

Regular Meeting Of Lansing City Council

Tony Benavides Lansing City Council Chambers
David C. Hollister Lansing City Hall
124 W. Michigan Avenue, 10th Floor
Lansing, Michigan



Agenda for September 13, 2021 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.

MEETING LOCATION CHANGE Due to recent water damage at City Hall, this meeting will take place at 2500 S. Washington Ave, Lansing MI 48910 in the Drill Hall on the first floor.

Due to recent water damage at City Hall, this meeting will take place at the **South Washington Office Complex located at 2500 S. Washington Ave, Lansing MI 48910** in the Drill Hall on the first floor.

The Complex is located on CATA Route 2, and north of Washington Park. Parking is free with parking spaces both in the front and back of the building.

MASK REQUIREMENT

Face coverings are required by all Council Members, City officials and staff, and members of the public at all City Council and committee meetings. For City of Lansing COVID-19 Information, please visit www.lansingmi.gov/coronavirus

ROLL CALL

MEDITATION AND PLEDGE OF ALLEGIANCE

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

1. August 23, 2021

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.)

SPECIAL CEREMONIES and PRESENTATIONS

2. Tribute; in recognition of Olympic Medalist Taylor Manson

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

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.)

comment sheets

SCHEDULED PUBLIC HEARINGS

COUNCIL CONSIDERATION OF LEGISLATIVE MATTERS

REFERRAL OF PUBLIC HEARINGS

ORDINANCES FOR PASSAGE

3. Payment in Lieu of Taxes (PILOT); The Apartments West, 519 W. Kalamazoo Street (PEND-2602)
4. Payment in Lieu of Taxes (PILOT); The Porter Apartments, 505 Townsend Street (PEND-2600)
5. Payment in Lieu of Taxes (PILOT); Walter French, 1900 S. Cedar St. (PEND-2608)
6. Payment in Lieu of Taxes (PILOT); Cedar Place, 201 W. Jolly Rd. (PEND-2611)
7. Amend Chapter 658 Section 658.03, to replace willful annoyance with the prohibition that no person shall threaten another person by word of mouth, gesture, or other physical action that accosts, molests, or otherwise harasses the other person (PEND-2302)

CONSENT AGENDA

8. Tribute; in recognition of the Lansing School District and Board of Education (PEND-2653)
9. Setting a Show Cause Hearing in consideration of Orders to Make Safe or Demolish to the the owners of property located at 4511 S. Martin Luther King, Jr. Blvd. (PEND-2630)
10. Claim Appeal; Claim #1851, Jonna Stellwag for \$640.50 in Trash Removal fees at 1532 Illinois Ave. (PEND-2635)

RESOLUTIONS FOR ACTION

11. Grant Acceptance; STOP Violence Against Women Grant - 2022 (PEND-2628)
12. Grant Acceptance; US Department of Housing and Urban Development Continuum of Care (PEND-2629)

REPORTS FROM COUNCIL COMMITTEES

ORDINANCES FOR INTRODUCTION and Setting of Public Hearings

13. An Ordinance to establish an Arts and Culture Commission (PEND-2614)

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:

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

Item(s) from the Mayor re:

15. Setting a Show Cause Hearing in consideration of Orders to Make Safe or Demolish to the owners of property located at 4108 Deerfield Ave. (PEND-2638)
16. Orders to Make Safe or Demolish to the owners of property located at 4108 Deerfield Ave. (PEND-2637)
17. Grant Acceptance; U.S. Geological Survey Grant for installing a streamgage on Sycamore Creek (PEND-2639)
18. Grant Acceptance; Financially Distressed Cities, Villages, and Townships (FDCVT) Grant for the Core Switches Project (PEND-2640)
19. Donation Acceptance; Lansing Police Department Special Tactics and Rescue Team in honor of Retired Detective Ronald Seyka to upgrade Unit's ballistic shields (PEND-2641)
20. Grant Acceptance; Project Safe Neighborhood Grant for the Lansing Police Department to distribute backpacks to the Lansing Youth Football League (PEND-2644)
21. Sole Source Purchase; Human Resources Department request to use Public Sector Search & Consulting (PSSC) as the vendor for the search for a new Police Chief
22. Sole Source Purchase; Human Resources Department request to use Strategic Government Resources as the vendor for the search for a new Fire Chief
23. Appointment; Cordelia Black as an At Large member of the Human Relations and Community Services Advisory Board for a term to expire June 30, 2022 (PEND-2646)
24. Appointment; Andrew Abood as an At Large member of the Board of Police Commissioners for a term to expire June 30, 2025 (PEND-2647)
25. Appointment; Matthew (Dusty) Horwitt as an At Large member of the Board of Water and Light for a term to expire June 30, 2023 (PEND-2648)

26. Setting a Public Hearing in consideration of the Ordinance to Amend Part 12, Title 6 Form Based Zoning Code (PEND-2654)
27. Amend Part 12, Title 6 Form Based Zoning Code (PEND-2655)

Items from Council Member Betz

28. Setting a Public Hearing in consideration of an Ordinance to establish an Equity, Diversity, and Inclusion Advisory Board (PEND-2642)
29. An Ordinance to establish an Equity, Diversity, and Inclusion Advisory Board (PEND-2643)

Communications and Petitions

30. Claim Appeal; Claim #1821, Sunset Realty LLC for \$1592 in trash fees at 705 Princeton Ave. (PEND-2650)
31. Joint Reappointment; Ayanna Neal and Jacqueline Straub to the Ingham County/City of Lansing Community Corrections Advisory Board for a term to expire of September 17, 2024 (PEND-2649)
32. Notice from the Michigan Liquor Control Commission; Qoala Acquisition Corp. request for Transfer Ownership Escrowed 2021 Class C & SDM License; New Sunday Sales Permit (AM); New Sunday Sales Permit (PM); New Direct Connection; New Entertainment Permit at 310 N Clippert St (RID # RQ-2109-13860)

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.)

comment sheets

ADJOURNMENT

MEETING LOCATION CHANGE Due to recent water damage at City Hall, this meeting will take place at 2500 S. Washington Ave, Lansing MI 48910 in the Drill Hall on the first floor.



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.

RESOLUTION #2021-181

BY COUNCILMEMBERS BETZ, DUNBAR, GARZA, HUSSAIN, JACKSON,
SPADAFORÉ, SPITZLEY AND WOOD
RESOLVED BY THE CITY OF LANSING CITY COUNCIL

WHEREAS, Taylor Manson was born September 29, 1999 in Lansing, Michigan and started running at the age of 7; and

WHEREAS, as a freshman at Waverly High School Taylor was part of the winning Division 2 State 800m & 1600m team relays. In 2016, as a junior at East Lansing High School Taylor excelled at three top events in Division 1. She came in 2nd place in the 400m dash at 53.56 which was just short of the State record, 5th place in the 200m dash and in the 800m team relay finished 3rd. Taylor went on to be named the State Journal's girls track athlete of the year in 2016 and in 2017, her senior year was State Champion in the 400m with a time of 53.21; and

WHEREAS, Taylor is currently enrolled at the University of Florida with many career highlights that include Two-time All-SEC Outdoor Second Team (2018, 2019), Two-time All-SEC Indoor Second Team (2019, 2021), 2020 USTFCCA Indoor All-American (400m & 4x400m) and 2021 Indoor First-Team All-America (4x400m) to name a few. In 2018, Taylor was the U.S. U20 400m Champion and won the bronze medal representing the United States at the IAAF World U20 Championship in Tampere, Finland, where she also anchored the U.S. Women's gold medal relay team; and

WHEREAS, Taylor made the 2020 Summer Olympic Track & Field Team and proceeded to win the Bronze Medal in Tokyo in the 4x400-meter mixed relay.

