of Lansing (PEND-3541)
32. Sole Source Purchase; Police Department request for DJ's Auto Sales as the vendor for the purchase of 2 vehicles

Communications and Petitions

33. Claim Appeal; Claim #1946, Belinda Fitzpatrick for \$2,820.00 in red tag monitoring fees at 218 and 224 S. Holmes St. (PEND-3539)
34. Claim Appeal; Claim #1988, Cora Kelly for \$493.40 in board up fees at 3634 Karen St. (PEND-3540)

Motion Of Excused Absence

Remarks By Council Members

Remarks By The Mayor Or Executive Assistant

Public Comment On City Government Related Matters (City government related matters are issues or topics relevant to the operation or governance of the city. The public may comment for up to three minutes. Speakers must sign up on YELLOW form.)

Adjournment

A handwritten signature in black ink that reads "Chris Swope". The signature is written in a cursive, flowing style.

CHRIS SWOPE, CITY CLERK

Persons with disabilities who need an accommodation to fully participate in this meeting should contact the City Clerk's Office at (517) 483-4131 (TTY 711). 24 hour notice may be needed for certain accommodations. An attempt will be made to grant all reasonable accommodation request.

LANSING CITY COUNCIL MEETING

DATE & TIME: 12/11/2023-7:00 PM

Starting Time_____

REGULAR MEETING: X

SPECIAL MEETING:

ATTENDANCE

COUNCIL MEMBER	PRESENT	ABSENT	ARRIVED
BROWN	☒	☐	_____
GARZA	☒	☐	_____
HUSSAIN	☒	☐	_____
JACKSON	☒	☒	_____
KOST	☒	☐	_____
SPADAFORE	☒	☐	_____
SPITZLEY	☐	☒	_____
WOOD	☒	☐	_____

MEDITATION IN MEMORY OF: JB Jake Morales Jr Stephen Romero

PLEDGE LED BY: _____

Adjournment Time_____

CHRIS SWOPE
LANSING CITY CLERK

S:\Clerk_Staff\City Council\Administrative\Council Attendance Sheet 2023.doc

You will not be called to speak unless all required blanks on this form are completed.



Public Comment on Legislative Matters Registration

The City of Lansing welcomes and encourages public comment relating to City Legislative Matters. In order to facilitate public input, you **MUST** complete this card and submit it to the City Clerk or City Clerk Staff prior the close of registration as announced by the City Clerk.

Legislative matters consist of the following items on the agenda: **public hearings, resolutions, ordinances for introduction, and ordinances for passage.** The public may comment for up to three minutes*.

Agenda Item Number(s) or Description(s) # 3

Name (print) CAROL RAY E-Mail (optional) _____

Address (street, city, zip) 1608 W. Shawanssee 48915

Company or organization represented, etc. (if applicable) _____

Signature Carol Ray

- Public speakers will be called by the City Clerk. When the City Clerk recognizes you, please proceed to the speaker's podium and speak directly and clearly into the microphone. Do not touch the microphone.
- Direct your comments to the Council President.
- No speaker called upon to speak shall by speech or conduct disturb, disrupt, delay, interfere with, or otherwise impede the orderly conduct of the Council meeting.
- No personal attacks or defamatory remarks towards any person will be permitted.
- Questions raised during public comment may or may not be answered by the President, another Council Member, the Mayor, or member of the City Staff during the meeting.
- Time limit to address the council on legislative matters is **3 Minutes***.
- Spokespersons for a group or shared viewpoint are encouraged; however, a speaker's time limit may not be increased through assignment of someone else's time or opportunity to speak.
- No registrations will be accepted after the deadline as announced by the City Clerk.
- If you wish to submit written materials, please provide them to the City Clerk or City Clerk staff along with this form.
- The City Council conducts its open meetings in an orderly manner in accordance with the Open Meetings Act. Council meetings will not be conducted as interactive forums or "town meetings."

Thank you for your involvement and interest in our City,
Chris Swope, Lansing City Clerk, MiPMC / MMC

* The Presiding Officer may reduce the amount of time for each speaker if he or she determines that the number of registered speakers is so numerous that the meeting cannot be timely concluded without a reduction in the time allocated for each speaker.

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Agenda Item Number(s) or Description(s) Heavy Noise

Name (print) Deborah M. Miley E-Mail (optional) _____

Address (street, city, zip) 1200 S. Geneva Dr.

Company or organization represented, etc. (if applicable) _____

Signature [Signature]

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Agenda Item Number(s) or Description(s) Carol Wood

Name (print) Daniel K. Amick E-Mail (optional) _____

Address (street, city, zip) 535 N. Cedar Apt. #304

Company or organization represented, etc. (if applicable) _____

Signature [Signature]

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Agenda Item Number(s) or Description(s) 18 New Rule

Name (print) Luna Brown E-Mail (optional) _____

Address (street, city, zip) 1216 E Kalamazoo St Lansing 48912

Company or organization represented, etc. (if applicable) _____

Signature Luna Brown

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Agenda Item Number(s) or Description(s) 18 Zoom

Name (print) Kelsey Brianna E-Mail (optional) _____

Address (street, city, zip) 2720 Senat Apt 3 48912

Company or organization represented, etc. (if applicable) _____

Signature Kelsey

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Agenda Item Number(s) or Description(s) #18

Name (print) Nicklas Zonde E-Mail (optional) _____

Address (street, city, zip) _____

Company or organization represented, etc. (if applicable) _____

Signature Nicklas Zonde

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Agenda Item Number(s) or Description(s) 23

Name (print) Willie Hobbs E-Mail (optional) _____

Address (street, city, zip) _____

Company or organization represented, etc. (if applicable) _____

Signature Willie Hobbs

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Kuhnlein, Evelyn T.

From: Boak, Sherrie
Sent: Thursday, December 7, 2023 11:05 AM
To: Swope, Chris; Jackson, Brian
Subject: FW: [EXTERNAL] Comments regarding requested noise waiver for CSO 015S Project 2024

For Noise Waiver Hearing on Monday

Sherrie Boak

City Council Office Manager
124 W. Michigan Ave. | Lansing, MI 48933
O: 517-483-7683 | C: 517-290-5592 | sherrie.boak@lansingmi.gov | city.council@lansingmi.gov
www.lansingmi.gov/City_Council | [Facebook](#) | [Twitter](#) | [Instagram](#) |



CONFIDENTIALITY NOTICE: This e-mail contains information from the sender that may be CONFIDENTIAL, LEGALLY PRIVILEGED, PROPRIETARY or otherwise protected from disclosure. This e-mail is intended for use only by the person or entity to whom it is addressed. If you are not the intended recipient, any use, disclosure, copying, distribution, printing, or any action taken in reliance on the contents of this e-mail, is strictly prohibited. If you received this e-mail in error, please contact the sending party by replying in an e-mail to the sender, delete the e-mail from your computer system and shred any paper copies of the e-mail you printed.

From: Wood, Carol <Carol.Wood@lansingmi.gov>
Sent: Thursday, December 7, 2023 11:05 AM
To: Boak, Sherrie <Sherrie.Boak@lansingmi.gov>
Subject: Fw: [EXTERNAL] Comments regarding requested noise waiver for CSO 015S Project 2024

Please make sure that Chris gets this for the meeting on Monday.

Carol

From: Marcie Alling <marciejalling@gmail.com>
Sent: Thursday, December 7, 2023 11:02 AM
To: City Council <City.Council@lansingmi.gov>
Subject: [EXTERNAL] Comments regarding requested noise waiver for CSO 015S Project 2024

Good morning -

Thank you for the notification of the second public hearing scheduled for 12/11/2023 regarding the proposed noise waiver for the 2024 ongoing CSO 15 South Project in the Westside Neighborhood.

Kuhnlein, Evelyn T.

From: Boak, Sherrie
Sent: Thursday, November 30, 2023 8:40 AM
To: Swope, Chris; Jackson, Brian
Subject: FW: [EXTERNAL] CSO 015 South Project Noise Waiver Request

Sherrie Boak
City Council Office Manager
124 W. Michigan Ave. | Lansing, MI 48933
O: 517-483-7683 | C: 517-290-5592 | sherrie.boak@lansingmi.gov | city.council@lansingmi.gov
www.lansingmi.gov/City_Council | Facebook | Twitter | Instagram |

CONFIDENTIALITY NOTICE: This e-mail contains information from the sender that may be CONFIDENTIAL, LEGALLY PRIVILEGED, PROPRIETARY or otherwise protected from disclosure. This e-mail is intended for use only by the person or entity to whom it is addressed. If you are not the intended recipient, any use, disclosure, copying, distribution, printing, or any action taken in reliance on the contents of this e-mail, is strictly prohibited. If you received this e-mail in error, please contact the sending party by replying in an e-mail to the sender, delete the e-mail from your computer system and shred any paper copies of the e-mail you printed.

-----Original Message-----

From: Diana Evans <evansd6@mail.lcc.edu>
Sent: Sunday, November 26, 2023 4:01 PM
To: City Council <City.Council@lansingmi.gov>
Subject: [EXTERNAL] CSO 015 South Project Noise Waiver Request

I think the request for a waiver of the Noise Ordinance should be denied. Our neighborhood has enough noise throughout the week. We need to have peace and quiet on Saturday.

Thank you.

Diana Evans
430 North Jenison Avenue
Lansing, MI 48915

RE: Notification of Public Hearing for a Waiver of the Noise Ordinance

Dear Resident:

As you are likely aware, utility construction is currently taking place within your neighborhood as part of the CSO 015 South Project. In order to keep the project on schedule and reduce the time construction will impact your neighborhood, the City of Lansing Public Service Department has requested, on behalf of the contractor, a noise waiver to permit work on Saturdays from 8:00 am to 4:30 pm during the 2024 construction season.

The Lansing City Council will hold a public hearing on **Monday, December 11, 2023, at 7:00 pm**, in the Tony Benavides Lansing City Council Chambers, 10th Floor, City Hall, in order to provide residents with an opportunity to comment on this noise waiver request. Written comments may also be submitted via e-mail to city.council@lansingmi.gov or by mail to Lansing City Council, 124 W. Michigan Avenue, 10th Floor, Lansing MI 48933, no later than 5:00 pm on December 11, 2023.

If you have any questions regarding the project or this noise waiver request, please contact Mr. Marc Jones, the City's Project Engineer, at (517) 483-4266.

Thank you.

Resolution #2023-320

Resolved by the City Council of the City of Lansing

WHEREAS, in November 1999 Carol Wood was elected to serve the City of Lansing residents as an At-Large Member of the Lansing City Council and was officially sworn in on January 1, 2000; and

WHEREAS, in 1989 Carol moved back to the very block she grew up on, right next door to her family home. In this family neighborhood, three other family members have moved back to either their parents' homes, or homes on the block they grew up; and

WHEREAS; Carol has been a member of the community long before being elected to Lansing City Council, making the decision to run for elected office based on her ability to help neighborhoods; and

WHEREAS, prior to being elected as an At Large Council Member, Carol worked alongside her mother Ruth Hallman making a difference in the Lansing Community which included changes in the Housing Code as well as helping implement team policing with the Lansing Police Department. In 1988 out of 400 housing units in the Genesee Neighborhood Association there were 137 documented reports with LPD, and today there are less than 6 properties with the same distinction; and

WHEREAS, during her 23 years of service as a Council Member to the City of Lansing residents and businesses, Council Member Wood served on the Committee on Public Service for nineteen (19) years, and in 2002, 2010, 2011, 2012, 2015, 2016, 2018, 2019, and 2022 served as the Committee Chairperson. In addition, Carol served as Committee Chairperson on the Committee on Ways & Means for seventeen (17) years, Committee on Personnel for twelve (12) years, Ad Hoc Committee on Diversity & Inclusion for four (4) years, Ad Hoc Committee on Rental & Housing Conditions for four (4) years, Committee on Development and Planning for three (3) years, and Ad Hoc Committee on Supplier Diversity for three (3) years; and

WHEREAS, during her time, if not serving as Chairperson of the Committee, she was serving as Vice Chairperson on the Ad Hoc on Audit in 2021 and 2022; Committee on Public Safety in 2017, 2020, 2021 and 2023, Committee on Ways and Means in 2013, 2015, 2016 and 2023; and the Committee on General Services in 2014, 2015, 2016 and 2020; and

WHEREAS, as a Council Member she served a total of fourteen (14) years on the Committee on General Services in some capacity, the Committee on Intergovernmental Relations for a total of five (5) years, Committee on Public Service for a total of four (4) years, Ad Hoc Audit Committee for two (2) years, Ad Hoc Committee on Housing for two (2) years, Ad Hoc for SLBA, Ad Hoc on Snow Removal, Ad Hoc on Park Naturalization, and Ad Hoc on Housing & Rental Safety all for one (1) year; and

WHEREAS, as a Council Member, Carol was a strong advocate for the retirees of the City of Lansing, and spent 18 of her 23 years on Council advocating for them by serving on the Employees Retirement Board and the Police and Fire Retirement Board; and

WHEREAS, first elected as Council President in 2003 by her fellow Council Members, Council Member Wood was again elected as Council President in 2013, 2018, 2019, and in her final year as an elected official served as President in 2023. She was elected by her peers as Council Vice President in 2017 and 2022, leading to serve in Council leadership for seven (7) of the years she served on Council; and

WHEREAS, during her time in Council leadership, Carol lead Council in diligently addressing gun safety, massive red and pink tagged properties in the City, noise concerns in the neighborhoods surrounding commercial businesses, addressing parking concerns throughout the City, staying current on the International Property Maintenance Code, addressing fireworks concerns, tackling the issues that assisted residents with their health, safety and wellbeing; and

WHEREAS, during her leadership years in 2022 and 2023, Council Member Wood supported the establishment of the Ad Hoc Committee on Housing and Resident Safety and the Ad Hoc Committee on Homelessness & Solutions. These Committees brought forth suggestions and recommendations that Council acted on to provide better education to tenants, work on the Eviction and Community Courts, addressed the homeless population in the City of Lansing, approved funding for the opening of a warming and cooling center, encouraged the State Legislation to enact relocation assistance for tenants, prioritize rental inspections; and

WHEREAS, during 2015 through 2018 while serving as the Chairperson on the Ad Hoc on Diversity and Inclusion, Council adopted Resolutions including ICE procedures within governmental facilities, Snow Sergeants Project, Social Justice training, amending Chapter 206 adding sexual orientation and gender identity to non-discriminating provision, Section 206.20(b); and

WHEREAS, either a member of Council or sitting in a role on a Committee, Carol was involved in many aspects of government that brought change to the City. This included establishment of the first Diversity & Inclusion Committee, acting on the funding of grants for, lifesaving equipment for the Lansing Fire Department and Lansing Police Department, Homeland Security Grants, Sobriety Court and Justice Assistance Grants, STOP Violence Against Women, and VOCA-CARE Grants, to name just a few; and

WHEREAS, Council Member Wood did not hesitate to serve in every role asked of her, and also served in the greater Lansing area on the Tri-County Regional Planning Commission, Community Corrections Advisory Board, Greater Lansing Convention & Visitors Bureau, and Police & Fire and Employees' Retirement Boards; and

WHEREAS, Carol was the constant beacon of hope for any resident that needed her. Whether she provided assistance, information, direction or just an ear and a shoulder, the

residents of the City of Lansing could always call her anytime and feel that they were heard.

NOW THEREFORE BE IT RESOLVED, the Lansing City Council recognizes Carol Wood for her twenty three (23) years of service to the residents of the City of Lansing. We greatly appreciate your dedication to the Lansing Community and wish her continued success in her next endeavors.

Resolution #2023-321

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

WHEREAS, ATHENA was created 42 years ago from Martha Mertz while serving on the Lansing Regional Chamber of Commerce Board of Directors; and

WHEREAS, in 1982 the ATHENA recognitions, has spread worldwide with more than 8,000 recognitions in over 500 communities worldwide representing 48 states and 11 countries; and

WHEREAS, the ATHENA honors individuals who strive towards the highest levels of professional accomplishment, excel in their chosen field, devote time and energy to their community, and pave paths for other women to follow; and

WHEREAS, with a goal to inspire and empower women to lead with confidence, create a more equitable workplace and society, and to leave a lasting legacy of leadership for future generations; and

WHEREAS, in conjunction the Lansing Regional Chamber of Commerce and volunteers created a Hall of Fame to be located at the Lansing Center to recognize recipients of the ATHENA Leadership Award and will be unveiled on December 5, 2023.

NOW, THEREFORE, BE IT RESOLVED, that the City of Lansing City Council hereby congratulate the creation of ATHENA Hall of Fame at the Lansing Center.

Resolution #2023-322

By Councilmember Hussain

Resolved by the City Council of the City of Lansing

WHEREAS, the 3rd Ward Council Member Adam Hussain has recommended the appointment of Rachelle Franklin, of 3524 Seaway Dr., Lansing Michigan, 48911 to fill the vacancy of the 3rd Ward Member position on the Board of Ethics with a term to expire June 30, 2027; and

WHEREAS, the recommendation has been vetted and meets all Charter Requirements.

NOW, THEREFORE BE IT RESOLVED the Lansing City Council, hereby, appoints Rachelle Franklin, of 3524 Seaway Dr., Lansing Michigan, 48911 to fill the vacancy of the 3rd Ward Member position on the Board of Ethics with a term to expire June 30, 2027.

Resolution #2023-323

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

WHEREAS, the Transportation and Non-Motorized Section of the Public Service Department conducted an investigation to determine sight distance and traffic control requirements at the intersection of Bliesner Street and Pheasant Avenue, upon the request by a resident; and

WHEREAS, the Transportation and Non-Motorized Section performed a safe approach speed study and revealed a safe approach speed of fifteen miles per hour; and

WHEREAS, the Transportation and Non-Motorized Section recommends the installation of a yield sign on Bliesner Street at the intersection of Pheasant Avenue due to the safe approach speed at this intersection; and

WHEREAS, the Public Service Board, concurs with the recommendation of the Public Service Department;

WHEREAS, the minutes containing the Public Service Board's recommendation on this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Public Service Board;

WHEREAS, the Committee on City Operations met on December 11, 2023, and reviewed the report and concurs with the recommendation of the Public Service Board;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 23-26, thereby authorizing the Assistant City Engineer to install a yield sign on Bliesner Street at the intersection of Pheasant Avenue;

BE IT FINALLY RESOLVED that Traffic Control Order No. 23-26 shall become effective when signed by the Assistant City Engineer and filed with the City Clerk and the appropriate sign is installed.

Resolution #2023-324

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

WHEREAS, the Transportation and Non-Motorized Section of the Public Service Department conducted an investigation to determine sight distance and traffic control requirements at the intersection of Thomas Street and Winston Avenue, upon the request by a resident; and

WHEREAS, the Transportation and Non-Motorized Section performed a safe approach speed study and revealed a safe approach speed of eleven miles per hour; and

WHEREAS, the Transportation and Non-Motorized Section recommends the removal of the existing yield signs and the installation of stop signs on Winston Avenue at Thomas Street due to the safe approach speed at this intersection; and

WHEREAS, the Public Service Board, concurs with the recommendation of the Public Service Department;

WHEREAS, the minutes containing the Public Service Board's recommendation on this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Public Service Board;

WHEREAS, the Committee on City Operations met on December 11, 2023, and reviewed the report and concurs with the recommendation of the Public Service Board;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 23-25, thereby authorizing the Assistant City Engineer to install stop signs on Winston Avenue at Thomas Street;

BE IT FINALLY RESOLVED that Traffic Control Order No. 23-25 shall become effective when signed by the Assistant City Engineer and filed with the City Clerk and the appropriate signs are installed.

Resolution #2023-325

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

WHEREAS, the Transportation and Non-Motorized Section of the Public Service Department received a request to change the existing parking regulations along Spencer Street from Michigan Avenue to Ottawa Street; and

WHEREAS, the Transportation and Non-Motorized Section provided a parking petition to be signed by the residents of properties along Spencer Street from Michigan Avenue to Ottawa Street; and

WHEREAS, based on the parking petition being signed by a majority of residents of properties along Spencer Street from Michigan Avenue to Ottawa Street, the Transportation and Non-Motorized Section recommends that the existing No Parking 7am – 4pm, School Days parking restriction along the east side of the street be removed to allow unrestricted parking; and

WHEREAS, the parking along Spencer Street between Michigan Avenue and Ionia Street is currently controlled by a single Traffic Control Order; and

WHEREAS, the proposed Traffic Control Order No. 22-09 contains this change, and the proposed Traffic Control Order Nos. 22-10 and 22-11 maintain the status quo along the remainder of Spencer Street from Ottawa Street to Ionia Street; and

WHEREAS, the minutes containing the Public Service Board's recommendation on this matter are on file with the City Clerk's office; and

WHEREAS, the Mayor concurs with the recommendation of the Public Service Board; and

WHEREAS, the Committee on City Operations met on December 11, 2023, and reviewed the report and concurs with the recommendation of the Public Service Board.

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No's. 22-09, 22-10, and 22-11, thereby authorizing the Transportation Engineer to regulate parking along Spencer Street;

BE IT FINALLY RESOLVED that Traffic Control Order No's. 22-09, 22-10, and 22-11 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate signs are removed.

Resolution #2023-326

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

WHEREAS, based on Cityworks service request #140414 submitted by a resident, the Transportation and Non-Motorized Section of the Public Service Department conducted an investigation to determine sight distance and traffic control requirements at the intersection of Chicago Avenue and Daleford Avenue; and

WHEREAS, based on the results of the study, the Transportation and Non-Motorized Section recommends the installation of a yield sign on Chicago Avenue at Daleford Avenue; and

WHEREAS, the minutes containing the Public Service Board's recommendation on this matter are on file with the City Clerk's office; and

WHEREAS, the Mayor concurs with the recommendation of the Public Service Board; and

WHEREAS, the Committee on City Operations met on December 11, 2023, and reviewed the report and concurs with the recommendation of the Public Service Board.

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 22-12, thereby authorizing the Transportation Engineer to install a yield sign on Chicago Avenue at Daleford Avenue;

BE IT FINALLY RESOLVED that Traffic Control Order No. 22-12 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate sign is installed.

Resolution #2023-327

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

WHEREAS, the Transportation and Non-Motorized Section of the Public Service Department received a request from the Allen Neighborhood Center to regulate parking along the north side of the 1600 block of East Kalamazoo Street to better meet the needs of those who live, work and frequent the multiple entities contained in this block; and

WHEREAS, the Allen Neighborhood Center property (1611 East Kalamazoo Street) fronts the entire north side of the 1600 block of East Kalamazoo Street; and

WHEREAS, the Allen Neighborhood Center has requested that parking along the north side of the street be restricted to two hour parking from 8am-6pm, Monday through Friday and to provide a designated loading / unloading zone with a maximum stay of twenty minutes at the western end of the block near Allen Street; and

WHEREAS, the minutes containing the Public Service Board's recommendation on this matter are on file with the City Clerk's office; and

WHEREAS, the Mayor concurs with the recommendation of the Public Service Board; and

WHEREAS, the Committee on City Operations met on December 11, 2023, and reviewed the report and concurs with the recommendation of the Public Service Board.

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 22-83 thereby authorizing the Transportation Engineer to regulate parking along the 1600 block of East Kalamazoo Street;

BE IT FINALLY RESOLVED that Traffic Control Order No. 22-83 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate signs are installed.

Resolution #2023-328

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

WHEREAS, the Transportation and Non-Motorized Section of the Public Service Department conducted an investigation to determine sight distance and traffic control requirements at the intersection of Donora Street and Motor Avenue, upon the request by a Public Service Department employee; and

WHEREAS, the Transportation and Non-Motorized Section performed a safe approach speed study and revealed a safe approach speed of 15 miles per hour; and

WHEREAS, the Transportation and Non-Motorized Section recommends the installation of a yield sign on Motor Avenue at Donora Street to assign right-of-way at this intersection; and

WHEREAS, the Public Service Board, concurs with the recommendation of the Public Service Department;

WHEREAS, the minutes containing the Public Service Board's recommendation on this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Public Service Board;

WHEREAS, the Committee on City Operations met on December 11, 2023, and reviewed the report and concurs with the recommendation of the Public Service Board;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 23-05, thereby authorizing the Assistant City Engineer to install a yield sign on Motor Avenue at Donora Street;

BE IT FINALLY RESOLVED that Traffic Control Order No. 23-05 shall become effective when signed by the Assistant City Engineer and filed with the City Clerk and the appropriate sign is installed.

Resolution #2023-329

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

WHEREAS, the Transportation and Non-Motorized Section of the Public Service Department received a request to change the existing parking regulations along the east side of Gary Avenue from Douglas Avenue to the southern dead end; and

WHEREAS, Gary Avenue is 26 feet wide with curb and gutter and unrestricted parking along both sides of the street; and

WHEREAS, based on the resident request and the street width, the Transportation and Non-Motorized Section recommends that parking be prohibited along the along the east side of Gary Avenue from Douglas Avenue to the southern dead end; and

WHEREAS, the Public Service Board, concurs with the recommendation of the Public Service Department;

WHEREAS, the minutes containing the Public Service Board's recommendation on this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Public Service Board;

WHEREAS, the Committee on City Operations met on December 11, 2023, and reviewed the report and concurs with the recommendation of the Public Service Board;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 23-06 thereby authorizing the Assistant City Engineer to regulate parking along Gary Avenue;

BE IT FINALLY RESOLVED that Traffic Control Order No. 23-06 shall become effective when signed by the Assistant City Engineer and filed with the City Clerk and the appropriate signs are installed.

Resolution #2023-330

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

WHEREAS, the Transportation and Non-Motorized Section of the Public Service Department conducted an investigation to determine sight distance and traffic control requirements at the intersection of Elizabeth Street and Foster Avenue, and

WHEREAS, the Transportation and Non-Motorized Section performed a safe approach speed study and revealed a safe approach speed of 15 miles per hour; and

WHEREAS, the Transportation and Non-Motorized Section recommends the installation of stop signs for eastbound and westbound Elizabeth St at Foster Avenue based on the safe approach speed and to assign right-of-way at this intersection; and

WHEREAS, the Public Service Board, concurs with the recommendation of the Public Service Department;

WHEREAS, the minutes containing the Public Service Board's recommendation on this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Public Service Board;

WHEREAS, the Committee on City Operations met on December 11, 2023, and reviewed the report and concurs with the recommendation of the Public Service Board;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 23-18, thereby authorizing the Assistant City Engineer to install stop signs on Elizabeth Street at Foster Avenue;

BE IT FINALLY RESOLVED that Traffic Control Order No. 23-18 shall become effective when signed by the Assistant City Engineer and filed with the City Clerk and the appropriate signs are installed.

Resolution #2023-331

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

WHEREAS, the Transportation and Non-Motorized Section of the Public Service Department received a request from a City of Lansing staff member to remove the handicap reserved parking space along the north side of Michigan Ave west of the City Hall garage driveway; and

WHEREAS, the handicap reserved parking space along the north side of Michigan Ave west of the City Hall garage is not ADA compliant; and

WHEREAS, based on this parking space not being ADA compliant the Transportation and Non-Motorized Section recommends that this parking space be removed. Furthermore, there is a need for additional curb side loading / unloading space in this block to reduce the potential for delivery vehicles unloading in the center of the street. It is recommended that the two parking spaces west of the City Hall garage driveway be converted into a curbside loading / unloading zone; and

WHEREAS, the Public Service Board, concurs with the recommendation of the Public Service Department;

WHEREAS, the minutes containing the Public Service Board's recommendation on this matter are on file with the City Clerk's office;

WHEREAS, the Committee on City Operations met on December 11, 2023, and reviewed the report and concurs with the recommendation of the Public Service Board;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 23-23 thereby authorizing the Assistant City Engineer to regulate parking along 100 West Michigan Avenue;

BE IT FINALLY RESOLVED that Traffic Control Order No. 23-23 shall become effective when signed by the Assistant City Engineer and filed with the City Clerk and the appropriate signs and are installed.

Resolution #2023-332

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

WHEREAS, the Transportation and Non-Motorized Section of the Public Service Department conducted an investigation to determine sight distance and traffic control requirements at the intersection of Alpine Drive / Tennyson Lane and Brighton Drive, upon the request by a resident; and

WHEREAS, the Transportation and Non-Motorized Section performed a safe approach speed study and revealed a safe approach speed of eleven miles per hour; and

WHEREAS, the Transportation and Non-Motorized Section recommends the removal of the existing yield signs and the installation of stop signs on Alpine Drive at Brighton Drive and on Tennyson Lane at Brighton Drive to assign right-of-way at this intersection; and

WHEREAS, the Public Service Board, concurs with the recommendation of the Public Service Department;

WHEREAS, the minutes containing the Public Service Board's recommendation on this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Public Service Board;

WHEREAS, the Committee on City Operations met on December 11, 2023, and reviewed the report and concurs with the recommendation of the Public Service Board;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 23-24, thereby authorizing the Assistant City Engineer to install stop signs on Alpine Drive at Brighton Drive and on Tennyson Lane at Brighton Drive;

BE IT FINALLY RESOLVED that Traffic Control Order No. 23-24 shall become effective when signed by the Assistant City Engineer and filed with the City Clerk and the appropriate signs are installed.

Resolution #2023-333

By the Committee on Ways and Means
Resolved by the City Council of the City of Lansing

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, appropriates the following grant award amounts for the following purpose:

\$33,000 State Grant Revenue	273.000000.730000.17221
\$32,065 Contractual Services	273.132201.743000.17221
\$225.00 Supplies	273.132201.742000.17221
\$710.00 Training	273.132201.747000.17221

To assist in the basic funding of 54A District Court's Specialty Court, for things such as testing and treatment, with grant resources from Michigan Drug Court Grant Program administered by the State Court Administrative Office. The grant period is October 1, 2023 through September 30, 2024.

BE IT FINALLY RESOLVED, the Administration is authorized to create appropriate accounts and to make the necessary operating transfers for the expenditure and control of the balance of the awarded grant funds.

BY THE COMMITTEE ON CITY OPERATIONS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, pursuant to Rule 41 of the Lansing City Council Rules, a proposed rule revision shall be placed on the Council Agenda for Council receipt and review, but “shall not be considered for adoption sooner than the next council meeting;”

THEREFORE BE IT RESOLVED, that the City Council hereby moves to amend the City Council Rules to add Rule 48:

LANSING CITY COUNCIL RULES

Rule 48. Electronic Participation in Public Comment at Meetings of Council, Committees. Electronic participation by members of the public, for the purpose of making public comment on legislative matters (as that term is defined above), is permitted at Meetings of City Council, Committee of the Whole, and all other Committees of City Council.

To register to speak electronically on legislative matters at a regularly scheduled or special meeting of the City Council or Committee of the Whole, a member of the public may send a request to the City Clerk no later than four (4) hours prior to the meeting in a form and manner determined by the City Clerk. Prior to the meeting, the City Clerk will email the member of the public instructions to participate.

City Council office staff will post, with agendas of all other Committees of City Council, instructions on how members of the public may attend and speak electronically on legislative matters.

The City Clerk will establish and maintain procedures and protocols for electronic participants, consistent with this rule and technologies being utilized for electronic participation. The procedures and protocols will be available for viewing by any person wishing to register for electronic participation.

The Presiding Officer of City Council, Committee of the Whole, or any other Committee of City Council may reduce the amount of time allowed for each speaker if he or she has determined that the number of registered speakers is so numerous that the meeting cannot be timely concluded without a reduction in the time allocated for each speaker.

The Rules of Decorum for Meetings, at Rule 18, apply to members of the public participating electronically. The Presiding Officer reserves the right to mute and end the comment of anyone who violates this rule.

Resolution #2023-334

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

WHEREAS, the Code Compliance Officer has determined that the building located at 619 W. MT HOPE AVE., 33 01 01 28 102 181, LOT 6 DUPLEX PARK ADD, City of Lansing, is an unsafe or dangerous building as defined in Section 108.1 of the International Property Maintenance Code as adopted by Lansing Codified Ordinance 1460.01, and the Housing Law of Michigan, and the building was red tagged on 08/26/2019; and

WHEREAS, a hearing was held by the Lansing Demolition Board on JULY 27, 2023 at which the Hearing Officer determined that said building was an unsafe and dangerous building and ordered the building demolished or made safe by 08/27/2023 and

WHEREAS, said Hearing Officer filed a report of their findings and order with the City Council and requested the City Council to take appropriate action under the Lansing Codified Ordinances and the Housing Law of Michigan; and

WHEREAS, the Housing Law of Michigan and Lansing Codified Ordinances require a hearing be conducted to give the property owner an opportunity to show cause why a dangerous structure should not be demolished or otherwise made safe; and

WHEREAS, the City Council held a public show cause hearing on October 30, 2023, to review the findings and the order of the Hearing Officers, and the owners were notified in writing of said hearing and had an opportunity to appear and show cause why said building should not be demolished or otherwise made safe; and

WHEREAS, the Code Compliance Office has determined that compliance with the order of the Lansing Demolition Hearing Board Officer has not occurred.

NOW, THEREFORE, BE IT RESOLVED that the owner(s) of 619 W. MT HOPE AVE., as legally described above, are hereby directed to comply with the order of the Hearing Officers to demolish or otherwise make safe the said building within 30 days from the date of this resolution, December 11, 2023.

BE IT FURTHER RESOLVED that the property owner(s) is hereby notified that this order must be appealed within twenty days pursuant to MCL 125.542 and should the owners fail to comply with the Hearing Officers' order for demolition or make safe, the Code Compliance Officer is hereby directed to proceed with demolition of said building.

BE IT FURTHER RESOLVED, whether demolition is accomplished by said property owner or the City, that appropriate seeding and restoration of property take place to avoid run-off to adjacent properties.

BE IT FURTHER RESOLVED that if the demolition is accomplished by the City, the cost

of such demolition shall be a lien against the real property and shall be reported to the City Assessor.

BE IT FINALLY RESOLVED that the owners in whose name the property appears upon the last local tax assessment record shall be notified by the City Assessor of the amount of such cost by first class mail at the address shown on the records. Upon the owner's failure to pay the same within thirty (30) days after mailing by the City Assessor of the notice of the amount thereof, the amount of said costs shall be a lien and shall be filed and recovered as provided by law and the lien shall be collected and treated in the same manner as provided for property tax liens under the general property tax act.

Resolution #2023-335

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

City of Lansing
Counties of Ingham and Eaton, State of Michigan

A RESOLUTION ENACTED UNDER THE PROVISIONS OF ACT 94, PUBLIC ACTS OF MICHIGAN, 1933, AS AMENDED, AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF SEWAGE DISPOSAL SYSTEM REVENUE BONDS FOR THE PURPOSES OF PAYING FOR IMPROVEMENTS TO THE SYSTEM, AND PAYING COSTS RELATING THERETO; AUTHORIZING DETERMINATION OF STANDING AND PRIORITY OF LIEN WITH RESPECT TO OUTSTANDING SEWAGE DISPOSAL SYSTEM REVENUE BONDS OF THE CITY ISSUED UNDER CITY ORDINANCE NO. 29-A, AS AMENDED AND SUPPLEMENTED; PROVIDING FOR RETIREMENT AND SECURITY OF THE BONDS HEREIN AUTHORIZED; AND PROVIDING FOR OTHER MATTERS RELATIVE THERETO.

WHEREAS, the City of Lansing, Counties of Ingham and Eaton, State of Michigan (the “*City*”) by Ordinance No. 29-A, as amended and supplemented by Ordinance Nos. 31-A, 32-A, 33-A, 35-A, 838, 873, 993, 0544, 2010-423 and 2012-269, and by Resolution Nos. 2021-264 and 2022-317 (collectively, the “*Outstanding Bond Ordinances*”) has provided for the issuance by the City of Sewage Disposal System Revenue Bonds; and

WHEREAS, the State of Michigan Department of Environment, Great Lakes, and Energy (“*EGLE*”), through its Administrative Consent Order #ACO-05153 (the “*Consent Order*”) dated December 12, 2019, ordered the City to abate raw sewage overflows from its sewerage collection system; and

WHEREAS, EGLE and the City have agreed to implement the City’s Wet Weather Control Plan, as amended (the “*Wet Weather Control Plan*”), in compliance with the Consent Order;

WHEREAS, it is now deemed necessary by the City Council of the City (the “*Council*”) to equip, improve, rehabilitate, acquire, construct and install certain improvements to the City’s Sewage Disposal System (the “*System*”), including but not limited to sanitary sewer overflow remediation, together with any appurtenances and attachments thereto and any related site acquisitions or improvements (the “*2024 SRF Improvements*”) in compliance with the plans approved under the Consent Order and according to the Wet Weather Control Plan; and

WHEREAS, Act 94, Public Acts of Michigan, 1933, as amended (“*Act 94*”), authorizes the Council to issue bonds under Act 94 without submitting the proposition to the voters of the City for approval and without publishing a notice of intent when the bonds are issued to comply with an order or permit requirement of a state or federal agency of competent jurisdiction to prevent or limit pollution of the environment; and

WHEREAS, the City intends to finance construction and acquisition of the 2024 SRF Improvements through issuance of sewage disposal system revenue bonds (the “**2024 SRF Bonds**”), and to sell the 2024 SRF Bonds to the Michigan Finance Authority (the “**Authority**”); and

WHEREAS, Section 19 of Ordinance No. 29-A authorizes the issuance of revenue bonds of equal standing and priority of lien with the Outstanding Senior Lien Bonds authorized by the Outstanding Bond Ordinances as follows:

(a) For subsequent repairs, extensions, enlargements and improvements to the System or for the purpose of refunding part of any Bonds then outstanding and paying costs of issuing such Additional Bonds including deposits which may be required to be made to the Bond Reserve Account. Bonds for such purposes shall not be issued pursuant to this subparagraph (a) unless the average actual or augmented Net Revenues of the System for the then last two (2) preceding twelve month operating years or the actual or augmented Net Revenues for the last preceding twelve month operating year, if the same shall be lower than the average, shall be equal to at least one hundred thirty (130%) percent of the maximum amount of principal and interest thereafter maturing in any operating year on the then outstanding Bonds and on the Additional Bonds then being issued. If the Additional Bonds are to be issued in whole or in part for refunding outstanding Bonds the maximum annual principal and interest requirements shall be determined by deducting from the principal and interest requirements for each operating year the annual principal and interest requirements of any Bonds to be refunded from the proceeds of the Additional Bonds. For purposes of this subparagraph (a) the City may elect to use as the last preceding operating year any operating year ending not more than sixteen months from the date of delivery of the Additional Bonds and as the next to the last preceding operating year, any operating year ending not more than twenty-eight months from the date of delivery of the Additional Bonds. If the System rates, fees or charges shall be increased at or prior to the time of authorizing the Additional Bonds, the Net Revenues for each of the two preceding operating years shall be augmented by an amount reflecting the effect of the increase had the System’s billings during such operating years been at the increased rates. In addition, the actual Net Revenues for each of the two preceding operating years may be augmented by the estimated increase in Net Revenues to accrue as a result of the acquisition of the repairs, extensions, enlargements and improvements to said System to be paid for in whole or in part from the proceeds of the Additional Bonds to be issued. In addition, the actual Net Revenues may be augmented by an amount equal to the investment income representing interest on investments estimated to be received each operating year from the addition to the Bond

Reserve Account to be funded from the proceeds of the Additional Bonds being issued. Determination by the Council as to existence of conditions permitting the issuance of Additional Bonds shall be conclusive. No Additional Bonds of equal standing as to the Net Revenues of the System shall be issued pursuant to the authorization contained in this subparagraph if the City shall then be in default in making its required payments to the Operation and Maintenance Fund or the Redemption Fund;

WHEREAS, the City has met or will meet all the conditions and requirements of Section 19 of Ordinance No. 29-A for the issuance of the proposed 2024 SRF Bonds as bonds of equal standing and priority of lien with the Outstanding Senior Lien Bonds issued pursuant to the Outstanding Bond Ordinances, or such 2024 SRF Bonds will be issued on a subordinate, junior lien basis to the Outstanding Senior Lien Bonds and on equal standing and priority of lien with the Outstanding Junior Lien Bonds; and

WHEREAS, all things necessary to the authorization and issuance of the 2024 SRF Bonds under the Constitution and laws of the State of Michigan, particularly Act 94, the Charter and ordinances of the City, and the Outstanding Bond Ordinances, have been done or will be done, and the Council is now empowered and desires to authorize the issuance and sale of the 2024 SRF Bonds; and

WHEREAS, the Council wishes to authorize the Authorized Officers (as defined herein) to finalize the terms of the issuance and sale of the 2024 SRF Bonds without further resolution of the Council.