NOW THEREFORE, BE IT RESOLVED, that the Lansing City Council congratulates Taylor Manson on all of her accomplishments and monumental achievement in winning a Bronze medal in the Olympic Games Tokyo 2020.

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) PILOTS Item Description _____

Name (print) Loretta Stanaway E-Mail (optional) soswoop@aol.com

Address (street, city, zip) _____

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

Signature Loretta Stanaway

- 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.*

Persons with disabilities who need an accommodation to fully participate in this meeting should contact the City Clerk's Office at (517) 483-4131 (TDD (517) 483-4479). 24 hour notice may be needed for certain accommodations. An attempt will be made to grant all reasonable accommodation requests.

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Agenda Item Number(s) 2611

Item Description PILOT - Cedar place

Name (print) SCOTT FRYE

E-Mail (optional) sfrye@ROSECOMPANIES.COM

Address (street, city, zip) 6000 Freedom Sq - Independence OH 44131

Company or organization represented, etc. (if applicable) Jonathan Rose Companies

Signature [Signature]

- 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.
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Thank you for your involvement and interest in our City,
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PASSAGE OF ORDINANCE

An Ordinance Of The City Of Lansing, Michigan, to amend the Lansing Codified Ordinances (Code) by Adding a New Section 884.____ for the purposes of providing for an extension of a service charge in lieu of taxes for seventy-five (75) low income elderly dwelling units in a project known as West School Apartments, pursuant to the provisions of the State Housing Development Authority Act Of 1966, as amended.

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

COUNCIL MEMBER	YEAS	NAYS
DUNBAR	☐	☐
BETZ	☐	☐
GARZA	☐	☐
HUSSAIN	☐	☐
JACKSON	☐	☐
SPADAFORE	☐	☐
SPITZLEY	☐	☐
WOOD	☐	☐
	_____	_____
☐ ADOPTED	☐ FAILED	

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND THE CODE OF ORDINANCES OF THE CITY OF LANSING BY ADDING A NEW SECTION 884. __ FOR THE PURPOSES OF PROVIDING FOR A SERVICE CHARGE IN LIEU OF TAXES FOR SEVENTY-FIVE (75) LOW INCOME ELDERLY DWELLING UNITS IN A PROJECT KNOWN AS WEST SCHOOL APARTMENTS, PURSUANT TO THE PROVISIONS OF THE STATE HOUSING DEVELOPMENT AUTHORITY ACT OF 1966, (BEING PUBLIC ACT 346 OF 1966, AS AMENDED [MCL 125.1401, ET SEQ.]) (THE "ACT").

THE CITY OF LANSING ORDAINS:

SECTION 1. That Chapter 884 of the Code of Ordinances of the City of Lansing, Michigan be amended to add a new Section _____ to read as follows:

(A) *PURPOSE*. IT IS ACKNOWLEDGED THAT IT IS A PROPER PUBLIC PURPOSE OF THE STATE AND ITS POLITICAL SUBDIVISIONS TO PROVIDE HOUSING FOR ITS RESIDENTS OF LOW AND MODERATE INCOME AND TO ENCOURAGE THE DEVELOPMENT OF SUCH HOUSING BY PROVIDING FOR A SERVICE CHARGE IN LIEU OF PROPERTY TAXES IN ACCORDANCE WITH THE STATE HOUSING DEVELOPMENT AUTHORITY ACT OF 1966, BEING PUBLIC ACT 346 OF 1966, AS AMENDED [MCL 125.1401, ET SEQ.]. THE CITY IS AUTHORIZED BY SUCH ACT TO ESTABLISH OR CHANGE THE SERVICE CHARGE TO BE PAID IN LIEU OF TAXES BY ANY OR ALL CLASSES OF HOUSING EXEMPT FROM TAXATION UNDER SUCH ACT AT ANY AMOUNT IT CHOOSES, NOT TO EXCEED THE TAXES THAT WOULD BE PAID BUT FOR THIS ACT. IT IS FURTHER ACKNOWLEDGED THAT SUCH

HOUSING FOR ELDERLY PERSONS OF LOW AND MODERATE INCOME IS A PUBLIC NECESSITY, AND AS THE CITY WILL BE BENEFITED AND IMPROVED BY SUCH HOUSING, THE ENCOURAGEMENT OF THE SAME BY PROVIDING CERTAIN REAL ESTATE TAX EXEMPTION FOR SUCH HOUSING IS A VALID PUBLIC PURPOSE.

(B) *DEFINITIONS.*

- (1) "*ACT*" MEANS THE STATE HOUSING DEVELOPMENT AUTHORITY ACT, BEING PUBLIC ACT 346 OF 1966, AS AMENDED.
- (2) "*ANNUAL SHELTER RENTS*" MEANS THE TOTAL COLLECTIONS DURING AN AGREED ANNUAL PERIOD FROM ALL PERSONS OF LOW OR MODERATE INCOME, OCCUPYING THE HOUSING DEVELOPMENT REPRESENTING RENTS FOR OCCUPANCY, WHICH RENTAL AMOUNTS SHALL BE EXCLUSIVE OF CHARGES FOR GAS, ELECTRICITY, HEAT OR OTHER UTILITIES FURNISHED TO THE OCCUPANTS.
- (3) "*AUTHORITY*" MEANS THE MICHIGAN STATE HOUSING DEVELOPMENT AUTHORITY.
- (4) "*HOUSING DEVELOPMENT* " OR " *DEVELOPMENT*" MEANS A DEVELOPMENT WHICH CONTAINS A SIGNIFICANT ELEMENT OF HOUSING FOR PERSONS OF LOW AND MODERATE INCOME AND SUCH ELEMENTS OF OTHER HOUSING, COMMERCIAL, RECREATIONAL, INDUSTRIAL, COMMUNAL AND EDUCATIONAL FACILITIES AS THE AUTHORITY MAY DETERMINE WILL IMPROVE THE QUALITY OF THE DEVELOPMENT AS IT RELATES TO

HOUSING FOR PERSONS OF LOW AND MODERATE INCOME. FOR THE PURPOSE OF THIS SECTION, THE NAME OF THIS DEVELOPMENT IS WEST SCHOOL APARTMENTS, AND CONSISTS OF SEVENTY-FIVE (75) UNITS OF RENTAL HOUSING LOCATED WITHIN LANSING AT:

THAT PART OF ASSESSOR'S BLOCK 140 ORIG PLAT

- (5) "*HUD*" MEANS THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT OF THE UNITED STATES GOVERNMENT.
- (6) "*LOW INCOME HOUSING TAX CREDIT PROGRAM*" MEANS THE PROGRAM ESTABLISHED BY SECTION 42 OF THE UNITED STATES INTERNAL REVENUE CODE.
- (7) "*LOW OR MODERATE INCOME*" MEANS LOW OR MODERATE INCOME ELIGIBILITY UNDER THE AUTHORITY ACT OR RULES.
- (8) "*MORTGAGE LOAN*" MEANS A LOAN THAT IS FEDERALLY-AIDED (AS DEFINED IN SECTION 11 OF THE ACT) OR A LOAN OR GRANT MADE OR TO BE MADE BY THE AUTHORITY TO THE SPONSOR FOR THE CONSTRUCTION, REHABILITATION, ACQUISITION AND/OR PERMANENT FINANCING OF A HOUSING PROJECT AND SECURED BY A MORTGAGE ON THE HOUSING PROJECT.
- (9) "*SPONSOR*" MEANS A PERSON OR OTHER ENTITY WITH A HOUSING DEVELOPMENT WHICH IS FINANCED OR ASSISTED PURSUANT TO THE ACT. FOR PURPOSES OF THIS SECTION, THE SPONSOR OF WEST SCHOOL

APARTMENTS IS GCDS WEST SCHOOL LIMITED DIVIDEND HOUSING ASSOCIATION, LLC, OR ITS SUCCESSORS OR ASSIGNS.

(10) "*UTILITIES*" MEANS FUEL, WATER, SANITARY SEWER AND/OR ELECTRICAL SERVICE, WHICH IS PAID FOR BY THE HOUSING DEVELOPMENT.

(C) *ESTABLISHMENT OF ANNUAL SERVICE CHARGE.*

(1) THE CITY ACKNOWLEDGES THAT THE SPONSOR AND THE AUTHORITY HAVE ESTABLISHED THE ECONOMIC FEASIBILITY OF WEST SCHOOL APARTMENTS IN RELIANCE UPON THE ENACTMENT AND CONTINUING EFFECT OF THIS SECTION AND UPON THE QUALIFICATION OF THE SEVENTY-FIVE (75) UNITS OF HOUSING IN THE HOUSING DEVELOPMENT FOR EXEMPTION FROM ALL PROPERTY TAXES AS ESTABLISHED IN THIS SECTION.

(2) SUBJECT TO THE CONDITIONS AND REQUIREMENTS OF THIS SECTION AND THE ACT, THE SEVENTY-FIVE (75) UNITS IN THE HOUSING DEVELOPMENT FOR PERSONS OF LOW AND MODERATE INCOME IDENTIFIED AS WEST SCHOOL APARTMENTS AND THE PROPERTY ON WHICH THEY ARE CONSTRUCTED SHALL BE EXEMPT FROM ALL PROPERTY TAXES FOR NOT MORE THAN FORTY (40) YEARS, COMMENCING WITH THE ACQUISITION OF THE PROPERTY BY SPONSOR.

(3) IN LIEU OF ALL SAID PROPERTY TAXES ON THE SEVENTY-FIVE (75) UNITS IN THE HOUSING DEVELOPMENT, THE SPONSOR SHALL PAY, AND THE CITY

WILL ACCEPT, AN ANNUAL SERVICE CHARGE FOR PUBLIC SERVICES IN THE SUM EQUAL TO FOUR PERCENT (4%) OF THE ANNUAL SHELTER RENTS.

- (4) THE EXEMPTION PROVIDED UNDER THIS SECTION SHALL COMMENCE WHEN THE SPONSOR COMPLIES WITH SECTION 15A(1) OF 1966 PA 346, AS AMENDED, CODIFIED AS MCL 125.1415a(1), WHICH PROVIDES: THE OWNER OF A HOUSING PROJECT ELIGIBLE FOR THE EXEMPTION SHALL FILE WITH THE LOCAL ASSESSING OFFICER (THE CITY ASSESSOR) A NOTIFICATION OF THE EXEMPTION, WHICH SHALL BE IN AN AFFIDAVIT FORM AS PROVIDED BY THE AUTHORITY. THE COMPLETED AFFIDAVIT FORM FIRST SHALL BE SUBMITTED TO THE AUTHORITY FOR CERTIFICATION BY THE AUTHORITY THAT THE PROJECT IS ELIGIBLE FOR THE EXEMPTION. THE OWNER THEN SHALL FILE OR CAUSE TO BE FILED THE CERTIFIED NOTIFICATION OF THE EXEMPTION WITH THE LOCAL ASSESSING OFFICER BEFORE NOVEMBER 1 OF THE YEAR PRECEDING THE TAX YEAR IN WHICH THE EXEMPTION IS TO BEGIN.
- (5) IN ADDITION TO THE CERTIFICATION REQUIRED PURSUANT TO SUBSECTION (C)(4), THE SPONSOR SHALL PROVIDE FOR THE HOUSING DEVELOPMENT ANNUALLY IN WRITING TO THE CITY ASSESSOR FOR THE PRECEDING YEAR IN WHICH THE PROPERTY TAX EXEMPTION WAS IN EFFECT:
- A. THE ANNUAL AUDITED ACCOUNTING REPORT FOR THE PAYMENT IN LIEU OF TAXES; AND

B. A CERTIFIED STATEMENT IDENTIFYING ALL THE UNITS RENTED TO PERSONS OF LOW OR MODERATE INCOME; AND

C. IF REQUESTED BY THE CITY, PROOF THAT THE HOUSING DEVELOPMENT UNITS HAVE NOT INCREASED, DECREASED, OR BEEN ALTERED IN ANY FORM, UNLESS THE CITY HAS OTHERWISE AMENDED THE PROVISIONS OF THIS SECTION; AND

(D) *LIMITATION ON THE PAYMENT OF THE ANNUAL SERVICE CHARGE.*

NOTWITHSTANDING SUBSECTION (C), THE SERVICE CHARGE TO BE PAID EACH YEAR IN LIEU OF TAXES FOR THE PART OF THE HOUSING DEVELOPMENT PROJECT THAT IS TAX EXEMPT AND OCCUPIED BY OTHER THAN LOW OR MODERATE INCOME PERSONS SHALL BE EQUAL TO THE FULL AMOUNT OF THE TAXES THAT WOULD OTHERWISE BE DUE AND PAYABLE ON THAT PORTION OF THE HOUSING DEVELOPMENT PROJECT IF THE PROJECT WERE NOT TAX EXEMPT.

(E) *PAYMENT OF ANNUAL SERVICE CHARGE.* THE SERVICE CHARGE IN LIEU OF TAXES, AS ESTABLISHED UNDER THIS SECTION, SHALL BE PAYABLE IN THE SAME MANNER AS GENERAL PROPERTY TAXES ARE PAYABLE TO THE CITY, EXCEPT THAT THE ANNUAL PAYMENT SHALL BE MADE ON OR BEFORE JULY 1 OF THE YEAR FOLLOWING THE YEAR UPON WHICH SUCH CHARGE IS CALCULATED. COLLECTION PROCEDURES SHALL BE IN ACCORDANCE WITH THE PROVISIONS OF THE GENERAL PROPERTY TAX ACT (1893 PA 206 AS AMENDED; MCL 211.1 ET.SEQ.)

(F) *CONTRACTUAL EFFECT.* NOTWITHSTANDING THE PROVISIONS OF SECTION 15(A)(5) OF THE ACT TO THE CONTRARY, A CONTRACT BETWEEN THE CITY AND THE SPONSOR WITH THE AUTHORITY AS THIRD-PARTY BENEFICIARY UNDER THE CONTRACT, TO PROVIDE TAX EXEMPTION AND ACCEPT PAYMENT IN LIEU OF TAXES AS PREVIOUSLY DESCRIBED, IS EFFECTUATED BY THE ENACTMENT OF THIS SECTION.

(G) *DURATION.* THIS SECTION SHALL REMAIN IN EFFECT AND SHALL NOT TERMINATE FOR FORTY (40) YEARS, COMMENCING WITH THE ACQUISITION OF THE PROPERTY BY THE SPONSOR, PROVIDED THAT THE SPONSOR COMPLIES WITH THE REQUIREMENTS OF THE ACT AND THIS SECTION, AND FURTHER PROVIDED THAT THE HOUSING DEVELOPMENT CONTINUES TO BE RENTED TO LOW OR MODERATE INCOME PERSONS AT RENTS DETERMINED UNDER THE LOW INCOME HOUSING TAX CREDIT PROGRAM, AS THE SAME MAYBE FURTHER AMENDED OR SUPERSEDED, OR THERE IS AN AUTHORITY-AIDED OR FEDERALLY-AIDED MORTGAGE ON THE HOUSING DEVELOPMENT AS PROVIDED IN THE ACT, OR THE AUTHORITY OR HUD HAS AN INTEREST IN THE PROPERTY; BUT IN NO EVENT BEYOND DECEMBER 31, 2062. IF THE SPONSOR CHANGES THE SCOPE OR PURPOSE OF THE SEVENTY-FIVE (75) UNITS OF HOUSING WITHIN THE DEVELOPMENT WITHOUT THE CONSENT OF THE CITY OF LANSING, BY AND THROUGH ITS REPRESENTATIVES, AND IN ACCORDANCE WITH THE REQUIREMENTS OF THE LANSING CITY CHARTER, AND THE SPONSOR OR OTHER RESPONSIBLE PARTY DOES NOT CURE THE VIOLATION AFTER NOTICE IS GIVEN AS PROVIDED IN THE MANNER CONSISTENT WITH

THE METHOD CONTAINED IN SECTION 206.18(b) OF THESE CODIFIED ORDINANCES, THEN THIS SECTION SHALL AUTOMATICALLY EXPIRE AND BE OF NO EFFECT. IF (A) THE REHABILITATION OF THE HOUSING DEVELOPMENT PROJECT DOES NOT COMMENCE OR THE SPONSORS FAIL TO OBTAIN A MORTGAGE LOAN WITHIN TWO (2) YEARS FROM THE EFFECTIVE DATE OF THIS AGREEMENT, OR (B) IF TRANSFER OF TITLE IS NOT EFFECTUATED TO THE GCDS WEST SCHOOL LIMITED DIVIDEND HOUSING ASSOCIATION, LLC WITHIN TWO (2) YEARS FROM THE EFFECTIVE DATE OF THIS AGREEMENT OR (C) IF THE SPONSORS CHANGE THE SCOPE OR PURPOSE OF THE HOUSING DEVELOPMENT PROJECT WITHOUT THE CONSENT OF THE CITY, BY AND THROUGH ITS REPRESENTATIVES, AND IN ACCORDANCE WITH THE REQUIREMENTS OF THE LAW, THIS AGREEMENT SHALL AUTOMATICALLY EXPIRE, TERMINATE AND BE OF NO FURTHER EFFECT.

SECTION 2. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules inconsistent with the provisions hereof are hereby repealed at the time this exemption commences.

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

SECTION 4. This Ordinance shall take effect on the 30th day after enactment unless given immediate effect by the City Council.

PASSAGE OF ORDINANCE

An Ordinance Of The City Of Lansing, Michigan, to amend the Lansing Codified Ordinances (Code) by Adding a New Section 884.____ for the purposes of providing for an extension of a service charge in lieu of taxes for ninety-eight (98) low income elderly dwelling units in a project known as the Porter, pursuant to the provisions of the State Housing Development Authority Act Of 1966, as amended.

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

COUNCIL MEMBER	YEAS	NAYS
DUNBAR	☐	☐
BETZ	☐	☐
GARZA	☐	☐
HUSSAIN	☐	☐
JACKSON	☐	☐
SPADAFORE	☐	☐
SPITZLEY	☐	☐
WOOD	☐	☐
	_____	_____
☐ ADOPTED	☐ FAILED	

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND THE CODE OF ORDINANCES OF THE CITY OF LANSING BY ADDING A NEW SECTION 884.____ FOR THE PURPOSES OF PROVIDING FOR AN EXTENSION OF A SERVICE CHARGE IN LIEU OF TAXES FOR NINETY-EIGHT (98) LOW INCOME ELDERLY DWELLING UNITS IN A PROJECT KNOWN AS THE PORTER, PURSUANT TO THE PROVISIONS OF THE STATE HOUSING DEVELOPMENT AUTHORITY ACT OF 1966, AS AMENDED.

THE CITY OF LANSING ORDAINS:

SECTION 1. THAT CHAPTER 884 OF THE CODE OF ORDINANCES OF THE CITY OF LANSING, MICHIGAN BE AMENDED TO ADD A NEW SECTION 884.____ TO READ AS FOLLOWS:

884.____ THE PORTER

(A) *PURPOSE*. IT IS ACKNOWLEDGED THAT IT IS A PROPER PUBLIC PURPOSE OF THE STATE AND ITS POLITICAL SUBDIVISIONS TO PROVIDE HOUSING FOR ITS RESIDENTS OF LOW AND MODERATE INCOME AND TO ENCOURAGE THE DEVELOPMENT OF SUCH HOUSING BY PROVIDING FOR A SERVICE CHARGE IN LIEU OF PROPERTY TAXES IN ACCORDANCE WITH THE STATE HOUSING DEVELOPMENT AUTHORITY ACT OF 1966, BEING PUBLIC ACT 346 OF 1966, AS AMENDED [MCL 125.1401, ET SEQ.]. THE CITY IS AUTHORIZED BY SUCH ACT TO ESTABLISH OR CHANGE THE SERVICE CHARGE TO BE PAID IN LIEU OF TAXES BY ANY OR ALL CLASSES OF HOUSING EXEMPT FROM TAXATION UNDER SUCH ACT AT ANY AMOUNT IT CHOOSES, NOT TO EXCEED THE TAXES THAT WOULD BE PAID BUT FOR THE ACT. IT IS FURTHER ACKNOWLEDGED THAT SUCH

HOUSING FOR ELDERLY PERSONS OF LOW AND MODERATE INCOME IS A PUBLIC NECESSITY, AND AS THE CITY WILL BE BENEFITED AND IMPROVED BY SUCH HOUSING, THE ENCOURAGEMENT OF THE SAME BY PROVIDING CERTAIN REAL ESTATE TAX EXEMPTION FOR SUCH HOUSING IS A VALID PUBLIC PURPOSE.