NOW, THEREFORE, THE CITY OF LANSING RESOLVES:

Section 1. Definitions. All terms not defined herein shall have the meanings set forth in the Outstanding Bond Ordinances and whenever used in this Resolution, except when otherwise indicated by the context, the following terms shall have the following meanings:

(a) “2024 SRF Construction Fund” means the 2024 SRF Construction Fund established pursuant to Section 10 of this Resolution for the deposit of the proceeds of the 2024 SRF Bonds for the purpose of constructing and acquiring the 2024 SRF Improvements.

(b) “2024 SRF Improvements” means the following improvements to the System: equipping, improving, rehabilitating, acquiring, constructing and installing certain improvements to the City’s Sewage Disposal System, including but not limited to sanitary sewer overflow remediation, together with any appurtenances and attachments thereto and any related site acquisitions or improvements as required under the Consent Order and evidenced in the Wet Weather Control Plan.

(c) “2024 SRF Bonds” means the Sewage Disposal System SRF Revenue Bonds, Series 2024 authorized by Section 5 of this Resolution for the purpose of paying for the 2024 SRF Improvements and paying the costs of issuing the 2024 SRF Bonds.

(d) “Authority” means the Michigan Finance Authority.

(e) “Authorized Officer” means any one of the following officials of the City: the Mayor, the Deputy Mayor, the Finance Director or the Chief Strategy Officer.

(f) “Bond Reserve Requirement” means the lesser of (1) maximum annual debt service due on the Outstanding Senior Lien Bonds (including the 2024 SRF Bonds, if applicable), (2) 125% of the average annual debt service on Outstanding Senior Lien Bonds, or (3) 10% of the original aggregate face amount of each series of bonds currently outstanding, reduced by the net original issue discount, if any.

(g) “Junior Lien Bonds” means any bonds issued on a subordinate basis to any of the City’s Outstanding Senior Lien Bonds and on a parity basis with the City’s Outstanding Junior Lien Bonds.

(h) “Outstanding Junior Lien Bonds” means the City’s Sewage Disposal System Revenue Bonds (SRF Project #5005-24) (Junior Lien), Series 2022 and Sewage Disposal System Revenue Bonds (SRF Project #5005-25) (Junior Lien), Series 2023.

(i) “Outstanding Senior Lien Bonds” means any bonds currently outstanding under the Outstanding Bond Ordinances, which have not been paid or defeased, payable on a priority basis over the City’s Outstanding Junior Lien Bonds or any additional Junior Lien Bonds.

(j) “Outstanding Bond Ordinances” means Ordinance No. 29-A, as amended and supplemented by Ordinance Nos. 30-A, 31-A, 32-A, 33-A, 35-A, 838, 873, 993, 0544, 2010-423 and 2012-269 and by Resolution Nos. 2021-264 and 2022-317.

(k) “Senior Lien Bonds” means any bonds issued pursuant to Section 19 of Ordinance 29-A and on a parity basis with the City’s Outstanding Senior Lien Bonds.

(l) “SRF Program” means the State of Michigan Revolving Fund Program.

Section 2. Conditions Permitting Issuance of Additional Bonds. Pursuant to Section 19 of Ordinance 29-A, if the 2024 SRF Bonds will be of equal standing and priority of lien to the Outstanding Senior Lien Bonds, the Council hereby determines that the 2024 SRF Bonds will be issued within the following parameters:

(a) the average actual or augmented Net Revenues of the System for two consecutive preceding twelve-month operating years ending not more than twenty-eight months from the date of delivery of the 2024 SRF Bonds are equal to at least 130% of the maximum amount of principal and interest thereafter maturing in any operating year on the then Outstanding Senior Lien Bonds and the 2024 SRF Bonds, as required by Section 19(a) of Ordinance No. 29-A; and

(b) the City is not in default in making its required payments to the Operation and Maintenance Fund or the Redemption Fund established by Ordinance No. 29-A.

As applicable, an Authorized Officer shall determine that the conditions of the Outstanding Bond Ordinances including Section 19 of Ordinance 29-A for the issuance of the 2024 SRF Bonds as Senior Lien Bonds have been met.

If the 2024 SRF Bonds will be issued as Junior Lien Bonds, the 2024 SRF Bonds will otherwise be issued pursuant to the requirements of State of Michigan law, the Outstanding Ordinances and specifically the projected annual Net Revenues of the System after payment of the Outstanding Senior Lien Bonds will be at least 1.0x the annual principal and interest due on the 2024 SRF Bonds and any other Outstanding Junior Lien Bonds.

An Authorized Officer is authorized to direct the creation of such accounts and subaccounts within the Funds created by Ordinance 29-A, including but not limited to for the purposes of setting aside Revenues each month as described in Section 13 of Ordinance 29-A for the purpose of paying principal and interest on the 2024 SRF Bonds issued as Junior Lien Bonds, after Revenues have been allocated as required for the Outstanding Senior Lien Bonds.

Section 3. Necessity of 2024 SRF Improvements. It is hereby determined to be necessary for the public health and welfare of the City to proceed to acquire and construct the 2024 SRF Improvements in accordance with approved plans and specifications.

Section 4. Cost and Useful Life of 2024 SRF Improvements. The cost of the improvements to support the City's Wet Weather Control Plan (including the 2024 SRF Improvements) is estimated not to exceed Thirteen Million Dollars (\$13,000,000) including the payment of incidental expenses as specified in Section 5 of this Resolution, which estimate of cost is hereby approved and confirmed, and the period of usefulness of the 2024 SRF Improvements is estimated to be not less than thirty (30) years.

Section 5. Payment of Costs of 2024 SRF Improvements and Authorization of 2024 SRF Bonds. It is hereby determined that the City shall borrow the sum of not-to-exceed Thirteen Million Dollars (\$13,000,000) as finally determined by an Authorized Officer upon the sale of thereof, and the 2024 SRF Bonds shall be issued pursuant to the provisions of Act 94 to pay the cost of acquiring and constructing the 2024 SRF Improvements, including the payment of engineering, legal, financial, bond insurance, underwriter's discount and other expenses incident thereto and incident to the issuance and sale of the 2024 SRF Bonds. The balance of the cost of the 2024 SRF Improvements, if any, will be paid from other funds of the City legally available therefor.

The 2024 SRF Bonds shall be designated as the SEWAGE DISPOSAL SYSTEM [JUNIOR LIEN] REVENUE BONDS (SRF PROJECT #5005-26), SERIES 2024, with such modifications as may be approved by an Authorized Officer, and, unless required by the Authority and as authorized by Act 94, shall not be a general obligation of the City, but be revenue bonds, payable solely out of the Net Revenues of the System. The 2024 SRF Bonds may constitute an Additional Bond as defined in the Outstanding Bond Ordinances, having equal standing and priority of lien as to the Net Revenues of the System with the Outstanding Senior Lien Bonds, or the 2024 SRF Bonds may be issued as Junior Lien Bonds, as determined by an Authorized Officer.

Section 6. Year of Sale. If the 2024 SRF Bonds, or any series thereof, are not sold or delivered in calendar year 2024, then references to the name of the bonds, funds and accounts approved by this Resolution may be changed to reflect the year in which such bonds will be sold or delivered.

Section 7. 2024 SRF Bond Details. The 2024 SRF Bonds shall be issued in the form of one or more fully-registered, nonconvertible bonds, dated as of the date of delivery, payable in annual principal installments in the amounts and on the dates as determined by the order of the EGLE and approved by the Authority and the Authorized Officer, provided that the final payment on the 2024 SRF Bonds shall occur within the period of usefulness of the 2024 SRF Improvements as set forth in Section 4 of this Resolution. Final determination of the principal amount and the payment dates and amounts of principal installments of the 2024 SRF Bonds shall be evidenced by execution of a Purchase Contract (the ***“Purchase Contract”***) between the City and the Authority providing for sale of the 2024 SRF Bonds, and the Authorized Officer is authorized and directed to execute and deliver the Purchase Contract.

The 2024 SRF Bonds shall bear interest at a rate or rates to be determined by the Authorized Officer at the time of execution of the Purchase Contract, but in any event not exceeding the maximum amount permitted by law, payable semiannually on the dates as determined in the Purchase Contract. In addition, if required by the Authority, the 2024 SRF Bonds will bear additional interest, under the terms required by the Authority, in the event of a default by the City in the payment of principal or interest on the 2024 SRF Bonds when due. The 2024 SRF Bonds principal amount is expected to be drawn down by the City periodically, and interest on each installment of the principal amount shall accrue from the date such principal installment is drawn down by the City. Principal installments of the 2024 SRF Bonds will be subject to prepayment prior to maturity as permitted by the Authority and approved by the Authorized Officer.

The Mayor and City Clerk are authorized to execute the 2024 SRF Bonds by manual or facsimile signature. If required, at least one signature on the 2024 SRF Bonds shall be a manual signature. The 2024 SRF Bonds shall have the facsimile corporate seal of the City printed or impressed thereon. The 2024 SRF Bonds may be transferred by the bondholder as provided in the 2024 SRF Bonds as executed.

Section 8. State Revenue Sharing Pledge. If required by the Authority, as additional security for repayment of the 2024 SRF Bonds, the Council agrees to pledge the state revenue sharing payments that the City is eligible to receive from the State of Michigan under Act 140, Public Acts of Michigan, 1971, as amended, to the Authority as purchaser and holder of the 2024 SRF Bonds. The Authorized Officer is authorized to execute and deliver a revenue sharing pledge agreement between the City and the Authority.

Section 9. Applicability of the Outstanding Bond Ordinances. Except to the extent supplemented or otherwise provided in this Resolution (such as if the 2024 SRF Bonds are issued on a subordinate basis to the Outstanding Bonds), the provisions and covenants provided in the Outstanding Bond Ordinances shall apply to the 2024 SRF Bonds issued pursuant to provisions of this Resolution, such provisions of said Ordinances being made applicable to the 2024 SRF Bonds herein authorized, the same as though said 2024 SRF Bonds were originally authorized and issued as a part of the Outstanding Bonds issued pursuant to the Outstanding Bond Ordinances.

Section 10. 2024 SRF Bond Proceeds. The proceeds of the sale of the 2024 SRF Bonds as received by the City shall be deposited in an account separate from other money of the City and held in a bank or banks qualified to act as depository of the proceeds of sale under the provisions of Section 15 of Act 94 designated “2024 SRF Project Construction Fund” (the ***“2024 SRF Construction Fund”***). Moneys in the 2024 SRF Construction Fund shall be applied solely in

payment of the cost of the 2024 SRF Improvements including any engineering, legal and other expenses incident thereto and to the costs of issuance of the 2024 SRF Bonds. Any balance remaining in the 2024 SRF Construction Fund after completion of the 2024 SRF Improvements may be used for any other improvements to the System if such use is permitted by state law and will not cause the interest on the 2024 SRF Bonds to be included in gross income for federal income tax purposes within the meaning of the Internal Revenue Code. Any remaining balance shall be paid into the Redemption Fund and used as permitted by state law.

Section 11. Bond Reserve Requirement. The City hereby covenants and agrees with the holders of the Bonds that, if an Authorized Officer determines that the 2024 SRF Bonds shall have equal standing and priority of lien with the Outstanding Bonds, the City shall maintain on deposit in the Bond Reserve Account an amount not less than the Bond Reserve Requirement. If at any time there is any excess in the Bond Reserve Account over the Bond Reserve Requirement, such excess may be transferred to such fund or account as the City shall direct.

Section 12. Bond Form. The 2024 SRF Bonds shall be in substantially the following form subject to changes, including references to additional security, as may be required by the Authority:

[Form of Bond To Be Completed After Bond Sale]
 United States of America
 State of Michigan
 Counties of Ingham and Eaton

CITY OF LANSING
 SEWAGE DISPOSAL SYSTEM
 [JUNIOR LIEN] REVENUE BOND (SRF PROJECT #5005-26), SERIES 2024

Interest Rate Date of Maturity

____% **[Month 1, 20__]**

Registered Owner: Michigan Finance Authority

Principal Amount: _____ Dollars (\$_____)

Date of Original Issue: _____, 2024

The CITY OF LANSING, Counties of Ingham and Eaton, State of Michigan (the “City”), for value received, acknowledges itself to owe, and for value received hereby promises to pay, but only out of the hereinafter described Net Revenues of the City’s Sewage Disposal System (hereinafter defined), to the Michigan Finance Authority (the “Authority”) the principal amount of this Bond or so much thereof as shall have been advanced to the City pursuant to a Purchase Contract between the City and the Authority and a Supplemental Agreement by and among the City, the Authority and the State of Michigan acting through the Department of Environment,

Great Lakes, and Energy. During the time funds are being drawn down by the City under this Bond, the Authority will periodically provide the City a statement showing the amount of principal that has been advanced and the date of each advance, which statement shall constitute prima facie evidence of the reported information; provided that no failure on the part of the Authority to provide such a statement or to reflect a disbursement or the correct amount of a disbursement shall relieve the City of its obligation to repay the outstanding principal amount actually advanced, all accrued interest thereon, and any other amount payable with respect thereto in accordance with the terms of this Bond.

The Principal Amount shall be payable on the dates and in the annual principal installment amounts set forth on Schedule I attached hereto and made a part hereof, as Schedule I may be adjusted if less than \$[amount] is disbursed to the City. Interest is first payable on [April 1, 202_/October 1, 202_], and semiannually thereafter, and principal is payable on the first day of [April/October] commencing [April 1, 202_/October 1, 202_] (as identified in the Purchase Contract) and annually thereafter.

The Bond is subject to prepayment by the City prior to maturity only with the prior written consent of the Authority and on such terms as may be required by the Authority.

Notwithstanding any other provision of this Bond, as long as the Authority is the owner of this Bond, (a) this Bond is payable as to principal, premium, if any, and interest at U.S. Bank Trust Company, National Association or at such other place as shall be designated in writing to the City by the Authority (the "Authority's Depository"); (b) the City agrees that it will deposit with the Authority's Depository payments of the principal of, premium, if any, and interest on this Bond in immediately available funds by 12:00 noon at least five business days prior to the date on which any such payment is due whether by maturity, redemption or otherwise; in the event that the Authority's Depository has not received the City's deposit by 12:00 noon on the scheduled day, the City shall immediately pay to the Authority as invoiced by the Authority an amount to recover the Authority's administrative costs and lost investment earnings attributable to that late payment; and (c) written notice of any redemption of this bond shall be given by the City and received by the Authority's Depository at least 40 days prior to the date on which such redemption is to be made.

Additional Interest

In the event of a default in the payment of principal or interest hereon when due, whether at maturity, by redemption or otherwise, the amount of such default shall bear interest (the "additional interest") at a rate equal to the rate of interest which is two percent (2%) above the Authority's cost of providing funds (as determined by the Authority) to make payment on the bonds of the Authority issued to provide funds to purchase this Bond but in no event in excess of the maximum rate of interest permitted by law. The additional interest shall continue to accrue until the Authority has been fully reimbursed for all costs incurred by the Authority (as determined by the Authority) as a consequence of the City's default. Such additional interest shall be payable on the interest payment date following demand of the Authority. In the event that (for reasons other than the default in the payment of any municipal obligation purchased by the Authority) the investment of amounts in the reserve account established by the Authority for the bonds of the Authority issued to provide funds to purchase this Bond fails to provide sufficient available funds

(together with any other funds which may be made available for such purpose) to pay the interest on outstanding bonds of the Authority issued to fund such account, the City shall and hereby agrees to pay on demand only the City's pro rata share (as determined by the Authority) of such deficiency as additional interest on this Bond.

For prompt payment of principal and interest on this Bond, the City has irrevocably pledged the revenues of its Sewage Disposal System, including all appurtenances, extensions and improvements thereto (the "System"), after provision has been made for reasonable and necessary expenses of operation, maintenance and administration (the "Net Revenues"), and a statutory lien thereon is hereby recognized and created. [This Bond is of [equal][junior] standing and priority of lien as to the Net Revenues of the System with the _____.]

[This Bond is one of a series of bonds aggregating the principal sum of \$_____, issued pursuant to Ordinance No. 29-A, as amended and supplemented by Ordinance Nos. 30-A, 31-A, 35-A, 838, 873, 993, 0544, 2010-423, Ordinance No. 2012-269, and Resolution Nos. 2021-264, 2022-317 and Resolution No. ____, each duly adopted by the City Council of the City, and under and in full compliance with the Constitution and statutes of the State of Michigan, including specifically Act 94, Public Acts of Michigan 1933, as amended for the purposes of constructing and acquiring improvements to the System, and refunding certain outstanding sewage disposal system revenue bonds of the City.]

For a complete statement of the revenues from which and the conditions under which this Bond is payable, a statement of the conditions under which additional bonds of equal standing may thereafter be issued and the general covenants and provisions pursuant to which this bond is issued, reference is made to the above-described Ordinances. Copies of the Ordinances are on file at the office of the City Clerk and reference is made to the Ordinances and any and all supplements thereto and modifications and amendments thereof, if any, and to Act 94 for a more complete description of the pledges and covenants securing the bonds, the nature, extend and manner of enforcement of such pledges, the rights and remedies of the registered owners of the bonds with respect thereto and the terms and conditions upon which the bonds are issued and may be issued thereunder. To the extent and in the manner permitted by the terms of the Ordinances, the provisions of the Ordinances or any resolution or agreement amendatory thereof or supplemental thereto, may be modified or amended by the City, except in specified cases, only with the written consent of the registered owners of at least fifty-one percent (51%) of the principal amount of the bonds then outstanding.

[THIS BOND IS A SELF-LIQUIDATING BOND AND IS NOT A GENERAL OBLIGATION OF THE CITY AND DOES NOT CONSTITUTE AN INDEBTEDNESS OF THE CITY WITHIN ANY CONSTITUTIONAL, STATUTORY OR CHARTER LIMITATION, AND IS PAYABLE BOTH AS TO PRINCIPAL AND INTEREST, SOLELY FROM THE NET REVENUES OF THE SYSTEM AND CERTAIN FUNDS AND ACCOUNTS ESTABLISHED UNDER THE ORDINANCES. THE PRINCIPAL AND INTEREST ON THIS BOND ARE SECURED BY THE STATUTORY [FIRST][JUNIOR] LIEN HEREINBEFORE DESCRIBED.

It is hereby certified and recited that all acts, conditions and things required by law to be done, precedent to and in the issuance of this bond and the series of bonds of which this is one, exist and have been done and performed in regular and due form and time as required by law.

IN WITNESS WHEREOF, the City of Lansing, Counties of Ingham and Eaton, State of Michigan, by authority of its City Council, has caused this bond to be signed for and on its behalf and in its name by the manual or facsimile signatures of the Mayor and Clerk of the City, and the official seal of the City or a facsimile thereof to be impressed or printed hereon, all as of the Date of Original Issue.

CITY OF LANSING
Counties of Ingham and Eaton
State of Michigan

By _____

Its Mayor

(SEAL)

Countersigned:

By _____

Its City Clerk

[FORM OF SCHEDULE I]

Name of Issuer: CITY OF LANSING

EGLE Project No.: 5005-26

EGLE Approved Amt: \$ _____ SCHEDULE I

Based on the schedule provided below unless revised as provided in this paragraph, repayment of principal of the Bond shall be made until the full amount advanced to the City is repaid. In the event the Order of Approval issued by the Department of Environment, Great Lakes, and Energy (the "Order") approves a principal amount of assistance less than the amount of the Bond delivered to the Authority, the Authority shall only disburse principal up to the amount stated in the Order. In the event (1) that the payment schedule approved by the City and described below provides for payment of a total principal amount greater than the amount of assistance approved by the Order, or (2) that less than the principal amount of assistance approved by the Order is disbursed to the City by the Authority, the Authority shall prepare a new payment schedule which shall be effective upon receipt by the City.

<u>Due Date</u>	<u>Amount of Principal Installment</u>
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Interest on the bond shall accrue on principal disbursed by the Authority to the City from the date principal is disbursed, until paid, at the rate of ____% per annum, payable [date], and semi-annually thereafter.

The City agrees that it will deposit with U.S. Bank Trust Company National Association, or at such other place as shall be designated in writing to the City by the Authority (the “Authority’s Depository”) payments of the principal of, premium, if any, and interest on this bond in immediately available funds by 12:00 noon at least five business days prior to the date on which any such payment is due whether by maturity, redemption or otherwise. In the event that the Authority’s Depository has not received the City’s deposit by 12:00 noon on the scheduled day, the City shall immediately pay to the Authority as invoiced by the Authority an amount to recover the Authority’s administrative costs and lost investment earnings attributable to that late payment.

Section 13. Reimbursement; Non-Arbitrage Covenant. The City declares that it reasonably expects to make advances of funds to make 2024 SRF Improvements. The City makes the following declarations for the purpose of complying with the reimbursement rules of Treas. Reg. §1.150-2 pursuant to the Internal Revenue Code of 1986, as amended (the “**Code**”):

(a) As of the date hereof, the City reasonably expects to reimburse the City for the expenditures described in (b) below with proceeds of debt to be incurred by the City.

(b) The expenditures described in this paragraph (b) are for the costs of acquiring and constructing the 2024 SRF Improvements which were or will be paid subsequent to sixty (60) days prior to the date hereof.

The City covenants and agrees with the holders of the 2024 SRF Bonds that as long as any of the 2024 SRF Bonds remain outstanding and unpaid as to either principal or interest, the City shall not invest, reinvest or accumulate any moneys deemed to be proceeds of the 2024 SRF Bonds pursuant to the Code in such a manner as to cause the 2024 SRF Bonds to be “arbitrage bonds” within the meaning of the Code. The City hereby covenants that, to the extent permitted by law, it will take all actions within its control and that it shall not fail to take any action as may be necessary to maintain the exemption of interest on the 2024 SRF Bonds from gross income for federal income tax purposes, including but not limited to, actions relating to the rebate of arbitrage earnings, if applicable, and the expenditure and investment of bond proceeds and moneys deemed to be bond proceeds, all as more fully set forth in the Non-Arbitrage and Tax Compliance Certificate to be delivered by the City with the 2024 SRF Bonds.

Section 14. Municipal Advisor. The City is separately determining its selection of a municipal advisor, and such selected advisor will act as Municipal Advisor as necessary for the issuance of the 2024 SRF Bonds.

Section 15. Negotiated Sale; Application to EGLE and Authority. The Council has considered the option of selling the 2024 SRF Bonds through a competitive sale and a negotiated sale and determines that it is in the best interest of the City to negotiate the sale of the 2024 SRF Bonds to the Authority because the State Revolving Fund financing program provides significant savings to the City compared to a competitive sale in the municipal bond market. The Authorized Officer and the City’s Director of Public Works are authorized to apply to the Authority and to

EGLE for placement of the 2024 SRF Bonds with the Authority. The actions taken by the Authorized Officer and the Director of Public Works with respect to the 2024 SRF Bonds prior to the adoption of this Resolution are ratified and confirmed. The Authorized Officer is authorized to sell the 2024 SRF Bonds to the Authority and to execute and deliver the Purchase Contract, the Supplemental Agreement and the Issuer's Certificate in the forms provided by the Authority. The Authorized Officer and the Director of Public Works are further authorized to execute and deliver such contracts, documents and certificates as are necessary or advisable to qualify the 2024 SRF Bonds for the State Revolving Fund program.

Section 16. Bond Counsel. The City hereby appoints Dykema Gossett PLLC as Bond Counsel with respect to the 2024 SRF Bonds notwithstanding Dykema's occasional representation of the Authority in other unrelated transactions.

Section 17. Other Actions. The officers, administrators, agents and attorneys of the City are authorized and directed to take all other actions necessary and to facilitate issuance, sale, and delivery of the 2024 SRF Bonds, and to execute and deliver all other agreements, documents, and certificates and to take all other actions necessary or convenient to complete the issuance and delivery of the 2024 SRF Bonds in accordance with this Resolution, and to pay costs of issuance including Bond Counsel fees, Municipal Advisor fees, filing fees with State Treasury, costs of printing the 2024 SRF Bonds, and any other costs necessary to accomplish sale and delivery of the 2024 SRF Bonds. The Authorized Officer is authorized to determine final bond details for the 2024 SRF Bonds, to the extent necessary or convenient to complete the transactions authorized by this Resolution, to exercise the authority and make determinations authorized pursuant to Section 7a(1)(c) of Act 94, including but not limited to determinations regarding interest rates, prices, discounts, maturities, principal amounts, denominations, dates of issuance, interest payment dates, redemption rights, the place of delivery and payment, and other matters.

Section 18. Rates and Charges. Rates shall be fixed and revised from time to time by the Council so as to produce amounts that are sufficient to pay the expenses of administration and the costs of operation and maintenance of the System, to provide an amount of revenues adequate for the payment of principal of and interest on the SRF 2024 Bonds, reserve, replacement and improvement requirements, if any, and to otherwise comply with all requirements and covenants provided herein; and such that are reasonably expected to yield annual Net Revenues of the System to maintain compliance with Section 19 of Ordinance No. 29-A for any then Outstanding Senior Lien Bonds and equal to at least 100% of the average annual principal and interest thereafter maturing in any fiscal year on the then Outstanding Junior Lien Bonds; and promptly upon any material change in the circumstances which were not contemplated at the time such rates and charges were most recently reviewed, but not less frequently than once in each fiscal year, review the rates and charges for its services and promptly revise such rates and charges as necessary to comply with the foregoing requirement. The rates and charges for all services and facilities rendered by the System shall be reasonable and just, taking into consideration the costs and value of the System, the cost of maintaining, repairing, and operating the System, and the amounts necessary for the retirement of all SRF 2024 Bonds and interest accruing on all SRF 2024 Bonds, and there shall be charged such rates and charges as shall be adequate to meet the requirement of this and the preceding sections.

Section 19. No Free Service. No free service shall be furnished by the System to the City or to any individual, firm or corporation, public or private, or to any agency or instrumentality.

Section 20. Defeasance. In the event cash or direct obligations of the United States or obligations the principal of and interest on which are guaranteed by the United States, or a combination thereof, the principal of and interest on which, without reinvestment, come due at times and in amounts sufficient to pay at maturity or irrevocable call for earlier optional or mandatory redemption, the principal of, premium, if any, and interest on any of the 2024 SRF bonds, shall be deposited in trust, this Resolution shall be defeased with respect to such Bonds (the ***“Defeased Bonds”***), and the owners of the Defeased Bonds shall have no further rights under this Resolution except to receive payment of the principal of, premium, if any, and interest on the bonds from the cash or securities deposited in trust and the interest and gains thereon and to transfer and exchange bonds as provided herein. Defeased Bonds shall be treated as if they have been redeemed for all purposes under this Resolution.

Section 21. Fiscal Year of System. The fiscal year for operating the System shall coincide with the fiscal year of the City.

Section 22. Repeal, Savings Clause. All ordinances, resolutions of orders, or parts thereof, in conflict with the provisions of this Resolution are repealed.

Section 23. Severability; Paragraph Headings, and Conflict. If any section, paragraph, clause or provision of this Resolution shall be held invalid, the invalidity of such action, paragraph, clause or provision shall not affect any of the other provisions of this Resolution. The paragraph headings in this Resolution are furnished for convenience of reference only and shall not be considered to a part of this Resolution.

Section 24. Publication and Recordation. This Resolution shall be published in full in the Lansing City Pulse, a newspaper of general circulation in the City of Lansing, qualified under State law to publish legal notices, promptly after its adoption, and shall be recorded in the Ordinance Book of the City and such recording authenticated by the signatures of the President of the Council and the City Clerk.

Section 26. Effective Date. As provided in Act 94, this Resolution shall be effective upon its adoption.

Passed and adopted by the City of Lansing, Counties of Ingham and Eaton, State of Michigan, on December 11, 2023.

[Remainder of page intentionally left blank]

I hereby certify that the foregoing is a true and complete copy of Resolution adopted by the City Council of the City of Lansing, Counties of Ingham and Eaton, State of Michigan, at a Regular Meeting held on December 11, 2023, and that said meeting was conducted and public notice of said meeting was given pursuant to the Open Meetings Act, being Act No. 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act No. 267.

I further certify that the following City Council members were present at said meeting: Brown, Garza, Hussain, Jackson, Kost, Spadafore, Wood and that the following City Council members were absent: Spitzley

I further certify that City Council member Garza moved adoption of said Resolution. A second is not required under Mason's Manual of Legislative Procedure, which are the rules governing the City Council.

I further certify that the following City Council members voted for adoption of said Resolution, Brown, Garza, Hussain, Jackson, Kost, Spadafore, Wood and that the following City Council members voted against adoption of said Resolution. none

Chris Swope, Lansing City Clerk.

AFFIDAVIT OF PUBLICATION

I, Lee Purdy, am a resident of Lansing, County of Ingham, State of Michigan, and do hereby certify, swear, or affirm, that I am competent to give the following declaration based on my personal knowledge, unless otherwise stated, and that the following facts are true and correct to the best of my knowledge: That the attached advertisement – **CP#24-359 Resolution #2023-335 by the Committee of the Whole, Resolved by the City Council of the City of Lansing** –Wednesday, January 17, 2024, and that City Pulse satisfies the requirements of 1963 PA 247 MCL 691.1051.b

WITNESS my signature this 17th day of January 2024

A handwritten signature in black ink, appearing to read "Lee Purdy", is written over a horizontal line.

Signature of Declarer

State of Michigan
County of Ingham

This instrument was acknowledged before me on January 17, 2024

By Lee Purdy

A handwritten signature in blue ink, appearing to read "Berl Schwartz", is written over a horizontal line.

Berl Schwartz, Notary Public

My commission expires January 24, 2025

Resolution #2023-335
By the Committee of the Whole
Resolved by the City Council of the City of Lansing

City of Lansing
Counties of Ingham and Eaton, State of Michigan

A RESOLUTION ENACTED UNDER THE PROVISIONS OF ACT 94, PUBLIC ACTS OF MICHIGAN, 1933, AS AMENDED, AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF SEWAGE DISPOSAL SYSTEM REVENUE BONDS FOR THE PURPOSES OF PAYING FOR IMPROVEMENTS TO THE SYSTEM, AND PAYING COSTS RELATING THERETO; AUTHORIZING DETERMINATION OF STANDING AND PRIORITY OF LIEN WITH RESPECT TO OUTSTANDING SEWAGE DISPOSAL SYSTEM REVENUE BONDS OF THE CITY ISSUED UNDER CITY ORDINANCE NO. 29A, AS AMENDED AND SUPPLEMENTED; PROVIDING FOR RETIREMENT AND SECURITY OF THE BONDS HEREIN AUTHORIZED; AND PROVIDING FOR OTHER MATTERS RELATIVE THERETO.

WHEREAS, the City of Lansing, Counties of Ingham and Eaton, State of Michigan (the "**City**") by Ordinance No. 29-A, as amended and supplemented by Ordinance Nos. 31-A, 32-A, 33-A, 35-A, 838, 873, 993, 0544, 2010-423 and 2012-269, and by Resolution Nos. 2021-264 and 2022-317 (collectively, the "**Outstanding Bond Ordinances**") has provided for the issuance by the City of Sewage Disposal System Revenue Bonds; and

WHEREAS, the State of Michigan Department of Environment, Great Lakes, and Energy ("**EGLE**"), through its Administrative Consent Order #ACO-05153 (the "**Consent Order**") dated December 12, 2019, ordered the City to abate raw sewage overflows from its sewerage collection system; and

WHEREAS, EGLE and the City have agreed to implement the City's Wet Weather Control Plan, as amended (the "**Wet Weather Control Plan**"), in compliance with the Consent Order;

WHEREAS, it is now deemed necessary by the City Council of the City (the "**Council**") to equip, improve, rehabilitate, acquire, construct and install certain improvements to the City's Sewage Disposal System (the "**System**"), including but not limited to sanitary sewer overflow remediation, together with any appurtenances and attachments thereto and any related site acquisitions or improvements (the "**2024 SRF Improvements**") in compliance with the plans approved under the Consent Order and according to the Wet Weather Control Plan; and

WHEREAS, Act 94, Public Acts of Michigan, 1933, as amended ("**Act 94**"), authorizes the Council to issue bonds under Act 94 without submitting the proposition to the voters of the City for approval and without publishing a notice of intent when the bonds are issued to comply with an order or permit requirement of a state or federal agency of competent jurisdiction to prevent or limit pollution of the environment; and

WHEREAS, the City intends to finance construction and acquisition of the 2024 SRF Improvements through issuance of sewage disposal system revenue bonds (the "2024 SRF Bonds"), and to sell the 2024 SRF Bonds to the Michigan Finance Authority (the "Authority"); and

WHEREAS, Section 19 of Ordinance No. 29-A authorizes the issuance of revenue bonds of equal standing and priority of lien with the Outstanding Senior Lien Bonds authorized by the Outstanding Bond Ordinances as follows:

(a) For subsequent repairs, extensions, enlargements and improvements to the System or for the purpose of refunding part of any Bonds then outstanding and paying costs of issuing such Additional Bonds including deposits which may be required to be made to the Bond Reserve Account. Bonds for such purposes shall not be issued pursuant to this subparagraph (a) unless the average actual or augmented Net Revenues of the System for the then last two (2) preceding twelve month operating years or the actual or augmented Net Revenues for the last preceding twelve month operating year, if the same shall be lower than the average, shall be equal to at least one hundred thirty (130%) percent of the maximum amount of principal and interest thereafter maturing in any operating year on the then outstanding Bonds and on the Additional Bonds then being issued. If the Additional Bonds are to be issued in whole or in part for refunding outstanding Bonds the maximum annual principal and interest requirements shall be determined by deducting from the principal and interest requirements for each operating year the annual principal and interest requirements of any Bonds to be refunded from the proceeds of the Additional Bonds. For purposes of this subparagraph (a) the City may elect to use as the last preceding operating year any operating year ending not more than sixteen months from the date of delivery of the Additional Bonds and as the next to the last preceding operating year, any operating year ending not more than twenty-eight months from the date of delivery of the Additional Bonds. If the System rates, fees or charges shall be increased at or prior to the time of authorizing the Additional Bonds, the Net Revenues for each of the two preceding operating years shall be augmented by an amount reflecting the effect of the increase had the System's billings during such operating years been at the increased rates. In addition, the actual Net Revenues for each of the two preceding operating years may be augmented by the estimated increase in Net Revenues to accrue as a result of the acquisition of the repairs, extensions, enlargements and improvements to said System to be paid for in whole or in part from the proceeds of the Additional Bonds to be issued. In addition, the actual Net Revenues may be augmented by an amount equal to the investment income representing interest on investments estimated to be

Noted by: MICHIGAN WATER BOARD / 2/18/2021

received each operating year from the addition to the Bond Reserve Account to be funded from the proceeds of the Additional Bonds being issued. Determination by the Council as to existence of conditions permitting the issuance of Additional Bonds shall be conclusive. No Additional Bonds of equal standing as to the Net Revenues of the System shall be issued pursuant to the authorization contained in this subparagraph if the City shall then be in default in making its required payments to the Operation and Maintenance Fund or the Redemption Fund;

WHEREAS, the City has met or will meet all the conditions and requirements of Section 19 of Ordinance No. 29-A for the issuance of the proposed 2024 SRF Bonds as bonds of equal standing and priority of lien with the Outstanding Senior Lien Bonds issued pursuant to the Outstanding Bond Ordinances, or such 2024 SRF Bonds will be issued on a subordinate, junior lien basis to the Outstanding Senior Lien Bonds and on equal standing and priority of lien with the Outstanding Junior Lien Bonds; and

WHEREAS, all things necessary to the authorization and issuance of the 2024 SRF Bonds under the Constitution and laws of the State of Michigan, particularly Act 94, the Charter and ordinances of the City, and the Outstanding Bond Ordinances, have been done or will be done, and the Council is now empowered and desires to authorize the issuance and sale of the 2024 SRF Bonds; and

WHEREAS, the Council wishes to authorize the Authorized Officers (as defined herein) to finalize the terms of the issuance and sale of the 2024 SRF Bonds without further resolution of the Council.

NOW, THEREFORE, THE CITY OF LANSING RESOLVES:

Section 1. Definitions. All terms not defined herein shall have the meanings set forth in the Outstanding Bond Ordinances and whenever used in this Resolution, except when otherwise indicated by the context, the following terms shall have the following meanings:

(a) "2024 SRF Construction Fund" means the 2024 SRF Construction Fund established pursuant to Section 10 of this Resolution for the deposit of the proceeds of the 2024 SRF Bonds for the purpose of constructing and acquiring the 2024 SRF Improvements.

(b) "2024 SRF Improvements" means the following improvements to the System: equipping, improving, rehabilitating, acquiring, constructing and installing certain improvements to the City's Sewage Disposal System, including but not limited to sanitary sewer overflow remediation, together with any appurtenances and attachments thereto and any related site acquisitions or improvements as required under the Consent Order and evidenced in the Wet Weather Control Plan.

(c) "2024 SRF Bonds" means the Sewage Disposal System SRF Revenue Bonds, Series 2024 authorized by Section 5 of this Resolution for the purpose of paying for the 2024 SRF Improvements and paying the costs of issuing the 2024 SRF Bonds.

(d) "Authority" means the Michigan Finance Authority.

(e) "Authorized Officer" means any one of the following officials of the City: the Mayor, the Deputy Mayor, the Finance Director or the Chief Strategy Officer.

(f) "Bond Reserve Requirement" means the lesser of (1) maximum annual debt service due on the Outstanding Senior Lien Bonds (including the 2024 SRF Bonds, if applicable), (2) 125% of the average annual debt service on Outstanding Senior Lien Bonds, or (3) 10% of the original aggregate face amount of each series of bonds currently outstanding, reduced by the net original issue discount, if any.

(g) "Junior Lien Bonds" means any bonds issued on a subordinate basis to any of the City's Outstanding Senior Lien Bonds and on a parity basis with the City's Outstanding Junior Lien Bonds.

(h) "Outstanding Junior Lien Bonds" means the City's Sewage Disposal System Revenue Bonds (SRF Project #5005-24) (Junior Lien), Series 2022 and Sewage Disposal System Revenue Bonds (SRF Project #5005-25) (Junior Lien), Series 2023.

(i) "Outstanding Senior Lien Bonds" means any bonds currently outstanding under the Outstanding Bond Ordinances, which have not been paid or defeased, payable on a priority basis over the City's Outstanding Junior Lien Bonds or any additional Junior Lien Bonds.

(j) "Outstanding Bond Ordinances" means Ordinance No. 29-A, as amended and supplemented by Ordinance Nos. 30-A, 31-A, 32-A, 33-A, 35-A, 838, 873, 993, 0544, 2010-423 and 2012-269 and by Resolution Nos. 2021-264 and 2022-317.

(k) "Senior Lien Bonds" means any bonds issued pursuant to Section 19 of Ordinance 29-A and on a parity basis with the City's Outstanding Senior Lien Bonds.

(l) "SRF Program" means the State of Michigan Revolving Fund Program.

Section 2. Conditions Permitting Issuance of Additional Bonds. Pursuant to Section 19 of Ordinance 29-A, if the 2024 SRF Bonds will be of equal standing and priority of lien to the Outstanding Senior Lien Bonds, the Council hereby determines that the 2024 SRF Bonds will be issued within the following parameters:

(a) the average actual or augmented Net Revenues of the System for two consecutive preceding twelve-month operating years ending not more than twenty-eight months from the date of delivery of the 2024 SRF Bonds are equal to at least 130% of the maximum amount of principal and interest thereafter maturing in any operating year on the then Outstanding Senior Lien Bonds and the 2024 SRF Bonds, as required by Section 19(a) of Ordinance No. 29-A; and

(b) the City is not in default in making its required payments to the Operation and Maintenance Fund or the Redemption Fund established by Ordinance No. 29-A.

As applicable, an Authorized Officer shall determine that the conditions of the Outstanding Bond Ordinances including Section 19 of Ordinance 29-A for the issuance of the 2024 SRF Bonds as Senior Lien Bonds have been met.

If the 2024 SRF Bonds will be issued as Junior Lien Bonds, the 2024 SRF Bonds will otherwise be issued pursuant to the requirements of State of Michigan law, the Outstanding

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Ordinances and specifically the projected annual Net Revenues of the System after payment of the Outstanding Senior Lien Bonds will be at least 1.0x the annual principal and interest due on the 2024 SRF Bonds and any other Outstanding Junior Lien Bonds.

An Authorized Officer is authorized to direct the creation of such accounts and sub-accounts within the Funds created by Ordinance 29-A, including but not limited to for the purposes of setting aside Revenues each month as described in Section 13 of Ordinance 29-A for the purpose of paying principal and interest on the 2024 SRF Bonds issued as Junior Lien Bonds, after Revenues have been allocated as required for the Outstanding Senior Lien Bonds.

Section 3. Necessity of 2024 SRF Improvements. It is hereby determined to be necessary for the public health and welfare of the City to proceed to acquire and construct the 2024 SRF Improvements in accordance with approved plans and specifications.

Section 4. Cost and Useful Life of 2024 SRF Improvements. The cost of the improvements to support the City's Wet Weather Control Plan (including the 2024 SRF Improvements) is estimated not to exceed Thirteen Million Dollars (\$13,000,000) including the payment of incidental expenses as specified in Section 5 of this Resolution, which estimate of cost is hereby approved and confirmed, and the period of usefulness of the 2024 SRF Improvements is estimated to be not less than thirty (30) years.

Section 5. Payment of Costs of 2024 SRF Improvements and Authorization of 2024 SRF Bonds. It is hereby determined that the City shall borrow the sum of not-to-exceed Thirteen Million Dollars (\$13,000,000) as finally determined by an Authorized Officer upon the sale of thereof, and the 2024 SRF Bonds shall be issued pursuant to the provisions of Act 94 to pay the cost of acquiring and constructing the 2024 SRF Improvements, including the payment of engineering, legal, financial, bond insurance, underwriter's discount and other expenses incident thereto and incident to the issuance and sale of the 2024 SRF Bonds. The balance of the cost of the 2024 SRF Improvements, if any, will be paid from other funds of the City legally available therefor.

The 2024 SRF Bonds shall be designated as the SEWAGE DISPOSAL SYSTEM [JUNIOR LIEN] REVENUE BONDS (SRF PROJECT #5005-26), SERIES 2024, with such modifications as may be approved by an Authorized Officer, and, unless required by the Authority and as authorized by Act 94, shall not be a general obligation of the City, but be revenue bonds, payable solely out of the Net Revenues of the System. The 2024 SRF Bonds may constitute an Additional Bond as defined in the Outstanding Bond Ordinances, having equal standing and priority of lien as to the Net Revenues of the System with the Outstanding Senior Lien Bonds, or the 2024 SRF Bonds may be issued as Junior Lien Bonds, as determined by an Authorized Officer.

Section 6. Year of Sale. If the 2024 SRF Bonds, or any series thereof, are not sold or delivered in calendar year 2024, then references to the name of the bonds, funds and

accounts approved by this Resolution may be changed to reflect the year in which such bonds will be sold or delivered.

Section 7. 2024 SRF Bond Details. The 2024 SRF Bonds shall be issued in the form of one or more fully-registered, nonconvertible bonds, dated as of the date of delivery, payable in annual principal installments in the amounts and on the dates as determined by the order of the EGLE and approved by the Authority and the Authorized Officer, provided that the final payment on the 2024 SRF Bonds shall occur within the period of usefulness of the 2024 SRF Improvements as set forth in Section 4 of this Resolution. Final determination of the principal amount and the payment dates and amounts of principal installments of the 2024 SRF Bonds shall be evidenced by execution of a Purchase Contract (the "**Purchase Contract**") between the City and the Authority providing for sale of the 2024 SRF Bonds, and the Authorized Officer is authorized and directed to execute and deliver the Purchase Contract.

The 2024 SRF Bonds shall bear interest at a rate or rates to be determined by the Authorized Officer at the time of execution of the Purchase Contract, but in any event not exceeding the maximum amount permitted by law, payable semiannually on the dates as determined in the Purchase Contract. In addition, if required by the Authority, the 2024 SRF Bonds will bear additional interest, under the terms required by the Authority, in the event of a default by the City in the payment of principal or interest on the 2024 SRF Bonds when due. The 2024 SRF Bonds principal amount is expected to be drawn down by the City periodically, and interest on each installment of the principal amount shall accrue from the date such principal installment is drawn down by the City. Principal installments of the 2024 SRF Bonds will be subject to prepayment prior to maturity as permitted by the Authority and approved by the Authorized Officer.

The Mayor and City Clerk are authorized to execute the 2024 SRF Bonds by manual or facsimile signature. If required, at least one signature on the 2024 SRF Bonds shall be a manual signature. The 2024 SRF Bonds shall have the facsimile corporate seal of the City printed or impressed thereon. The 2024 SRF Bonds may be transferred by the bondholder as provided in the 2024 SRF Bonds as executed.

Section 8. State Revenue Sharing Pledge. If required by the Authority, as additional security for repayment of the 2024 SRF Bonds, the Council agrees to pledge the state revenue sharing payments that the City is eligible to receive from the State of Michigan under Act 140, Public Acts of Michigan, 1971, as amended, to the Authority as purchaser and holder of the 2024 SRF Bonds. The Authorized Officer is authorized to execute and deliver a revenue sharing pledge agreement between the City and the Authority.

Section 9. Applicability of the Outstanding Bond Ordinances. Except to the extent supplemented or otherwise provided in this Resolution (such as if the 2024 SRF Bonds are issued on a subordinate basis to the Outstanding Bonds), the provisions and covenants provided in the Outstanding Bond Ordinances shall apply to the 2024 SRF Bonds issued pursuant to provisions of this Resolution, such provisions of said Ordinances being made

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applicable to the 2024 SRF Bonds herein authorized, the same as though said 2024 SRF Bonds were originally authorized and issued as a part of the Outstanding Bonds issued pursuant to the Outstanding Bond Ordinances.

Section 10. 2024 SRF Bond Proceeds. The proceeds of the sale of the 2024 SRF Bonds as received by the City shall be deposited in an account separate from other money of the City and held in a bank or banks qualified to act as depository of the proceeds of sale under the provisions of Section 15 of Act 94 designated "2024 SRF Project Construction Fund" (the "**2024 SRF Construction Fund**"). Moneys in the 2024 SRF Construction Fund shall be applied solely in payment of the cost of the 2024 SRF Improvements including any engineering, legal and other expenses incident thereto and to the costs of issuance of the 2024 SRF Bonds. Any balance remaining in the 2024 SRF Construction Fund after completion of the 2024 SRF Improvements may be used for any other improvements to the System if such use is permitted by state law and will not cause the interest on the 2024 SRF Bonds to be included in gross income for federal income tax purposes within the meaning of the Internal Revenue Code. Any remaining balance shall be paid into the Redemption Fund and used as permitted by state law.

Section 11. Bond Reserve Requirement. The City hereby covenants and agrees with the holders of the Bonds that, if an Authorized Officer determines that the 2024 SRF Bonds shall have equal standing and priority of lien with the Outstanding Bonds, the City shall maintain on deposit in the Bond Reserve Account an amount not less than the Bond Reserve Requirement. If at any time there is any excess in the Bond Reserve Account over the Bond Reserve Requirement, such excess may be transferred to such fund or account as the City shall direct.

Section 12. Bond Form. The 2024 SRF Bonds shall be in substantially the following form subject to changes, including references to additional security, as may be required by the Authority:

[Form of Bond To Be Completed After Bond Sale]

United States of America

State of Michigan

Counties of Ingham and Eaton

CITY OF LANSING

SEWAGE DISPOSAL SYSTEM

[JUNIOR LIEN] REVENUE BOND (SRF PROJECT #5005-26), SERIES 2024

Interest Rate Date of Maturity

___% [Month 1, 20__]

Registered Owner: Michigan Finance Authority
Principal Amount: _____ Dollars (\$ _____)
Date of Original Issue: _____, 2024

The CITY OF LANSING, Counties of Ingham and Eaton, State of Michigan (the "City"), for value received, acknowledges itself to owe, and for value received hereby promises to pay, but only out of the hereinafter described Net Revenues of the City's Sewage Disposal System (hereinafter defined), to the Michigan Finance Authority (the "Authority") the principal amount of this Bond or so much thereof as shall have been advanced to the City pursuant to a Purchase Contract between the City and the Authority and a Supplemental Agreement by and among the City, the Authority and the State of Michigan acting through the Department of Environment, Great Lakes, and Energy. During the time funds are being drawn down by the City under this Bond, the Authority will periodically provide the City a statement showing the amount of principal that has been advanced and the date of each advance, which statement shall constitute prima facie evidence of the reported information; provided that no failure on the part of the Authority to provide such a statement or to reflect a disbursement or the correct amount of a disbursement shall relieve the City of its obligation to repay the outstanding principal amount actually advanced, all accrued interest thereon, and any other amount payable with respect thereto in accordance with the terms of this Bond.

The Principal Amount shall be payable on the dates and in the annual principal installment amounts set forth on Schedule I attached hereto and made a part hereof, as Schedule I may be adjusted if less than \$[amount] is disbursed to the City. Interest is first payable on [April 1, 202_/October 1, 202_] and semiannually thereafter, and principal is payable on the first day of [April/October] commencing [April 1, 202_/October 1, 202_] (as identified in the Purchase Contract) and annually thereafter.

The Bond is subject to prepayment by the City prior to maturity only with the prior written consent of the Authority and on such terms as may be required by the Authority.

Notwithstanding any other provision of this Bond, as long as the Authority is the owner of this Bond, (a) this Bond is payable as to principal, premium, if any, and interest at U.S. Bank Trust Company, National Association or at such other place as shall be designated in writing to the City by the Authority (the "Authority's Depository"); (b) the City agrees that it will deposit with the Authority's Depository payments of the principal of, premium, if any, and interest on this Bond in immediately available funds by 12:00 noon at least five business days prior to the date on which any such payment is due whether by maturity, redemption or otherwise; in the event that the Authority's Depository has not received the City's deposit by 12:00 noon on the scheduled day, the City shall immediately pay to the Authority as invoiced by the Authority an amount to recover the Authority's administrative costs and lost investment earnings attributable to that late payment; and (c) written notice of any redemption of this bond shall be given by the City and received by the Authority's Depository at least 40 days prior to the date on which such redemption is to be made.

Additional Interest

See Public Notice, P. 11

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In the event of a default in the payment of principal or interest hereon when due, whether at maturity, by redemption or otherwise, the amount of such default shall bear interest (the "additional interest") at a rate equal to the rate of interest which is two percent (2%) above the Authority's cost of providing funds (as determined by the Authority) to make payment on the bonds of the Authority issued to provide funds to purchase this Bond but in no event in excess of the maximum rate of interest permitted by law. The additional interest shall continue to accrue until the Authority has been fully reimbursed for all costs incurred by the Authority (as determined by the Authority) as a consequence of the City's default. Such additional interest shall be payable on the interest payment date following demand of the Authority. In the event that (for reasons other than the default in the payment of any municipal obligation purchased by the Authority) the investment of amounts in the reserve account established by the Authority for the bonds of the Authority issued to provide funds to purchase this Bond fails to provide sufficient available funds (together with any other funds which may be made available for such purpose) to pay the interest on outstanding bonds of the Authority issued to fund such account, the City shall and hereby agrees to pay on demand only the City's pro rata share (as determined by the Authority) of such deficiency as additional interest on this Bond.

For prompt payment of principal and interest on this Bond, the City has irrevocably pledged the revenues of its Sewage Disposal System, including all appurtenances, extensions and improvements thereto (the "System"), after provision has been made for reasonable and necessary expenses of operation, maintenance and administration (the "Net Revenues"), and a statutory lien thereon is hereby recognized and created. [This Bond is of [equal][junior] standing and priority of lien as to the Net Revenues of the System with the _____.]

[This Bond is one of a series of bonds aggregating the principal sum of \$_____, issued pursuant to Ordinance No. 29-A, as amended and supplemented by Ordinance Nos. 30-A, 31-A, 35-A, 838, 873, 993, 0544, 2010-423, Ordinance No. 2012-269, and Resolution Nos. 2021264, 2022-317 and Resolution No. _____, each duly adopted by the City Council of the City, and under and in full compliance with the Constitution and statutes of the State of Michigan, including specifically Act 94, Public Acts of Michigan 1933, as amended for the purposes of constructing and acquiring improvements to the System, and refunding certain outstanding sewage disposal system revenue bonds of the City.]

For a complete statement of the revenues from which and the conditions under which this Bond is payable, a statement of the conditions under which additional bonds of equal standing may thereafter be issued and the general covenants and provisions pursuant to which this bond is issued, reference is made to the above-described Ordinances. Copies of the Ordinances are on file at the office of the City Clerk and reference is made to the Ordinances and any and all supplements thereto and modifications and amendments thereof,

if any, and to Act 94 for a more complete description of the pledges and covenants securing the bonds, the nature, extend and manner of enforcement of such pledges, the rights and remedies of the registered owners of the bonds with respect thereto and the terms and conditions upon which the bonds are issued and may be issued thereunder. To the extent and in the manner permitted by the terms of the Ordinances, the provisions of the Ordinances or any resolution or agreement amendatory thereof or supplemental thereto, may be modified or amended by the City, except in specified cases, only with the written consent of the registered owners of at least fifty-one percent (51%) of the principal amount of the bonds then outstanding.

[THIS BOND IS A SELF-LIQUIDATING BOND AND IS NOT A GENERAL OBLIGATION OF THE CITY AND DOES NOT CONSTITUTE AN INDEBTEDNESS OF THE CITY WITHIN ANY CONSTITUTIONAL, STATUTORY OR CHARTER LIMITATION, AND IS PAYABLE BOTH AS TO PRINCIPAL AND INTEREST, SOLELY FROM THE NET REVENUES OF THE SYSTEM AND CERTAIN FUNDS AND ACCOUNTS ESTABLISHED UNDER THE ORDINANCES. THE PRINCIPAL AND INTEREST ON THIS BOND ARE SECURED BY THE STATUTORY [FIRST][JUNIOR] LIEN HEREINBEFORE DESCRIBED.

It is hereby certified and recited that all acts, conditions and things required by law to be done, precedent to and in the issuance of this bond and the series of bonds of which this is one, exist and have been done and performed in regular and due form and time as required by law.

IN WITNESS WHEREOF, the City of Lansing, Counties of Ingham and Eaton, State of Michigan, by authority of its City Council, has caused this bond to be signed for and on its behalf and in its name by the manual or facsimile signatures of the Mayor and Clerk of the City, and the official seal of the City or a facsimile thereof to be impressed or printed hereon, all as of the Date of Original Issue.

CITY OF LANSING
Counties of Ingham and Eaton
State of Michigan
By _____

Its Mayor

Countersigned:

By _____
Its City Clerk

[FORM OF SCHEDULE I]

Name of Issuer:	CITY OF LANSING
EGLE Project No.:	5005-26
EGLE Approved Amt:	\$ _____ SCHEDULE I

Based on the schedule provided below unless revised as provided in this paragraph, repayment of principal of the Bond shall be made until the full amount advanced to the City is repaid. In the event the Order of Approval issued by the Department of Environment, Great Lakes, and Energy (the "Order") approves a principal amount of assistance less than the amount of the Bond delivered to the Authority, the Authority shall only disburse principal up to the amount stated in the Order. In the event (1) that the payment schedule approved by the City and described below provides for payment of a total principal amount greater than the amount of assistance approved by the Order, or (2) that less than the principal amount of assistance approved by the Order is disbursed to the City by the Authority, the Authority shall prepare a new payment schedule which shall be effective upon receipt by the City.

<u>Due Date</u>	<u>Amount of Principal Installment</u>
-----------------	--

Interest on the bond shall accrue on principal disbursed by the Authority to the City from the date principal is disbursed, until paid, at the rate of ____% per annum, payable [date], and semi-annually thereafter.

The City agrees that it will deposit with U.S. Bank Trust Company National Association, or at such other place as shall be designated in writing to the City by the Authority (the "Authority's Depository") payments of the principal of, premium, if any, and interest on this bond in immediately available funds by 12:00 noon at least five business days prior to the date on which any such payment is due whether by maturity, redemption or otherwise. In the event that the Authority's Depository has not received the City's deposit by 12:00 noon on the scheduled day, the City shall immediately pay to the Authority as invoiced by the Authority an amount to recover the Authority's administrative costs and lost investment earnings attributable to that late payment.

Section 13. Reimbursement: Non-Arbitrage Covenant. The City declares that it reasonably expects to make advances of funds to make 2024 SRF Improvements. The City makes the following declarations for the purpose of complying with the reimbursement rules of Treas. Reg. §1.150-2 pursuant to the Internal Revenue Code of 1986, as amended (the "Code"):

(a) As of the date hereof, the City reasonably expects to reimburse the City for the expenditures described in (b) below with proceeds of debt to be incurred by the City.

(b) The expenditures described in this paragraph (b) are for the costs of acquiring and constructing the 2024 SRF Improvements which were or will be paid subsequent to sixty (60) days prior to the date hereof.

The City covenants and agrees with the holders of the 2024 SRF Bonds that as long as any of the 2024 SRF Bonds remain outstanding and unpaid as to either principal or interest, the City shall not invest, reinvest or accumulate any moneys deemed to be proceeds of the 2024 SRF Bonds pursuant to the Code in such a manner as to cause the 2024 SRF Bonds to be "arbitrage bonds" within the meaning of the Code. The City hereby covenants that, to the extent permitted by law, it will take all actions within its control and that it shall not fail to take any action as may be necessary to maintain the exemption of interest on the 2024 SRF Bonds from gross income for federal income tax purposes, including but not limited to, actions relating to the rebate of arbitrage earnings, if applicable, and the expenditure and investment of bond proceeds and moneys deemed to be bond proceeds, all as more fully set forth in the Non-Arbitrage and Tax Compliance Certificate to be delivered by the City with the 2024 SRF Bonds.

Section 14. Municipal Advisor. The City is separately determining its selection of a municipal advisor, and such selected advisor will act as Municipal Advisor as necessary for the issuance of the 2024 SRF Bonds.

Section 15. Negotiated Sale: Application to EGLE and Authority. The Council has considered the option of selling the 2024 SRF Bonds through a competitive sale and a negotiated sale and determines that it is in the best interest of the City to negotiate the sale of the 2024 SRF Bonds to the Authority because the State Revolving Fund financing program provides significant savings to the City compared to a competitive sale in the municipal bond market. The Authorized Officer and the City's Director of Public Works are authorized to apply to the Authority and to EGLE for placement of the 2024 SRF Bonds with the Authority. The actions taken by the Authorized Officer and the Director of Public Works with respect to the 2024 SRF Bonds prior to the adoption of this Resolution are ratified and confirmed. The Authorized Officer is authorized to sell the 2024 SRF Bonds to the Authority and to execute and deliver the Purchase Contract, the Supplemental Agreement and the Issuer's Certificate in the forms provided by the Authority. The Authorized Officer and the Director of Public Works are further authorized to execute and deliver such contracts, documents and certificates as are necessary or advisable to qualify the 2024 SRF Bonds for the State Revolving Fund program.

Section 16. Bond Counsel. The City hereby appoints Dykema Gossett PLLC as Bond Counsel with respect to the 2024 SRF Bonds notwithstanding Dykema's occasional representation of the Authority in other unrelated transactions.

Section 17. Other Actions. The officers, administrators, agents and attorneys of the City are authorized and directed to take all other actions necessary and to facilitate issuance, sale, and delivery of the 2024 SRF Bonds, and to execute and deliver all other agreements, documents, and certificates and to take all other actions necessary or convenient to complete the issuance and delivery of the 2024 SRF Bonds in accordance with this Resolution, and to pay costs of issuance including Bond Counsel fees, Municipal Advisor fees, filing fees with State Treasury, costs of printing the 2024 SRF Bonds, and any other costs necessary to accomplish sale and delivery of the 2024 SRF Bonds. The Authorized Officer is authorized to determine final bond details for the 2024 SRF Bonds, to the extent

See Public Notice, P. 12

Public Notice From Page 11

necessary or convenient to complete the transactions authorized by this Resolution, to exercise the authority and make determinations authorized pursuant to Section 7a(1)(c) of Act 94, including but not limited to determinations regarding interest rates, prices, discounts, maturities, principal amounts, denominations, dates of issuance, interest payment dates, redemption rights, the place of delivery and payment, and other matters.

Section 18. Rates and Charges. Rates shall be fixed and revised from time to time by the Council so as to produce amounts that are sufficient to pay the expenses of administration and the costs of operation and maintenance of the System, to provide an amount of revenues adequate for the payment of principal of and interest on the SRF 2024 Bonds, reserve, replacement and improvement requirements, if any, and to otherwise comply with all requirements and covenants provided herein; and such that are reasonably expected to yield annual Net Revenues of the System to maintain compliance with Section 19 of Ordinance No. 29-A for any then Outstanding Senior Lien Bonds and equal to at least 100% of the average annual principal and interest thereafter maturing in any fiscal year on the then Outstanding Junior Lien Bonds; and promptly upon any material change in the circumstances which were not contemplated at the time such rates and charges were most recently reviewed, but not less frequently than once in each fiscal year, review the rates and charges for its services and promptly revise such rates and charges as necessary to comply with the foregoing requirement. The rates and charges for all services and facilities rendered by the System shall be reasonable and just, taking into consideration the costs and value of the System, the cost of maintaining, repairing, and operating the System, and the amounts necessary for the retirement of all SRF 2024 Bonds and interest accruing on all SRF 2024 Bonds, and there shall be charged such rates and charges as shall be adequate to meet the requirement of this and the preceding sections.

Section 19. No Free Service. No free service shall be furnished by the System to the City or to any individual, firm or corporation, public or private, or to any agency or instrumentality.

Section 20. Defeasance. In the event cash or direct obligations of the United States or obligations the principal of and interest on which are guaranteed by the United States, or a combination thereof, the principal of and interest on which, without reinvestment, come due at times and in amounts sufficient to pay at maturity or irrevocable call for earlier optional or mandatory redemption, the principal of, premium, if any, and interest on any of the 2024 SRF bonds, shall be deposited in trust, this Resolution shall be defeased with respect to such Bonds (the "Defeased Bonds"), and the owners of the Defeased Bonds shall have no further rights under this Resolution except to receive payment of the principal of, premium, if any, and interest on the bonds from the cash or securities deposited in trust and the interest and gains thereon and to transfer and exchange bonds as provided herein. Defeased Bonds shall be treated as if they have been redeemed for all purposes under this Resolution.

Section 21. Fiscal Year of System. The fiscal year for operating the System shall coincide with the fiscal year of the City.

Section 22. Repeal. Savings Clause. All ordinances, resolutions of orders, or parts thereof, in conflict with the provisions of this Resolution are repealed.

Section 23. Severability. Paragraph Headings. and Conflict. If any section, paragraph, clause or provision of this Resolution shall be held invalid, the invalidity of such action, paragraph, clause or provision shall not affect any of the other provisions of this Resolution. The paragraph headings in this Resolution are furnished for convenience of reference only and shall not be considered to a part of this Resolution.

Section 24. Publication and Recordation. This Resolution shall be published in full in the Lansing City Pulse, a newspaper of general circulation in the City of Lansing, qualified under State law to publish legal notices, promptly after its adoption, and shall be recorded in the Ordinance Book of the City and such recording authenticated by the signatures of the President of the Council and the City Clerk.

Section 26. Effective Date. As provided in Act 94, this Resolution shall be effective upon its adoption.

Passed and adopted by the City of Lansing, Counties of Ingham and Eaton, State of Michigan, on December 11, 2023.

I hereby certify that the foregoing is a true and complete copy of Resolution adopted by the City Council of the City of Lansing, Counties of Ingham and Eaton, State of Michigan, at a Regular Meeting held on December 11, 2023, and that said meeting was conducted and public notice of said meeting was given pursuant to the Open Meetings Act, being Act No. 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act No. 267.

I further certify that the following City Council members were present at said meeting: Brown, Garza, Hussain, Jackson, Kost, Spadafore, Wood and that the following City Council members were absent: Spitzley

I further certify that City Council member Garza moved adoption of said Resolution. A second is not required under Mason's Manual of Legislative Procedure, which are the rules governing the City Council.

I further certify that the following City Council members voted for adoption of said Resolution, Brown, Garza, Hussain, Jackson, Kost, Spadafore, Wood and that the following City Council members voted against adoption of said Resolution. none

4862-1088-3729.4

Chris Swope, Lansing City Clerk, MMC/MIPMC
www.lansingmi.gov/Clerk
www.facebook.com/LansingClerkSwope

CP#24-359

Resolution #2023-336

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

Resolution Objecting to the Transfer of all Unsold Tax Reverted Properties from the Ingham County Treasurer to the City of Lansing

WHEREAS, Public Act 123 of 1999, hereinafter referred to as the “Act,” established an expedited process whereby property on which taxes have not been paid could be sold for unpaid taxes; and

WHEREAS, the Act creates a series of stages through which a property on which the taxes have not been paid must pass before that property can be sold; and

WHEREAS, the Act allowed each county in the State of Michigan to decide whether its treasurer or the State of Michigan would act as the governmental entity responsible for overseeing the stages through which a property on which the taxes have not been paid must pass before the property is sold; and

WHEREAS, the Act refers to the governmental entity responsible for overseeing the stages through which a property on which the taxes have not been paid must pass before the property is sold as the foreclosing governmental unit; and

WHEREAS, pursuant to a concurring resolution of the County Board of Commissioners, the Treasurer of Ingham, (hereinafter referred to as the “Treasurer”), is the foreclosing governmental unit under the Act with authority to take all actions, judicial or otherwise, required under the Act in order to sell property on which the taxes have not been paid in Ingham County; and

WHEREAS, pursuant to the Act fee simple title to a property on which the Treasurer has foreclosed vest in the Treasurer effective on the March 31st immediately succeeding the hearing for uncontested cases or 10 days after the conclusion of the hearing for contested cases; and

WHEREAS, the Act prescribes how the Treasurer is to dispose of property obtained by foreclosure; and

WHEREAS, the Act requires that the Treasurer give a list to the Clerk of the City of Lansing which list shall contain all the property in that city on which the Treasurer has foreclosed that has not been sold prior to December 1st of the year in which it is foreclosed upon; and

WHEREAS, unless the City of Lansing objects in writing, the Act requires the Treasurer to transfer to that city fee simple title to the property on that list; and

WHEREAS, the City has received from the Treasurer a list of property that may be transferred to it if it does not object; and

WHEREAS, the City of Lansing does not wish to obtain from the Treasurer any property upon which the Treasurer has foreclosed but not sold because of the cost of maintaining such property will exceed any benefit that will be obtained.

NOW, THEREFORE, BE IT RESOLVED, the City of Lansing hereby objects to the transfer of property foreclosed upon by the Treasurer but not sold that are contained on the list thereof filed with the City of Lansing Clerk and said transfers are, therefore, refused.

Parcel	Address	Legal Description	Zoning
33-01-01-10-157-191	N HIGH ST	N 2 R OF S 7 R LOT 1 BLOCK 2 HANDY HOME ADD	MX-C, Mixed-Use Center
33-01-01-10-157-201	N HIGH ST (1215)	N 2 R OF S 9 R LOT 1 BLOCK 2 HANDY HOME ADD	MX-C, Mixed-Use Center
33-01-01-10-180-211	MASSACHUSETT S AVE	LOT 189 HIGHLAND PARK	R-5, Urban Detached Residential
33-01-01-10-182-221	ILLINOIS AVE	LOT 130 CAPITOL HEIGHTS	R-5, Urban Detached Residential
33-01-01-10-331-271	CLEVELAND ST	N ½ LOT 7 BLOCK 2 ROUSES SUB REC L 2 P 7	R-5, Urban Detached Residential
33-01-01-14-310-061	323 S HAYFORD AVE	LOT 447 LESLIE PARK SUB	R-MX, Residential Mix
33-01-01-17-252-071	W IONIA ST (1412)	LOT 12 BLOCK 2 HOLMES PLAT REC L 2 P 41	R-6A, Urban Detached Residential
33-01-01-22-177-131	S HOLMES ST (1118)	S 34.5 FT LOTS 73 & 74 HUNTINGTON HEIGHTS SUB	R-6A, Urban Detached Residential
33-01-01-22-256-201	DAKIN ST (1224)	LOT 208 & N ½ LOT 207 EXCELSIOR LAND COMPANYS SUB	R-6A, Urban Detached Residential

33-01-01-22-309-081 DONORA ST (1531)	LOT 18 BLOCK 6 ASSESSORS PLAT NO 28 REC L 10 P 33	R-6A, Urban Detached Residential
33-01-01-29-428-041 804 LOA ST	LOT 85 LOGANCREST	R-5, Urban Detached Residential
33-01-05-08-226-155 DAFT ST	N 94 FT LOTS 52 & 53 SOUTHFIELD	R-3, Suburban Detached Residential

Resolution #2023-337

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

Resolution to Set a Public Hearing Regarding the Establishment of
Neighborhood Enterprise Zone #25 – Wheel District

WHEREAS, the City of Lansing continues to promote the effort to improve neighborhoods by encouraging the rehabilitation of existing housing, promoting home ownership and facilitating construction of new housing units in the City; and

WHEREAS, the Michigan Neighborhood Enterprise Zone Act, being Public Act 147 of 1992, as amended, was enacted to encourage new housing construction and the renovation of existing properties in older established cities of the State, including the City of Lansing, by allowing cities to grant certain tax abatements on specific residential properties located in designated districts; and

WHEREAS, the addition of a Neighborhood Enterprise Zone near the downtown is a vital resource to further the goals of creating residential opportunities and redevelopment and promoting new construction and renovation of existing buildings for the purpose of creating unique residential housing units; and

WHEREAS, an additional Neighborhood Enterprise Zone near downtown will assist property owners and developers in making much needed improvements, including housing rehabilitation and new construction; and

WHEREAS, P.A. 147 of 1992, as amended, requires that the City Assessor and each taxing unit receive notification of the City's intent to establish a Neighborhood Enterprise Zone not less than 60 days prior to the designation action and further requires the City to hold a public hearing on the establishment of a Neighborhood Enterprise Zone not later than 45 days after said notification to the Assessor and the taxing units.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Lansing proposes the boundaries for the new Neighborhood Enterprise Zone as listed by parcel number in "Attachment A" and as represented on the map as "Attachment B" which have been filed with the City Clerk and as described below:

Wheel District, No. 25

Boundaries: An area bounded by East Saginaw Street to the south, the CSX Railroad to the west, East Oakland Avenue to the north and North Pennsylvania Avenue to the east, except the areas in the currently designated Neighborhood Enterprise Zones of "North Pennsylvania Corridor #5" and "Prudden Wheel Factory #9"

BE IT FURTHER RESOLVED that the City Clerk be directed to give the required 60 days notice of the intent to establish the Zone to the City Assessor and all taxing units with property tax powers within the proposed Neighborhood Enterprise Zone.

BE IT FINALLY RESOLVED that a public hearing be held in the Tony Benavides Lansing City Council Chambers of the City of Lansing, 10th floor, Lansing City Hall, Lansing, Michigan, on Monday, January 8, 2024 at 7:00 p.m., and that the City Clerk publish the requisite advanced notice of the hearing in a publication of general circulation in the City.

Resolution #2023-338

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

WHEREAS, Willie Hobbs sought to eliminate a special assessment of \$3,622 for trash removal fees, associated penalties, and interest, on the property tax bill for 1217 Marquette Street (ID #33-01-01-05-403-002); and

WHEREAS, upon filing a claim to the Committee on City Operations, the Committee met on November 13, 2023 and November 27, 2023, and denies the claim in the amount of \$3,622.

THEREFORE, BE IT RESOLVED, the City Council, hereby denies the claim in the amount of \$3,622 for trash removal fees, associated penalties, and interest on the property tax bill for 1217 Marquette Street (Tax ID #33-01-01-05-403-002).

BE IT FURTHER RESOLVED, that the City Attorney shall take the appropriate steps to process this claim.

12/11/2023

Red Tag Crisis Update #3; HRCS, EDP/Code, Law and Administration

At the Special Meeting of the Committee of the Whole (COW) on Red Tags and Housing held April 3rd, the Public Safety Committee was charged with continuing the discussion and collaborative work with myriad departments and city employees on the topic and then engaging in periodic committee reports. The committee began meeting on this issue at its April 4th meeting and identified all unanswered questions and commitments that were made during the April 3rd COW meeting. We sent those items on to the various departments with jurisdiction and began meeting with them at our April 18th meeting. We've since met on this issue several times and have provided reports back to the full body when appropriate. To that end, we have received additional answers since our last report and have prepared a document that presents the answers we've received. If you have any questions, please feel free to reach out to any of the committee members.

Red Tag Crisis Update #3; HRCS, EDP/Code, Law and Administration

Questions for ED and P

Q.) We know that the Fee Study contract was awarded to Maner Costerisan. We were told the contract called for up to 160 hours of work and the expectation was 2-months of work. Where are we at on the study and release of information?

Answer: Fee study is ongoing. ED and P is expecting a rough draft of the report in 2-3 weeks. The reason for the delay is the amount of data and services from ED and P that had to be reviewed and considered.

Q.) We know there have been several difficulties with regard to the top-down analysis RFP. Issues with consultant fees, scope of work, structure of the RFP, and the like have all been referenced. Where are we at with this effort?

Answer: This effort is on hold. The new ED and P Director and Deputy Director are exploring next steps. One challenge that has persisted is staffing, with code operating at about 65% staffing level. Couple this reality with the added work involved with the fee study, and it was determined that a meaningful and productive top-down study was not feasible at this time.

Q.) Are there any budget implications with regard to the two studies?

Answer: There are budget implications with both studies. They weren't originally contemplated in this past fiscal year budget and there was a budget amendment that was going to be necessary to execute both. With the delays, the department is now working on its FY 2025 budget and attempting to work these expenses in. The committee expressed its support for this measure.

Q.) Where are we with the 21 red-tagged houses with initial tag dates ranging from 2003-2012 (123 Isbell being the longest at 20 years;)? The last we heard was that they were “all moving forward”. However, the only hard, verified numbers we received were 2 “in demo” and 1 “demo completed”. What are current numbers on “in demo”, “demo completed”, “permits pulled and work being conducted”, etc.? Do we have addresses for each?

Answer: The department provided addresses and the current status of each address at the Public Safety committee meeting on 12/5. **The document** includes not only the relevant 21 red-tagged houses, but also those dwellings that are red-tagged and considered the most severe/dangerous. All properties on the document are either being worked on or proceeding through the demo board process or have been through the demo board process and are set to be heard by Council. Delays in getting utilities shut off in preparation for demolition was also discussed. Consumers Energy and The Board of Water and Light had previously attended the Public Safety Committee with Public Services to discuss ways to streamline the process of getting utilities turned off and capped. They shared contact information and asked to be contacted when properties were moving through the process. **Renee Richmond found the contact information in her records and reshared with Economic Development and Planning.**

Q.) Have we begun to move red-tagged properties that don't meet the statutory SEV/Estimated Cost of Repairs threshold but have sat idle for at least 24 months through the process? Last we knew, law said that there are multiple avenues allowed per by the state and we were able to proceed on the foregoing.

Answer: The city has not engaged in this way. The department and Office of the City Attorney stated that we have not engaged because the city has not adopted such a standard. The statute under the building code states that an urban core city may adopt a stricter standard and have the 24-month piece embedded. We currently use the standard of estimated cost of repairs exceeding the SEV. If we want to adopt a stricter standard, we would have to adopt the standard and create a process to operationalize the standard. **Committee chairperson Hussain is to connect with ED and P and work on a joint ask of law to begin work on an ordinance change and related legal analysis.**

Q.) Have we begun to ask for timelines and evidence of financial wherewithal when permits are being pulled on red-tagged properties? In addition, have we identified perennial permit pullers and found a system to report and address? Last we heard was “not at this time”.

Answer: The city adheres to the state's construction code. Timelines and financial wherewithal are not recognized valued criteria. Therefore, BSO does not have the authority to deny a permit based on the foregoing criteria without changes to the state's construction code.

Q.) Have we had further conversation regarding a public dashboard of registered rentals with valid rental certifications such as what Grand Rapids has in place?

Answer: ED and P leadership met with IT on 12/7 to discuss. They are looking at emulating what Grand Rapids has developed and published, a list viewable by the public and updated weekly. Conversations and work are ongoing.

Q.) What is the red-tag, neat-team, pink tag, and duration numbers currently?

Answer: Red tag is at 557, pink tag is a 227, NEAT team is at 469, and make safe or demolish is down to 32. The duration continues to decline as well. The dashboard is again live and the numbers are believed to be accurate. A substantial cleaning of the list was completed prior to republishing. Examples of the work included getting rid of duplicate red tags and properties that were still on the list although they had been demolished quite some time ago.

Q.) Regarding NEAT team fees, we have learned that we can only bill addresses, not units. So, if an address has 10 units that are red-tagged, we can only bill that address the \$150 NEAT team fee, as opposed to \$1,500. That also impacts the numbers reflected in the dashboard. Sycamore Townhomes, as an example, had 344 units tagged but only had 68 unique addresses and that number is what was reflected in the monthly report. We were last told that law was looking into why we treat addresses and units in this way and whether there is something we can legally do with our ordinance to address this. Has there been further discussion on this?

Answer: ED and P has worked with Amanda O'Boyle on this. Ms. O'Boyle stated that these are assessed on a per building basis because that is what the ordinance states (1460.01). ED and P recognizes that this comes at a considerable loss to the city as this process doesn't allow for us to recoup the costs of doing business. **Law is looking into whether or not we can adjust our ordinances to bill units as opposed to addresses. With Ms. O'Boyle on leave, law has additional work to do.**

Q.) Have we done anything to address the sign and return process for compliance? Last we heard, it "needed to be examined further, even though the ordinance says that we SHALL reinspect and we may be violating our own ordinances."

Answer: ED and P is not allowing for any life/safety issues to be completed through a sign and return process and, even with shortages in staffing, is now reinspecting all such issues. **ED and P to provide a list of life/safety issues to the committee and all code officers.**

Q.) Are we taking steps to implementing a system for evaluating employees and establishing professional development opportunities? Are we now able to track workload/time-on-task for code employees? Last we knew, we were exploring this.

Answer: We were told that evaluations of all staff are ongoing. All scheduled inspections are through BS and A. Every car in ED and P's fleet is now equipped with navigation so studies can be conducted in terms of work in the field when red flags are presented. Professional

development is ongoing Professional Improvement Plans (PIP) are written when necessary and approved by Human Resources. Code has weekly staff meetings on Tuesday and work performance is printed out and shared each Monday. In short, issues are addressed as they present themselves and on a regular basis as opposed to having a system of regularly scheduled evaluations/follow-up meetings (e.g. Bi-annual reviews). **However, HR is now working on city-wide policy for employee evaluation.**

Q.) We have quite a few vacancies in Code. What are our current vacancy numbers by position and where are we at in the hiring process?