(B) *DEFINITIONS.*

- (1) "*ACT*" MEANS THE STATE HOUSING DEVELOPMENT AUTHORITY ACT, BEING PUBLIC ACT 346 OF 1966, AS AMENDED.
- (2) "*ANNUAL SHELTER RENTS*" MEANS THE TOTAL COLLECTIONS DURING AN AGREED ANNUAL PERIOD FROM ALL ELDERLY PERSONS OF LOW OR MODERATE INCOME, OCCUPYING THE HOUSING DEVELOPMENT REPRESENTING RENTS FOR OCCUPANCY, WHICH RENTAL AMOUNTS SHALL BE EXCLUSIVE OF CHARGES FOR GAS, ELECTRICITY, HEAT, STEAM OR OTHER UTILITIES FURNISHED TO THE OCCUPANTS.
- (3) "*AUTHORITY*" MEANS THE MICHIGAN STATE HOUSING DEVELOPMENT AUTHORITY.
- (4) "*ELDERLY PERSON(S)*" MEANS (i) A SINGLE PERSON WHO IS 55 YEARS OF AGE OR OLDER OR A HOUSEHOLD IN WHICH AT LEAST ONE MEMBER IS 55 YEARS OF AGE OR OLDER OR (ii) A PERSON WITH DISABILITIES, A DISABLED FAMILY, OR DISPLACED FAMILY ALL AS DEFINED IN 24 CFR 5.403.

- (5) "*HOUSING DEVELOPMENT* " OR "*DEVELOPMENT*" MEANS A DEVELOPMENT WHICH CONTAINS A SIGNIFICANT ELEMENT OF HOUSING FOR ELDERLY PERSONS OF LOW AND MODERATE INCOME AND SUCH ELEMENTS OF OTHER HOUSING, COMMERCIAL, RECREATIONAL, INDUSTRIAL, COMMUNAL AND EDUCATIONAL FACILITIES AS THE AUTHORITY MAY DETERMINE WILL IMPROVE THE QUALITY OF THE DEVELOPMENT AS IT RELATES TO HOUSING FOR ELDERLY PERSONS OF LOW AND MODERATE INCOME. FOR THE PURPOSE OF THIS SECTION, THE NAME OF THIS DEVELOPMENT IS THE PORTER, AND IS LEGALLY DESCRIBED AS FOLLOWS:

Land Situated in the State of Michigan, County of Ingham, City of Lansing.

That part of Lots 7, 8, 9, 10, 11 and 12, Block 148, ORIGINAL PLAT OF THE CITY OF LANSING, Ingham County, Michigan, as recorded in Liber 2, Page 36 of Plats, Ingham County Records, described as: Beginning at the Northwest corner of Lot 12, Block 148; thence North 89 degrees 56 minutes 49 seconds East 122.52 feet on the North line of Block 148; thence South 00 degrees 04 minutes 36 seconds West 90.00 feet on a line 17.0 feet East of the East wall of the existing apartment building; thence South 47 degrees 31 minutes 21 seconds West 6.64 feet; thence South 00 degrees 04 minutes 36 seconds West 72.0 feet; thence South 89 degrees 49 minutes 35 seconds East 4.09 feet; thence South 00 degrees 04 minutes 37 seconds West 163.16 feet to the South line of Lot 8; thence North 89 degrees 59 minutes 02 seconds West 22.00 feet; thence South 00 degrees 16 minutes 09 seconds West 65.88 feet to the South line of Lot 7; thence South 89 degrees 56 minutes 24 seconds West 36.00 feet; thence North 00 degrees 09 minutes 48 seconds East 66.27 feet to the South line of Lot 8; thence South 89 degrees 42 minutes 06 seconds West 63.15 feet to the West line of Block 148; thence North 00 degrees 00 minutes 00 seconds East 329.51 feet on the West line of Block 148 to the point of beginning.

Tax Parcel: 33-01-01-16-380-073

- (6) "*HUD*" MEANS THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT OF THE UNITED STATES GOVERNMENT.

- (7) "*LOW INCOME HOUSING TAX CREDIT PROGRAM*" MEANS THE PROGRAM ESTABLISHED BY SECTION 42 OF THE UNITED STATES INTERNAL REVENUE CODE.
- (8) "*LOW OR MODERATE INCOME*" MEANS LOW OR MODERATE INCOME ELIGIBILITY UNDER THE AUTHORITY ACT OR RULES.
- (9) "*MORTGAGE LOAN*" MEANS A FEDERALLY-AIDED LOAN TO BE MADE BY A PRIVATE ENTITY OR A FEDERALLY-AIDED LOAN INSURED BY HUD, OR A LOAN FROM THE AUTHORITY FOR THE FINANCING OF THE PURCHASE OR REHABILITATION OF THE HOUSING DEVELOPMENT.
- (10) "*SPONSOR*" MEANS A PERSON OR OTHER ENTITY WITH A HOUSING DEVELOPMENT WHICH IS FINANCED OR ASSISTED PURSUANT TO THE ACT. FOR PURPOSES OF THIS SECTION, THE SPONSOR OF THE PORTER IS THE PORTER LIMITED HOUSING ASSOCIATION LIMITED PARTNERSHIP, OR ITS SUCCESSORS OR ASSIGNS.
- (11) "*UTILITIES*" MEANS FUEL, WATER, HEAT, STEAM, SANITARY SEWER AND/OR ELECTRICAL SERVICE, WHICH IS PAID FOR BY THE HOUSING DEVELOPMENT, AS DEFINED IN THE ACT.
- (12) OTHER TERMS. ALL TERMS REFERENCING THE ACT BUT NOT DEFINED IN THIS SECTION SHALL HAVE THE SAME MEANING GIVEN IN THE ACT.
- (C) *ESTABLISHMENT OF ANNUAL SERVICE CHARGE.*
- (1) THE CITY ACKNOWLEDGES THAT THE SPONSOR AND THE AUTHORITY HAVE ESTABLISHED THE ECONOMIC FEASIBILITY OF THE PORTER IN

RELIANCE UPON THE ENACTMENT AND CONTINUING EFFECT OF THIS SECTION AND UPON THE QUALIFICATION OF THE NINETY-EIGHT (98) UNITS OF ELDERLY HOUSING IN THE HOUSING DEVELOPMENT FOR EXEMPTION FROM ALL PROPERTY TAXES AS ESTABLISHED IN THIS SECTION.