Answer: We have 3 open code positions, 1 open premise position, 1 code officer is on FMLA, and the lead housing inspector position remains vacant. ED and P is communicating with HR as the staffing is at a critically low level. Finding qualified candidates has proven to be a challenge. As an example, of the 7 candidates in the last hiring cycle to test, all 7 failed the test. The good news is that an award letter is being extended to a premise candidate soon. New testing and interview cycles are being established, although the foregoing challenges remain. ED and P is now having conversations in earnest to consider what responsible growth looks (e.g. adding zoning designations for more rentals and onboard additional rental units) like and what the capacity of code can handle moving forward.

Q.) Have you identified a strategy to keep and demolish blighted homes pre-tax auction by the county?

Answer: Yes, there is a strategy. One of the considerations deals with available dollars to demolish such as CDBG funds and properties within CDBG-eligible areas. When not in CDBG-eligible areas, other dollars are explored before making a final decision.

INTRODUCTION OF ORDINANCE

The following ordinance of the City of Lansing, Michigan, for amending the Code of Ordinances by providing for the rezoning of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1242.02 of the Zoning Ordinance for property located at:

Z-10-2023 512 E. Miller Road – Rezoning from “R-3” Suburban Detached Residential to “S-C” Suburban Commercial.

was introduced by the Committee on Development & Planning, read a first time by its title and referred to the Committee on Development and Planning.

Resolution #2023-339

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

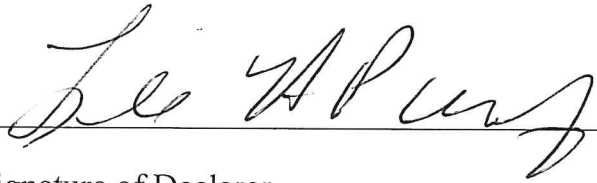
Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, January 8, 2024, at 7 p.m. in the Tony Benavides Lansing City Council Chambers, 10th Floor, Lansing City Hall, 124 W. Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the Ordinance for rezoning:

Z-10-2023 512 E. Miller Road – Rezoning from “R-3” Suburban Detached Residential to “S-C” Suburban Commercial.

AFFIDAVIT OF PUBLICATION

I, Lee Purdy, am a resident of Lansing, County of Ingham, State of Michigan, and do hereby certify, swear, or affirm, that I am competent to give the following declaration based on my personal knowledge, unless otherwise stated, and that the following facts are true and correct to the best of my knowledge: That the attached advertisement – **CP#23-331 City of Lansing, Notice of Public Hearing –** Wednesday, December 20, 2023, and that City Pulse satisfies the requirements of 1963 PA 247 MCL 691.1051.b

WITNESS my signature this 20th day of December 2023



Signature of Declarer

State of Michigan
County of Ingham

This instrument was acknowledged before me on December 20, 2023

By Lee Purdy



Berl Schwartz, Notary Public

My commission expires January 24, 2025

"I actually found the location," said. "We were able to purchase it from the previous owner, and we were also able to purchase his liquor license,

do and topped with... nos and eel sauce.
In addition to standard offerings of poke bowls, nigiri, sashimi and hibachi,

**CITY OF LANSING
NOTICE OF PUBLIC HEARING**

**Z-10-2023, 512 E. Miller Road
Rezoning from "R-3" Suburban Detached Residential
to "S-C" Suburban Commercial**

The Lansing City Council will hold a public hearing on Monday, January 8, 2024 at 7:00 p.m. in Council Chambers, 10th Floor, Lansing City Hall, 124 W. Michigan Avenue, Lansing, Michigan to consider a request to rezone the property at 512 E. Miller Road from "R-3" Suburban Detached Residential to "S-C" Suburban Commercial. The purpose of the rezoning is to combine the subject property with the commercial property to its east to create a larger site for the construction of a gasoline station.

For more information, please call Lansing City Council at 517-483-4177. If you are interested in this matter, please attend the public hearing or send a representative. Written comments will be accepted between 8 a.m. and 5 p.m. on City business days if received before 5 p.m., Monday, January 8, 2024 at the City Clerk's Office, Ninth Floor, City Hall, 124 West Michigan Ave., Lansing, MI 48933 or email city.clerk@lansingmi.gov.

Chris Swope, Lansing City Clerk, MMC/CMMC
www.lansingmi.gov/Clerk
www.facebook.com/LansingClerkSwope

CP#23-331

PASSAGE OF ORDINANCE

An Ordinance of the City of Lansing, Michigan, providing for the Rezoning of parcels of real property located in the City of Lansing, Michigan and for the revision of the district maps adopted by section 1242.02 of the Code of Ordinances.

Z-9-2023: Osband Avenue, Parcel No.: 33-01-01-28-103-098, Rezoning from "IND-2" General Industrial to "R-6A" Urban Detached Residential

Is read a second time by its title. The Ordinance was reported from the Committee on Development & Planning and is on the order of immediate passage.

COUNCIL MEMBER	YEAS	NAYS
BROWN	☐	☐
KOST	☐	☐
GARZA	☐	☐
HUSSAIN	☐	☐
JACKSON	☐	☐
SPADAFORE	☐	☐
SPITZLEY	☐	☐
WOOD	☐	☐
	_____	_____
☐ ADOPTED	☐ FAILED	

Ordinance #2633

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1242.02 OF THE CODE OF ORDINANCES.

The City of Lansing ordains:

Section 1. That the district maps adopted by and incorporated as Section 1242.02 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification of the property described as follows:

Case Number: Z-9-2023
Parcel Number's: 33-01-01-28-103-098
Addresses: Vacant parcel south of 1917 Osband Avenue
Legal Descriptions: Lots 21 & 22, Rockford Subdivision from "IND-2" General Industrial to "R-6A" Urban Detached Residential.

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

Section 3. This ordinance was duly adopted by the Lansing City Council on December 11, 2023, and a copy is available in the office of the Lansing City Clerk, 9th Floor, City Hall, 124 W. Michigan Avenue, Lansing, MI 48933.

Section 4. This ordinance shall take effect on the 30th day after enactment.

AFFIDAVIT OF PUBLICATION

I, Lee Purdy, am a resident of Lansing, County of Ingham, State of Michigan, and do hereby certify, swear, or affirm, that I am competent to give the following declaration based on my personal knowledge, unless otherwise stated, and that the following facts are true and correct to the best of my knowledge: That the attached advertisement – **CP#23-332 Ordinance #2633 City of Lansing** – Wednesday, December 20, 2023, and that City Pulse satisfies the requirements of 1963 PA 247 MCL 691.1051.b

WITNESS my signature this 20th day of December 2023



Signature of Declarer

State of Michigan
County of Ingham

This instrument was acknowledged before me on December 20, 2023

By Lee Purdy



Berl Schwartz, Notary Public

My commission expires January 24, 2025

ORDINANCE # 2633

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1246.02 OF THE CODE OF ORDINANCES.

The City of Lansing ordains:

Section 1. That the district maps adopted by and incorporated as Section 1246.02 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification of the property described as follows:

Case Number: Z-9-2023

Parcel Number's: 33-01-01-28-103-098

Addresses: Vacant parcel south of 1917 Osband Avenue

Legal Descriptions: Lots 21 & 22, Rockford Subdivision from "IND-2" General Industrial to "R-6A" Urban Detached Residential.

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

Section 3. This ordinance was duly adopted by the Lansing City Council on December 11, 2023, and a copy is available in the office of the Lansing City Clerk, 9th Floor, City Hall, 124 W. Michigan Avenue, Lansing, MI 48933.

Section 4. This ordinance shall take effect on the 30th day after enactment.

Chris Swope, Lansing City Clerk, MMC/MIPMC
www.lansingmi.gov/Clerk
www.facebook.com/LansingClerkSwope

CP#23-332



Chris Swope

Lansing City Clerk

December 8, 2023

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

Dear Councilmembers:

The Minutes from the Meetings of the following Boards, Commissions, and Authorities of the City of Lansing were placed on file in the City Clerk's Office and are available for review in the City Clerk's Office and at the following website: [Agendas & Minutes | Lansing, MI - Official Website \(lansingmi.gov\)](https://www.lansingmi.gov/agendas-minutes)

BOARD NAME

DATE OF MEETING

Election Commission

October 31, 2023

Lansing Entertainment and Public Facilities Authority

October 24, 2023

Human Relations & Community Services Advisory Board

September 26, 2023

Ethics Board

November 14, 2023

Downtown Lansing Inc., Board

November 9, 2023

Demolition Board

October 26, 2023

If my staff or I can provide further assistance or information relative to the filing of these minutes, please contact us at 483-4131.

Sincerely,

Chris Swope, MMC/MiPMC
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
www.lansingmi.gov/clerk □ city.clerk@lansingmi.gov



Chris Swope

Lansing City Clerk

December 6, 2023

President Wood and Council Members
124 W. Michigan Ave., 10th Floor
Lansing, MI 48933

Dear President Wood and Council Members:

Pursuant to Article 5, Section 5-105.8 of the Lansing City Charter, the attached Rules of Procedure for the Diversity, Equity and Inclusion Advisory Board have been approved as to form by the City Attorney and placed on file in my office.

The Charter stipulates that these rules will be effective at the conclusion of the Council meeting at which they are received unless the Council directs otherwise. The Charter further allows the Council to object to the rules in whole or in part and to return them to the board proposing their adoption with a statement of its objections and recommendations.

Sincerely,

Chris Swope, MMC/MiPMC
Lansing City Clerk

Diversity, Equity and Inclusion Advisory Board

Rules of Procedure



Andy Schor, Mayor

Kimberly A. Coleman
HRCS Department Director

Andrea Collier, *Interim*
Diversity, Equity, and Inclusion
Coordinator

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DIVERSITY, EQUITY AND INCLUSION ADVISORY BOARD

RULES OF PROCEDURE

I. MISSION STATEMENT

The City of Lansing's Diversity, Equity and Inclusion (DEI) Advisory Board will help to carry out DEI efforts under the Administrative guidance of the Diversity, Equity, and Inclusion (DEI) Officer. The mission of the Diversity, Equity, and Inclusion Advisory Board drives policies and practices in the Lansing Community that eradicate racism and create an inclusive, fair and equitable environment where all people have access to economic opportunities, education, housing, and social resources.

II. PURPOSE

The purpose of the Diversity, Equity, & Inclusion (DEI) Advisory Board, as recommended by the Mayor's Racial Justice and Equity Alliance (MRJEA), is to assist the City of Lansing in becoming a more equitable and inclusive municipality. The ordinance establishing this Advisory Board was confirmed by City Council on April 25, 2022, to help advise City leaders on key policy decisions that impact the quality of life in the community. The Advisory Board, appointed by the Mayor, is comprised of a diverse group of members from within the community who have a passion for diversity, equity, and inclusion-related issues and an interest in strengthening the work of the City as it relates to racial justice and equity. Members bring a variety of backgrounds and experiences that are representative of the demographics of Lansing. Further, the Board shall perform advisory functions as established by ordinance #1300 of the City of Lansing, Michigan. The Lansing Codified Ordinances were amended by adding Chapter 256, Sections 256.01 – 256.03 to create the Diversity, Equity, and Inclusion (DEI) Advisory Board.

III. NAME AND PLACE OF BUSINESS

The name of the Board is the **DIVERSITY, EQUITY, AND INCLUSION ADVISORY BOARD** and the principal office is located at **124 W. MICHIGAN AVENUE, 4th FLOOR CITY HALL, LANSING, MICHIGAN 48933.**

IV. AFFILIATED DEPARTMENT

The Human Relations and Community Services (HRCS) Department is responsible for administration of nine City program/service areas: Equal Employment Opportunity Compliance; Non- Discrimination in City Services Enforcement; Labor Standards Compliance; Human Services Funding; Direct Citizen Assistance; Grant Development; Leadership in Addressing Key Social Concerns; and Liaison to City Boards and Committees, which address community concerns related to equity. These responsibilities may be broadly conceptualized as two functional components, which historically, have been designated as Human Relations and Community Services.

V. ADVISORY BOARD RESPONSIBILITIES

- Advise on issues of diversity, equity, and inclusion within the community with the overarching goal of ensuring Lansing is a welcoming and inclusive community to all.
- Advise and encourage initiatives and activities to learn, listen, and lead the community component of the Racial Justice and Equity Plan and promote an inclusive community that reflects the rich and diverse experiences and cultures in the City.
- Develop ongoing community related diversity and inclusion plans, performance measures, and best practices.
- Gather and review community data on relevant diversity topics and recommend ongoing Racial Justice and Equity Plan performance measures and best practices; support the facilitation of community listening and informational sessions.
- Review newly introduced City ordinances and amendments, through an equity lens, prior to consideration for passage; Assess and provide feedback for potential negative effects that may disproportionately impact citizens and the larger community.
- Advise City of Lansing DEI/HRCS Staff and designated partners to advance community-wide goals of creating a community that celebrates diversity, upholds equity and fosters inclusion.
- Build relationships among members and leaders of the Lansing community, schools, organizations, businesses, and faith-based community to support the vision, mission, and goals of the Racial Justice and Equity Plan.
- Serve as a direct liaison between the community and City Hall, amplify the voices of and address the needs of people traditionally underrepresented or excluded in government.
- Help shape and promote educational/cultural lectures, events, and activities for the community; Recommend and assists in organizing events to celebrate diversity and inclusion.
- Provide recommendations or feedback on employee DEI training and education.

VI. BY-LAWS

Section 1: Composition of the Board: The Diversity, Equity and Inclusion Advisory Board shall consist of eight (8) members who are appointed by the Mayor of Lansing and confirmed by the City Council. Four (4) members shall be from the City-at-large and one (1) member shall be appointed from each of the four (4) wards. Eligibility shall be in accordance with those qualifications required by the City Charter for holding office (Article 5, Chapter 1, Section 5-103). Board members' term of office will be for a period of four (4) years commencing July 1. All Board members must reside within the legal boundaries of the City of Lansing.

Section 2 The Diversity, Equity and Inclusion Advisory Board and such officers and agents shall advise, review, and assess issues and topics of DEI within the community serving as a liaison between the community and City Hall. The Board is organized under the guidance of the HRCS Department.

Section 3: Term of office for elected officials: The term for elected officers of the Advisory Board shall be one (1) year beginning at the date of election. Elected Board members may succeed themselves at the discretion of the Board.

Section 4: Removal from Office: Any member who does not maintain residency within the City of Lansing shall be removed from membership on the Board. Any member appointed as a ward representative who does not maintain residency within the ward for which they are appointed shall be removed from membership of the Board. Any member having missed three (3) unexcused absences from regular meetings during the calendar year can be removed from the Board. Upon the third unexcused absence for the calendar year of a member, the Chairperson of the Board shall notify the member of their removal. Board members may also be removed for unethical or disorderly behavior. The Chairperson shall notify the Mayor's Office of any vacancy with a request to fill the vacancy.

Section 5: Vacancies: Appointments to fill vacancies shall be made upon the occurrence of the vacancy and each person so appointed by the Mayor shall take office immediately upon the confirmation of the City Council to serve for the remainder of the unexpired term. Vacancies must be filled within sixty (60) days of the occurrence of the vacancy.

Section 6: Compensation: No member of the Board shall receive compensation from the City of Lansing.

Section 7: Ethics and Conflict of Interest: No DEI Board member who exercises any function or responsibility with the Board shall have any interest, direct or indirect, in any matter that materially benefits a Board member or directly affects persons employed by the City of Lansing who are related to the Board member by consanguinity or marriage.

Conflict of interest is defined as: DEI Board member using the position on the Board for a purpose that is, or gives the appearance of being, motivated by a desire for private gain for themselves or others.

If a Conflict of Interest exists, the affected DEI member must recuse themselves from the matter where the conflict exists. Disclosure for conflicts of interest shall be made on (form name), which contains a sworn statement of financial interest as well as the affidavit of disclosure. The form shall be reviewed by the HRCS Department for approval. If the department determines that a conflict of interest exists, the form shall be sent to the City Clerk, who will then send it to the Board of Ethics for review. After a review is conducted by the Board of Ethics, the form will go back to the Clerk for filing.

Board Members shall also be subject to the City of Lansing Ethics Ordinance (Chapter 290).

VII. BOARD MEETINGS

Section 1: Frequency: There shall be monthly meetings of the DEI Advisory Board and such additional meetings as the Board, at its discretion, may wish to hold. Meeting location and cadence (day and time) will be determined by members. Special meetings may be determined by the chair, and notification will be made by DEI/HRCS Staff by mail, e-mail or telephone to Board members in advance of such meetings, informing members of the purpose of the meeting. An annual schedule of meetings shall be filed with the City Clerk's Office, the City Council Office and shall be posted on the City website, in the City Hall Lobby, and in the Human Relations and Community Services Department.

Section 2: Schedule: Prior to January 1 of each year, the Board shall adopt a schedule of meetings for the upcoming year. At least one regular meeting shall be scheduled each month. Regularly scheduled meetings shall be held on the First Tuesday of each month for one hour at Foster Community Center, Room 213, and/or other sites in the community as determined by a vote of the Board.

Section 3: Change of Schedule: The Board may change the regular meeting schedule by a vote of its members. Any change in the schedule of meetings shall be posted within three (3) days after the change is made in accordance with the Open Meetings Act.

Section 4: Open Meetings: All meetings of the Board shall be open to the public in accordance with law. The Board may hold closed meetings to discuss matters that are exempt from open meetings in accordance with state and/or federal law.

Section 5: Public Comment: The order of business (agenda) shall allow the public the opportunity to give reasonable comment related to the responsibilities of the Board. Public comment will be limited to 3 minutes per person at a public meeting.

Section 6: Accessible Location: All meetings of the Board shall be held in an accessible location. It shall be the duty of the Secretary to ensure accessible meeting sites are used.

Section 7: Order of Business: The agenda for regular meetings of the Board shall include, but not be limited to the following:

1. Call to Order
2. Attendance
3. Approval of Minutes

4. Public Comment
5. Chairperson's Report
6. DEI Officer's Report
7. Committee Reports
8. Old Business
9. New Business
10. Adjournment

Section 8: Quorum: A majority of the serving members of the Board shall constitute a quorum of the Board. A quorum shall be required to conduct business including, but not limited to the approval of minutes, action on motions and approval of reports.

Section 9: Rules: The latest edition of Robert's Rules of Order shall guide the Board in the conduct of business, but the rules may be suspended by majority consent of the members present.

Section 10: Voting: Each of the Advisory Board members shall be entitled to one (1) vote on each matter submitted for a vote of the members. It shall take a majority of those members present to approve any action by the Board.

Section 11: Special Meetings: The Chairperson may call a special meeting. Public notice of a special meeting of the Board shall be posted stating the purpose, date, time, and place of the meeting. Such notice shall be posted on the City of Lansing website, City Hall Lobby, the City Clerk's Office, and the Human Relations and Community Services Department bulletin board at least 18 hours prior to the meeting.

VIII. AMENDMENTS

These rules of procedure (By-Laws) may be amended by 2/3 vote of the Diversity, Equity, and Inclusion Advisory Board at a regularly scheduled meeting provided that a motion for amendment had been presented at the previous regular meeting. Any amendment shall be reviewed by the Human Relations and Community Services Director and submitted to the City Attorney for review and, if acceptable, forwarded to the City Clerk's Office.

IX. OFFICERS

Section 1: The elected officers follow: Chairperson, Vice Chairperson, and Secretary. For the Inaugural Board, Officers' roles shall be clarified at its first meeting and nominations by Board members and the election shall be held at the second

board meeting. Subsequently, nominations will occur at the first meeting after July 1 of each year. The Board shall elect officers from amongst its members.

Section 2: Chairperson: The chairperson shall preside at all official meetings, public hearings and/or meetings of the Board, and shall appoint members to serve on the standing committees of the Board and other committees as necessary. Any reports generated and approved by the Board shall be signed by the Chairperson.

Section 3: Vice Chairperson: The Vice Chairperson shall assume the duties of the Chairperson and the Secretary in the event that either is not present or unable to perform their duties.

Section 4: Secretary: The Secretary shall maintain the records of the Board. These records will consist of minutes, attendance, and any reports generated by the Board. Assistance in maintaining these records may be provided by the staff of the Human Relations and Community Services Department. It will be the responsibility of the Secretary to ensure that all documents required to be filed with the City Clerk are so filed. The Secretary shall be responsible for posting notice of meetings.

Section 5: No officer shall serve in the same office for more than three (3) consecutive years.

X. COMMITTEES

Committees shall be established by the Board. Each committee shall include at least two (2) members appointed by the Chairperson. Subcommittees may be established as needed.

XI. STAFF

The DEI Officer is the staff liaison between the department and the Board. The Board does not have any responsibility related to the staffing of the Department unless the Department Director solicits their involvement.

XII. ANNUAL REPORT

The Board shall publish an annual report in November of each year that discusses its activities, findings, recommendations, and accomplishments. The annual report may take any form the Board so chooses. A copy of the annual report shall be delivered to the DEI Officer and the Director of the HRCS Department and shall be available for public consumption.

Approved as to form:

Amany K. Williams

December 6, 2023



Lansing Board of Water and Light
P.O. Box 13007
1201 S. Washington Ave.
Lansing, MI 48912

Electronic Delivery

November 27, 2023

Chris Swope, City Clerk
City of Lansing
124 W. Michigan Avenue, 9th Floor
Lansing, MI 48933

RE: Annual Audit for Fiscal Year Ending June 30, 2023

Dear Mr. Swope:

Attached please find the Board of Water and Light's electronic consolidated Audited Financial Statements for the fiscal year ending June 30, 2023.

Respectfully submitted,

LaVella J. Todd
Corporate Secretary

PDF Attachment

Electronic Copy:

Andy Schor, Mayor City of Lansing
Dick Peffley, General Manager
Heather Shawa, Chief Financial Officer
LBWL Commissioners
Lansing City Council President, Carol Wood, and Councilmembers
Emily Linden, City of Lansing Internal Auditor



Lansing Board of Water & Light – City of Lansing, Michigan

**Financial Report
With Additional Information
June 30, 2023 and 2022**

Board of Water & Light – City of Lansing, Michigan

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June 30, 2023 and 2022

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Independent Auditors' Report

To the Honorable Mayor, Members of the City Council, and Commissioners of the Lansing Board of Water & Light

Opinions

We have audited the accompanying financial statements of the business-type activities and fiduciary activities of Lansing Board of Water & Light (BWL), as of and for the years ended June 30, 2023 and 2022, and the related notes to the financial statements, which collectively comprise the BWL's basic financial statements as listed in the table of contents.

In our opinion, the financial statements referred to above present fairly, in all material respects, the respective financial position of the business-type activities and fiduciary activities of the BWL as of June 30, 2023 and 2022 and the respective changes in financial position and, where applicable, cash flows for the years then ended in accordance with accounting principles generally accepted in the United States of America.

Basis for Opinions

We conducted our audits in accordance with auditing standards generally accepted in the United States of America (GAAS). Our responsibilities under those standards are further described in the Auditors' Responsibilities for the Audit of the Financial Statements section of our report. We are required to be independent of BWL and to meet our other ethical responsibilities, in accordance with the relevant ethical requirements relating to our audits. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinions.

Responsibilities of Management for the Financial Statements

Management is responsible for the preparation and fair presentation of the financial statements in accordance with accounting principles generally accepted in the United States of America; and for the design, implementation and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

In preparing the financial statements, management is required to evaluate whether there are conditions or events, considered in the aggregate, that rise substantial doubt about the BWL's ability to continue as a going concern for twelve months beyond the financial statement date, including any currently known information that may raise substantial doubt shortly thereafter.

Auditors' Responsibilities for the Audit of the Financial Statements

Our objectives are to obtain reasonable assurance about whether the financial statements as a whole are free from material misstatement, whether due to fraud or error, and to issue an auditors' report that includes our opinions. Reasonable assurance is a high level of assurance but is not absolute assurance and therefore is not a guarantee that an audit conducted in accordance with GAAS will always detect a material misstatement when it exists. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations or the override of internal control. Misstatements are considered material if there is a substantial likelihood that, individually or in the aggregate, they would influence the judgment made by a reasonable user based on the financial statements.

In performing an audit in accordance with GAAS, we:

- Exercise professional judgment and maintain professional skepticism throughout the audit.
- Identify and assess the risks of material misstatement of the financial statements, whether due to fraud or error, and design and perform audit procedures responsive to those risks. Such procedures include examining, on a test basis, evidence regarding the amounts and disclosures in the financial statements.
- Obtain an understanding of internal control relevant to the audit in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the BWL's internal control. Accordingly, no such opinion is expressed.
- Evaluate the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluate the overall presentation of the financial statements.
- Conclude whether, in our judgment, there are conditions or events, considered in the aggregate, that raise substantial doubt about the BWL's ability to continue as a going concern for a reasonable period of time.

We are required to communicate with those charged with governance regarding, among other matters, the planned scope and timing of the audit, significant audit findings and certain internal control-related matters that we identified during the audit.

Required Supplementary Information

Accounting principles generally accepted in the United States of America require that the required supplementary information, as listed in the table of contents be presented to supplement the basic financial statements. Such information is the responsibility of management and, although not a part of the basic financial statements, is required by the Governmental Accounting Standards Board who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic or historical context. We have applied certain limited procedures to the required supplementary information in accordance with auditing standards generally accepted in the United States of America, which consisted of inquiries of management about the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We do not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance.

Supplementary Information

Our audits were conducted for the purpose of forming opinions on the financial taken as a whole. The identified accompanying supplementary information as listed in the table of contents is presented for purposes of additional analysis and is not a required part of the basic financial statements. Such information is the responsibility of management and was derived from and relates directly to the underlying accounting and other records used to prepare the basic financial statements. The information has been subjected to the auditing procedures applied in the audit of the basic financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the basic financial statements or to the basic financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America. In our opinion, the supplementary information is fairly stated in all material respects, in relation to the financial statements as a whole.

Baker Tilly US, LLP

Madison, Wisconsin
September 22, 2023

Board of Water & Light – City of Lansing, Michigan

Management's Discussion and Analysis

June 30, 2023 and 2022

This section explains the general financial condition and results of operations for the Lansing Board of Water & Light (BWL). The BWL includes the consolidated operations of the electric, water, steam and chilled water utilities. The notes to financial statements following this section are essential reading for a complete understanding of the financial and operational results for the years ended June 30, 2022 and 2023.

Overview of Business

The BWL owns and operates an electric system which generates, purchases and distributes electric energy to approximately 99,100 retail customers in the greater Lansing area, and wholesale customers through participation in the Midcontinent Independent System Operator, Inc. (MISO), which is BWL's regional electric grid. The BWL generated 56 percent of its retail and wholesale sales from existing generation assets. Additional electric generation was supplied through BWL's membership in the Michigan Public Power Agency, which includes BWL's partial ownership of Detroit Edison's Belle River Plant, through MISO, and renewable energy purchase power agreements. The BWL maintains a diversified generation portfolio which includes wind and solar. The combination of renewable energy generation and energy efficiency programs support BWL's adopted plan to provide 50% clean energy by 2030 and carbon neutrality by 2040.

The BWL owns and operates water wells, a raw water transmission system, water conditioning facilities and an extensive water distribution system serving potable water to approximately 57,600 residential, commercial and industrial customers in the greater Lansing area.

The BWL owns and operates steam generation boilers, a steam transmission and distribution system serving 156 customers. BWL's chilled water facility and distribution system serves 19 customers in the City of Lansing.

Capital Expenditures

Capital expenditures are driven by the need to replace, expand, or maintain the generation, transmission and distribution systems of the BWL to meet customer utility needs and to maintain a high level of service reliability. The BWL invests essentially all revenues not paid out for operations and maintenance expense, nonoperating expenses, or debt service back into capital improvements for its water, electric, steam and chilled water systems. Gross capital expenditures were \$112.2 million in fiscal year 2023, \$121.7 million in fiscal year 2022 and \$227.7 million in fiscal year 2021.

The BWL generally pays the cost of its capital improvements from internally generated funds; however, revenue bonds are issued from time to time to support large projects or special needs such as construction of generation facilities.

Detailed financial information for the separate utilities of water, electric, steam and chilled water can be found in the Additional Information section of this financial report.

Board of Water & Light – City of Lansing, Michigan

Management's Discussion and Analysis
June 30, 2023 and 2022

Condensed Financial Information (Dollars in Millions)

	As of June 30			% Change	% Change
	2023	2022	2021	2022 to 2023	2021 to 2022
Assets					
Utility plant	\$ 1,183.3	\$ 1,165.7	\$ 1,116.7	% 1.5	% 4.4
Current assets	306.2	348.2	328.5	(12.1)	6.0
Other assets	167.0	132.2	261.1	26.3	(49.0)
Total assets	1,656.5	1,646.1	1,706.3	0.6	(3.5)
Deferred Outflow of Resources	26.8	36.2	14.4	(26.0)	151.4
Liabilities					
Long-term liabilities	824.4	843.2	848.6	(2.2)	(0.6)
Other liabilities	113.9	93.4	96.0	21.9	(2.7)
Total liabilities	938.3	936.6	944.6	0.2	(0.8)
Deferred Inflow of Resources	32.1	48.9	90.8	(34.4)	(46.1)
Net Position					
Net investment in capital assets	381.4	347.0	382.4	9.9	(9.3)
Restricted for debt service	48.1	42.9	39.4	12.1	8.9
Restricted for pension	5.0	2.8	13.2	78.6	(78.8)
Restricted for OPEB	74.6	71.7	100.1	4.0	(28.4)
Unrestricted	203.7	232.5	150.2	(12.4)	54.8
Net position	\$ 712.9	\$ 696.9	\$ 685.3	% 2.3	% 1.7

Capital expenditures in FY2023 exceeded depreciation, impairments and retirements thereby increasing Utility plant assets by \$17.6 million. Current Assets decreased by \$42 million primarily due to higher cash outflows associated with fuel and environmental remediation costs. Other Assets increased by \$34.8 million primarily due to increases in recoverable energy and environmental remediation assets. Deferred Outflows decreased by \$9.4 million primarily due to higher investment returns on OPEB retirement plan. Total liabilities increased by \$1.7 million driven by higher current liabilities related to capital projects. Deferred Inflows decreased by \$16.8 million primarily due to amortization of prior changes within the OPEB retirement plan.

Capital expenditures in FY2022 exceeded depreciation, impairments and retirements thereby increasing Utility plant assets by \$49 million. Other assets decreased by \$128.9 million primarily due to cash being used to pay for the constriction of Delta Energy Park. Deferred Outflows increased by \$21.8 million because of increased long-term pension costs associated with recent weak investment market performance. Total liabilities decreased by \$8 million driven by long-term debt pay off. Deferred Inflows decreased by \$41.9 million primarily due to changes in OPEB retirement plan.

	For the Year Ended June 30			% Change	% Change
	2023	2022	2021	2022 to 2023	2021 to 2022
Result of Operations					
Operating Revenue	\$ 448.9	\$ 397.2	\$ 380.6	% 13.0	% 4.4
Operating Expense	406.2	348.4	300.2	16.6	16.1
Nonoperating expense - Net	(26.6)	(37.2)	(27.7)	(28.5)	34.3
Changes in Net Position	\$ 16.1	\$ 11.6	\$ 52.7	% 38.8	% (78.0)

Board of Water & Light – City of Lansing, Michigan

Management's Discussion and Analysis

June 30, 2023 and 2022

The \$51.7 million increase in FY2023 operating revenue is primarily driven by increases in electric wholesale as a result of increased market prices and recovery of increased fuel costs. The \$57.8 million increase in FY2023 operating expense is attributable primarily to increased fuel costs of \$23.6 million, increased administrative and general costs of \$11.6 million and increased depreciation costs of \$13.9 million.

The \$16.6 million increase in FY2022 operating revenue is primarily driven by stronger electric wholesale as a result of additional production capacity provided by the new Delta Energy Park Plant. The \$48.2 million increase in FY2022 operating expense is attributable primarily to increased fuel costs (\$21.7million), increased administrative and general costs (\$16.8 million) and increased depreciation costs (\$8.1 million). The decrease in net income is primarily due to the increased operating expense and weak investment performance.

Budget

The BWL Commissioners approved a \$292.4 million operating expense budget (excluding depreciation and Return on Equity) for FY2023. Actual expenses (excluding depreciation and Return on Equity) were \$309.5 million. The capital improvement budget, net of customer contributions in aid of construction, was \$71.8 million for FY2023, and actual net capital expenditures were \$90.5 million. The difference between the capital budget and actual spend is due to carry over from FY2022 and inflationary cost increases.

Financing Activities

In January of 2021, \$126,895,000 of Utility System Revenue Bonds, Series 2021A and 2021B were issued for the purposes of paying costs to acquire and construct a natural gas combined cycle facility (Delta Energy Park), other system improvements and paying costs of issuance of the Series 2021A and 2021B Bonds. Delta Energy Park began operation in FY2022.

Contacting the Plan's Management

The financial report is intended to provide a general overview of the Plan's finances and to demonstrate accountability for the funds it administers. Questions about this report should be submitted to Lansing Board of Water and Light, P.O. Box 13007, Lansing, Michigan 48901-3007.

Board of Water & Light - City of Lansing, Michigan

Statements of Net Position

June 30, 2023 and 2022

	2023	2022
Assets		
Current Assets		
Restricted cash and investments (Notes 2 and 3)	\$ 62,772,401	\$ 57,811,015
Cash and investments (Notes 1 and 2)	67,108,994	116,820,869
Designated cash and investments (Notes 1 and 2)	85,227,457	90,395,671
Accounts receivable, net (Note 1)	43,111,657	34,547,239
Estimated unbilled accounts receivable (Note 1)	22,368,141	18,401,799
Inventories (Note 1)	19,725,090	24,563,413
Prepayments (Note 1)	5,929,758	5,699,286
Total current assets	306,243,498	348,239,292
Other Assets		
Restricted assets:		
Net pension asset (Note 8)	5,009,098	2,772,080
Net OPEB asset (Note 8)	74,641,660	71,731,218
Recoverable environmental remediation (Note 6)	19,939,958	10,926,545
Recoverable energy asset (Note 6)	33,810,383	9,100,838
Special deposit (Note 1)	31,334,023	35,321,165
Other (Note 1)	2,261,914	2,305,930
Total other assets	166,997,036	132,157,776
Utility Plant (Notes 1 and 4)		
Water	367,082,687	352,112,157
Electric	1,246,833,576	1,221,755,100
Steam	96,662,683	95,083,252
Chilled water	34,105,305	34,099,039
Common facilities	123,933,055	123,793,139
Total	1,868,617,306	1,826,842,687
Less accumulated depreciation	731,121,625	684,169,705
Net	1,137,495,681	1,142,672,982
Construction in progress	45,813,286	23,067,588
Total utility plant	1,183,308,967	1,165,740,570
Total assets	1,656,549,501	1,646,137,638
Deferred Outflows of Resources		
Bond refunding loss being amortized (Note 1)	7,256,405	7,761,184
Pension deferred outflows (Note 8)	1,636,061	3,219,778
OPEB deferred outflows (Note 8)	17,913,026	25,258,227
Total deferred outflows of resources	26,805,492	36,239,189

See notes to financial statements

Board of Water & Light - City of Lansing, Michigan

Statements of Net Position

June 30, 2023 and 2022

	2023	2022
Liabilities and Net Position		
Current Liabilities		
Accounts payable	\$ 69,132,076	\$ 51,164,510
Accrued payroll and related taxes	4,434,300	3,829,254
Customer deposits	5,623,094	4,414,682
Accrued compensated absences (Note 1)	5,786,414	5,285,286
Accrued interest	63,276	70,492
Current liabilities payable from restricted assets:		
Current portion of long-term debt (Note 5)	14,229,635	13,758,537
Accrued interest	14,637,798	14,865,308
Total current liabilities	113,906,593	93,388,069
Compensated Absences, Less Current Portion (Note 1)	7,644,878	7,876,408
Other Long-Term Liabilities		
Workers' compensation (Note 12)	2,200,000	2,200,000
Environmental remediation liability (Note 9)	15,192,215	16,751,328
Other	4,423,149	3,578,875
Total other long-term liabilities	21,815,364	22,530,203
Long-Term Debt, Less Current Portion (Note 5)	794,911,441	812,761,597
Total liabilities	938,278,276	936,556,277
Deferred Inflows of Resources		
Revenue intended to cover future costs (Note 6)	8,014,598	9,576,810
OPEB deferred inflows (Note 8)	24,108,346	39,338,804
Total deferred inflows of resources	32,122,944	48,915,614
Net Position (Note 1)		
Net investment in capital assets	381,424,296	346,981,620
Restricted for debt service	48,134,603	42,945,707
Restricted for pension	5,009,098	2,772,080
Restricted for OPEB	74,641,660	71,731,218
Unrestricted	203,744,116	232,474,311
Total net position	\$ 712,953,773	\$ 696,904,936

See notes to financial statements

Board of Water & Light - City of Lansing, MichiganStatements of Revenues, Expenses and Changes in Net Position
Years Ended June 30, 2023 and 2022

	2023	2022
Operating Revenues (Note 1)		
Water	\$ 50,683,766	\$ 49,028,486
Electric	378,791,716	330,052,908
Steam	12,661,267	11,934,516
Chilled water	6,740,010	6,133,254
Total operating revenues	448,876,759	397,149,164
Operating Expenses		
Production:		
Fuel, purchased power and other operating expenses	172,700,755	149,112,738
Maintenance	18,044,058	14,534,397
Transmission and distribution:		
Operating expenses	8,872,835	8,314,546
Maintenance	22,386,918	19,040,926
Administrative and general	87,448,518	75,850,273
Return on equity (Note 7)	26,428,992	25,000,000
Depreciation (Note 1)	70,371,305	56,503,060
Total operating expenses	406,253,381	348,355,940
Operating income	42,623,378	48,793,224
Nonoperating Income (Expenses)		
Investment income (loss)	3,682,036	(5,372,203)
Other expense	(3,840,612)	(4,949,145)
Bonded debt interest expense	(26,376,856)	(26,862,101)
Other interest expense	(39,109)	(20,721)
Total nonoperating income (expenses), net	(26,574,541)	(37,204,170)
Net income (changes in net position)	16,048,837	11,589,054
Net Position, Beginning	696,904,936	685,315,882
Net Position, Ending	\$ 712,953,773	\$ 696,904,936

See notes to financial statements

Board of Water & Light - City of Lansing, Michigan

Statements of Cash Flows

Years Ended June 30, 2023 and 2022

	2023	2022
Cash Flows From Operating Activities		
Cash received from customers	\$ 406,233,630	\$ 391,147,612
Cash paid to suppliers	(232,958,122)	(219,455,255)
Cash paid to employees	(73,760,320)	(70,225,674)
Return on equity (Note 7)	(26,428,992)	(25,000,000)
Cash from customer deposits	1,208,412	1,246,105
Interest on customer deposits	(39,109)	(20,721)
Net cash flows from operating activities	74,255,499	77,692,067
Cash Flows From Capital and Related Financing Activities		
Planned, bonded, and annual construction	(84,370,376)	(109,323,551)
Principal payments on debt	(13,758,538)	(8,247,081)
Interest on debt	(29,727,324)	(29,874,522)
Net cash flows from capital and related financing activities	(127,856,238)	(147,445,154)
Cash Flows From Investing Activities		
Proceeds from the sale and maturity of investments	56,702,619	72,970,360
Interest received	3,816,534	577,541
Purchase of investments	(51,589,605)	(40,612,570)
Net cash flows from investing activities	8,929,548	32,935,331
Net change in cash and cash equivalents	(44,671,191)	(36,817,756)
Cash and Cash Equivalents, Beginning	137,814,424	174,632,180
Cash and Cash Equivalents, Ending	\$ 93,143,233	\$ 137,814,424

See notes to financial statements

Board of Water & Light - City of Lansing, Michigan

Statements of Cash Flows

Years Ended June 30, 2023 and 2022

	2023	2022
Reconciliation of Cash and Cash Equivalents to		
Statement of Net Position		
Restricted cash and investments	\$ 62,772,401	\$ 57,811,015
Cash and investments	67,108,994	116,820,869
Designated cash and investments	85,227,457	90,395,671
Total cash and investments	215,108,852	265,027,555
Less noncash investments	(121,965,619)	(127,213,131)
Cash and cash equivalents, ending	<u>\$ 93,143,233</u>	<u>\$ 137,814,424</u>
Reconciliation of Operating Income to Net Cash		
From Operating Activities		
Operating income	\$ 42,623,378	\$ 48,793,224
Adjustments to reconcile operating income to net cash from operating activities:		
Other nonoperating	(4,466,415)	(5,956,664)
Depreciation	70,371,305	56,503,060
Sewerage collection fees	1,182,244	1,007,519
Interest on customer deposits	(39,109)	(20,721)
Decrease (increase) in assets:		
Accounts receivable (Note 1)	(8,564,418)	2,679,625
Unbilled accounts receivable (Note 1)	(3,966,342)	3,550,243
Inventories	4,838,323	(5,125,105)
Other postemployment benefits asset and deferrals	(10,795,699)	(25,924,639)
Special deposit	3,987,142	11,000,000
Net pension asset	(2,237,018)	10,442,195
Other	(9,199,869)	(11,226,274)
(Decrease) increase in liabilities and deferred outflows/inflows of resources:		
Accounts payable and other accrued expenses	13,287,481	4,993,673
Customer deposits	1,208,412	1,246,105
Net pension asset deferrals	1,583,717	(8,326,213)
Other	(25,557,633)	(5,943,961)
Total adjustments	31,632,121	28,898,843
Net cash provided by operating activities	<u>\$ 74,255,499</u>	<u>\$ 77,692,067</u>
Noncash Capital and Financing Activities		
Increase (decrease) in noncash investment valuations	<u>\$ (134,498)</u>	<u>\$ (5,949,744)</u>
Amortization of bond premium	<u>\$ 3,115,742</u>	<u>\$ 3,115,745</u>

See notes to financial statements

Board of Water & Light - City of Lansing, Michigan

Statements of Fiduciary Net Position -

Pension and OPEB Trust Funds

June 30, 2023 and 2022

	2023	2022
Assets		
Receivable, investment interest receivable	\$ 14,872	\$ 4,262
Trade receivable, due from broker	-	500,000
Participant notes receivable	3,439,525	3,302,591
Cash and cash equivalents	1,979,158	3,928,017
Investments at fair value:		
Mutual funds	336,469,912	307,794,773
Stable value	27,332,984	29,720,419
Common collective funds	54,889,857	56,534,561
Real estate trust investment	46,403,500	51,016,434
Self-directed brokerage account:		
Equities	9,997,083	8,979,962
Fixed income	349,683	-
Mutual funds	454,285	515,714
Total assets	481,330,859	462,296,733
Liabilities		
Trade payable, due to broker/other	2,380,543	14,328
Net position, held in trust for pension and other employee benefits	\$ 478,950,316	\$ 462,282,405

See notes to financial statements

Board of Water & Light - City of Lansing, Michigan

Statements of Changes in Fiduciary Net Position - Pension and OPEB Trust Funds Year Ended June 30, 2023 and 2022

	2023	2022
Increases		
Investment income:		
Net appreciation in fair value of investments	\$ 32,812,234	\$ -
Interest and dividend income	10,601,969	12,639,775
Net investment income	43,414,203	12,639,775
Employer contributions	11,716,780	24,627,312
Interest from participant notes receivable	131,862	729,619
Other	84,494	-
Total increases	55,347,339	37,996,706
Decreases		
Net depreciation in fair value of investments	-	54,945,742
Retiree benefits paid	37,670,444	39,519,468
Loan defaults	396,895	577,197
Participants' note and administrative fees	612,089	639,400
Total decreases	38,679,428	95,681,807
Change in net position held in trust	16,667,911	(57,685,101)
Net Position Held in Trust for Pension and Other Employee Benefits		
Beginning	462,282,405	519,967,506
Ending	\$ 478,950,316	\$ 462,282,405

1. Significant Accounting Policies

The following is a summary of the significant accounting policies used by the Lansing Board of Water & Light (BWL):

Reporting Entity

The BWL, a related organization of the City of Lansing, Michigan (City), is an administrative board established by the City Charter. The City Charter grants the BWL full and exclusive management of the electric, water, steam, and chilled water services of the City. The commissioners of the governing board are appointed by the mayor with approval of the City Council. The BWL provides water, steam, chilled water, and electric services to the City and surrounding townships. The governing board (Board of Commissioners) has the exclusive authority to set rates for the services provided. The financial statements include the financial activities of the electric, water, steam, and chilled water operations of the BWL. The financial statements also include the financial activities of the BWL Pension and OPEB Trust Funds. The BWL is exempt from taxes on income because it is a municipal entity.

Fund Accounting

The BWL accounts for its activities in two different fund types. In order to demonstrate accountability for how it has spent certain resources, separate funds allow the BWL to show the particular expenditures that specific revenues were used for. The funds are aggregated into two fund types:

Enterprise funds provide goods or services to users in exchange for charges or fees.

Fiduciary funds:

1. The Lansing Board of Water and Light Defined Contribution Plan and Trust 1 and Lansing Board of Water and Light Defined Benefit Plan and Trust for Employee Pensions, which accumulate resources for benefit payments to participants.
2. The Post-Retirement Benefit Plan and Trust for Eligible Employees of Lansing Board of Water and Light, a Voluntary Employees' Beneficiary Association (VEBA), which accumulates funds for future payment of retiree benefits.

Basis of Accounting

Enterprise funds and fiduciary funds use the economic resources measurement focus and the full accrual basis of accounting. Revenue is recorded when earned and expenses are recorded when a liability is incurred, regardless of the timing of related cash flows. In addition, the utilities meet the criteria and, accordingly, on July 1, 2012, the BWL adopted the accounting and reporting requirements of GASB 62, paragraphs 476-500.

The BWL follows the accounting and reporting requirements of GASB 62, paragraphs 476-500, which require that the effects of the ratemaking process be recorded in the financial statements. Such effects primarily concern the time at which various items enter into the determination of net income in order to follow the principle of matching costs and revenues. Accordingly, the BWL records various regulatory assets, liabilities and deferred inflows of resources to reflect the regulator's actions (see Note 6). Management believes that the BWL meets the criteria for continued application of GASB 62 paragraphs 476-500, but will continue to evaluate its applicability based on changes in the regulatory and competitive environment.

System of Accounts

The BWL's accounts are maintained substantially in accordance with the Uniform Systems of Accounts of the Federal Energy Regulatory Commission for its electric and steam systems and in accordance with the Uniform Systems of Accounts of the National Association of Regulatory Utility Commissioners for the water and chilled water systems. The chart of accounts dictates how the BWL classifies revenue and expense items in the statement of revenues, expenses, and changes in net position as operating and nonoperating.

Rate Matters

Rates charged to customers are established solely by the governing board. The BWL has agreed to set rates sufficient to meet certain requirements of the bond resolutions for the outstanding revenue bonds.

Operating Classification

Operating revenues and expenses generally result from providing services and producing and delivering goods in connection with the principal ongoing operations. The principal operating revenues are charges to customers for sales and services. Operating expenses include the cost of sales and services, administrative expenses, return on equity, and depreciation on capital assets. All revenues and expenses not meeting this definition are reported as nonoperating revenues and expenses.

Report Presentation

This report includes the fund-based statements of the BWL. In accordance with government accounting principles, a government-wide presentation with program and general revenues is not applicable to special purpose governments engaged only in business-type activities.

Specific Balances and Transactions

Cash and Cash Equivalents

The BWL considers demand deposits and current restricted funds, which consist of cash and highly liquid investments with an original maturity of 90 days or less, as cash and cash equivalents for financial statement purposes.

Investments are stated at fair value, which is the amount at which an investment could be exchanged in a current transaction between two willing parties. Fair values are based on methods and inputs as discussed in Note 2. Adjustments necessary to record investments at fair value are recorded in the operating statement as increases or decreases in investment income. Fair values may have changed significantly after year end.

Board of Water & Light – City of Lansing, Michigan

Notes to Financial Statements

June 30, 2023 and 2022

Investments

The BWL has established special purpose funds designated to meet anticipated operating requirements. In addition, BWL management has established a future construction fund designated to meet future construction requirements. These funds consist principally of securities issued or backed by the government of the United States or its agencies, including but not limited to treasury notes and bonds, and are segregated as follows:

	Carrying Value	
	2023	2022
Designated purpose:		
Coal inventory fluctuation	\$ -	\$ 4,941,326
Litigation, environmental and uninsured losses	19,939,802	19,980,153
Future water facilities	4,019,823	4,028,141
Subtotal	23,959,625	28,949,620
Special purpose, future construction	61,267,832	61,446,051
Total	<u>\$ 85,227,457</u>	<u>\$ 90,395,671</u>

Accounts Receivable

Accounts receivable are stated at net invoice amounts. A general valuation allowance is established based on an analysis of the aged receivables and historical loss experience. All amounts deemed to be uncollectible are charged to expense in the period that determination is made. Accounts receivables are not deemed uncollectible until they are approximately 425 days past due and have remained completely unpaid throughout the BWL's collection policy. The components of accounts receivable for 2023 and 2022 are as follows:

	2023	2022
Customer receivables	\$ 26,598,190	\$ 24,497,260
Sewerage collections	2,879,959	3,757,329
Wholesale sales receivables	2,778,199	3,593,854
Grant receivables	7,171,247	-
Miscellaneous	6,684,062	5,298,796
Less allowance for doubtful accounts	<u>(3,000,000)</u>	<u>(2,600,000)</u>
Net	<u>\$ 43,111,657</u>	<u>\$ 34,547,239</u>

Unbilled Accounts Receivable and Revenue

Unbilled accounts receivable at June 30, 2023 and 2022 represents the estimated amount of accounts receivable for services that have not been billed as of the statement of net position date. The amounts are a result of a timing difference between the end of the financial statement cycle (month end) and the billing cycle (various dates within the month for each billing period). Accordingly, the current year revenue from customers whose billing period ends after June 30 for services rendered prior to July 1 will be recognized in the current period.

Board of Water & Light – City of Lansing, Michigan

Notes to Financial Statements

June 30, 2023 and 2022

Special Deposit

In 2018, the BWL contracted with Consumer's Energy to install a new gas pipeline. Under the terms of the contract, the BWL was expected to make installment payments totaling up to \$52,000,000 throughout the construction period. Based on usage of the new pipeline, the BWL is eligible to recover all but \$10,000 of the installment payments. The BWL has made installment payments totaling \$46,280,000. During 2023 and 2022, the BWL received \$3,987,142 and \$11,000,000, respectively, back due to pipeline usage and lower than expected construction costs. The BWL estimates it will recover the remaining installment payments based on expected usage. The long-term other asset for the Consumer's Energy deposit recorded was \$31,292,858 in 2023 and \$35,280,000 in 2022. The BWL has \$41,165 of miscellaneous other deposits as of June 30, 2023 and 2022.

Inventories

Inventories are stated at weighted average cost and consist of the following at June 30:

	2023	2022
Coal	\$ -	\$ 6,736,960
Gas	2,233,398	2,349,152
Materials and supplies	17,358,060	12,439,239
Emissions allowances	133,632	3,038,062
Total	\$ 19,725,090	\$ 24,563,413

Prepayments

Prepayments relate to advanced payments on goods or services that will be consumed in future periods.

Utility Plant

The utility plant is stated on the basis of cost, which includes expenditures for new facilities and those which extend the useful lives of existing facilities and equipment. Expenditures for normal repairs and maintenance are charged to maintenance expense as incurred. Capital assets are generally defined as assets with an initial, individual cost of more than \$5,000 and an estimated life in excess of one year.

Depreciation

Depreciation of the utility plant is computed using the straight-line method based on estimated useful lives. The resulting provisions for depreciation in 2023 and 2022, expressed as a percentage of the average depreciable cost of the related assets, are as follows:

	Life (Years)	Average Rate (Percent)	
		2023	2022
Classification of utility plant:			
Water	4-100	1.9	1.9
Electric	4-50	4.1	3.6
Steam	5-50	3.5	3.5
Chilled water	5-50	3.4	3.4
Common facilities	2-50	8.0	8.0

When units of property are retired, their costs are removed from the utility plant and charged to accumulated depreciation.

Accrued Compensated Absences

The BWL records a liability for estimated compensated absences that are attributable to services already rendered and that are not contingent on a specific event that is outside the control of the BWL and its employees. This liability is accrued as employees earn the rights to such benefits. The BWL estimates the total current and noncurrent portions of the liability to be \$13,431,292 and \$13,161,694 as of June 30, 2023 and 2022, respectively.

Capital Contributions

Capital contributions represent nonrefundable amounts received for the purpose of construction for the utility plant. These contributions are from third parties, including amounts from customers, grant programs, and insurance proceeds from damage. Electric, water, and steam contributions are credited against the related assets or recorded as a separate regulatory deferred inflow of resources and will offset the depreciation of the related assets over the estimated useful lives. This treatment is consistent with the BWL's ratemaking policy and is thus permitted under GASB 62 paragraphs 476-500.

Deferred Outflows/Inflows of Resources

In addition to assets, the statement of net position reports a separate section for deferred outflows of resources. This separate financial statement element, deferred outflows of resources, represents a consumption of net position that applies to a future period and so will not be recognized as an outflow of resources (expense/expenditure) until then. The BWL has three items that qualify for reporting in this category. The deferred outflows of resources relate to deferred losses on refunding, pension related deferrals under GASB 68, OPEB related deferrals under GASB 75.

In addition to liabilities, the statement of net position reports a separate section for deferred inflows of resources. This separate financial statement element, deferred inflows of resources, represents an acquisition of net position that applies to a future period and so will not be recognized as an inflow of resources (revenue) until that time. The BWL has the following items that qualify for reporting in this category: the deferred inflows of resources related to costs that have been recovered from customers and will be applied to customers in the future related to the renewable energy plan and energy optimization, chiller plant and Wise Road items described in Note 6, pension related deferrals under GASB 68 and OPEB related deferrals under GASB 75.

Net Position

Equity is classified as net position and displayed in three components:

- **Net Investment in Capital Assets** - Consists of capital assets, net of accumulated depreciation, and reduced by the outstanding balances of any bonds that are attributable to the acquisition, construction, or improvement of those assets.
- **Restricted for Debt Service** - Consists of net position with constraints placed on their use by revenue bond resolution.
- **Restricted for Pension and OPEB** - Consists of net position with constraints placed on their use as this balance must be used to fund employee benefits.
- **Unrestricted** - All other net position that does not meet the definition of "restricted" or "net investment in capital assets."

Net Position Flow Assumption

Sometimes the BWL will fund outlays for a particular purpose from both restricted (e.g., restricted bond) and unrestricted resources. In order to calculate the amounts to report as restricted net position and unrestricted net position in the enterprise fund financial statements, a flow assumption must be made about the order in which the resources are considered to be applied. It is the BWL's policy to consider restricted net position to have been depleted before unrestricted net position is applied.

Net Pension Asset

A net pension asset is recorded in accordance with GASB Statement No. 68. The asset is the difference between the actuarial total pension liability and the Plan's fiduciary net position as of the measurement date. See Note 8 for additional information.

Other Assets

Other assets consists of a deposit held with the Michigan Public Power Agency (MPPA) related to the Belle River project.

Long-Term Obligations

Long-term debt and other obligations are reported as liabilities. Bond premiums and discounts are amortized over the life of the bonds using the straight-line method. Gains or losses on prior refundings are amortized over the remaining life of the old debt or the life of the new debt, whichever is shorter. The balance at year end for premiums and discounts is shown as an increase or decrease in the liability section of the statement of net position. The balance at year end for the loss on refunding is shown as a deferred outflow on the statements of net position.

Postemployment Benefits Other Than Pensions (OPEB)

For purposes of measuring the net OPEB asset, deferred outflows of resources and deferred inflows of resources related to OPEB, and OPEB expense, information about the fiduciary net position of the Post-Retirement Benefit Plan and Trust for Eligible Employees of Lansing Board of Water and Light (Plan), a fiduciary fund of the BWL, and additions to/deductions from the Plan fiduciary net position have been determined on the same basis as they are reported by the Plan. For this purpose, the Plan recognizes benefit payments when due and payable in accordance with the benefit terms. Investments are reported at fair value, except for money market investments and participating interest-earning investment contracts that have a maturity at the time of purchase of one year or less, which are reported at cost.

Inter-Utility Transactions

The water, electric, steam, and chilled water operations of the BWL bill each other for services provided and these services are reported as revenue to the generating operation and expense to the consuming operation. Such internal billings aggregated \$8,045,764 and \$7,374,184 in 2023 and 2022, respectively, and are not eliminated in the statement of revenues, expenses, and changes in net position.

Use of Estimates

The preparation of financial statements in conformity with accounting principles generally accepted in the United States of America requires management to make estimates and assumptions that affect the reported amounts of assets and liabilities and disclosure of contingent assets and liabilities at the date of the financial statements and the reported amounts of revenue and expenses during the reporting period. Actual results could differ from those estimates.

Reclassifications

Certain amounts presented in the prior year data may have been reclassified in order to be consistent with the current year's presentation.

2. Cash, Investments and Fair Value Disclosure

Michigan Compiled Laws Section 129.91 (Public Act 20 of 1943, as amended) authorizes local governmental units to make deposits and invest in the accounts of federally insured banks, credit unions, and savings and loan associations that have offices in Michigan. A local unit is allowed to invest in bonds, securities, and other direct obligations of the United States or any agency or instrumentality of the United States; certificates of deposit, savings accounts, deposit accounts, or depository receipts of an eligible financial institution; repurchase agreements; bankers' acceptances of United States banks; commercial paper rated within the two highest classifications, which matures not more than 270 days after the date of purchase; obligations of the State of Michigan or its political subdivisions, which are rated as investment grade; and mutual funds composed of investment vehicles that are legal for direct investment by local units of government in Michigan.

The operating cash investment policy adopted by the BWL in accordance with Public Act 20, as amended, and the Lansing City Charter has authorized investment in bonds and securities of the United States government, certificates of deposit, time deposits, and bankers' acceptances of qualified financial institutions, commercial paper rated A1 by Standard & Poor's and P1 by Moody's, repurchase agreements using bonds, securities, and other obligations of the United States or an agency or instrumentality of the United States, and liquid asset accounts managed by a qualified financial institution using any of these securities. The BWL's deposits and investment policies are in accordance with statutory authority.

Michigan Cooperative Liquid Assets Securities System (MI CLASS) reports the fair value of its underlying assets annually. Participants in the MI CLASS have the right to withdraw their funds in total on one day's notice. At June 30, 2023 and 2022, the fair value of the MI CLASS' assets were substantially equal to the BWL's share. MI CLASS is rated AAAM by Standard and Poor's. The BWL also has cash and investments with Governments of Michigan Investing Cooperatively (GovMIC). The GovMIC cash and investments are recorded at amortized cost which approximates fair value.

The BWL's cash and investments are subject to several types of risk, which are examined in more detail below:

BWL's Cash and Investments (Exclusive of Fiduciary Funds)

Custodial Credit Risk of Bank Deposits

Custodial credit risk is the risk that in the event of a bank failure, the BWL's deposits may not be returned to it. The BWL requires that financial institutions must meet minimum criteria to offer adequate safety to the BWL. At June 30, 2023 and 2022, the BWL had \$16,123,652 and \$21,768,427, respectively, of bank deposits that were uninsured and uncollateralized. The BWL evaluates each financial institution with which it deposits funds and only those institutions meeting minimum established criteria are used as depositories.

Custodial Credit Risk of Investments

Custodial credit risk is the risk that, in the event of the failure of the counterparty, the BWL will not be able to recover the value of its investments or collateral securities that are in the possession of an outside party. The BWL does not have a policy for custodial credit risk.

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Notes to Financial Statements

June 30, 2023 and 2022

At June 30, 2023, the following investment securities were uninsured and unregistered, with securities held by the counterparty or by its trust department or agent, but not in the BWL's name:

Type of Investment	Fair Value	How Held
U.S. government or agency bond or notes	\$ 120,069,341	Counterparty
State and local bonds	1,896,278	Counterparty

At June 30, 2022, the following investment securities were uninsured and unregistered, with securities held by the counterparty or by its trust department or agent, but not in the BWL's name:

Type of Investment	Fair Value	How Held
U.S. government or agency bond or notes	\$ 111,071,862	Counterparty
State and local bonds	2,710,446	Counterparty

Interest Rate Risk

Interest rate risk is the risk that changes in interest rates will adversely affect the fair value of investments. The BWL's investment policy restricts investments to a maximum weighted average life of five years unless matched to a specific cash flow.

At June 30, 2023, the average maturities of investments are as follows:

Investment	Fair Value	Less Than 1 Year	1-5 Years	6+ Years
Pooled investment funds	\$ 41,984,644	\$ 41,984,644	\$ -	\$ -
U.S. treasury bonds	68,762,729	9,214,874	59,547,855	-
State and local bonds	1,896,278	1,364,428	531,850	-
U.S. Agency bonds/notes	45,871,269	3,706,722	27,646,909	14,517,638
Supra national agency bonds	5,435,343	3,401,512	2,033,831	-
Commercial paper	3,872,539	3,872,539	-	-
Total	<u>\$ 167,822,802</u>	<u>\$ 63,544,719</u>	<u>\$ 89,760,445</u>	<u>\$ 14,517,638</u>

At June 30, 2022, the average maturities of investments are as follows:

Investment	Fair Value	Less Than 1 Year	1-5 Years	6+ Years
Pooled investment funds	\$ 89,968,380	\$ 89,968,380	\$ -	\$ -
U.S. treasury bonds	80,161,262	6,820,535	73,340,727	-
State and local bonds	2,710,446	733,413	1,977,033	-
U.S. Agency bonds/notes	23,690,132	8,253	14,298,417	9,383,462
Supra national agency bonds	7,220,468	1,801,906	5,418,562	-
Total	<u>\$ 203,750,688</u>	<u>\$ 99,332,487</u>	<u>\$ 95,034,739</u>	<u>\$ 9,383,462</u>

Credit Risk

State law limits investments in commercial paper to the top two ratings issued by nationally recognized statistical rating organizations.

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June 30, 2023 and 2022

As of June 30, 2023, the credit quality ratings of debt securities are as follows:

Investment	Fair Value	Rating	Rating Organization
Pooled investment funds	\$ 41,984,644	AAAm	S&P
U.S. treasury bonds	68,762,729	AA+ (Aaa)	S&P (Moody's)
U.S. agency bonds/notes	45,871,269	AA+ (Aaa)	S&P (Moody's)
Supra national agency bonds	5,435,343	AAA+ (Aaa)	S&P (Moody's)
State and local bonds	1,896,278	AA/AA1	S&P (Moody's)
Money markets	2,270,803	AAAm	S&P
Commercial paper	3,872,539	A-1/P-1	S&P

As of June 30, 2022, the credit quality ratings of debt securities are as follows:

Investment	Fair Value	Rating	Rating Organization
Pooled investment funds	\$ 89,968,380	AAAm	S&P
U.S. treasury bonds	80,161,262	AA+ (Aaa)	S&P (Moody's)
U.S. agency bonds/notes	23,690,132	AA+ (Aaa)	S&P (Moody's)
Supra national agency bonds	7,220,468	AA+ (Aaa)	S&P (Moody's)
State and local bonds	2,710,446	AA+ (Aaa)	S&P (Moody's)
Money markets	1,158,357	AAAm	S&P

Concentration of Credit Risk

Concentration of credit risk is the risk of loss attributable to the magnitude of a government's investment in a single issuer. The Board's policy limits the amount of investments with an individual issuer, with the exception of the US government. As of June 30, 2023 and 2022, the BWL's investment portfolio was concentrated as follows:

Investment	2023	2022
Fannie Mae	7 %	12 %
Freddie Mac	21	20
FHLB	7	-

Fair Value

The BWL categorizes its fair value measurements within the fair value hierarchy established by generally accepted accounting principles. The hierarchy is based on the valuation inputs used to measure the fair value of the asset. Level 1 inputs are quoted prices in active markets for identical assets; Level 2 inputs are significant other observable inputs; Level 3 inputs are significant unobservable inputs.

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June 30, 2023 and 2022

The following investments are recorded at fair value using the Matrix Pricing Technique.

	June 30, 2023			
	Level 1	Level 2	Level 3	Total
U.S. treasury bonds	\$ -	\$ 68,762,729	\$ -	\$ 68,762,729
Supra national agency bonds	-	5,435,343	-	5,435,343
Federal agency mortgage-backed security	-	23,679,729	-	23,679,729
Federal agency collateralized mortgage obligation	-	2,880,482	-	2,880,482
State and local bonds	-	1,896,278	-	1,896,278
Federal agency bond/note	-	19,311,057	-	19,311,057
Commercial paper	-	3,872,539	-	3,872,539
Total investments at fair value level	\$ -	\$ 125,838,157	\$ -	\$ 125,838,157

	June 30, 2022			
	Level 1	Level 2	Level 3	Total
U.S. treasury bonds	\$ -	\$ 80,161,262	\$ -	\$ 80,161,262
Supra national agency bonds	-	7,220,468	-	7,220,468
Federal agency mortgage-backed security	-	7,033,035	-	7,033,035
Federal agency collateralized mortgage obligation	-	2,358,680	-	2,358,680
State and local bonds	-	2,710,446	-	2,710,446
Federal agency bond/note	-	14,298,417	-	14,298,417
Total investments at fair value level	\$ -	\$ 113,782,308	\$ -	\$ 113,782,308

Fiduciary Fund Investments

Interest Rate Risk - Pension and OPEB Trust Funds

Interest rate risk is the risk that the value of investments will decrease as a result of a rise in interest rates. The Plans investment policy does not restrict investment maturities.

At June 30, 2023, the average maturities of investments subject to interest rate risk are as follows:

Investment	Fair Value	Weighted Average Maturity (in Years)
Mutual fund, bonds	\$ 48,798,860	6.9
Common collective fund	54,889,857	0.1

Board of Water & Light – City of Lansing, Michigan

Notes to Financial Statements

June 30, 2023 and 2022

At June 30, 2022, the average maturities of investments subject to interest rate risk are as follows:

Investment	Fair Value	Weighted Average Maturity (in Years)
Mutual fund, bonds	\$ 56,245,087	6.7
Common collective fund	56,534,561	0.1

Credit Risk - Pension and OPEB Trust Funds

State law limits investments in commercial paper to the top two ratings issued by nationally recognized statistical rating organizations. The Plans have no investment policy that would further limit its investment choices. As of June 30, 2023, the credit quality ratings of debt securities (other than the U.S. government) subject to credit risk are as follows:

Investment	Fair Value	Rating	Rating Organization
Mutual funds, bonds	\$ 48,798,860	Not rated	Not rated
Common collective fund	54,889,857	Not rated	Not rated

As of June 30, 2022, the credit quality ratings of debt securities (other than the U.S. government) are as follows:

Investment	Fair Value	Rating	Rating Organization
Mutual funds, bonds	\$ 56,245,087	Not rated	Not rated
Common collective fund	56,534,561	Not rated	Not rated

Concentration of Credit Risk

Concentration of credit risk is the risk of loss attributed to the magnitude of a government's investment in a single issuer. The Plans have no investments subject to concentration of credit risk as of June 30, 2023 and June 30, 2022.

Fair Value - Pension Trust Funds

The framework for measuring fair value provides a fair value hierarchy that prioritizes the inputs to valuation techniques used to measure fair value. The hierarchy gives the highest priority to unadjusted quoted prices in active markets for identical assets or liabilities (Level 1) and the lowest priority to unobservable inputs (Level 3). The three levels of the fair value hierarchy under authoritative guidance are described as follows:

Level 1 - Inputs to the valuation methodology are unadjusted quoted market prices for identical assets in active markets that the Plan has the ability to access.

Level 2 - Inputs to the valuation methodology include:

- quoted prices for similar assets or liabilities in active markets;
- quoted prices for identical or similar assets or liabilities in inactive markets;

- inputs other than quoted prices that are observable for the asset or liability; and
- inputs that are derived principally from or corroborated by observable market data by correlation or other means.

If the asset or liability has a specified (contractual) term, the Level 2 input must be observable for substantially the full term of the asset or liability.

Level 3 - Inputs to the valuation methodology are unobservable and significant to the fair value measurement.

The asset's or liability's fair value measurement level within the fair value hierarchy is based on the lowest level of any input that is significant to the fair value measurement. Valuation techniques maximize the use of relevant observables and minimize the use of unobservable inputs.

The following is a description of the valuation methodologies used for assets measured at fair value. There have been no changes in the methodologies used at June 30, 2023 and 2022:

Common Stock, Corporate Bonds and Notes, U.S. Government Obligations and Fixed Income Securities - Valued at the most recent closing price reported on the market on which individual securities are traded.

Mutual Funds - Valued at the daily closing price as reported by the fund. Mutual funds held by the Plan are open-end mutual funds that are registered with the Securities and Exchange Commission. These funds are required to publish their daily NAV and to transact at that price. The mutual funds held by the Plan are deemed to be actively traded.

Stable Value Fund - Seeks safety of principal, adequate liquidity, and returns superior to shorter maturity alternatives by actively managing a diversified portfolio of assets issued by highly rated financial institutions and corporations as well as obligations of the U.S. government or its agencies.

Self-Directed Brokerage Account - Participants meeting minimum balance and transaction requirements may transfer funds to a self-directed brokerage account providing access to additional investment options including a large selection of mutual funds.

Real estate fund investment - Valued by a certified independent appraiser and an internal expert group. There is also another level of verification by an independent valuation advisor to audit and review both the external and internal valuations performed.

The preceding methods may produce a fair value calculation that may not be indicative of net realizable value or reflective of future fair values. Furthermore, while the Plan believes its valuation methods are appropriate and consistent with other market participants, the use of different methodologies or assumptions to determine the fair value of certain financial instruments could result in a different fair value measurement at the reporting date.

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Notes to Financial Statements

June 30, 2023 and 2022

The following table sets forth by level, within the fair value hierarchy, the Plan's assets at fair value as of June 30, 2023 and 2022:

Investment Type	June 30, 2023			
	Level 1	Level 2	Level 3	Total
Mutual funds	\$ 236,220,887	\$ 100,249,025	\$ -	\$ 336,469,912
Common collective funds	-	54,889,857	-	54,889,857
Real estate investment trust	46,403,494	-	-	46,403,494
Self-directed brokerage account	10,451,368	-	-	10,451,368
Total investments by fair value level	<u>\$ 293,075,749</u>	<u>\$ 155,477,012</u>	<u>\$ -</u>	<u>\$ 448,214,637</u>
Investments measured at the net asset value (NAV):				
Stable value				27,332,984
Fixed income				349,683
Total investments				<u>\$ 475,897,304</u>

Investment Type	June 30, 2022			
	Level 1	Level 2	Level 3	Total
Mutual funds	\$ 174,413,986	\$ 133,380,787	\$ -	\$ 307,794,773
Common collective funds	-	56,534,561	-	56,534,561
Real estate investment trust	51,016,434	-	-	51,016,434
Self-directed brokerage account	9,495,676	-	-	9,495,676
Total investments by fair value level	<u>\$ 234,926,096</u>	<u>\$ 190,872,357</u>	<u>\$ -</u>	<u>\$ 424,841,444</u>
Investments measured at the net asset value (NAV):				
Stable value				29,720,419
Total investments				<u>\$ 454,561,863</u>

Investments Measured Using NAV Per Share Practical Expedient - The stable value fund uses NAV per share as a practical expedient to measuring fair value. The stable value fund had a fair value of \$27,332,984 and \$29,720,419 as of June 30, 2023 and 2022, respectively. This fund has no unfunded commitments, the redemption frequency is daily, and there is no redemption notice period.

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Notes to Financial Statements

June 30, 2023 and 2022

3. Restricted Assets

Restricted assets are required under the , 2013A, 2017A, 2018A, 2019A, 2019B, 2021A and 2021B Revenue Bond resolutions and the related Nonarbitrage and Tax Compliance Certificates. These assets are segregated into the following funds:

	Carrying Value	
	2023	2022
Operations and maintenance fund	\$ 30,537,525	\$ 29,973,800
Bond and interest redemption fund	32,234,876	27,837,215
Total	<u>\$ 62,772,401</u>	<u>\$ 57,811,015</u>

The carrying value in excess of the required value for the current portion is reported as cash and cash equivalents or investments for the years ended 2023 and 2022.

The restrictions of the various funds required per the bond resolutions are as follows:

Operations and Maintenance Fund - By the end of each month, this fund shall include sufficient funds to provide for payment of the succeeding month's expenses.

Bond and Interest Redemption Fund - Restricted for payment of the current portion of bond principal and interest on the 2013A, 2017A, 2018A, 2019A, 2019B, 2021A and 2021B Revenue Bonds.

In addition, restricted assets have been reported in connection with the net pension and OPEB asset balances since this balance must be used to fund employee benefits.

4. Utility Plant

The tables below reflect the capital asset activity of the utility plant categories for the years ended June 30, 2023 and 2022:

Capital Asset Activity for Year Ended June 30, 2023

	Capital Assets FY Start	Transfers	Acquisition	Retirement	Capital Assets FY End
Water	\$ 352,112,157	\$ 15,768,003	\$ -	\$ (797,473)	\$ 367,082,687
Electric	1,221,755,100	42,209,597	-	(17,131,121)	1,246,833,576
Steam	95,083,252	5,022,080	-	(3,442,649)	96,662,683
Chilled	34,099,039	6,266	-	-	34,105,305
Common	123,793,139	4,277,454	1,672,935	(5,810,473)	123,933,055
AUC	23,067,588	(67,283,400)	90,029,098	-	45,813,286
Total	<u>\$ 1,849,910,275</u>	<u>\$ -</u>	<u>\$ 91,702,033</u>	<u>\$ (27,181,716)</u>	<u>\$ 1,914,430,592</u>

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Notes to Financial Statements

June 30, 2023 and 2022

Accumulated Depreciation for Year Ended June 30, 2023

	Accumulated Depreciation FY Start	Depreciation Transfers	Depreciation / Amortization and Impairment for Year	Depreciation Retirement	Accumulated Depreciation FY End
Water	\$ (128,799,223)	\$ 157,406	\$ (7,845,441)	\$ 492,096	\$ (135,995,162)
Electric	(438,098,343)	(65,428)	(50,595,965)	17,554,039	(471,205,697)
Steam	(31,087,552)	-	(3,364,815)	3,110,380	(31,341,987)
Chilled	(17,287,736)	-	(1,163,798)	-	(18,451,534)
Common	(68,896,851)	(91,978)	(10,396,764)	5,258,348	(74,127,245)
Total	<u>\$ (684,169,705)</u>	<u>\$ -</u>	<u>\$ (73,366,783)</u>	<u>\$ 26,414,863</u>	<u>\$ (731,121,625)</u>

Nondepreciable Assets - Included in the table above are non-depreciable assets of \$1,194,869 for water, \$17,571,123 for electric, \$124,098 for steam, \$412,339 for common facilities and \$45,813,286 for AUC.

Capital Asset Activity for Year Ended June 30, 2022

	Capital Assets FY Start	Transfers	Acquisition	Retirement	Capital Assets FY End
Water	\$ 342,755,610	\$ 6,813,770	\$ 4,473,979	\$ (1,931,202)	\$ 352,112,157
Electric	767,218,396	374,909,747	84,410,804	(4,783,847)	1,221,755,100
Steam	93,813,398	901,607	704,281	(336,034)	95,083,252
Chilled	34,099,039	-	-	-	34,099,039
Common	121,006,776	1,382,160	5,405,777	(4,001,574)	123,793,139
AUC	389,971,984	(479,002,125)	112,359,884	(262,155)	23,067,588
Total	<u>\$ 1,748,865,203</u>	<u>\$ (94,994,841)</u>	<u>\$ 207,354,725</u>	<u>\$ (11,314,812)</u>	<u>\$ 1,849,910,275</u>

Accumulated Depreciation for Year Ended June 30, 2022

	Accumulated Depreciation FY Start	Depreciation Transfers	Depreciation / Amortization and Impairment for Year	Depreciation Retirement	Accumulated Depreciation FY End
Water	\$ (123,549,399)	\$ 769,475	\$ (7,660,769)	\$ 1,641,470	\$ (128,799,223)
Electric	(402,437,990)	44,822	(36,959,559)	1,254,384	(438,098,343)
Steam	(27,821,940)	27,723	(3,308,014)	14,679	(31,087,552)
Chilled	(16,118,783)	-	(1,168,953)	-	(17,287,736)
Common	(62,201,550)	(842,020)	(9,844,802)	3,991,521	(68,896,851)
Total	<u>\$ (632,129,662)</u>	<u>\$ -</u>	<u>\$ (58,942,097)</u>	<u>\$ 6,902,054</u>	<u>\$ (684,169,705)</u>

Nondepreciable Assets - Included in the table above are non-depreciable assets of \$1,194,869 for water, \$14,749,322 for electric, \$124,098 for steam, \$412,339 for common facilities and \$23,067,588 of AUC.

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Erickson Power Station Impairment

In 2017, the BWL agreed to close the Erickson Power Station by 2025 as a result of a settlement with the Sierra Club in support of BWL's strategic plan. As a result, BWL recorded an impairment of \$9,337,129 in 2017 using the service units approach to measure the impairment. In 2021, the estimated date of closure was re-examined and determined to be May 2023. Asset cost and accelerated depreciation were adjusted from the initial impairment and an additional impairment loss of \$4,304,965 was recognized in 2021. In 2022, the estimated date of closure was re-examined and determined to be November 2022. Accelerated depreciation was adjusted from the previous impairment adjustment and additional impairment loss of \$1,456,410 was recognized in fiscal year 2022. The plant was retired in fiscal year 2023.

5. Long-Term Debt

Long-term debt as of June 30 consists of the following:

	2023	2022
Water Supply, Steam, Chilled Water, and Electric Utility System Revenue Taxable Bonds, Series 2021A, due in annual principal installments beginning July 1, 2025 and continuing through July 1, 2051, plus interest at a rate of 5.00%. Original amount of issue \$56,020,000.	\$ 56,020,000	\$ 56,020,000
Water Supply, Steam, Chilled Water, and Electric Utility System Revenue Taxable Bonds, Series 2021B, due in annual principal installments beginning July 1, 2026 and continuing through July 1, 2051, initial term rate is 2%, with an assumed interest rate of 3.5% following the mandatory tender in 2026. Original amount of issue \$70,875,000	70,875,000	70,875,000
Water Supply, Steam, Chilled Water, and Electric Utility System Revenue Refunding Taxable Bonds, Series 2019B, due in annual principal installments beginning July 1, 2022 and continuing through July 1, 2041, plus interest at rates ranging from 1.95% to 3.53%. Original amount of issue \$251,995,000.	245,680,000	251,995,000
Water Supply, Steam, Chilled Water, and Electric Utility System Revenue Refunding Bonds, Series 2019A, due in annual principal installments beginning July 1, 2022 and continuing through July 1, 2048, plus interest at rates ranging from 4.00% to 5.00%. Original amount of issue \$319,875,000.	316,880,000	319,875,000
Water Supply, Steam, Chilled Water and Electric Utility System Revenue Refunding Bonds, Series 2017A, due in annual principal installments beginning July 1, 2019 and continuing through July 1, 2032, plus interest at a rate of 5.00%. Original amount of issue \$30,365,000.	23,525,000	25,345,000
Water Supply, Steam, Chilled Water, and Electric Utility System Revenue Refunding Bonds, Series 2013A, due in annual principal installments beginning July 1, 2014 through July 1, 2026, plus interest at rates ranging from 2.00% to 5.00%. Original amount of issue \$21,085,000.	8,240,000	10,060,000

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	<u>2023</u>	<u>2022</u>
Promissory note, due to the City of Lansing in semi-annual installments through October 1, 2024, plus interest at a rate of 2.50%. Original amount of issue \$13,225,385.	\$ 4,062,093*	\$ 4,744,325*
Charter Township of Lansing Special Assessment pertaining to the Groesbeck II Park Drain. Due in annual installments ranging from \$132,000 to \$291,000 with final payment in 2044.	<u>2,778,718*</u>	<u>2,905,023*</u>
Total	728,060,811	741,819,348
Less current portion	(14,229,635)	(13,758,537)
Plus unamortized premium	<u>81,080,265</u>	<u>84,700,786</u>
Total	<u>\$ 794,911,441</u>	<u>\$ 812,761,597</u>

The unamortized premium and deferral on refunded bonds is being amortized over the life of the bonds, using the straight-line method.