- (2) SUBJECT TO THE CONDITIONS AND REQUIREMENTS OF THIS SECTION AND THE ACT, THE NINETY-EIGHT (98) UNITS IN THE ELDERLY HOUSING DEVELOPMENT FOR PERSONS OF LOW AND MODERATE INCOME IDENTIFIED AS THE PORTER SENIOR APARTMENTS AND THE PROPERTY ON WHICH THEY ARE CONSTRUCTED SHALL BE EXEMPT FROM ALL PROPERTY TAXES FOR FORTY (40) YEARS, COMMENCING WITH THE FIRST YEAR OF EXEMPTION AS SET FORTH IN PARAGRAPH (C)(4) HEREOF.
- (3) IN LIEU OF ALL SAID PROPERTY TAXES ON THE NINETY-EIGHT (98) UNITS IN THE ELDERLY HOUSING DEVELOPMENT, THE SPONSOR SHALL PAY, AND THE CITY WILL ACCEPT, AN ANNUAL SERVICE CHARGE FOR PUBLIC SERVICES IN THE SUM EQUAL TO FOUR PERCENT (4%) OF THE ANNUAL SHELTER RENTS ACTUALLY COLLECTED, LESS THE ANNUAL AMOUNT OF UTILITIES PAID DURING THE SAME PERIOD.
- (4) THE EXEMPTION PROVIDED UNDER THIS SECTION SHALL RESCIND AND REPLACE ANY PRIOR EXEMPTIONS AND SHALL COMMENCE EFFECTIVE ON JANUARY 1 OF THE CALENDAR YEAR FOLLOWING THE YEAR IN WHICH THE SPONSOR ENTERS INTO A NEW MORTGAGE LOAN WITH THE AUTHORITY AND COMPLIES WITH SECTION 15A(1) OF 1966 PA 346, AS

AMENDED, CODIFIED AS MCL 125.1415(a)(1), WHICH PROVIDES: THE OWNER OF A HOUSING PROJECT ELIGIBLE FOR THE EXEMPTION SHALL FILE WITH THE LOCAL ASSESSING OFFICER (THE CITY ASSESSOR) A NOTIFICATION OF THE EXEMPTION, WHICH SHALL BE IN AN AFFIDAVIT FORM AS PROVIDED BY THE AUTHORITY. THE COMPLETED AFFIDAVIT FORM FIRST SHALL BE SUBMITTED TO THE AUTHORITY FOR CERTIFICATION BY THE AUTHORITY THAT THE PROJECT IS ELIGIBLE FOR THE EXEMPTION. THE OWNER THEN SHALL FILE, OR CAUSE TO BE FILED, THE CERTIFIED NOTIFICATION OF THE EXEMPTION WITH THE LOCAL ASSESSING OFFICER BEFORE NOVEMBER 1 OF THE YEAR PRECEDING THE TAX YEAR IN WHICH THE EXEMPTION IS TO BEGIN.

(5) IN ADDITION TO THE CERTIFICATION REQUIRED PURSUANT TO SUBSECTION (C)(4), THE SPONSOR SHALL PROVIDE FOR THE HOUSING DEVELOPMENT ANNUALLY IN WRITING TO THE CITY ASSESSOR FOR THE PRECEDING YEAR IN WHICH THE PROPERTY TAX EXEMPTION WAS IN EFFECT:

- A. THE ANNUAL AUDITED ACCOUNTING REPORT FOR THE PAYMENT IN LIEU OF TAXES; AND
- B. A CERTIFIED STATEMENT IDENTIFYING ALL THE UNITS RENTED TO ELDERLY PERSONS OF LOW OF MODERATE INCOME; AND
- C. IF REQUESTED BY THE CITY, PROOF THAT THE HOUSING DEVELOPMENT UNITS HAVE NOT INCREASED, DECREASED, OR BEEN ALTERED IN ANY MATERIAL FORM, WITH THE EXCEPTION OF

UPGRADES, LIKE KIND REPLACEMENTS OR REPAIRS NEEDED IN THE ORDINARY COURSE OF BUSINESS, UNLESS THE CITY HAS OTHERWISE AMENDED THE PROVISIONS OF THIS SECTION.

(D) *LIMITATION ON THE PAYMENT OF THE ANNUAL SERVICE CHARGE.*

NOTWITHSTANDING SUBSECTION (C), THE SERVICE CHARGE TO BE PAID EACH YEAR IN LIEU OF TAXES FOR THE RENTAL HOUSING UNITS OF THE HOUSING DEVELOPMENT PROJECT THAT IS TAX EXEMPT AND OCCUPIED BY RESIDENTS OTHER THAN LOW OR MODERATE INCOME ELDERLY PERSONS SHALL BE EQUAL TO THE FULL AMOUNT OF THE TAXES THAT WOULD OTHERWISE BE DUE AND PAYABLE ON THAT PORTION OF THE HOUSING DEVELOPMENT PROJECT IF THE PROJECT WERE NOT TAX EXEMPT.

(E) *PAYMENT OF ANNUAL SERVICE CHARGE.* THE SERVICE CHARGE IN LIEU OF TAXES, AS ESTABLISHED UNDER THIS SECTION, SHALL BE PAYABLE IN THE SAME MANNER AS GENERAL PROPERTY TAXES ARE PAYABLE TO THE CITY, AND DISTRIBUTED TO THE SEVERAL UNITS LEVYING THE GENERAL PROPERTY TAX IN THE SAME PROPORTION AS PREVAILED WITH THE GENERAL PROPERTY TAX IN THE PREVIOUS YEAR, EXCEPT THAT THE ANNUAL PAYMENT SHALL BE MADE ON OR BEFORE JULY 1 OF THE YEAR FOLLOWING THE YEAR UPON WHICH SUCH CHARGE IS CALCULATED. COLLECTION PROCEDURE SHALL BE IN ACCORDANCE WITH THE PROVISIONS OF THE GENERAL PROPERTY TAX ACT (1893 PA 206, AS AMENDED; MCL 211.1, ET SEQ.).

(F) *CONTRACTUAL EFFECT.* NOTWITHSTANDING THE PROVISIONS OF SECTION 15(A)(5) OF THE ACT TO THE CONTRARY, A CONTRACT BETWEEN THE CITY

AND THE SPONSOR WITH THE AUTHORITY AS THIRD-PARTY BENEFICIARY UNDER THE CONTRACT, TO PROVIDE TAX EXEMPTION AND ACCEPT PAYMENT IN LIEU OF TAXES AS PREVIOUSLY DESCRIBED, IS EFFECTUATED BY THE ENACTMENT OF THIS SECTION.