* The debt noted is directly placed with a third party.

Aggregate principal and interest payments applicable to revenue debt are as follows:

	<u>Principal</u>	<u>Interest</u>	<u>Total</u>
2024	\$ 13,410,000	\$ 29,180,346	\$ 42,590,346
2025	13,890,000	28,693,944	42,583,944
2026	14,545,000	28,184,110	42,729,110
2027	15,085,000	27,634,880	42,719,880
2028	15,655,000	28,173,969	43,828,969
2029-2033	86,780,000	132,221,051	219,001,051
2034-2038	103,450,000	115,683,670	219,133,670
2039-2043	126,715,000	94,502,579	221,217,579
2044-2048	168,650,000	61,570,000	230,220,000
2049-2052	<u>163,040,000</u>	<u>17,520,350</u>	<u>180,560,350</u>
Total	<u>\$ 721,220,000</u>	<u>\$ 563,364,899</u>	<u>\$ 1,284,584,899</u>

Aggregate principal and interest payments applicable to direct placement debt are as follows:

	<u>Principal</u>	<u>Interest</u>	<u>Total</u>
2024	\$ 819,635	\$ 204,237	\$ 1,023,872
2025	777,438	184,669	962,107
2026	766,153	165,789	931,942
2027	712,205	147,609	859,814
2028	658,251	130,396	788,647
2029-2033	1,591,472	458,021	2,049,493
2034-2038	631,525	283,963	915,488
2039-2043	631,525	141,981	773,506
2044-2045	<u>252,607</u>	<u>17,038</u>	<u>269,644</u>
Total	<u>\$ 6,840,811</u>	<u>\$ 1,733,703</u>	<u>\$ 8,574,513</u>

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All Water Supply and Electric Utility System Revenue Bonds were issued by authority of the BWL. All bonds were issued on a parity basis and are payable solely from the net revenue of the combined water, electric, chilled water, and steam operations of the BWL.

The 2021A Bonds are payable in annual installments in the years 2025 through 2051, inclusive, and shall not be subject to optional redemption prior to maturity. The bonds maturing on or after July 1, 2031 shall be subject to redemption at the option of the BWL in such order of maturity as the BWL shall determine, and within a single maturity by lot, on any date on or after July 1, 2031 at par plus accrued interest to the fixed date for redemption.

The 2021B Bonds are payable in annual installments in the years 2026 through 2051, inclusive, and are subject to optional and mandatory redemption prior to maturity. The put bonds maturing on or after January 1, 2026 shall be subject to redemption at the option of the BWL in such order of maturity as the BWL shall determine, and within a single maturity by lot, on any date on or after January 1, 2026 at par plus accrued interest to the fixed date for redemption. The mandatory tender for purchase date of the Bonds is July 1, 2026—the first business day following the last day of the Initial Term Interest Rate Period. In the event not all the Bonds are purchased on or before the Purchase Date, a Delayed Remarketing Period shall commence during which the Bonds will bear interest at a Stepped Interest Rate. Additional information is available in the Official Statement for the Series 2021B Bonds.

The 2019B Bonds are payable in annual installments in the years 2022 through 2041, inclusive, and shall not be subject to optional redemption prior to maturity. The bonds maturing on or after July 1, 2030 shall be subject to redemption at the option of the BWL in such order of maturity as the BWL shall determine, and within a single maturity by lot, on any date on or after July 1, 2029 at par plus accrued interest to the fixed date for redemption.

The 2019A Bonds are payable in annual installments in the years 2022 through 2048, inclusive, and shall not be subject to optional redemption prior to maturity. The bonds maturing on or after July 1, 2028 shall be subject to redemption at the option of the BWL in such order of maturity as the BWL shall determine, and within a single maturity by lot, on any date on or after July 1, 2028 at par plus accrued interest to the fixed date for redemption.

The 2017A Bonds are payable in annual installments in the years 2019 through 2027, inclusive, and shall not be subject to optional redemption prior to maturity. The bonds, or portions of the bonds in multiples of \$5,000 maturing or subject to mandatory redemption in the years 2028 and thereafter, shall be subject to redemption at the option of the BWL in such order of maturity as the BWL shall determine, and within a single maturity by lot, on any date on or after July 1, 2027 at par plus accrued interest to the fixed date for redemption.

The 2013A Bonds are payable in annual installments in the years 2014 to 2024, inclusive, and shall not be subject to optional redemption prior to maturity. The bonds maturing on or after July 1, 2024 shall be subject to redemption at the option of the BWL on or after July 1, 2023 as a whole or in part at any time and by lot within a maturity at par plus accrued interest to the redemption date.

The Series 2011A Bonds are payable in annual installments in the years 2015 to 2022, inclusive, and shall not be subject to optional redemption prior to maturity. The bonds maturing on or after July 1, 2022 shall be subject to redemption at the option of the BWL on or after July 1, 2021 as a whole or in part at any time and by lot within a maturity at par plus interest accrued to the redemption date. These bonds were part of an advanced refunding with the issuance of the 2019B Revenue bonds. The final maturity for these bonds was on July 1, 2022.

Board of Water & Light – City of Lansing, Michigan

Notes to Financial Statements
June 30, 2023 and 2022

The long-term debt activity for the year ended June 30, 2023 is as follows:

	Revenue Bonds (Net of Unamortized Premiums)	Other Notes	Total
Beginning balance	\$ 818,870,786	\$ 7,649,347	\$ 826,520,134
Additions	-	-	-
Reductions	(16,570,520)	(808,538)	(17,379,058)
Ending balance	<u>\$ 802,300,266</u>	<u>\$ 6,840,809</u>	<u>\$ 809,141,076</u>
Due with-in one year	\$ 13,410,000	\$ 819,635	\$ 14,229,635

The BWL has pledged substantially all revenue, net of operating expenses, to repay the revenue bonds. Proceeds from the bonds provided financing for the construction of the utility plant. The bonds are payable solely from the net revenues of the BWL. In fiscal year 2023, the remaining principal and interest to be paid on the bonds total \$1,284,584,899. During fiscal year 2023, net revenues of the BWL were \$112,994,683 compared to the annual debt requirements of \$42,589,615. In fiscal year 2022, the remaining principal and interest to be paid on the bonds total \$1,327,174,514. During fiscal year 2022, net revenues of the BWL were \$94,975,000 compared to the annual debt requirements of \$42,681,000.

The long-term debt activity for the year ended June 30, 2022 is as follows:

	Revenue Bonds (Net of Unamortized Premiums)	Other Notes	Total
Beginning balance	\$ 829,931,309	\$ 8,456,428	\$ 838,387,737
Additions	-	-	-
Reductions	(11,060,523)	(807,081)	(11,867,603)
Ending balance	<u>\$ 818,870,786</u>	<u>\$ 7,649,347</u>	<u>\$ 826,520,134</u>
Due with-in one year	\$ 12,950,000	\$ 808,537	\$ 13,758,537

6. Costs/Credits Recoverable in Future Years

Environmental Remediation

During the fiscal year ended June 30, 2006, the GASB 49 environmental remediation liability related to a second landfill was approved for regulated entity accounting under GASB 62. The balance of the regulatory asset at June 30, 2023 and 2022 was \$4,069 and \$120,003, respectively. The BWL reviews the adequacy of its rates to recover its cost of service on an annual basis. During the year ended June 30, 2009, regulatory accounting as per GASB 62 was authorized by the Board of Commissioners to collect rates for all environmental remediation sites. The balance as of June 30, 2023 and 2022 for additional sites was \$19,935,889 and \$10,806,542 respectively.

Recoverable Cost Adjustments

During the year ended June 30, 2005, the Board of Commissioners approved the use of regulatory accounting as per GASB 62 in accounting for the BWL's power supply cost recovery (PSCR) adjustment, power chemical adjustment (PCA), fuel cost adjustment (FCA), and chilled water fuel cost adjustment (CWFCFA). These affect the amount to be billed to retail electric, water, steam and chilled water customers to reflect the difference between the BWL's actual material costs and the amounts incorporated into rates. This resulted in recoverable assets of \$33,810,383 and \$9,100,838 at June 30, 2023 and 2022, respectively. This amount represents costs to be billed (credited) to customers in future years because actual costs of providing utilities were higher (lower) than the costs incorporated into the BWL's rates.

Renewable Energy Plan (REP) and Energy Optimization (EO)

During the year ended June 30, 2010, the Board of Commissioners approved the implementation of regulatory accounting as per GASB 62 to account for Public Act 295 of 2008 (PA. 295). PA. 295 set forth requirements for all Michigan utilities to meet the new renewable energy standards and undertake energy optimization programs. As a municipally owned electric utility, the BWL was required to file a proposed energy plan with the Michigan Public Service Commission (MPSC) and this plan was approved on July 1, 2009. These changes will affect the amount to be billed to electric customers. This resulted in deferred inflow of resources of \$1,760,188 and \$2,119,504 as of June 30, 2023 and 2022, respectively.

Chiller Plant

During the year ended June 30, 2010, the BWL chose to use regulatory accounting as per GASB 62 to recognize the contribution in aid of construction (CIAC) for the development of a new chilled water plant. The remaining recoverable inflow of resources of \$440,543 and \$660,814 as of June 30, 2023 and 2022, respectively. The BWL will recognize this as revenue monthly over the life of the new chilled water plant to offset depreciation expense.

Wise Road

During the year ended June 30, 2012, the BWL chose to use regulatory accounting as per GASB 62 to recognize the insurance proceeds for the damaged equipment at the Wise Road Water Conditioning Plant (see Note 13). The remaining recoverable inflow of resources as of June 30, 2023 and 2022 was \$5,813,867 and \$6,796,492, respectively.

7. Transactions With the City of Lansing, Michigan

Operations

The BWL recognized revenue of \$9,806,375 and \$9,374,544 in 2023 and 2022, respectively, for water, electric, and steam services provided to the City. The BWL incurred expenses for sewerage services purchased from the City of \$764,394 and \$307,005 in 2023 and 2022, respectively.

Additionally, the BWL bills and collects sewerage fees for the City. In connection with these services, the BWL received sewerage collection fees of \$1,182,244 and \$1,007,519 in 2023 and 2022, respectively, included in other income.

Return on Equity

Effective July 1, 1992, the BWL entered into an agreement with the City to provide payment of a return on equity in accordance with a formula based on net billed retail sales from its water, steam heat, and electric utilities for the preceding 12-month period ending May 31 of each year. Effective March 1, 2002, the formula to calculate the amount owed to the City was modified to include wholesale revenue generated from the BWL's electric, water, steam, and chilled water utilities for the preceding 12-month period ending May 31 of each year. Subject to the provisions of Act 94 Public Acts of 1933, as amended, and the BWL's various bond covenants, this amount is payable to the City in semi-annual installments. Effective July 1, 2020, the BWL and the City agreed to pay a flat amount for fiscal years 2021 through 2022. Beginning in fiscal year 2023, a flat percentage of 6% is applied to reported operating revenues, excluding inter-utility sales from providing retail water, electric, steam and chilled water services. Under terms of these agreements, the BWL paid to the City \$26,428,992 and \$25,000,000 for 2023 and 2022, respectively, of operational cash flow in excess of debt service requirements.

8. Retirement Plans

The BWL has three retirement plans. The BWL administers a tax-qualified, single-employer, noncontributory, defined benefit public employee retirement pension plan (Defined Benefit Plan), and the BWL has a tax-qualified, single-employer, noncontributory, defined contribution public employee retirement pension plan (Defined Contribution Plan). The BWL also has a tax-qualified, single-employer, retiree benefit plan to administer and fund retiree benefits (Retiree Benefit Plan and Trust).

Defined Benefit Plan

Plan Description - The BWL administers the Lansing Board of Water and Light Defined Benefit Plan and Trust for Employees' Pensions (Defined Benefit Plan) - a noncontributory single-employer defined benefit pension plan for employees of the BWL. The benefit terms were established by the BWL and may be amended by future BWL actions.

The Defined Benefit Plan issues a publicly available financial report that includes financial statements and required supplementary information. That report may be obtained by writing to the Lansing Board of Water and Light Defined Benefit Plan and Trust for Employees' Pensions, Attn: Retirement Plan Committee, P.O. Box 13007, Lansing, Michigan 48901-3007.

Effective July 1, 1999, the Defined Benefit Plan was amended to include a medical benefit component, in addition to the normal retirement benefits, to fund a portion of the postretirement obligations for certain retirees and their beneficiaries. The funding of the medical benefit component is limited to the amount of excess pension plan assets available for transfer, as determined by the actuary. No medical benefits were paid by the Defined Benefit Plan during the years ended June 30, 2023 and 2022.

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Notes to Financial Statements

June 30, 2023 and 2022

Employees Covered by Benefit Terms - At February 28, 2023 and February 28, 2022 (the most recent actuarial valuation for funding purposes), Defined Benefit Plan membership consisted of the following:

	2023	2022
Inactive plan members or beneficiaries currently receiving benefits	265	284
Inactive plan members entitled to but not yet receiving benefits	1	2
Active plan members	3	3
Total	269	289

The Defined Benefit Plan, by resolution of the Board of Commissioners, was closed to employees hired subsequent to December 31, 1996, and a defined contribution retirement savings plan was established for employees hired after December 31, 1996. Effective December 1, 1997, all active participants in this plan were required to make an irrevocable choice to either remain in this plan (defined benefit) or move to the newly established defined contribution plan. Those participants who elected to move to the defined contribution plan received lump-sum distributions from this plan that were rolled into their accounts in the newly established defined contribution plan. Of the 760 employees who were required to make this election, 602 elected to convert their retirement benefits to the newly established defined contribution plan. As a result of this action, effective December 1, 1997, the Board of Commissioners transferred \$75,116,470 to the newly established defined contribution plan, reflecting the plan participants' accumulated benefits as of said date.

Benefits Provided - The Defined Benefit Plan provides retirement, early retirement, disability, termination, and death benefits. The Plan provides for an annual benefit upon normal retirement age equal to the product of the total number of years of credited service multiplied by a percentage equal to 1.80% of the highest annual pay during the last 10 years of service, paid in equal monthly installments.

Payments will either be non-increasing or increase only as follows: (a) By an annual percentage increase that does not exceed the annual percentage increase in a cost-of-living index that is based on prices of all items and issued by the Bureau of Labor Statistics; (b) To the extent of the reduction in the amount of the employee's payments to provide for a survivor benefit upon death, but only if the beneficiary whose life was being used to determine the distribution period described in Subsection 8 dies or is no longer the employee's beneficiary pursuant to a qualified domestic relations order within the meaning of Internal Revenue Code Section 414(p); (c) To provide cash refunds of employee contributions upon the employee's death; or (d) To pay increased benefits that result from a plan amendment.

Contributions - Article 9, Section 24 of the State of Michigan constitution requires that financial benefits arising on account of employee service rendered in each year be funded during that year. Accordingly, the BWL retains an independent, external actuary to determine the annual contribution. The actuarially determined contribution is the estimated amount necessary to finance the costs of benefits earned by plan members during the year, with an additional amount to finance any unfunded accrued liability. There was no contribution required for the years ended June 30, 2022 and 2023. Plan documents do not require participant contributions.

Board of Water & Light – City of Lansing, Michigan

Notes to Financial Statements

June 30, 2023 and 2022

Net Pension Asset - The components of the net pension asset of the BWL at June 30, 2023 and June 30, 2022 were as follows (in thousands):

	2023	2022
Total pension liability	\$ 44,514	\$ 47,887
Plan fiduciary net pension	49,523	50,659
Total	<u>\$ (5,009)</u>	<u>\$ (2,772)</u>
Plan fiduciary net position, as a percentage of the total pension liability	111.25 %	105.79 %

The BWL has chosen to use June 30, 2023 as its measurement date for fiscal year 2023. The June 30, 2023 reported net pension asset was determined using a measure of the total pension liability and the pension net position as of June 30, 2023. The June 30, 2023 total pension liability was determined by an actuarial valuation as of February 28, 2023, which used update procedures to roll forward the estimated liability to June 30, 2023.

The BWL has chosen to use June 30, 2022 as its measurement date for fiscal year 2022. The June 30, 2022 reported net pension asset was determined using a measure of the total pension liability and the pension net position as of June 30, 2022. The June 30, 2022 total pension liability was determined by an actuarial valuation as of February 28, 2022, which used update procedures to roll forward the estimated liability to June 30, 2022.

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Notes to Financial Statements

June 30, 2023 and 2022

Changes in the net pension asset during the measurement years were as follows:

	In Thousands		
	Total Pension Liability	Plan Fiduciary Net Position	Net Pension Asset
Balance, June 30, 2021	\$ 48,444	\$ 61,658	\$ (13,214)
Changes for the year:			
Service cost	26	-	26
Interest	2,974	-	2,974
Differences between expected and actual experience	179	-	179
Changes in assumptions	1,730	-	1,730
Net investment income	-	(5,399)	5,399
Benefit payments, including refunds	(5,466)	(5,466)	-
Administrative expenses	-	(134)	134
Miscellaneous other charges	-	-	-
Net changes	(557)	(10,999)	(10,442)
Balances, June 30, 2022	47,887	50,659	(2,772)
Changes for the year:			
Service cost	29	-	29
Interest	2,721	-	2,721
Differences between expected and actual experience	(981)	-	(981)
Changes in assumptions	-	-	-
Net investment income	-	(4,134)	4,134
Benefit payments, including refunds	(5,142)	(5,142)	-
Administrative expenses	-	(127)	127
Miscellaneous other charges	-	-	-
Net changes	(3,373)	(1,136)	(2,237)
Balance, June 30, 2023	\$ 44,514	\$ 49,523	\$ (5,009)

Pension Expense and Deferred Outflows of Resources and Deferred Inflows of Resources

Related to Pensions - For the year ended June 30, 2023, the BWL recognized pension expense of \$(653,301). At 2023, the BWL reported deferred outflows of resources and deferred inflows of resources related to pensions from the following sources:

	Deferred Outflows of Resources	Deferred Inflows of Resources
Net difference between projected and actual earnings on pension plan investments	\$ 1,636,061	\$ -

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Notes to Financial Statements
June 30, 2023 and 2022

For the year ended June 30, 2022, the BWL recognized pension expense of \$2,115,982. At June 30, 2022, the BWL reported deferred outflows of resources and deferred inflows of resources related to pensions from the following sources:

	<u>Deferred Outflows of Resources</u>	<u>Deferred Inflows of Resources</u>
Net difference between projected and actual earnings on pension plan investments	\$ 3,219,778	\$ -
Amounts reported as deferred outflows of resources and deferred inflows of resources related to pensions will be recognized in pension expense as follows:		
Years ending June 30:		
2024	\$ 380,154	
2025	(89,488)	
2026	1,595,415	
2027	<u>(250,020)</u>	
Total	<u>\$ 1,636,061</u>	

Actuarial Assumptions - The total pension liability in the June 30, 2023 and June 30, 2022 actuarial valuation was determined using the following actuarial assumptions, applied to all periods included in the measurement:

	<u>2023</u>	<u>2022</u>
Inflation	2.25 %	2.25 %
Salary increases	3.50	3.50
Investment rate of return	6.00	6.00

Mortality rates were based on the PUB-2010 General Mortality Table with MP-2021 Improvement Scale for the June 30, 2023 valuation. The June 30, 2022 valuation used the PUB-2010 General Employees Mortality Table and projected using the MP-2020 scale.

The most recent experience review was completed in 2014. Since the Defined Benefit Plan covered 3 active participants in fiscal year 2023 and fiscal year 2022, assumptions like termination, retirement, and disability have an immaterial impact on the results and have not been changed.

Discount Rate - The discount rate used to measure the total pension liability was 6.00% in 2023 and 2022. The projection of cash flows used to determine the discount rate assumed that BWL contributions will be made at rates equal to the actuarially determined contribution rates.

Projected Cash Flows

Based on those assumptions, the Defined Benefit Plan's fiduciary net position was projected to be available to make all projected future benefit payments of current active and inactive employees. Therefore, the long-term expected rate of return on the Defined Benefit Plan investments was applied to all periods of projected benefit payments to determine the total pension asset.

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Notes to Financial Statements

June 30, 2023 and 2022

The long-term expected rate of return on Defined Benefit Plan investments was determined using a building-block method in which best-estimate ranges of expected future real rates of return (expected returns, net of pension plan investment expense and inflation) are developed for each major asset class. These ranges are combined to produce the long-term expected rate of return by weighting the expected future real rates of return by the target asset allocation percentage and by adding expected inflation. Best estimates of arithmetic real rates of return as of June 30, 2023 and 2022 for each major asset class included in the Defined Benefit Plan's target asset allocation, as disclosed in the Defined Benefit Plan's financial statements, are summarized in the following table:

Asset Class	2023 Long-Term Expected Real Rate of Return	2022 Long-Term Expected Real Rate of Return
Core bonds	2.58 %	2.58 %
Multi-sector	3.54	3.53
Liquid absolute return	3.25	3.25
U.S. large cap equity	7.17	7.13
U.S. small cap equity	8.61	8.53
Non-U.S. equity	8.29	8.22
Core real estate	6.54	6.60

Sensitivity of the Net Pension Asset to Changes in the Discount Rate - The following presents the net pension asset of the BWL at June 30, 2023, calculated using the discount rate of 6.00%, as well as what the BWL's net pension asset would be if it were calculated using a discount rate that is 1-percentage point lower (5.00%) or 1-percentage-point higher (7.00%) than the current rate:

	1% Decrease (5.00%)	Current Discount Rate (6.00%)	1% Increase (7.00%)
Net pension liability (asset) of the BWL	\$ (836,993)	\$ (5,009,098)	\$ (7,108,925)

The following presents the net pension asset of the BWL at June 30, 2022, calculated using the discount rate of 6.00%, as well as what the BWL's net pension asset would be if it were calculated using a discount rate that is 1-percentage-point lower (5.00%) or 1-percentage-point higher (7.5%) than the current rate:

	1% Decrease (5.00%)	Current Discount Rate (6.00%)	1% Increase (7.00%)
Net pension liability (asset) of the BWL	\$ 1,749,379	\$ (2,772,080)	\$ (5,093,794)

Defined Benefit Plan Fiduciary Net Position - Detailed information about the Defined Benefit Plan's fiduciary net position is available in the separately issued financial report. For the purpose of measuring the net pension asset, deferred outflows of resources, and deferred inflows or resources related to pension and pension expense, information about the Defined Benefit Plan's fiduciary net position and addition to/deduction from fiduciary net position have been determined on the same basis as they are reported by the Defined Benefit Plan. The Defined Benefit Plan uses the economic resources measurement focus and the full accrual basis of accounting. Investments are stated at fair value. Contribution revenue is recorded as contributions are due, pursuant to legal requirements. Benefit payments and refunds of employee contributions are recognized as expense when due and payable in accordance with the benefit terms.

Defined Contribution Plan

The Lansing Board of Water and Light Defined Contribution Plan and Trust 1 (Defined Contribution Plan) was established by the BWL in 1997 under Section 5-203.10 of the City Charter. The Defined Contribution Plan covers substantially all full-time employees hired after December 31, 1996. In addition, 602 employees hired before January 1, 1997 elected to convert their retirement benefits from the Defined Benefit Plan effective December 1, 1997.

The Defined Contribution Plan issues a publicly available financial report. That report may be obtained by writing to the Lansing Board of Water and Light Defined Contribution Plan and Trust 1, Attn: Retirement Plan Committee, P.O. Box 13007, Lansing, Michigan 48901-3007.

The Defined Contribution Plan operates as a money purchase pension plan and meets the requirements of Sections 401(a) and 501(a) of the IRC of 1986, as amended from time to time.

For employees hired before January 1, 1997, the BWL is required to contribute 15.0% of the employees' compensation. For employees hired after January 1, 1997, the BWL is required to contribute 9.5% of the employees' compensation. In addition, the BWL is required to contribute 3.0% of the employees' compensation for all employees who are not eligible to receive overtime pay and 0.5% of the employees' compensation for all non-bargaining employees. No participant contributions are required.

During the years ended June 30, 2023 and 2022, the BWL contributed \$11,648,704 and \$11,134,555, respectively. The BWL's contributions are recognized in the period that the contributions are due.

Basis of Accounting - The Defined Contribution Plan's financial statements are prepared using the accrual method of accounting in accordance with Governmental Accounting Standards Board (GASB) Statement No. 67, *Financial Reporting for Pension Plans*.

Valuation of Investments and Income Recognition - The Defined Contribution Plan investments are stated at fair market value based on closing sales prices reported on recognized securities exchanges on the last business day of the year, or, for listed securities having no sales reported and for unlisted securities, upon the last reported bid prices on that date. The mutual funds are valued at quoted market prices, which represent the net asset values of shares held by the Defined Contribution Plan at year end.

Purchases and sales of investments are recorded on a trade-date basis. Interest income is accrued when earned. Dividend income is recorded on the ex-dividend date.

Regulatory Status - The Defined Contribution Plan is not subject to the reporting requirements of the Employee Retirement Income Security Act of 1974 (ERISA) as it has been established for the benefit of a governmental unit.

Retiree Benefit Plan and Trust (OPEB)

Plan Description - The Post-Retirement Benefit Plan and Trust for Eligible Employees of Lansing Board of Water and Light (Retiree Benefit Plan and Trust) is a single-employer retiree benefit plan. The Plan provides medical, dental, and life insurance benefits in accordance with Section 5-203 of the City Charter. Substantially all of the BWL's employees may become eligible for healthcare benefits and life insurance benefits if they reach normal retirement age while actively employed full-time by working for the BWL. There were 753 participants eligible to receive benefits at June 30, 2023 and 761 participants eligible at June 30, 2022.

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Notes to Financial Statements

June 30, 2023 and 2022

In October 1999, the BWL formed a Voluntary Employee Benefit Administration (VEBA) trust for the purpose of accumulating assets sufficient to fund retiree healthcare insurance costs in future years. During the years ended June 30, 2023 and 2022, the cost to BWL of maintaining the Retiree Benefit Plan and Trust was \$68,076 and \$13,492,757, of which respectively, was incurred as direct costs of benefits.

The Retiree Benefit Plan and Trust issues a publicly available financial report. That report may be obtained by writing to the Post-Retirement Benefit Plan and Trust for Eligible Employees of Lansing Board of Water and Light, Attn: Retirement Plan Committee, P.O. Box 13007, Lansing, Michigan 48901-3007.

Benefits Provided - The Plan provides medical, dental, and life insurance benefits in accordance with Section 5-203 of the City Charter. Benefits are provided through third-party insurers carriers. The plan coverage includes payment of deductibles and co-pays for health services to all employees hired before January 1, 2009. All employees hired after that date must pay a percentage of their health premium.

Employees covered by benefit terms. At June 30, 2023, the following employees were covered by the benefit terms:

Active plan members (not eligible to receive benefits)	731
Disabled participants	69
Retired participants	534
Surviving spouses	150
Total	<u>1,484</u>

At June 30, 2022, the following employees were covered by the benefit terms:

Active plan members (not eligible to receive benefits)	696
Disabled participants	71
Retired participants	537
Surviving spouses	153
Total	<u>1,457</u>

Contributions - Section 5-203 of the City Charter grants the authority to establish and amend the contribution requirement to the BWL. The BWL establishes its minimum contribution based on an actuarially determined rate. For the years ended June 30, 2023 and 2022, the actual contribution rates of the BWL were 0.1% and 21.4% of covered-employee payroll, respectively.

Net OPEB Liability (Asset) - The BWL has chosen to use June 30, 2023 as its measurement date for fiscal year 2023. The June 30, 2023 reported net OPEB liability (asset) was determined using a measure of the total OPEB liability and the OPEB net position as of June 30, 2023. The June 30, 2023 total OPEB liability was determined by an actuarial valuation as of February 28, 2023, which used update procedures to roll forward the estimated liability to June 30, 2023.

The BWL has chosen to use June 30, 2022 as its measurement date for fiscal year 2022. The June 30, 2022 reported net OPEB liability was determined using a measure of the total OPEB liability and the OPEB net position as of June 30, 2022. The June 30, 2022 total OPEB liability was determined by an actuarial valuation as of February 28, 2022, which used update procedures to roll forward the estimated liability to June 30, 2022.

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Notes to Financial Statements

June 30, 2023 and 2022

Actuarial Assumptions - The total OPEB liability in the June 30, 2023 actuarial valuations were determined using the following actuarial assumptions, applied to all periods included in the measurements, unless otherwise specified:

Inflation:	2.25%
Payroll Growth:	9.0% growth at age 25 and decreases to 5.3% for ages 60+. This percentage includes general wage inflation and merit/productivity increases.
Investment rate of return:	6.5%, net of OPEB plan investment expense, including inflation

Healthcare cost trend rates:

FYE	Medical / RX		Part B	Dental
	Pre-65	Post-65		
2023	7.25%	5.50%	3.75%	4.25%
2024	7.00	5.25	4.00	4.00
2025	6.75	5.00	4.25	4.00
2026	6.50	4.75	4.50	4.00
2027	6.25	4.50	4.75	4.00
2028	6.00	4.50	5.00	4.00
2029	5.75	4.50	5.00	4.00
2030	5.50	4.50	5.00	4.00
2031	5.25	4.50	5.00	4.00
2032	5.00	4.50	5.00	4.00
2033	4.75	4.50	5.00	4.00
2034+	4.50	4.50	5.00	4.00

The total OPEB liability in the June 30, 2022 actuarial valuation were determined using the following actuarial assumptions, applied to all periods included in the measurements, unless otherwise specified:

Inflation:	2.25%
Payroll Growth:	9.0% growth at age 25 and decreases to 5.3% for ages 60+. This percentage includes general wage inflation and merit/productivity increases.
Investment rate of return:	6.5%, net of OPEB plan investment expense, including inflation

Healthcare cost trend rates:

FYE	Medical / RX		Part B	Dental
	Pre-65	Post-65		
2022	7.25%	5.50%	3.75%	4.25%
2023	7.00	5.25	4.00	4.00
2024	6.75	5.00	4.25	4.00
2025	6.50	4.75	4.50	4.00
2026	6.25	4.50	4.75	4.00
2027	6.00	4.50	5.00	4.00
2028	5.75	4.50	5.00	4.00
2029	5.50	4.50	5.00	4.00
2030	5.25	4.50	5.00	4.00
2031	5.00	4.50	5.00	4.00
2032	4.75	4.50	5.00	4.00
2033	4.50	4.50	5.00	4.00

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June 30, 2023 and 2022

2023 Mortality rates were based on the PUBH-2010 General Employee Mortality Table fully generational using Scale MP-2021.

2022 Mortality rates were based on the PUBH-2010 General Employee Mortality Table fully generational using Scale MP-2020.

Best actuarial practices call for a periodic assumption review and BWL completed an experience study in 2022.

BWL's policy in regard to the allocation of invested assets is established and may be amended by the BWL by a majority vote of the Board of Commissioners. It is the policy of the BWL to pursue an investment strategy that reduces risk through the prudent diversification of the portfolio across a broad selection of distinct asset classes. The following was the adopted asset allocation policy as of June 30, 2023 and 2022:

Asset Class	2023 Target Allocation	2022 Target Allocation
Core bonds	15.00 %	15.00 %
Multi-sector	5.00	5.00
Liquid absolute return	5.00	5.00
U.S. large cap equity	30.00	30.00
U.S. small cap equity	10.00	10.00
Non-U.S. equity	20.00	20.00
Core real estate	8.00	8.00
Value add real estate	7.00	7.00

The long-term expected rate of return on OPEB plan investments was determined using a building-block method in which best-estimate ranges of expected future real rates of return (expected returns, net of OPEB plan investment expense and inflation) are developed for each major asset class. These ranges are combined to produce the long-term expected rate of return by weighting the expected future real rates of return by the target asset allocation percentage and by adding expected inflation. The best estimates of arithmetic real rates of return for each major asset class as of June 30, 2023 and June 30, 2022 are summarized in the following table:

Asset Class	2023 Long-Term Expected Real Rate of Return	2022 Long-Term Expected Real Rate of Return
Core bonds	2.58 %	2.58 %
Multi-sector	3.54	3.53
Liquid absolute return	3.25	3.25
U.S. large cap equity	7.17	7.13
U.S. small cap equity	8.61	8.53
Non-U.S. equity	8.29	8.22
Core real estate	6.54	6.60
Value add real estate	8.04	8.10

For the June 30, 2023 valuation, the long-term expected rate of return was 6.50%. The discount rate used when the OPEB plan investments are insufficient to pay for future benefit payments was selected from the range of indices as shown in the table below, where the range is given as the spread between the lowest and highest rate shown. The final equivalent single discount rate used for the June 30, 2023 valuation was 6.50% with the expectation that BWL will continue contributing the actuarially determined contribution and/or paying for the pay-go cost.

Board of Water & Light – City of Lansing, Michigan

Notes to Financial Statements

June 30, 2023 and 2022

<u>Asset Class</u>	<u>Long-Term Expected Real Rate of Return</u>
Fidelity 20-year GO Municipal Bond Index	2.82 %
Actual Discount Rate Used	6.50

Discount Rate - The discount rate used to measure the total OPEB liability was 6.5% for June 30, 2023 and 2022. The projection of cash flows used to determine the discount rate assumed that BWL contributions will be made at rates equal to the actuarially determined contribution rates. Based on those assumptions, the OPEB plan's fiduciary net position was projected to be available to make all projected OPEB payments for current active and inactive employees. Therefore, the long-term expected rate of return on OPEB plan investments was applied to all periods of projected benefit payments to determine the total OPEB liability.

	<u>In Thousands</u>		
	<u>Total Pension Liability (a)</u>	<u>Plan Fiduciary Net Position (b)</u>	<u>Net OPEB Liability (Asset) (a)-(b)</u>
Balance, June 30, 2022	\$ 156,410	\$ 228,142	\$ (71,731)
Changes for the year:			
Service cost	3,452	-	3,452
Interest	9,827	-	9,827
Change in benefit terms	-	-	-
Differences between expected and actual experience	4,770	-	4,770
Changes in assumptions	-	-	-
Contributions, employer	-	68	(68)
Contributions, employee	-	-	-
Net investment income	-	21,226	(21,226)
Benefit payments	(10,628)	(10,628)	-
Administrative expenses	-	(336)	336
Net changes	7,421	10,330	(2,909)
Balance, June 30, 2023	<u>\$ 163,831</u>	<u>\$ 238,472</u>	<u>\$ (74,641)</u>

Board of Water & Light – City of Lansing, Michigan

Notes to Financial Statements

June 30, 2023 and 2022

	In Thousands		
	Total Pension Liability (a)	Plan Fiduciary Net Position (b)	Net OPEB Liability (Asset) (a)-(b)
Balance, June 30, 2021	<u>\$ 147,644</u>	<u>\$ 247,743</u>	<u>\$ (100,099)</u>
Changes for the year:			
Service cost	3,300	-	3,300
Interest	9,871	-	9,871
Change in benefit terms	-	-	-
Differences between expected and actual experience	(1,084)	-	(1,084)
Changes in assumptions	10,173	-	10,173
Contributions, employer	-	13,493	(13,493)
Contributions, employee	-	-	-
Net investment income	-	(19,427)	19,427
Benefit payments	(13,493)	(13,493)	-
Administrative expenses	-	(354)	354
Net changes	<u>8,767</u>	<u>(19,601)</u>	<u>28,368</u>
Balance, June 30, 2022	<u>\$ 156,410</u>	<u>\$ 228,142</u>	<u>\$ (71,731)</u>

Sensitivity of the Net OPEB Liability (Asset) to Changes in the Discount Rate - The following presents the net OPEB liability (asset) of BWL, as well as what BWL's net OPEB liability (asset) would be if it were calculated using a discount rate that is 1 percentage point lower (5.5%) or 1-percentage-point higher (7.5%) than the current discount rate (6.5%) as of June 30, 2023:

	June 30, 2023		
	1% Decrease	Current Discount Rate	1% Increase
NET OPEB liability (asset)	\$ (56,244,193)	\$ (74,641,660)	\$ (90,173,785)

Sensitivity of the Net OPEB Liability (Asset) to Changes in the Discount Rate - The following presents the net OPEB liability (asset) of BWL, as well as what BWL's net OPEB liability (asset) would be if it were calculated using a discount rate that is 1 percentage point lower (5.5%) or 1-percentage-point higher (7.5%) than the current discount rate (6.5%) as of June 30, 2022:

	June 30, 2022		
	1% Decrease	Current Discount Rate	1% Increase
NET OPEB liability (asset)	\$ (53,297,418)	\$ (71,731,218)	\$ (87,189,127)

Board of Water & Light – City of Lansing, Michigan

Notes to Financial Statements

June 30, 2023 and 2022

Sensitivity of the Net OPEB Liability (Asset) to Changes in the Healthcare Cost Trend Rates -

The following presents the net OPEB liability (asset) of BWL, as well as what BWL's net OPEB liability (asset) would be if it were calculated using healthcare cost trend rates that are 1-percentage-point lower or 1-percentage-point higher than the current healthcare cost trend rates as of June 30, 2023:

	June 30, 2023		
	1% Decrease	Healthcare Cost Trend Rates	1% Increase
Net OPEB liability (asset)	\$ (91,718,544)	\$ (74,641,660)	\$ (53,961,790)

Sensitivity of the Net OPEB Liability (Asset) to Changes in the Healthcare Cost Trend Rates -

The following presents the net OPEB liability (asset) of BWL, as well as what BWL's net OPEB liability (asset) would be if it were calculated using healthcare cost trend rates that are 1-percentage-point lower or 1-percentage-point higher than the current healthcare cost trend rates as of June 30, 2022:

	June 30, 2022		
	1% Decrease	Healthcare Cost Trend Rates	1% Increase
Net OPEB liability (asset)	\$ (88,432,330)	\$ (71,731,218)	\$ (51,458,308)

OPEB Plan Fiduciary Net Position - Detailed information about the OPEB plan's fiduciary net position is available in the separately issued Post-Retirement Benefit Plan and Trust for Eligible Employees of Lansing Board of Water and Light June 30, 2023 GASB 74/75 Report, issued July 19, 2023.

For the year ended June 30, 2023, the Plan recognized OPEB expense of \$(10,727,623). At June 30, 2023, the Plan reported deferred outflows of resources and deferred inflows of resources related to OPEB from the following sources:

	Deferred Outflows of Resources	Deferred Inflows of Resources
Differences between expected and actual experience	\$ 4,013,128	\$ 9,327,630
Changes of assumptions	9,452,248	14,780,716
Net difference between projected and actual earnings on OPEB plan investments	4,447,650	-
Total	\$ 17,913,026	\$ 24,108,346

Amounts reported as deferred outflows of resources and deferred inflows of resources related to OPEB will be recognized in OPEB expense as follows:

Years ending June 30:

2024	\$ (9,401,901)
2025	(4,281,628)
2026	6,311,103
2027	34,534
2028	912,129
Thereafter	230,443

Board of Water & Light – City of Lansing, Michigan

Notes to Financial Statements

June 30, 2023 and 2022

For the year ended June 30, 2022, the Plan recognized OPEB expense of \$(12,431,882). At June 30, 2022, the Plan reported deferred outflows of resources and deferred inflows of resources related to OPEB from the following sources:

	Deferred Outflows of Resources	Deferred Inflows of Resources
Differences between expected and actual experience	\$ 406,196	\$ 14,216,180
Changes of assumptions	12,279,164	25,122,624
Net difference between projected and actual earnings on OPEB plan investments	12,572,867	-
Total	<u>\$ 25,258,227</u>	<u>\$ 39,338,804</u>

Other Post-Retirement Benefits

The BWL offers its employees a deferred compensation plan, created in accordance with IRC 457. The BWL makes contributions of \$1,000 annually for the employees as of January 1 of each year, during the month of January. The BWL also will match employee contributions at one dollar for every one dollar up to \$1,500 in a calendar year.

9. Commitments and Contingencies

At June 30, 2023, and 2022, the BWL has two letters of credit in the amounts of \$817,000 and \$1,000,000 issued to the Michigan Department of Natural Resources. The letters of credit were issued to satisfy requirements of the Michigan Department of Natural Resources to provide financial assurance to the State of Michigan for the cost of closure and post closure monitoring and maintenance of a landfill site operated by the BWL.

Through monitoring tests performed on the landfill sites operated by the BWL, it has been discovered that the sites are contaminating the groundwater. The contamination does not pose a significant health risk but does lower the quality of the groundwater. The BWL received landfill closure approval as well as interim remediation approval. The BWL has estimated the total cost for remediation, including closure and post closure cost of the landfills, and has recorded a liability of \$5,578,615 and \$6,002,869 for the years ended June 30, 2023 and 2022, respectively. Certain remediation activities have commenced and are in progress. The landfill sites are no longer receiving waste products. Landfill closure and post closure requirements are associated with the Michigan Department of Environmental Quality. Annual post closure costs of these landfill sites are not expected to exceed \$380,000 annually and are included in the liability above. Estimates will be revised as approvals are received from the State. In accordance with the regulatory basis of accounting as per GASB 62 (see Note 1), the BWL recorded a corresponding regulatory asset (see Note 6).

The BWL is subject to various laws and regulations with respect to environmental matters such as air and water quality, soil contamination, solid waste disposal, handling of hazardous materials, and other similar matters. Compliance with these various laws and regulations could result in substantial expenditures. The BWL has established a Designated Purpose Fund (see Note 1), of which one of the purposes of the fund is to meet extraordinary expenditures resulting from responsibilities under environmental laws and regulations. Management believes that all known or expected responsibilities to these various laws and regulations by the BWL will be sufficiently covered by the Designated Purpose Fund and the environmental remediation liability.

Board of Water & Light – City of Lansing, Michigan

Notes to Financial Statements

June 30, 2023 and 2022

The BWL is involved in various other legal actions which have arisen in the normal course of business. Such actions are usually brought for claims in excess of possible settlement or awards, if any, that may result. After taking into consideration legal counsel's evaluation of pending actions, management has recorded an adequate reserve as of June 30, 2023 and 2022 in regard to specific pending legal cases.

Construction in progress consists of projects for expansion or additions to the utility plant. The estimated additional cost to complete various projects is approximately \$213,216,141 and \$244,965,107 at June 30, 2023 and 2022, respectively. These projects will be funded through operational cash flow, revenue bonds and grant funding, including the project funds reported as other assets.

10. Power Supply Purchase

In 1983, the BWL entered into power supply and project support contracts with MPPA, of which the BWL is a member. Under the agreement, the BWL has the ability to purchase power from MPPA, will sell power to MPPA at an agreed-upon rate, and will purchase 64.29% of the energy generated by MPPA's 37.22% ownership in Detroit Edison's Belle River Plant (Belle River), which became operational in August 1984.

Under the terms of its contract, the BWL must make minimum annual payments equal to its share of capital and its share of the fixed operating costs of Belle River. The estimated required payments presented below assume no early calls or refinancing of existing revenue bonds and a 3.0% annual inflation of fixed operating costs, which include expected major maintenance projects.

Years	Capital	Estimated Fixed Operating Costs	Total Required
2024	\$ 16,072,500	\$ 19,947,031	\$ 36,019,531
2025	11,572,200	23,138,324	34,710,524
2026	3,857,400	20,304,857	24,162,257
2027	1,928,700	14,863,808	16,792,508
2028	1,285,800	15,567,746	16,853,546

In addition to the above required payments, the BWL must pay for fuel, other operating costs, and transmission costs related to any kilowatt hours (KWHs) purchased under these contracts.

The BWL recognized expenses for 2023 and 2022 of \$53,183,185 and \$42,244,891, respectively, to purchase power under the terms of this contract. The price of this power was calculated on a basis, as specified in the contracts, to enable MPPA to recover its production, transmission, and capital costs.

11. Estimated Liability for Excess Earnings on Water Supply and Electric Utility System Revenue Bonds

In accordance with Section 148(f)(2) of the IRC of 1986, as amended, the BWL is required on each anniversary date (July 1) of the Water Supply, Electric Utility, and Steam Utility System Revenue Bonds, Series 2013A, 2017A, 2019A, 2021A and 2021B to compute amounts representing the cumulative excess earnings on such bonds. That amount essentially represents a defined portion of any excess of interest earned on funds borrowed over the interest cost of the tax-exempt borrowings. Expense is charged (credited) annually in an amount equal to the estimated increase (decrease) in the cumulative excess earnings for the year. On every fifth anniversary date and upon final maturity of the bonds, the BWL is required to remit to the Internal Revenue Service the amount of any cumulative excess earnings computed on the date of such maturity plus an amount equal to estimated interest earned on previous years' segregated funds. The estimated liability for excess earnings was \$0 at 2023 and 2022. In accordance with the requirements of the bond indenture, the BWL is required to set aside any current year additions to this estimated liability in a rebate fund within 60 days of the anniversary date of the bonds.

Board of Water & Light – City of Lansing, Michigan

Notes to Financial Statements

June 30, 2023 and 2022

12. Risk Management and Insurance

The BWL is exposed to various risks of loss related to property loss, torts, errors and omissions, and employee injuries (workers' compensation), as well as medical benefits provided to employees. The BWL has purchased commercial insurance for certain general liability, business auto, excess liability, property and boiler and machinery, public officials and employee liability claims, specific excess health insurance claims, and specific excess workers' compensation claims, subject to policy terms, limits, limitations, and deductibles. The BWL is self-insured for most workers' compensation and health insurance claims. Settled claims relating to the commercial insurance have not exceeded the amount of insurance coverage in any of the past three fiscal years.

The BWL estimates the liability for self-insured workers' compensation and health insurance claims that have been incurred through the end of the fiscal year, including claims that have been reported as well as those that have not yet been reported. Changes in the estimated liability for the past three fiscal years were as follows:

	Workers' Compensation			Health Insurance		
	2023	2022	2021	2023	2022	2021
Unpaid claims, beginning	\$ 2,200,000	\$ 2,200,000	\$ 2,200,000	\$ 1,773,595	\$ 1,334,297	\$ 1,317,540
Incurred claims, including claims incurred but not reported	24,127	75,737	360,798	20,178,663	16,793,719	13,401,747
Claim payments	(24,127)	(75,737)	(360,798)	(20,265,535)	(16,354,421)	(13,384,990)
Unpaid claims, ending	<u>\$ 2,200,000</u>	<u>\$ 2,200,000</u>	<u>\$ 2,200,000</u>	<u>\$ 1,686,723</u>	<u>\$ 1,773,595</u>	<u>\$ 1,334,297</u>

The liability for health insurance is included with accounts payable on the statement of net position.

13. Upcoming Pronouncements

GASB has approved Statement No. 99, *Omnibus 2022*, Statement No. 100, *Accounting Changes and Error Corrections – an amendment of GASB Statement No. 62*, and Statement No. 101, *Compensated Absences*. When they become effective, application of these standards may restate portions of these financial statements.

14. Subsequent Events

The Board evaluated subsequent events through September 22, 2023, the date that the financial statements were available to be issued, for events requiring recording or disclosure in the financial statements. The Board has issued a \$32.22 million Junior Lien Revenue Bond in connection with the Michigan Department of Environment, Great Lakes and Energy Drinking Water State Revolving Fund loan program, under which the Board has been awarded for \$20 million in principal loan forgiveness. There have been no proceeds received as of September 22, 2023.

REQUIRED SUPPLEMENTARY INFORMATION

**Lansing Board of Water and Light
Defined Benefit Plan and Trust for Employees' Pensions**

Required Supplemental Information (Unaudited)

Schedule of Changes in the BWL's

Net Pension Asset and Related Ratios

Last Ten Fiscal Years

(in thousands)

	2023	2022	2021	2020	2019	2018	2017	2016	2015	2014
Total Pension Liability										
Service cost	\$ 29	\$ 26	\$ 26	\$ 42	\$ 60	\$ 50	\$ 113	\$ 223	\$ 274	\$ 349
Interest	2,721	2,974	3,212	3,566	3,691	4,031	4,317	4,625	4,919	4,751
Changes in benefit terms	-	-	-	-	-	-	-	-	-	-
Differences between expected and actual experience	(981)	179	(968)	(919)	(743)	(230)	(383)	299	(1,093)	964
Changes in assumptions	-	1,730	(366)	1,555	1,210	1,419	(857)	(1,468)	-	4,538
Benefit payments, including refunds	(5,142)	(5,466)	(5,658)	(5,872)	(6,143)	(6,414)	(7,473)	(7,896)	(8,046)	(8,541)
Net change in total pension liability	(3,373)	(557)	(3,754)	(1,628)	(1,925)	(1,144)	(4,283)	(4,217)	(3,946)	2,061
Total Pension Liability - Beginning of year	47,887	48,444	52,198	53,826	55,751	56,895	61,178	65,395	69,341	67,280
Total Pension Liability - End of year	44,514	47,887	48,444	52,198	53,826	55,751	56,895	61,178	65,395	69,341
Plan Net Position										
Contributions, Employer	-	-	-	-	-	-	-	-	-	-
Contributions, Member	-	-	-	-	-	-	-	-	-	-
Net investment income	4,134	(5,399)	11,853	1,658	4,381	3,112	8,272	47	1,771	14,243
Benefit payments, including refunds	(127)	(5,466)	(5,658)	(5,872)	(6,143)	(6,414)	(7,473)	(7,896)	(8,045)	(8,541)
Administrative expenses	(5,143)	(134)	(123)	(145)	(183)	(255)	(317)	(388)	(576)	(596)
Other	-	-	-	(477)	-	-	-	-	-	-
Net change in net position held in trust	(1,136)	(10,999)	6,072	(4,836)	(1,945)	(3,557)	482	(8,237)	(6,850)	5,106
Net Position Restricted for Pensions, Beginning	50,659	61,658	55,586	60,422	62,367	65,924	65,442	73,679	80,529	75,424
Net Position Restricted for Pensions, Ending	49,523	50,659	61,658	55,586	60,422	62,367	65,924	65,442	73,679	80,530
BWL Net Pension Asset, Ending	\$ (5,009)	\$ (2,772)	\$ (13,214)	\$ (3,388)	\$ (6,596)	\$ (6,616)	\$ (9,029)	\$ (4,264)	\$ (8,284)	\$ (11,189)
Plan Net Position as a % of Total Pension Liability	111%	106%	127%	106%	112%	112%	116%	107%	113%	116%
Covered Employee Payroll	\$ 248	\$ 238	\$ 237	\$ 240	\$ 406	\$ 603	\$ 586	\$ 772	\$ 1,018	\$ 1,225
BWL's Net Pension Asset as a % of Covered Employee F	(2,020%)	(1,165%)	(5,576%)	(1,412%)	(1,625%)	(1,097%)	(1,541%)	(552%)	(814%)	(913%)

See notes to required supplementary information

Lansing Board of Water and Light
Defined Benefit Plan and Trust for Employees' Pensions

Required Supplemental Information (Unaudited)

Schedule of Employer Contributions

Last Ten Fiscal Years

(in thousands)

	2023	2022	2021	2020	2019	2018	2017	2016	2015	2014
Actuarially determined contribution	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Contributions in relation to the actuarially determined contribution	-	-	-	-	-	-	-	-	-	-
Contribution deficiency (excess)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Covered employee payroll	\$ 248	\$ 238	\$ 237	\$ 240	\$ 406	\$ 603	\$ 586	\$ 772	\$ 1,018	\$ 1,225
Contributions as a Percentage of Covered Employee Payroll	0%	0%	0%	0%	0%	0%	0%	0%	0%	0%

See notes to required supplementary information

Lansing Board of Water and Light
Post-Retirement Benefit Plan and Trust for Eligible Employees

Required Supplemental Information (Unaudited)
Schedule of Changes in BWL's
Net OPEB Liability (Asset) and Related Ratios
Last Ten Fiscal Years
(in thousands)

	2023	2022	2021	2020	2019	2018	2017	2016*	2015*	2014*
Total OPEB Liability										
Service cost	\$ 3,451	\$ 3,299	\$ 3,396	\$ 3,245	\$ 4,403	\$ 4,827	\$ 3,130	\$ -	\$ -	\$ -
Interest	9,827	9,871	10,535	10,804	14,920	15,039	14,226	-	-	-
Changes in benefit terms	-	-	-	-	(415)	-	-	-	-	-
Differences between expected and actual experience	4,770	(1,084)	(8,794)	(6,093)	(5,231)	(9,880)	5,281	-	-	-
Changes in assumptions	-	10,173	(3,752)	7,254	(59,336)	(1,728)	(2,027)	-	-	-
Benefit payments, including refunds	(10,628)	(13,493)	(8,344)	(9,157)	(9,278)	(10,395)	(9,574)	-	-	-
Net change in total OPEB liability	7,420	8,766	(6,959)	6,053	(54,937)	(2,137)	11,036	-	-	-
Total OPEB Liability, Beginning	<u>156,410</u>	<u>147,644</u>	<u>154,603</u>	<u>148,550</u>	<u>203,487</u>	<u>205,624</u>	<u>194,588</u>	-	-	-
Total OPEB Liability, Ending	163,830	156,410	147,644	154,603	148,550	203,487	205,624	-	-	-
Trust Net Position										
Contributions, Employer	68	13,493	8,344	9,157	9,278	10,395	9,574	-	-	-
Contributions, Member	-	-	-	-	-	-	-	-	-	-
Net investment income	21,225	(19,247)	49,387	4,158	11,688	11,039	18,040	-	-	-
Administrative expenses	(336)	(355)	(449)	(512)	(569)	(634)	(705)	-	-	-
Benefit payments, including refunds	(10,628)	(13,493)	(8,344)	(9,157)	(9,278)	(10,395)	(9,574)	-	-	-
Other	-	-	-	-	-	-	-	-	-	-
Net change in net position held in trust	10,329	(19,602)	48,938	3,646	11,119	10,405	17,335	-	-	-
Trust fiduciary net position, Beginning	<u>228,141</u>	<u>247,743</u>	<u>198,805</u>	<u>195,159</u>	<u>184,040</u>	<u>173,635</u>	<u>156,300</u>	-	-	-
Trust fiduciary net position, Ending	<u>238,470</u>	<u>228,141</u>	<u>247,743</u>	<u>198,805</u>	<u>195,159</u>	<u>184,040</u>	<u>173,635</u>	-	-	-
BWL Net OPEB Liability (Asset), Ending	<u>\$ (74,640)</u>	<u>\$ (71,731)</u>	<u>\$ (100,099)</u>	<u>\$ (44,202)</u>	<u>\$ (46,609)</u>	<u>\$ 19,447</u>	<u>\$ 31,989</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>
Trust Fiduciary Net Position as a % of Total OPEB Liability (Asset)	145.56%	145.86%	167.80%	128.59%	131.38%	90.44%	84.44%	- %	- %	- %
Covered Employee Payroll	\$ 69,744	\$ 62,976	\$ 60,269	\$ 58,198	\$ 56,785	\$ 55,650	\$ 54,383	\$ -	\$ -	\$ -
BWL's Net OPEB Liability (Asset) as a % of Covered Employee Payroll	(107.02%)	(113.90%)	(166.09%)	(75.95%)	(82.08%)	34.95%	58.82%	- %	- %	- %

*GASB Statement No. 74 was implemented as of June 30, 2017. Information from 2014 - 2016 is not available and this schedule will be presented on a prospective basis.

See notes to required supplementary information

**Post-Retirement Benefit Plan and Trust for
Eligible Employees of Lansing Board of Water and Light**

Required Supplemental Information (Unaudited)
Schedule of Employer Contributions
Last Ten Fiscal Years
(in thousands)

Fiscal Year Ended	Employer Contributions		Difference of Required to Actual Contributions	Covered Employee Payroll	Percentage of Actual Contributions to Covered Payroll
	Required	Actual			
6/30/2014	\$ 9,200	\$ 9,268	\$ 68	\$ 46,971	20%
6/30/2015	5,762	9,671	3,909	50,885	19%
6/30/2016	5,788	9,423	3,635	53,893	17%
6/30/2017	7,508	9,574	2,066	54,383	18%
6/30/2018	7,535	10,395	2,860	55,650	19%
6/30/2019	7,031	9,278	2,247	56,785	16%
6/30/2020	-	9,157	9,157	58,198	16%
6/30/2021	220	8,344	8,124	60,269	14%
6/30/2022	-	13,493	13,493	62,976	21%
6/30/2023	-	68	68	69,744	0%

See notes to required supplementary information

Board of Water & Light – City of Lansing, Michigan

Notes to Required Supplementary Information (Unaudited)

Years Ended June 30, 2023 and 2022

1. Defined Benefit Plan

Actuarial valuation information relative to the determination of contributions:

Valuation date	June 30, 2023, based on roll-forward of February 28, 2023 valuation
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Methods and assumptions used to determine contribution rates:

Actuarial cost method	Entry age method
Amortization method	Level dollar over a 15-year period
Remaining amortization period	15 years
Asset valuation method	Market value of the assets
Inflation	2.25%
Salary increases	3.5% per year
Investment rate of return	6.0% per year compounded annually
Mortality	PUB-2010 General Mortality Table with MP-2021 Improvement Scale

Changes to assumptions: No changes in assumptions.

Actuarial valuation information relative to the determination of contributions:

Valuation date	June 30, 2022, based on roll-forward of February 28, 2022 valuation
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Methods and assumptions used to determine contribution rates:

Actuarial cost method	Entry age method
Amortization method	Level dollar over a 15-year period
Remaining amortization period	15 years
Asset valuation method	Market value of the assets
Inflation	2.25%
Salary increases	3.5% per year
Investment rate of return	6.0% per year compounded annually
Mortality	PUB-2010 General Mortality Table with MP-2021 Improvement Scale

Changes to assumptions:	The mortality improvement scale was updated to the MP-2021 improvement scale. The discount rate was decreased from 7.00% to 6.50%.
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Board of Water & Light – City of Lansing, Michigan

Notes to Required Supplementary Information (Unaudited)

Years Ended June 30, 2023 and 2022

Significant Changes

June 30, 2023

- Difference between actual and expected experience - The \$981K actuarial gain on the Total Pension Liability for the fiscal year ending June 30, 2023 is primarily attributable to participant deaths.
- Assumption change – None.

June 30, 2022

- Difference between actual and expected experience - The \$179K actuarial gain on the Total Pension Liability for the fiscal year ending June 30, 2022 is primarily attributable to the difference between actual experience and demographic assumptions.
- Assumption change - The plan experienced a \$1.73MM actuarial loss due to the change in the mortality improvement scale and the decrease in the discount rate from 6.50% to 6.00%. Updating the mortality improvement scale to the MP-2021 scale resulted in a \$120K actuarial loss and decreasing the discount rate resulted in a \$1.61MM actuarial loss. The combination of these two changes resulted in an overall actuarial loss of \$1.73MM.

June 30, 2021

- Difference between actual and expected experience - The \$968K actuarial gain on the Total Pension Liability for the fiscal year ending June 30, 2021 is primarily attributable to participant deaths.
- Assumption change - The plan experienced a \$366K actuarial gain due to the change in the mortality improvement scale.

June 30, 2020

- Difference between actual and expected experience - The \$.92MM actuarial gain on the Total Pension Liability for the fiscal year ending June 30, 2020 is primarily attributable to participant deaths.
- Assumption change - The plan experienced a \$1.55MM actuarial loss due to the change in the mortality improvement scale and the decrease the discount rate from 7.00% to 6.50%. Updating the mortality improvement scale to the MP-2019 scale resulted in a \$.22MM actuarial gain and decreasing the discount rate resulted in a \$1.77MM actuarial loss. The combination of these two changes resulted in an overall actuarial loss of \$1.55MM.

June 30, 2019

- Difference between actual and expected experience - The \$.74MM gain on the Total Pension Liability for the fiscal year ending June 30, 2019 is primarily attributable to participant deaths.
- Assumption change - The plan experienced a \$1.21MM loss due to the change of the mortality assumption from the RP-2014 Total Dataset Mortality adjusted to 2006 and projected generationally using the MP-2017 improvement scale to the PUB-2010 General Employees Mortality, projected generationally using the MP-2018 improvement scale.

Board of Water & Light – City of Lansing, Michigan

Notes to Required Supplementary Information (Unaudited)

Years Ended June 30, 2023 and 2022

June 30, 2018

- Difference between actual and expected experience - The \$230,000 gain on the Total Pension Liability for the fiscal year ending June 30, 2018 is primarily attributable to participant deaths.
- Assumption change - Assumptions for the discount rate and expected return on assets were decreased from 7.50% to 7.00% to reflect the expected long term rate of return on the trust.

June 30, 2017

- Difference between actual and expected experience - The \$383,000 gain on the Total Pension Liability for the fiscal year ending June 30, 2017 is primarily attributable to participant deaths.
- Assumption change - The plan experienced a \$.86MM gain due to the change of the mortality assumption from the RP-2014 table projected generationally with Scale MP-2014 with MP-2016 Improvement Scale.

June 30, 2016

- Difference between actual and expected experience - The \$299,000 loss on the Total Pension Liability for the fiscal year ending June 30, 2016 is primarily attributable to participant deaths.
- Assumption change - The plan experienced a \$1.47MM gain due to the change of the mortality assumption from the RP-2014 table projected generationally with Scale MP-2014 with MP-2015 Improvement Scale.

June 30, 2015

- Difference between actual and expected experience - The \$1.01MM gain on the Total Pension Liability for the fiscal year ending June 30, 2015 is primarily attributable to participant deaths.
- Assumption change – There were no impacts associated with assumption changes.

June 30, 2014

- Difference between actual and expected experience - The \$964,000 loss on the Total Pension Liability for the fiscal year ending June 30, 2014 is primarily attributable to participant deaths.
- Assumption change - The plan experienced a \$4.54MM loss due to the change of the mortality assumption from the RP2000CH table projected to 2018 with Scale AA to the RP-2014 table projected generationally with Scale MP-2014.

Board of Water & Light – City of Lansing, Michigan

Notes to Required Supplementary Information (Unaudited)

Years Ended June 30, 2023 and 2022

2. Post-Retirement Benefit Plan

Actuarial valuation information relative to the determination of contributions:

Valuation date	June 30, 2023, based on roll-forward of February 28, 2023 valuation
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Methods and assumptions used to determine contribution rates:

Actuarial cost method	Entry age normal level % of salary method
Amortization method	Level dollar over a 30-year closed period
Remaining amortization period	25 years
Inflation	2.25%
Salary increases	9.0% growth at age 25 and decreases to 5.3% for ages 60+. This percentage includes general wage inflation and merit / productivity increases.
Investment rate of return	6.5% per year compounded annually
Mortality	PUBH-2010 General Employees Mortality Table projected generationally using MP-2021 scale

Actuarial valuation information relative to the determination of contributions:

Valuation date	June 30, 2022, based on roll-forward of February 28, 2022 valuation
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Methods and assumptions used to determine contribution rates:

Actuarial cost method	Entry age normal level % of salary method
Amortization method	Level dollar over a 30-year closed period
Remaining amortization period	26 years
Inflation	2.25%
Salary increases	9.0% growth at age 25 and decreases to 5.3% for ages 60+. This percentage includes general wage inflation and merit / productivity increases.
Investment rate of return	6.5% per year compounded annually
Mortality	PUBH-2010 General Employees Mortality Table projected generationally using MP-2021 scale

Board of Water & Light – City of Lansing, Michigan

Notes to Required Supplementary Information (Unaudited)

Years Ended June 30, 2023 and 2022

Significant Changes:

June 30, 2023

- Difference between actual and expected experience - The \$4.77M actuarial loss on the Total OPEB Liability for the fiscal year ending June 30, 2023 is attributable to the combination of unfavorable demographic experience and unfavorable claims experience for the pre-Medicare retirees. \$1.86M of the actuarial loss is associated with demographic experience. The remaining \$2.91M of the actuarial loss is due to higher than expected 2023 per capita claims cost.
- Assumption change – None.
- Investment gain - The \$6.75M investment gain during the fiscal year ending June 30, 2023 is attributable an actual return on assets of 9.52% vs. an expected return of 6.50%.

June 30, 2022

- Difference between actual and expected experience - The \$1.08MM actuarial gain on the Total OPEB Liability for the fiscal year ending June 30, 2022 is attributable to favorable demographic experience. The favorable demographic experience is mainly attributable to deaths (25 participants), termination of active participants and changes in coverage elections.
- Assumption change - The \$10.17MM actuarial loss on the Total OPEB liability for the fiscal year ending June 30, 2022 is attributable to updating the mortality improvement scale to the MP-2021 scale, updating the demographic assumptions to reflect the results of the 2022 experience analysis and decreasing the discount rate from 7.0% to 6.5%. Updating the mortality improvement scale resulted in a \$.38MM actuarial loss. Updating the demographic assumptions resulted in a \$1.73MM actuarial loss. The remaining \$8.06MM of actuarial loss is attributable to decreasing the discount rate from 7.0% to 6.5%.

June 30, 2021

- Difference between actual and expected experience - The \$8.79MM actuarial gain on the Total OPEB Liability for the fiscal year ending June 30, 2021 is attributable to the combination of favorable demographic experience and lower than expected 2021 per capita claims cost. \$3.94MM of the actuarial gain is associated with demographic experience and is mainly attributable to deaths (37 participants), termination of active participants and changes in coverage elections. The remaining \$4.85MM of the actuarial gain is due to less than expected 2021 per capita claims cost. The 2021 Humana premiums are slightly lower than what was expected for 2021 (\$321.92 per month vs. \$347.80 per month)
- Assumption change - The \$3.75MM actuarial gain on the Total OPEB liability for the fiscal year ending June 30, 2021 is attributable to updating the mortality improvement scale to the MP-2020 scale and reflecting the updated healthcare trend assumptions set forth in the Michigan Uniform Assumptions memo for the 2021 fiscal year. Updating the mortality improvement scale resulted in a \$1.18MM actuarial gain. The remaining \$2.57MM of the actuarial gain is attributable to reflecting the updated trend assumptions.

Board of Water & Light – City of Lansing, Michigan

Notes to Required Supplementary Information (Unaudited)

Years Ended June 30, 2023 and 2022

June 30, 2020

- Difference between actual and expected experience - The \$6.09MM gain on the Total OPEB Liability for the fiscal year ending June 30, 2020 is attributable to the combination of unfavorable demographic experience and a reduction in the per capita claims cost used in the June 30, 2020 valuation. The \$1.13MM loss associated with demographic experience is mainly attributable to active participant retirements. The \$7.22MM gain due to a reduction in per capita claims cost is attributable a decrease in the Pre-65 medical and prescription drug premiums for 2021. The 2020 Pre-65 medical and Rx monthly premium for a retiree was \$1,073.13. For 2020, the Pre-65 medical and Rx monthly premium for a retiree is \$957.99. An 11% reduction in monthly premium. The combination of the demographic loss and the reduction in monthly premiums resulted in the overall \$6.09MM actuarial gain.
- Assumption change - The \$7.25MM loss on the Total OPEB liability for the fiscal year ending June 30, 2020 is attributable to updating the mortality improvement scale to the MP-2019 scale and decreasing the discount rate from 7.50% to 7.00%. Updating the mortality improvement scale resulted in a \$.53MM actuarial gain. Whereas, decreasing the discount rate resulted in a \$7.78MM actuarial loss. The combination of these changes resulted in the overall \$7.25MM actuarial loss.

June 30, 2019

- Difference between actual and expected experience - The \$5.2 million gain on the Total OPEB Liability for the fiscal year ending June 30, 2019 is primarily due to favorable demographic experience. The favorable experience is mainly attributable to terminations of active participants and deaths of participants with and without beneficiaries.
- Assumption changes - (1) The plan experienced a \$54.4 million gain on the Total OPEB Liability due to a change of the assumed per capita claims cost. The Board changed the Plan's insurance provider for Medicare eligible participants from The Hartford and Envision Insurance to Humana. Doing so resulted in a dramatic decrease in both the medical and prescription drug monthly premiums from the prior fiscal year (\$98.99 per month vs. \$219.54 per month for medical coverage and \$213.47 per month vs. \$305.00 per month for prescription drug coverage); (2) The Plan experienced a \$3.8 million loss on the mortality assumption change. The mortality assumption was updated from the RPH-2014 Total Dataset mortality, adjusted to 2006 and projected generationally using the MP-2017 improvement scale to the PUBH-2010 General Employees mortality, projected generationally using the MP-2018 improvement scale; and (3) The Plan experienced a \$8.7 million gain on a change to the medical and prescription drug trend assumptions. The trend assumptions were changed to those prescribed under the Michigan Uniform Assumptions for the 2019 fiscal year.
- Change in benefit terms - The Plan experienced a \$.4 million gain due to an expected increase in the retiree contribution percentage for employees hired on or after January 1, 2009. The expected contribution percentage was increased from 14% to 20% of the premium charged to active employees.

June 30, 2018

- Difference between actual and expected experience - The \$9.9 million gain on the Total OPEB Liability for the fiscal year ending June 30, 2018, is attributable to a reduction in the per capita claims cost used in the June 30, 2018 valuation. Better than expected claims experience during the fiscal year resulted in a decrease in the projected claims when compared to those used in the June 30, 2017, valuation.
- Assumption change - The mortality improvement scale was updated to the MP-2017 scale.

SUPPLEMENTARY INFORMATION

Board of Water & Light - City of Lansing, Michigan

Income Available for Revenue Bond Debt Retirement
Years Ended June 30, 2023 and 2022

	<u>2023</u>	<u>2022</u>
Income, Before Capital Contributions Per Statement of Revenues, Expenses and Changes in Net Position	<u>\$ 16,048,837</u>	<u>\$ 11,589,054</u>
Adjustments to Income		
Depreciation	70,371,305	56,503,060
Interest on long-term debt:		
Notes	39,109	20,721
Revenue bonds	<u>26,376,856</u>	<u>26,862,101</u>
Total additional income	<u>96,787,270</u>	<u>83,385,882</u>
Income Available for Revenue Bonds and Interest Redemption	<u>112,836,107</u>	<u>94,974,936</u>
Debt Retirement Pertaining to Revenue Bonds		
Principal	13,410,000	12,950,000
Interest	<u>29,113,395</u>	<u>29,639,615</u>
Total	<u>42,523,395</u>	<u>42,589,615</u>
Percent Coverage of Revenue Bonds and Interest Requirements	<u>\$ 265</u>	<u>\$ 223</u>

Board of Water & Light - City of Lansing, Michigan

Detail of Statements of Revenues and Expenses

Years Ended June 30, 2023 and 2022

	Combined		Water		Electric		Steam		Chilled Water	
	2023	2022	2023	2022	2023	2022	2023	2022	2023	2022
Operating Revenues										
Water	\$ 50,683,766	\$ 49,028,486	\$ 50,683,766	\$ 49,028,486	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Electric:										
Retail	315,840,115	286,967,530	-	-	315,840,115	286,967,530	-	-	-	-
Sales for resale	62,951,601	43,085,378	-	-	62,951,601	43,085,378	-	-	-	-
Steam	12,661,267	11,934,456	-	-	-	-	12,661,267	11,934,456	-	-
Chilled water	6,740,010	6,133,314	-	-	-	-	-	-	6,740,010	6,133,314
Total operating revenues	448,876,759	397,149,164	50,683,766	49,028,486	378,791,716	330,052,908	12,661,267	11,934,456	6,740,010	6,133,314
Operating Expenses										
Production:										
Fuel, purchased power and other operating expenses	172,700,755	149,112,738	11,198,644	9,435,991	154,698,656	133,144,945	4,644,100	4,737,969	2,159,355	1,793,833
Maintenance	18,044,058	14,534,397	4,198,230	4,013,107	12,565,644	9,271,738	688,443	663,163	591,741	586,389
Transmission and distribution:										
Operating expenses	8,872,835	8,314,546	1,658,536	1,313,728	7,042,845	6,882,226	171,454	118,592	-	-
Maintenance	22,386,918	19,040,926	3,551,034	4,022,344	18,364,613	14,546,121	471,271	472,461	-	-
Administrative and general	87,448,518	75,850,273	19,254,288	15,832,019	63,730,326	56,017,223	3,089,967	2,853,043	1,373,937	1,147,988
Return on equity	26,428,992	25,000,000	2,858,495	3,146,386	22,419,987	20,675,402	746,109	754,748	404,401	423,464
Depreciation	70,371,305	56,503,060	9,127,075	8,967,060	55,887,062	42,223,210	3,946,378	3,886,888	1,410,790	1,425,902
Total operating expenses	406,253,381	348,355,940	51,846,302	46,730,635	334,709,133	282,760,865	13,757,722	13,486,864	5,940,224	5,377,576
Operating income	42,623,378	48,793,224	(1,162,536)	2,297,851	44,082,583	47,292,043	(1,096,455)	(1,552,408)	799,786	755,738
Nonoperating Income (Expenses)										
Investment income (loss)	3,682,036	(5,372,203)	547,979	(558,864)	2,480,644	(4,513,675)	496,610	(222,773)	156,803	(76,891)
Other (expense) income	(3,840,612)	(4,949,145)	862,904	776,667	(4,820,837)	(5,626,918)	(330,534)	(319,953)	447,855	221,059
Bonded debt interest expense	(26,376,856)	(26,862,101)	(1,512,107)	(1,624,972)	(22,648,357)	(22,903,999)	(1,941,266)	(1,966,468)	(275,126)	(366,662)
Other interest expense	(39,109)	(20,721)	(4,015)	(1,541)	(35,051)	(19,169)	(43)	(11)	-	-
Total nonoperating expense	(26,574,541)	(37,204,170)	(105,239)	(1,408,710)	(25,023,601)	(33,063,761)	(1,775,233)	(2,509,205)	329,532	(222,494)
Net income (loss)	\$ 16,048,837	\$ 11,589,054	\$ (1,267,775)	\$ 889,141	\$ 19,058,982	\$ 14,228,282	\$ (2,871,688)	\$ (4,061,613)	\$ 1,129,318	\$ 533,244

Board of Water & Light - City of Lansing, Michigan

Detail of Statements of Changes in Net Position
Years Ended June 30, 2023 and 2022

	<u>Combined</u>	<u>Water</u>	<u>Electric</u>	<u>Steam</u>	<u>Chilled Water</u>
Net Position, June 30, 2021	\$ 685,315,882	\$ 103,563,405	\$ 579,265,047	\$ (7,561,365)	\$ 10,048,795
Income (loss) before contributions	<u>11,589,054</u>	<u>889,141</u>	<u>14,228,282</u>	<u>(4,061,613)</u>	<u>533,244</u>
Net Position, June 30, 2022	696,904,936	104,452,546	593,493,329	(11,622,978)	10,582,039
Income (loss) before contributions	<u>16,048,837</u>	<u>(1,267,775)</u>	<u>19,058,982</u>	<u>(2,871,688)</u>	<u>1,129,318</u>
Net Position, June 30, 2023	<u><u>\$ 712,953,773</u></u>	<u><u>\$ 103,184,771</u></u>	<u><u>\$ 612,552,311</u></u>	<u><u>\$ (14,494,666)</u></u>	<u><u>\$ 11,711,357</u></u>

Board of Water & Light - City of Lansing, Michigan

Detail of Fiduciary Statements of Net Position -

Pension and OPEB Trust Funds

Years Ended June 30, 2023 and 2022

	2023			
	Defined Contribution Plan	Defined Benefit Plan	VEBA	Total
Assets				
Receivable, investment interest receivable	\$ -	\$ 1,100	\$ 13,772	\$ 14,872
Cash and cash equivalents	862,865	778,163	338,130	1,979,158
Investments at fair value:				
Mutual funds	148,520,087	31,282,941	156,666,884	336,469,912
Stable value	27,332,984	-	-	27,332,984
Common collective funds	-	13,544,502	41,345,355	54,889,857
Real estate fund investment	-	3,932,003	42,471,497	46,403,500
Self-directed brokerage account				
Equities	9,997,083	-	-	9,997,083
Fixed income	349,683	-	-	349,683
Mutual funds	454,285	-	-	454,285
Participants note receivable	3,439,525	-	-	3,439,525
Total assets	190,956,512	49,538,709	240,835,638	481,330,859
Liabilities				
Trade payable, due to broker/other	-	15,476	2,365,067	2,380,543
Net Position, Held in Trust for Pension and Other Employee Benefits	\$ 190,956,512	\$ 49,523,233	\$ 238,470,571	\$ 478,950,316
	2022			
	Defined Contribution Plan	Defined Benefit Plan	VEBA	Total
Assets				
Receivable, investment interest receivable	\$ -	\$ 1,171	\$ 3,091	\$ 4,262
Trade receivable, due from broker	-	500,000	-	500,000
Cash and cash equivalents	1,662,131	1,308,877	957,009	3,928,017
Investments at fair value:				
Mutual funds	139,302,720	30,178,912	138,313,141	307,794,773
Stable value	29,720,419	-	-	29,720,419
Common collective funds	-	14,578,119	41,956,442	56,534,561
Real estate fund investment	-	4,093,767	46,922,667	51,016,434
Self-directed brokerage account				
Equities	8,979,962	-	-	8,979,962
Fixed income	-	-	-	-
Mutual funds	515,714	-	-	515,714
Participants note receivable	3,302,591	-	-	3,302,591
Total assets	183,483,537	50,660,846	228,152,350	462,296,733
Liabilities				
Trade payable, due to broker/other	-	2,072	12,256	14,328
Net Position, Held in Trust for Pension and Other Employee Benefits	\$ 183,483,537	\$ 50,658,774	\$ 228,140,094	\$ 462,282,405

Board of Water & Light - City of Lansing, Michigan

Detail of Statement of Changes in Fiduciary Net Position -

Pension and OPEB Trust Funds

Years Ended June 30, 2023 and 2022

	2023			
	Defined Contribution Plan	Defined Benefit Plan	VEBA	Total
Increases				
Investment income:				
Net appreciation in fair value of investments	\$ 14,923,330	\$ 2,662,472	\$ 15,226,432	\$ 32,812,234
Interest and dividend income	3,131,258	1,471,375	5,999,336	10,601,969
Net investment income	18,054,588	4,133,847	21,225,768	43,414,203
Employer contributions	11,648,704	-	68,076	11,716,780
Interest from participant notes receivable	131,862	-	-	131,862
Other	84,494	-	-	84,494
Total increases	29,919,648	4,133,847	21,293,844	55,347,339
Decreases				
Retiree benefits paid	21,900,248	5,142,408	10,627,788	37,670,444
Loan defaults	396,895	-	-	396,895
Participants' note and administrative fees	149,530	126,980	335,579	612,089
Total decreases	22,446,673	5,269,388	10,963,367	38,679,428
Change in net position held in trust	7,472,975	(1,135,541)	10,330,477	16,667,911
Net Position Held in Trust for Pension and Other Employee Benefits				
Beginning	183,483,537	50,658,774	228,140,094	462,282,405
Ending	<u>\$ 190,956,512</u>	<u>\$ 49,523,233</u>	<u>\$ 238,470,571</u>	<u>\$ 478,950,316</u>

Board of Water & Light - City of Lansing, Michigan

Detail of Statement of Changes in Fiduciary Net Position -

Pension and OPEB Trust Funds

Years Ended June 30, 2023 and 2022

	2022			
	Defined Contribution Plan	Defined Benefit Plan	VEBA	Total
Increases				
Investment income:				
Interest and dividend income	\$ 2,665,738	\$ 2,102,005	\$ 7,872,032	\$ 12,639,775
Net investment income	2,665,738	2,102,005	7,872,032	12,639,775
Employer contributions	11,134,555	-	13,492,757	24,627,312
Interest from participant notes receivable	729,619	-	-	729,619
Total increases	14,529,912	2,102,005	21,364,789	37,996,706
Decreases				
Investment loss:				
Net depreciation in fair value of investments	20,323,831	7,500,562	27,121,349	54,945,742
Retiree benefits paid	20,560,553	5,466,158	13,492,757	39,519,468
Loan defaults	577,197	-	-	577,197
Participants' note and administrative fees	150,974	134,610	353,816	639,400
Total decreases	41,612,555	13,101,330	40,967,922	95,681,807
Change in net position held in trust	(27,082,643)	(10,999,325)	(19,603,133)	(57,685,101)
Net Position Held in Trust for Pension and Other Employee Benefits				
Beginning of year	210,566,180	61,658,099	247,743,227	519,967,506
End of year	\$ 183,483,537	\$ 50,658,774	\$ 228,140,094	\$ 462,282,405



Chris Swope

Lansing City Clerk

December 8, 2023

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

Dear President and Council Members:

Pursuant to Article 5, Chapter 2, Section 5-203.5 and Section 5-203.6 of the Lansing City Charter, on November 27, 2023 my office received and placed on file:

[Board of Water and Light Annual Audit for Fiscal Year Ending June 30, 2023](#)

It is available online at the City Clerk's web page <https://mi-lansing3.civicplus.pro/227/Public-Notices-Documents-on-File>

Sincerely,

Chris Swope, MMC/MiPMC
Lansing City Clerk

Resolution #2023-###

By the Committee _____

Resolved by the City Council of the City of Lansing

WHEREAS, the Mayor has made the appointment of Heath Lowry as an At-Large member of the Board of Zoning Appeals for a term to expire June 30, 2026; and

WHEREAS, the nominee has been vetted by the Mayor's Office and meets the qualifications as required by the City Charter; and

WHEREAS, the Committee _____ took affirmative action.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the appointment of Heath Lowry as an At-Large member of the Board of Zoning Appeals for a term to expire June 30, 2026.

Resolution #2023-###

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

WHEREAS, as appointed by Michigan Municipal Risk Management Authority (MMRMA), the City Attorney has requested and recommends the appointment of T. Joseph Seward of Seward Henderson, PLLC, as special outside legal counsel to represent City employee Matthew Simon in connection with the matter of Fitzpatrick v. City of Lansing, et al., Case no. 23-cv-01125, pending before the United States District Court for the Western District of Michigan.

THEREFORE, BE IT RESOLVED that T. Joseph Seward of Seward Henderson, PLLC, is hereby approved as legal counsel to represent the City in the matter of Fitzpatrick v. City of Lansing, et al., Case no. 23-cv-01125, pending before the United States District Court for the Western District of Michigan.

CITY of LANSING

INTEROFFICE COMMUNICATION

TO: Andy Schor, Mayor
FROM: Stephanie Robinson, Senior Buyer
DATE: December 7, 2023
SUBJECT: Sole Source Purchase – DJ Auto Sales

Please include this Sole Source packet of information in your transmittal to Council as required by the Purchasing Ordinance Section 206.05.

In summary, the Purchasing Office processed the following Sole Source transaction:

Department: LPD

Vendor: D J Auto Sales

Item Purchased: Two vehicles for Special Ops and Violent Crime Teams

Dollar Amount: \$ 38,430.00

Additional information pertaining to this purchase is attached for your information.

This letter is filed in accordance with the Purchasing Ordinance Section 206.05 (a) and (b).

sr

CITY of LANSING

INTEROFFICE COMMUNICATION

TO: Andy Schor, Mayor

FROM: Stephanie Robinson, Senior Buyer

DATE: NOV. 29, 2023

SUBJECT: Sole Source – DJ's Auto Sales

The Lansing Police Department requests that DJ's Auto Sales of Lansing be designated as a Sole Source vendor for the procurement of Two vehicles for Special Operations and Violent Crime Teams.

Please see the attached letter from Chief Ellery Sosebee regarding the request for the two vehicles.

Based on the attached letter we recommend issuing a sole source purchase order to DJ's Auto Sales of Lansing, in the amount of \$ 33,430.00 (\$ 14,915.00 and \$18,515.00) per the request of the Lansing Police Department.

Attachment

Date: _____

Approved _____ Denied _____

Andy Schor, Mayor



Sole Source Memo Letter

Information Page

Creator

Stephanie Robinson

Contact Person *

Stephanie Robinson

Department

Police

**Contact Person
Phone**

5174834128

Contact Person Email

stephanie.robinson@lansingmi.gov

Goods or Service? *

☒ Goods

☐ Services

Vendor Name *

DJS AUTO SALES

Vendor Number

V050658

Approval Deadline

12/8/2023

Proposed Start Date

12/8/2023

Proposed End Date**Account Number**

7324017135-977000 2673254-977000

**Purchase Order
Number**

P089584

Deadline Info**Justification**

SOLE SOURCE FOR TWO VEHICLES FOR THE SPECIAL OPS AND VIOLENT CRIMES TEAMS
PER ATTACHED SOLE SOURCE REQUEST

Routing

Mayor's Office: Click Forward Packet, then submit to complete task.

Mayor Approval

☒ Approved ☐ Denied

Mayor Signature
(Approval)



Support Documents

SOLE SOURCE MEMO TO MAYOR FROM PURCH DJ AUTO SALES NOV 2023.pdf	87.91KB
VCI vehicles (002) TWO VEHICLES SOLE SOURCE DJ MEMO TO PURCHASING FROM LPD.pdf	1.63MB

Purchasing PO

P089584 DJ AUTO SALES LPD.pdf	360.66KB
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Cover Letter

SOLE SOURCE MEMO FOR DJ AUTO TO COUNCIL - MAYOR.pdf	88.6KB
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Forward Packet*

☒ Done

VEHICLE PURCHASE ORDER

DJ's Auto Sales

4516 S. Cedar St.
Lansing, MI 48910

Stock No. **C2372N**

Purchaser's Name Lansing Police Department

Date: 11/28/2023

PLEASE ENTER MY ORDER FOR ONE

☐

New

☒

Used

☐

Demo

AS FOLLOWS

Year

2017

Make

Ford

Model

Edge SEL

Color

Silver

Type

SW

Mileage

~83,760

TO BE DELIVERED
ON OR BEFORE

12/15/2023

Notes:

Complete unit sold AS-IS with NO WARRANTY (oral, expressed, or implied) from dealer.

Insurance on this vehicle is required to purchase or transfer a plate.

DEPOSITS ARE NON-REFUNDABLE

BALANCE DOES NOT INCLUDE CREDIT CARD

CONVENIENCE FEES

PRICE OF VEHICLE \$ 14,900.00

DEALER DOCUMENTARY FEE \$ -

TOTAL TAXABLE PRICE \$ 14,900.00

SALES TAX \$ -

TITLE FEE \$ 15.00

LEIN FEE \$ -

REGISTRATION TRANSFER FEE \$ -

PLATE FEE \$ -

RECREATION PASSPORT \$ -

(1) TOTAL CASH PRICE \$ 14,915.00

DOWN
PAYMENT

CASH DEPOSIT \$ -

ALLOWANCE FOR USED VEHICLE TRADE-IN \$ -

LESS BALANCE OWING TO \$ -

(2) DEPOSIT \$ -

DESCRIPTION OF TRADE VIN

Year

Make

Model

Type

Mileage

Plate Number

Exp. Date

TOTAL BALANCE DUE \$ 14,915.00

(1 less 2)

Purchaser intends to use the vehicle primarily for:

☒

personal, family, or household purposes ("personal use")

☐

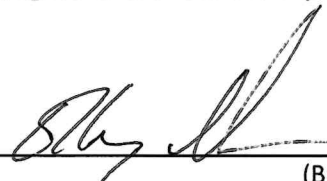
business, agricultural or other non-personal uses ("commercial use").

X

DJ's Auto Sales (Seller)

Agent

X



(Buyer)

VEHICLE PURCHASE ORDER

DJ's Auto Sales

4516 S. Cedar St.
Lansing, MI 48910

Stock No. **C2376E**

Purchaser's Name Lansing Police Department

Date: 11/29/2023

PLEASE ENTER MY ORDER FOR ONE

☐

New

☒

Used

☐

Demo

AS FOLLOWS

Year

2021

Make

Jeep

Model

Compass Limited 4WD

Color

Black

Type

SW

Mileage

62,123

TO BE DELIVERED
ON OR BEFORE

12/15/2023

Notes:

Complete unit sold AS-IS with NO WARRANTY (oral, expressed, or implied) from dealer. Insurance on this vehicle is required to purchase or transfer a plate. DEPOSITS ARE NON-REFUNDABLE BALANCE DOES NOT INCLUDE CREDIT CARD CONVENIENCE FEES

PRICE OF VEHICLE \$ 18,500.00

DEALER DOCUMENTARY FEE \$ -

TOTAL TAXABLE PRICE \$ 18,500.00

SALES TAX \$ -

TITLE FEE \$ 15.00

LEIN FEE \$ -

REGISTRATION TRANSFER FEE \$ -

PLATE FEE \$ -

RECREATION PASSPORT \$ -

(1) TOTAL CASH PRICE \$ 18,515.00

DOWN
PAYMENT

CASH DEPOSIT \$ -

ALLOWANCE FOR USED VEHICLE TRADE-IN \$ -

LESS BALANCE OWING TO \$ -

(2) DEPOSIT \$ -

DESCRIPTION OF TRADE VIN

Year

Make

Model

Type

Mileage

Plate Number

Exp. Date

TOTAL BALANCE DUE \$ 18,515.00

(1 less 2)

Purchaser intends to use the vehicle primarily for:

☒

personal, family, or household purposes ("personal use")

☐

business, agricultural or other non-personal uses ("commercial use").

X

DJ's Auto Sales (Seller)
Agent

X



(Buyer)

phone: 517-882-6222

fax: 888-723-9523

email: djsautosales17@gmail.com



Andy Schor, Mayor

Lansing Police Department

Office of the Chief of Police

Chief Ellery Sosebee

120 West Michigan Avenue

Lansing, MI 48933

Phone: (517) 483-4606

Fax: (517) 483-4617

ellery.sesebee@lansingmi.gov



Ellery Sosebee, Chief

To: Stephanie Robinson, Purchasing Department
 From: Ellery Sosebee, Chief of Police
 Subject: Sole Source Request – Lansing Police Department Special Operations
 Date: November 29, 2023

The Lansing Police Special Operations Section has identified the need to purchase multiple vehicles for use by the Special Operations and Violent Crime Teams. This request is for the purchase of one of the vehicles.

The Special Operations team is tasked with identifying and investigating subjects trafficking controlled substances within our community. The Violent Crime Team is tasked with identifying and apprehending our community's most violent offenders. For both teams, the use of undercover vehicles is paramount to their success at locating and surveilling offenders while putting together a plan for furthering the investigation or apprehension of the offender. Due to the nature of the operations, the vehicles must blend into the environment in which they are deployed. This is fulfilled by driving used common vehicles of standard colors.

Currently, the fleets for the Special Operations and Violent Crime Teams are made up of different vehicle makes, models, and colors to diversify their efforts to blend in. To add to that diversification the below vehicle has been located:

2017 Ford Edge, with 83,760 miles at DJ's Auto Sales in Lansing, \$14,915.00 (see attached)

Lt. McNamara has had this vehicle inspected by Fleet Services. Fleet Services personnel have confirmed that this vehicle is in good shape. Lt. McNamara has searched for comparable vehicles within 100 miles of the Lansing area and has not located the same vehicle for a lower price. Additionally, the state of the national car market crisis has driven the price of used vehicles much higher than normal values. Listed below are the closest comparable vehicles Lt. McNamara was able to locate. However these other vehicles are not located within the City of Lansing, and are not as good of a value as the vehicle selected.

2016 Ford Edge SEL, with 83,000 miles for \$17,700.

2018 Ford Edge SEL, with 77,442 miles for \$19,786.

2018 Ford Edge SEL, with 99,093 miles for \$16,850.

I'm requesting a sole source purchase approval of \$14,915.00 for the above-listed vehicle. Financially distressed Cities, Villages, and Townships grant funds will be utilized to pay for the vehicle.

Thank you for your assistance with this matter.

Ellery Sosebee, Chief of Police

"Capital City's Finest"



Andy Schor, Mayor

Lansing Police Department

Office of the Chief of Police

Chief Ellery Sosebee

120 West Michigan Avenue

Lansing, MI 48933

Phone: (517) 483-4606

Fax: (517) 483-4617

ellery.sosebee@lansingmi.gov



Ellery Sosebee, Chief

To: Stephanie Robinson, Purchasing Department
 From: Ellery Sosebee, Chief of Police
 Subject: Sole Source Request – Lansing Police Department Special Operations
 Date: November 29, 2023

The Lansing Police Special Operations Section has identified the need to purchase multiple vehicles for use by the Special Operations and Violent Crime Teams. This request is for the purchase of one of the vehicles.

The Special Operations team is tasked with identifying and investigating subjects trafficking controlled substances within our community. The Violent Crime Team is tasked with identifying and apprehending our community's most violent offenders. For both teams, the use of undercover vehicles is paramount to their success at locating and surveilling offenders while putting together a plan for furthering the investigation or apprehension of the offender. Due to the nature of the operations, the vehicles must blend into the environment in which they are deployed. This is fulfilled by driving used common vehicles of standard colors.

Currently, the fleets for the Special Operations and Violent Crime Teams are made up of different vehicle makes, models, and colors to diversify their efforts to blend in. To add to that diversification the below vehicle has been located:

2021 Jeep Compass, with 62,123 miles at DJ's Auto Sales in Lansing, \$18,515.00 (see attached)

Lt. McNamara has had this vehicle inspected by Fleet Services. Fleet Services personnel have confirmed that this vehicle is in good shape. Lt. McNamara has searched for comparable vehicles within 100 miles of the Lansing area and has not located the same vehicle for a lower price. Additionally, the state of the national car market crisis has driven the price of used vehicles much higher than normal values. Listed below are the closest comparable vehicles Lt. McNamara was able to locate. However, these other vehicles are not located within the City of Lansing and are not as good of a value as the vehicle selected.

2021 Jeep Compass, with 60,248 miles for \$21,704.

2021 Jeep Compass, with 65,488 miles for \$22,998.

2021 Jeep Compass, with 64,959 miles for \$21,000.

I'm requesting a sole source purchase approval of \$18,515.00 for the above-listed vehicle. Financially distressed Cities, Villages, and Townships grant funds and forfeiture funds will be utilized to pay for the vehicle.

Thank you for your assistance with this matter.

Ellery Sosebee, Chief of Police

"Capital City's Finest"



CITY OF LANSING

124 W. Michigan Ave
Lansing, MI 48933
(517) 483-4128

TO: DJS AUTO SALES
4516 S CEDAR ST
LANSING, MI 48910

PURCHASE ORDER	
P.O. NUMBER	P089584
DATE	12/07/23
VENDOR I.D.	V050658
DELIVERY DATE	
FOB	
REQUISITION NO	PR018813
OUR PURCHASE ORDER NUMBER MUST APPEAR ON ALL INVOICES, PACKING LIST AND CORRESPONDENCE.	

Page 1 of 1

PHONE#

FAX#

DELIVER ITEMS TO:

LANSING POLICE - ADMINISTRATIVE SUPPORT
120 W MICHIGAN AVENUE 4TH FLOOR
LANSING, MI 48933

SEND INVOICE TO:

LANSING POLICE - ADMINISTRATIVE SUP
120 W MICHIGAN AVENUE 4TH FLOOR
LANSING, MI 48933

ITEM	DESCRIPTION	QTY	UNIT	UNIT PRICE	EXTENSION
001	2017 FORD EDGE SEL (C2372N) VIN [REDACTED]	1	EA	14,900.00	14,900.00
002	2017 FORD EDGE-C2372N-TITLE VIN [REDACTED]	1	EA	15.00	15.00
003	2021 JEEP COMPASS 4DR (C2376E) VIN [REDACTED]	1	EA	15,085.00	15,085.00
004	2021 JEEP COMPASS 4DR (C2376E) VIN [REDACTED] REM BAL DUE AFTER VCI GRANT	1	EA	3,430.00	3,430.00
005	2021 JEEP COMPASS-C2376E-TITLE VIN [REDACTED] BAL DUE AFTER VCI GRANT	1	EA	15.00	15.00
				TAX	0.00
THE ARTICLES SPECIFIED ARE SUBJECT TO THE FOLLOWING CONDITIONS:				TOTAL	33,445.00

- Goods other than those specified on this order must not be substituted or prices changed without authorization.
- If the quantity shipped is short of the purchase order quantity, specify on the packing slip if that quantity is on back order or cancelled.

Devin A. Kunkland



City of Lansing

OFFICE OF THE CITY ATTORNEY

1946

Claims Review Committee Form

(Commonly including: Grass, Trash, Weeds and Board-Up Violations)

NAME: Belinda Fitzpatrick DATE: 12-13-2022
 MAILING ADDRESS: P.O. Box 24204, 224 S. Holmes St EMAIL: attorneybelinda@attorneybelinda.com
 CITY: Lansing STATE: MI ZIP CODE: 48909
 TELEPHONE: Home () 410-1842 Work () cell 410-1842

Please provide the following information on the incident(s) for which you are filing a claim. WE MAY NOT BE ABLE TO PROCESS YOUR CLAIM IF YOU DO NOT PROVIDE ALL OF THE INFORMATION BELOW.

ADDRESS: 218 & 224 S. Holmes St. PARCEL NO. _____
 DATE OF INCIDENT: 2022 AMOUNT YOU WERE BILLED: _____
 TOTAL AMOUNT YOU ARE CONTESTING: \$2,820.00 for Red Tag Monitoring fee.
 TYPE OF ASSESMENT: \$1,410.00 each for 224 S. Holmes St & 218 S. Holmes St.

Please give a detailed description of the circumstances surrounding the incident, including why you feel the City should not have charged you this fee. You may attach additional pages or documentation to this form as needed.

The houses should not have been Red Tagged, because they were habitable.
I was living in both properties, which are owner occupied.
Red Tagging & denial of my right to occupy my homes was not an appropriate remedy for the Code Violations.
Also, the City had unclean hands, because per the Pest Control Representative, I had mowed, because the building, which burned September of 2019, has been left unoccupied for 3 years, with an

A description of the claims review process is available on our website at: <https://www.lansingmi.gov/349/Claims-Review-Process>
 un maintained side yard which was overgrown.
 To download the claim form: <https://www.lansingmi.gov/DocumentCenter/View/4639/Claims-Review-Committee-Form?bidId=>



City of Lansing

OFFICE OF THE CITY ATTORNEY

James D. Smiertka, City Attorney

October 31, 2023

Belinda Fitzpatrick
P.O. Box 24204
Lansing, MI 48909

Re: Claim – 218 & 224 S. Holmes St.

Dear Ms. Fitzpatrick:

Please be advised that the Claims Review Committee reviewed the claim you submitted in the amount of \$2820.00 for red tag fees for the properties located at 218 & 224 S. Holmes St, Lansing, Michigan, and denied the claims you filed with the City of Lansing.

You do have the right to appeal the decision of the Claims Review Committee to the Lansing City Council. If you desire to do so, please submit your appeal in writing, within thirty (30) days of the date of this letter, to the Lansing City Clerk, 9th Floor, City Hall, Lansing, MI 48933, for placement on the Council's agenda.

If you have any questions concerning this matter, please contact this office.

Sincerely,

Venus Kumar

Venus Kumar
Paralegal

Claim: 1946



City of Lansing

OFFICE OF THE CITY ATTORNEY

James D. Smiertka, City Attorney

October 3, 2023

Belinda Fitzpatrick
P.O. Box 24204
Lansing, MI 48909

Re: Claims Review Committee
Claim for: 218 and 224 S. Holmes St.

Dear Ms. Fitzpatrick:

Please be advised that your claim is scheduled to be heard by the Claims Review Committee. The Committee is scheduled to hear your claim at **9:00 a.m. on Wednesday, October 25, 2023, via ZOOM audio/video call or in person.** A copy of the appropriate department's recommendation have already been sent to you for your review.

Please be sure that you are either the registered Owner or the registered Taxpayer of the property. Land Contract owners **must** present a copy of the land contract that has been recorded with the register of deeds, to this office **prior** to the hearing. If the property is owned by an LLC or other business entity, you **must** provide documentation demonstrating such or the Claims Review Committee will not be able to hear your claim. You may also appoint an attorney to appear on your behalf. **If you are not the registered Owner or registered Taxpayer of the property, please make arrangements for that person to attend this meeting with you otherwise your claim will not be heard.**

As mentioned, the committee will meet via **ZOOM audio/video call** and can be accessed electronically using the Zoom meeting website. Please log onto zoom.us and click on **Join a Meeting**, enter the **Meeting ID: 824 7567 2135 and Passcode: 130993** or dial in by calling **1-646-558-8656** using the same Meeting ID and Passcode. If you have technical difficulties, please contact 517-483-4320. If you decide to meet in person, please come to City Hall, 5th floor, and let the receptionist know that you are here for the Claims Review Committee meeting.

Sincerely,

Venus Kumar

Venus Kumar
Paralegal

Enclosure
Claim No: 1946

CC: Brendon Basiga, Basiga Law Firm

STATE OF MICHIGAN
CITY OF LANSING, INGHAM COUNTY

IN RE: CLAIM FOR 218 S. HOLMES ST.
and 224 S. HOLMES ST., LANSING, MI 48912

NOV27'23 1PMCLERK

CLAIM NO.: 1946 NOV27'23 1PMCLERK

v.

BELINDA FITZPATRICK

DEFENDANT.

ATTORNEY FOR PLAINTIFF:
JAMES D SMIERTKA (P20608)
CITY ATTORNEY, CITY OF LANSING
124 W. Michigan Avenue, Floor 5
Lansing, MI 48933
(517) 483-4320

ATTORNEY FOR DEFENDANT:
BRENDON BASIGA (P69369)
BASIGA LAW FIRM, PC
909 N. Washington Avenue
Lansing, MI 48906
(517) 708-7830

NOTICE OF APPEAL

PLEASE TAKE NOTICE that Defendant, Belinda Fitzpatrick, files this appeal of the Claims Review Committee denial letter dated November 1, 2023, attached hereto, and requests that this matter be placed on the Lansing City Council agenda for the first available date.

Signed:

BASIGA LAW FIRM, PC

Brendon Basiga #72702
Brendon Basiga (P69369)
Attorney for Defendant

Date: November 27, 2023



Basiga Law
Firm, PC

909 N. Washington Ave
Lansing, MI 48906

P: 517.708.7830
F: 517.913.6343



City of Lansing

OFFICE OF THE CITY ATTORNEY

James D. Smiertka, City Attorney

November 1, 2023

Brendan Basiga
Basiga Law Firm, PC
909 N. Washington Ave.
Lansing, MI 48906

Re: Claim – Belinda Fitzpatrick, 218 and 224 S. Holmes St.

Dear Mr. Basiga:

Please be advised that the Claims Review Committee reviewed the claims you client, Belinda Fitzpatrick submitted in the amount of \$2,820.00 for a tag monitoring fees for properties located at 218 and 224 S. Holmes St., Lansing, Michigan, and denied the claims filed with the City of Lansing. The Claims Review Committee acknowledges your objection to the lack of due process and the inability to call witnesses and present discovery.

You do have the right to appeal the decision of the Claims Review Committee to the Lansing City Council. If you desire to do so, please submit your appeal in writing, within thirty (30) days of the date of this letter, to the Lansing City Clerk, 9th Floor, City Hall, Lansing, MI 48933, for placement on the Council's agenda.

If you have any questions concerning this matter, please contact this office.

Sincerely,

Venus Kumar

Venus Kumar
Paralegal

Claim: 1946

**STATE OF MICHIGAN
CITY OF LANSING, INGHAM COUNTY**

**IN RE: CLAIM FOR 218 S. HOLMES ST.
and 224 S. HOLMES ST., LANSING, MI 48912**

CLAIM NO.: 1946

v.

BELINDA FITZPATRICK

DEFENDANT.

**ATTORNEY FOR PLAINTIFF:
JAMES D SMIERTKA (P20608)
CITY ATTORNEY, CITY OF LANSING
124 W. Michigan Avenue, Floor 5
Lansing, MI 48933
(517) 483-4320**

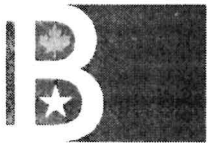
**ATTORNEY FOR DEFENDANT:
BRENDON BASIGA (P69369)
BASIGA LAW FIRM, PC
909 N. Washington Avenue
Lansing, MI 48906
(517) 708-7830**

PROOF OF SERVICE

I, J. Scott Hethorn, do hereby swear and affirm that on November 27, 2023, I served the Notice of Appeal and Proof of Service upon the following in the listed manner:

- 1) Upon the Lansing City Clerk, by in-person service.
- 2) Upon James D. Smiertka, City Attorney, City of Lansing by in-person service
- 3) Upon the Defendant, Belinda Fitzpatrick, by USPS First Class Service

**ALL OF THE ABOVE IS TRUE TO THE BEST OF MY KNOWLEDGE,
INFORMATION, AND BELIEF.**



Basiga Law
Firm, PC

909 N. Washington Ave
Lansing, MI 48906

P: 517.708.7830
F: 517.913.6343

Signed:

J. Scott Hethorn

J. Scott Hethorn
Law Clerk for Basiga Law Firm
909 N. Washington Avenue
Lansing, MI 48906
(517) 708-7830
scott@basigalawfirm.com

November 27, 2023
Date:



Basiga Law
Firm, PC

909 N. Washington Ave
Lansing, MI 48906

P: 517.708.7830
F: 517.913.6343



City of Lansing

OFFICE OF THE CITY ATTORNEY

1988

Claims Review Committee Form

(Commonly including: Grass, Trash, Weeds and Board-Up Violations)

NAME: Cora Kelly DATE: 5-29-23
 MAILING ADDRESS: 3634 KAYEN ST. EMAIL: _____
 CITY: LANSING STATE: MI ZIP CODE: 48911
 TELEPHONE: Home () 517 993 5289 Work () _____

Please provide the following information on the incident(s) for which you are filing a claim. WE MAY NOT BE ABLE TO PROCESS YOUR CLAIM IF YOU DO NOT PROVIDE ALL OF THE INFORMATION BELOW.

ADDRESS: 3634 KAYEN ST. LANSING MI PARCEL NO. 33-01-01-31-352-011
 DATE OF INCIDENT: 4/29/23 AMOUNT YOU WERE BILLED: \$493.40
 TOTAL AMOUNT YOU ARE CONTESTING: \$493.40
 TYPE OF ASSESSMENT: Back door board-up Residential

Please give a detailed description of the circumstances surrounding the incident, including why you feel the City should not have charged you this fee. You may attach additional pages or documentation to this form as needed.

(4-27-23)
 I left my home on Thursday around 4:15 PM to go to Detroit. When I returned on Saturday morning 4/29/23 my back door had been boarded up with a piece of plywood. My neighbor Kathy Gask had made a call to Lansing Police to do a wellness check. When Lansing Police didn't get an answer at my door, they broke the window in my back door. I've never requested a wellness check to be made on my house.

Cora Kelly

5/30/23

A description of the claims review process is available on our website at: <https://www.lansingmi.gov/349/Claims-Review-Process>

To download the claim form: <https://www.lansingmi.gov/DocumentCenter/View/4639/Claims-Review-Committee-Form?bidId=>

**CITY OF LANSING**

316 N. CAPITOL SUITE C2

Lansing, MI 48933

Ph: (517) 483-4361

Fax: (517) 377-0100

DUE DATE:06/04/2023

Bill To:

KELLY CORA

3634 KAREN ST

LANSING, MI 48911-2816

INVOICE

05/08/2023

TOTAL AMOUNT DUE**\$ 493.40**

	Invoice Number	Record No.	Address	Amount Due
	00224779	E23-03405	3634 KAREN ST	\$493.40

05/05/2023

Title Search/Board-Up (Res) Ad

Title Search/Board-Up (Res) Co

TOTAL DUE:**\$493.40**

Questions regarding this invoice: Contact **CODE COMPLIANCE** at 517.483.4361

Payment Information:

- Make checks payable to: City of Lansing
- Mail payments or pay in person at:
City of Lansing Treasurers Office
124 W Michigan Ave 1st Fl
Lansing MI 48933
- In order to assure proper credit, please send the top portion of this bill along with your payment.
- Payment in full is due within 30 days from the billing date
- Any unpaid balance remains as a lien against this property and will be added to the next property tax bill.

Appeals Process:

If you intend to appeal this nuisance fee, you or your agent must file a written protest with the Claims Review Committee within 30 days after the nuisance fee is placed on the July or December Tax Roll. Claims forms are available in the City Attorney's Office and the City of Lansing's web address: www.lansingmi.gov. Return completed claim to: Lansing City Attorney's Office, 124 West Michigan Ave 5th Fl, Lansing, MI 48933

Other Information:

- July property taxes are due and payable on or before August 31st. December property taxes are due and payable on or before February 14th.
- For Red Tag Monitoring Fees Only – invoices not paid within 30 days are subject to a 5% penalty which will be applied on the 31st day.

By Authority of the Lansing City Council - Ordinance Numbers 655, 676, 1060.08 and 1460.04

Payments may be made online or in person Monday thru Thursday 8:00 a.m. - 4:30 p.m., at the above address or by mail



City of Lansing

OFFICE OF THE CITY ATTORNEY

James D. Smiertka, City Attorney

October 31, 2023

Cora Kelly
3634 Karen St.
Lansing, MI 48911

Re: Claim – 3634 Karen St.

Dear Ms. Kelly:

Please be advised that the Claims Review Committee reviewed the claim you submitted in the amount of \$493.40 for a board up for property located at 3634 Karen Street, Lansing, Michigan, and denied the claims you filed with the City of Lansing.

You do have the right to appeal the decision of the Claims Review Committee to the Lansing City Council. If you desire to do so, please submit your appeal in writing, within thirty (30) days of the date of this letter, to the Lansing City Clerk, 9th Floor, City Hall, Lansing, MI 48933, for placement on the Council's agenda.

If you have any questions concerning this matter, please contact this office.

Sincerely,

Venus Kumar

Venus Kumar
Paralegal

Claim: 1988

RECEIVED DEC 04 2023

3434 KAREN ST.

LANSING MI 48911

Ph 517 493 5289

11/30/23

I left my home on 4/27/23 for a one day visit with my daughter in Detroit. When I returned to my home on Saturday morning the entrance to my back door was shattered with broken glass. A piece of plywood was attached to the top half of my door.

On behalf of the Neighbors to do a Wellness Check, Kathleen Leek called Lansing City Police who busted up my door and entered my home. My porch light was on for one full day only. My whole family member are in touch with me daily.

The Council rep by the Code Compliance Workers kept my home unsafe. The piece of plywood and four screws were found inside my back door. I'm confused about why I'm being charged \$493.40. I was away from my home 4/ hours.

Thank you

Cora Kelley

Cora Kelley



BOARD-UP SERVICES, WORKER PAYSHEET

VENDOR ID V009180

PO Box 12217 Lansing, MI 48901

517.267.8767 FAX: 517.267.8767 www.ProSoil.us

PHN:

INVOICE

4073

DATE

5/2/2023

TOTAL

SERVICE DATE

SERVICE LOCATION

SUPPLIES

LABOR

Total

1-

Service done

clocked in/out

Day

Name

WED

JACK

WED

JACK

FRI

JACK

SAT

JACK

MON

JACK

MON

JACK

MON

JACK

MON

JACK

4/29/2023

3643 KAREN ST - DAVE

\$ 158.40

\$ 70.00

\$ 228.40

\$

\$

\$

\$

\$

\$

\$

\$

\$

\$

\$

\$

\$

\$



**LAPD - LANSING POLICE
DEPARTMENT
Case Report**



Case No. 2351903683
Case Status Not a Crime/Other Service
Report Date/Time: 4/29/2023 10:40:00 AM
Reporting Officer: Logsdon, Rachel

FILE CLASS/OFFENSE:

99009 - Miscellaneous - Non-Criminal

NATURE OF INCIDENT:

9954/Force Entry - Check welfare/Logsdon/NIC

OCCURRED ON: 4/29/2023 10:40:00 AM
(and Between)

VENUE: 3634 Karen Lansing, MI 48911

CITY/TOWNSHIP: 95 - Lansing, Ingham

FORCE LEVEL DETAILS

FORCE USED: N - No

HANDGUN USE:

RIFLE USE:

SHOTGUN LL:

HANDGUN DISPLAY:

RIFLE DISPLAY:

.40mm LL:

PCA USE:

ASP USE:

TASER USE:

PCA DISPLAY:

ASP DISPLAY:

HANDCUFFING:

PPCT:

OTHER:

**LAPD - LANSING POLICE
DEPARTMENT
Case Report**



Case No. 2351903683
Report Date/Time: 4/29/2023 10:40:00 AM
Reporting Officer: Logsdon, Rachel

NARRATIVE:

Logsdon, Rachel
4/29/2023 11:27:53 AM
INFORMATION:

On 04/29/2023 I got called to welfare check at 3634 Karen. Neighbor called in stating they had not seen or heard from Cora Kelley in a few days. Her porch light had been on for 3 days and she was not answering her phone. Cora is an elderly female who lives alone at this address. The neighbor had knocked on the doors and windows without any response.

OFFICERS ACTIONS:

Upon arrival I walked around the exterior of the home. The screen doors were both locked and all the windows were covered making it impossible to see inside. There was mail in the mailbox. I knocked on the door and made announcements for several minutes without any response. I checked local hospitals and she was not there. We had no call history at this address. TLO was checked for family and none was located. There was a vehicle in the driveway and I ran the license plate and the registered owner was a deceased male. We did a neighborhood canvass and none of the neighbors had seen her in a few days. Which they all stated was unusual for her.

FORCE ENTRY:

The decision was made to force entry into the home to check her welfare. We were able to force open the screen door without any damage. We broke the two windows to the interior west facing door and reached in and unlocked the door. We checked the interior of the residence and did not locate Cora or anyone else inside.

CODE COMPLIANCE:

We called Code Compliance to come out and board up the window. The home was able to be secured.

DISPOSITION:

NRF

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Topic(s) to be addressed aid to Israel

Name (print) Wendy Shapiro E-Mail (optional) _____

Address (street, city, zip) 2500 Beawardin Dr #202

Company or organization represented, etc. (if applicable) _____

Signature [Signature]

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Topic(s) to be addressed City Charter

Name (print) Nicklas Zander E-Mail (optional) nwzande@gmail.com

Address (street, city, zip) 411 W. Walbridge Ave Lansing MI 48906

Company or organization represented, etc. (if applicable) Decentralize Lansing

Signature Nicklas Zander

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Topic(s) to be addressed CIT & Mayor Dandridge

Name (print) Daniel K. Arnold E-Mail (optional) _____

Address (street, city, zip) 535 N. Cedar Apt #304

Company or organization represented, etc. (if applicable) _____

Signature [Signature]

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Topic(s) to be addressed Lawsuits ~~ag~~ involving the City

Name (print) Norm Bauer E-Mail (optional) actoradvocate@gmail.com

Address (street, city, zip) 205 E. Jolly Rd #2

Company or organization represented, etc. (if applicable) _____

Signature Norm Bauer

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Topic(s) to be addressed Warming center

Name (print) Kelsey Brianna E-Mail (optional) _____

Address (street, city, zip) 2720 Senate Ave #8

Company or organization represented, etc. (if applicable) _____

Signature Kelsey

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Topic(s) to be addressed warming center, cease fire

Name (print) William Lawrence E-Mail (optional) _____

Address (street, city, zip) 731 W. Comasee St

Company or organization represented, etc. (if applicable) _____

Signature [Signature]

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Topic(s) to be addressed Ceasefire Resolution

Name (print) Kyle Richard E-Mail (optional) 517kyle@gmail.com

Address (street, city, zip) 916 West St 48915

Company or organization represented, etc. (if applicable) _____

Signature Kyle Richard

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Topic(s) to be addressed Shelter

Name (print) David Ellis E-Mail (optional) _____

Address (street, city, zip) 323 N Walnut St

Company or organization represented, etc. (if applicable) _____

Signature David Ellis

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Topic(s) to be addressed Warming Center/Shelters

Name (print) Luna Brown E-Mail (optional) _____

Address (street, city, zip) 1216 E Kalamazoo St. Lansing 48912

Company or organization represented, etc. (if applicable) _____

Signature Luna Brown

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Topic(s) to be addressed Shelter

Name (print) Loretta Stanaway E-Mail (optional) _____

Address (street, city, zip) 546 Armstrong

Company or organization represented, etc. (if applicable) _____

Signature L Stanaway

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Topic(s) to be addressed Let's Warming Center
Name (print) Nathan Hallman E-Mail (optional) nathanmhallman@gmail.com
Address (street, city, zip) 728 W Lapeer
Company or organization represented, etc. (if applicable) _____
Signature N. Hallman

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Topic(s) to be addressed Homelessness

Name (print) Way E-Mail (optional) _____

Address (street, city, zip) 744 N MEK

Company or organization represented, etc. (if applicable) Fledge / station outside

Signature [Signature]

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Topic(s) to be addressed bioengineering community / best of the land Wood

Name (print) Frederic McLaughlin E-Mail (optional) fmcl@shelton.net

Address (street, city, zip) 1407 W. Holmes Rd

Company or organization represented, etc. (if applicable) _____

Signature Frederic McLaughlin

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Topic(s) to be addressed ceasefire in Gaza

Name (print) Jessica Saba E-Mail (optional) _____

Address (street, city, zip) 534 cherry st. Lansing MI 48933

Company or organization represented, etc. (if applicable) _____

Signature Jessica

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Topic(s) to be addressed Warning Centers, Resolution supporting Gaza Ceasefire

Name (print) Leah Fitch E-Mail (optional) _____

Address (street, city, zip) 1413 Everett St

Company or organization represented, etc. (if applicable) _____

Signature [Signature]

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Topic(s) to be addressed Ceasefire resolution

Name (print) Peter Fowler E-Mail (optional) _____

Address (street, city, zip) 1915 Hyland St. Lansing MI 48915

Company or organization represented, etc. (if applicable) _____

Signature [Handwritten Signature]

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Topic(s) to be addressed Gaza ceasefire resolution

Name (print) Samuel Burton E-Mail (optional) _____

Address (street, city, zip) 3647 Jolly Oak Rd, Okemos 48864

Company or organization represented, etc. (if applicable) Greater Lansing DSA

Signature Sam Burton

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Topic(s) to be addressed ceasefire resolution

Name (print) Sarah Hopkins E-Mail (optional) _____

Address (street, city, zip) 216 Haze St. Lansing, MI 48917

Company or organization represented, etc. (if applicable) _____

Signature Sarah Hopkins

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Topic(s) to be addressed Cease fire for palestine

Name (print) Noelle Williams E-Mail (optional) noellewilliams103@gmail.com

Address (street, city, zip) 5700 Beach St Mt Morris, MI 48458

Company or organization represented, etc. (if applicable) _____

Signature [Handwritten Signature]

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Topic(s) to be addressed Warming Center, Resolution on calling for ceasefire in Gaza

Name (print) Sara E-Mail (optional) _____

Address (street, city, zip) _____

Company or organization represented, etc. (if applicable) _____

Signature [Handwritten Signature]

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Topic(s) to be addressed Palestine solidarity

Name (print) Lucas AZ E-Mail (optional) _____

Address (street, city, zip) _____

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