(G) *COMMENCEMENT AND DURATION.* THE PROPERTY TAX EXEMPT STATUS OF THE HOUSING DEVELOPMENT PROJECT ACKNOWLEDGED BY THIS AGREEMENT SHALL REMAIN IN EFFECT AND SHALL NOT TERMINATE SO LONG AS THE MORTGAGE LOAN FOR THE HOUSING DEVELOPMENT PROJECT REMAINS OUTSTANDING AND UNPAID, BUT NOT TO EXCEED FORTY (40) YEARS FOLLOWING THE YEAR IN WHICH THE EXEMPTION COMMENCES HEREUNDER, PROVIDED THAT THE SPONSOR COMPLIES WITH THE REQUIREMENTS OF THE ACT AND THIS SECTION, AND FURTHER PROVIDED THAT THE HOUSING DEVELOPMENT CONTINUES TO BE RENTED TO LOW OR MODERATE INCOME ELDERLY PERSONS AT RENTS DETERMINED UNDER THE LOW INCOME HOUSING TAX CREDIT PROGRAM OR AS DETERMINED BY THE HAP CONTRACT, AS THE SAME MAYBE FURTHER AMENDED OR SUPERSEDED, OR THERE IS AN AUTHORITY-AIDED OR FEDERALLY-AIDED MORTGAGE ON THE HOUSING DEVELOPMENT AS PROVIDED IN THE ACT, OR THE AUTHORITY OR HUD HAS AN INTEREST IN THE PROPERTY. IF THE SPONSOR CHANGES THE SCOPE OR PURPOSE OF THE NINETY-EIGHT (98) UNITS OF HOUSING WITHIN THE DEVELOPMENT TO SOMETHING OTHER THAN PROVIDING HOUSING FOR ELDERLY RESIDENTS OF LOW OR MODERATE INCOME WITHOUT THE CONSENT OF THE CITY OF LANSING, BY AND THROUGH ITS

REPRESENTATIVES, AND IN ACCORDANCE WITH THE REQUIREMENTS OF THE LANSING CITY CHARTER, THIS SECTION SHALL AUTOMATICALLY EXPIRE AND BE OF NO EFFECT. IF THE REHABILITATION OF THE HOUSING DEVELOPMENT DOES NOT COMMENCE WITHIN 2 YEARS FROM THE EFFECTIVE DATE OF THIS SECTION, THIS SECTION SHALL AUTOMATICALLY EXPIRE AND BE OF NO EFFECT.

Section 2. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules inconsistent with the provisions hereof are hereby repealed as they pertain to the Porter, as contemplated herein.

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

Section 4. This ordinance shall take effect on the 30th day after enactment unless given immediate effect by the City Council.

PASSAGE OF ORDINANCE

An Ordinance Of The City Of Lansing, Michigan, to amend the Lansing Codified Ordinances (Code) by Adding a New Section 888.____ for the purposes of providing for an extension of a service charge in lieu of taxes for seventy-six (76) low income multi-family dwelling units in a project known as Walter French, pursuant to the provisions of the State Housing Development Authority Act Of 1966, as amended.

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

COUNCIL MEMBER	YEAS	NAYS
DUNBAR	☐	☐
BETZ	☐	☐
GARZA	☐	☐
HUSSAIN	☐	☐
JACKSON	☐	☐
SPADAFORE	☐	☐
SPITZLEY	☐	☐
WOOD	☐	☐
	_____	_____
☐ ADOPTED	☐ FAILED	

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND THE CODE OF ORDINANCES OF THE CITY OF LANSING BY ADDING A NEW SECTION 888.32 FOR THE PURPOSES OF PROVIDING FOR A SERVICE CHARGE IN LIEU OF TAXES FOR SEVENTY-SIX (76) LOW INCOME MULTI-FAMILY DWELLING UNITS IN A PROJECT KNOWN AS WALTER FRENCH, PURSUANT TO THE PROVISIONS OF THE STATE HOUSING DEVELOPMENT AUTHORITY ACT OF 1966, (BEING PUBLIC ACT 346 OF 1966, AS AMENDED [MCL 125.1401, ET SEQ.]) (THE “ACT”).

THE CITY OF LANSING ORDAINS:

SECTION 1. That Chapter 888 of the Code of Ordinances of the City of Lansing, Michigan be amended to add a new Section _____ to read as follows:

_____ WALTER FRENCH

(A) *PURPOSE.* IT IS ACKNOWLEDGED THAT IT IS A PROPER PUBLIC PURPOSE OF THE STATE AND ITS POLITICAL SUBDIVISIONS TO PROVIDE HOUSING FOR ITS RESIDENTS OF LOW AND MODERATE INCOME AND TO ENCOURAGE THE DEVELOPMENT OF SUCH HOUSING BY PROVIDING FOR A SERVICE CHARGE IN LIEU OF PROPERTY TAXES IN ACCORDANCE WITH THE STATE HOUSING DEVELOPMENT AUTHORITY ACT OF 1966, BEING PUBLIC ACT 346 OF 1966, AS AMENDED [MCL 125.1401, ET SEQ.]. THE CITY IS AUTHORIZED BY SUCH ACT TO ESTABLISH OR CHANGE THE SERVICE CHARGE TO BE PAID IN LIEU OF TAXES BY ANY OR ALL CLASSES OF HOUSING EXEMPT FROM TAXATION UNDER SUCH ACT AT ANY AMOUNT IT CHOOSES, NOT TO EXCEED THE TAXES THAT WOULD BE PAID BUT FOR THIS ACT. IT IS FURTHER ACKNOWLEDGED THAT SUCH

HOUSING FOR PERSONS OF LOW AND MODERATE INCOME IS A PUBLIC NECESSITY, AND AS THE CITY WILL BE BENEFITED AND IMPROVED BY SUCH HOUSING, THE ENCOURAGEMENT OF THE SAME BY PROVIDING CERTAIN REAL ESTATE TAX EXEMPTION FOR SUCH HOUSING IS A VALID PUBLIC PURPOSE.

(B) *DEFINITIONS.*

- (1) "*ACT*" MEANS THE STATE HOUSING DEVELOPMENT AUTHORITY ACT, BEING PUBLIC ACT 346 OF 1966, AS AMENDED.
- (2) "*ANNUAL SHELTER RENTS*" MEANS THE TOTAL COLLECTIONS DURING AN AGREED ANNUAL PERIOD FROM ALL PERSONS OF LOW OR MODERATE INCOME, OCCUPYING THE HOUSING DEVELOPMENT REPRESENTING RENTS FOR OCCUPANCY, WHICH RENTAL AMOUNTS SHALL BE EXCLUSIVE OF CHARGES FOR GAS, ELECTRICITY, HEAT OR OTHER UTILITIES FURNISHED TO THE OCCUPANTS.
- (3) "*AUTHORITY*" MEANS THE MICHIGAN STATE HOUSING DEVELOPMENT AUTHORITY.
- (4) "*HOUSING DEVELOPMENT* " OR " *DEVELOPMENT*" MEANS A DEVELOPMENT WHICH CONTAINS A SIGNIFICANT ELEMENT OF HOUSING FOR PERSONS OF LOW AND MODERATE INCOME AND SUCH ELEMENTS OF OTHER HOUSING, COMMERCIAL, RECREATIONAL, INDUSTRIAL, COMMUNAL AND EDUCATIONAL FACILITIES AS THE AUTHORITY MAY DETERMINE WILL IMPROVE THE QUALITY OF THE DEVELOPMENT AS IT RELATES TO

HOUSING FOR PERSONS OF LOW AND MODERATE INCOME. FOR THE PURPOSE OF THIS SECTION, THE NAME OF THIS DEVELOPMENT IS WALTER FRENCH, AND CONSISTS OF SEVENTY-SIX (76) UNITS OF RENTAL HOUSING LOCATED WITHIN LANSING AT:

THAT PART OF ASSESSOR'S PLAT NO. 46, ON THE NORTHEAST $\frac{1}{4}$ OF SECTION 28, T4N, R2W, CITY OF LANSING, INGHAM COUNTY, MICHIGAN, RECORDED IN LIBER 12 OF PLATS, PAGE 7, INGHAM COUNTY RECORDS, BEGINNING ON THE SOUTH RIGHT OF WAY LINE OF MT. HOPE AVENUE, 43.0 FEET SOUTH OF THE NORTH SECTION LINE, AT A POINT 100.0 FEET EASTERLY OF THE WEST LINE OF LOT 5 OF SAID ASSESSOR'S PLAT NO. 46, RUNNING THENCE ALONG SAID RIGHT OF WAY LINE NORTH $89^{\circ}11'30''$ EAST 593.667 FET TO A POINT OF CURVATURE; THENCE SOUTHEASTERLY 53.53 FEET ALONG THE ARC OF A 30 FOOT RADIUS CURVE TO THE RIGHT WHOSE CHORD BEARS SOUTH $39^{\circ}41'30''$ EAST 46.71 FEET TO THE WESTERLY RIGHT OF WAY LINE OF CEDAR STREET; THENCE ALONG SAID WESTERLY LINE THE FOLLOWING FIVE COURSES, SOUTH $11^{\circ}25'30''$ WEST 118.66 FEET; THENCE SOUTHERLY 197.93 FEET ALONG THE ARC OF A 917.22 FOOT RADIUS CURSE TO THE LEFT WHOSE CHORD BEARS SOUTH $5^{\circ}14'25''$ WEST 197.53 FEET TO A POINT OF TANGENCY; THENCE SOUTH $0^{\circ}56'30''$ EAST 5.43 FEET; THENCE SOUTH $10^{\circ}34'39''$ WEST 22.18 FEET; THENCE SOUTH $0^{\circ}56'30''$ EAST 83.05 FEET; THENCE SOUTH $89^{\circ}08'$ WEST 403.42 FEET; THENCE SOUTH 350.30 FEET; THENCE WEST 268.84 FEET; THENCE NORTH 648.14 FEET; THENCE NORTH $89^{\circ}11'30''$ EAST 100.0 FEET; THENCE NORTH $0^{\circ}53'$ WEST 162.0 FEET TO THE POINT OF BEGINNING; ALSO LOT 65 OF CHITTENDEN'S SUBDIVISION OF A PART OF THE NORTHWEST $\frac{1}{4}$ OF THE NORTHEAST $\frac{1}{4}$ OF SECTION 28, T4N, R2W, CITY OF LANSING, INGHAM COUNTY, MICHIGAN, RECORDED IN LIBER 5 OF PLATS, PAGE 7, INGHAM COUNTY RECORDS.

- (5) "*HUD*" MEANS THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT OF THE UNITED STATES GOVERNMENT.
- (6) "*LOW INCOME HOUSING TAX CREDIT PROGRAM*" MEANS THE PROGRAM ESTABLISHED BY SECTION 42 OF THE UNITED STATES INTERNAL REVENUE CODE.

(7) "*LOW OR MODERATE INCOME*" MEANS LOW OR MODERATE INCOME ELIGIBILITY UNDER THE AUTHORITY ACT OR RULES.

(8) "*MORTGAGE LOAN*" MEANS A LOAN THAT IS FEDERALLY-AIDED (AS DEFINED IN SECTION 11 OF THE ACT) OR A LOAN OR GRANT MADE OR TO BE MADE BY THE AUTHORITY TO THE SPONSOR FOR THE CONSTRUCTION, REHABILITATION, ACQUISITION AND/OR PERMANENT FINANCING OF A HOUSING PROJECT AND SECURED BY A MORTGAGE ON THE HOUSING PROJECT.

(9) "*SPONSOR*" MEANS A PERSON OR OTHER ENTITY WITH A HOUSING DEVELOPMENT WHICH IS FINANCED OR ASSISTED PURSUANT TO THE ACT. FOR PURPOSES OF THIS SECTION, THE SPONSOR OF WALTER FRENCH IS CAPITAL AREA HOUSING PARTNERSHIP, OR ITS SUCCESSORS OR ASSIGNS.

(10) "*UTILITIES*" MEANS FUEL, WATER, SANITARY SEWER AND/OR ELECTRICAL SERVICE, WHICH IS PAID FOR BY THE HOUSING DEVELOPMENT.

(C) *ESTABLISHMENT OF ANNUAL SERVICE CHARGE.*

(1) THE CITY ACKNOWLEDGES THAT THE SPONSOR AND THE AUTHORITY HAVE ESTABLISHED THE ECONOMIC FEASIBILITY OF WALTER FRENCH IN RELIANCE UPON THE ENACTMENT AND CONTINUING EFFECT OF THIS SECTION AND UPON THE QUALIFICATION OF THE SEVENTY-SIX (76) UNITS OF HOUSING IN THE HOUSING DEVELOPMENT FOR EXEMPTION FROM ALL PROPERTY TAXES AS ESTABLISHED IN THIS SECTION,

- (2) SUBJECT TO THE CONDITIONS AND REQUIREMENTS OF THIS SECTION AND THE ACT, THE SEVENTY-SIX (76) UNITS IN THE HOUSING DEVELOPMENT FOR PERSONS OF LOW AND MODERATE INCOME IDENTIFIED AS WALTER FRENCH AND THE PROPERTY ON WHICH THEY ARE CONSTRUCTED SHALL BE EXEMPT FROM ALL PROPERTY TAXES FOR NOT MORE THAN TWENTY (20) YEARS, COMMENCING WITH AND INCLUDING TAX YEAR 2023.
- (3) IN LIEU OF ALL SAID PROPERTY TAXES ON THE SEVENTY-SIX (76) UNITS IN THE HOUSING DEVELOPMENT, THE SPONSOR SHALL PAY, AND THE CITY WILL ACCEPT, AN ANNUAL SERVICE CHARGE FOR PUBLIC SERVICES IN THE SUM EQUAL TO SIX PERCENT (6%) OF THE ANNUAL SHELTER RENTS.
- (4) THE EXEMPTION PROVIDED UNDER THIS SECTION SHALL COMMENCE WHEN THE SPONSOR COMPLIES WITH SECTION 15A(1) OF 1966 PA 346, AS AMENDED, CODIFIED AS MCL 125.1415a(1), WHICH PROVIDES: THE OWNER OF A HOUSING PROJECT ELIGIBLE FOR THE EXEMPTION SHALL FILE WITH THE LOCAL ASSESSING OFFICER (THE CITY ASSESSOR) A NOTIFICATION OF THE EXEMPTION, WHICH SHALL BE IN AN AFFIDAVIT FORM AS PROVIDED BY THE AUTHORITY. THE COMPLETED AFFIDAVIT FORM FIRST SHALL BE SUBMITTED TO THE AUTHORITY FOR CERTIFICATION BY THE AUTHORITY THAT THE PROJECT IS ELIGIBLE FOR THE EXEMPTION. THE OWNER THEN SHALL FILE OR CAUSE TO BE FILED THE CERTIFIED NOTIFICATION OF THE EXEMPTION WITH THE LOCAL ASSESSING OFFICER BEFORE NOVEMBER 1 OF THE YEAR PRECEDING THE TAX YEAR IN WHICH THE EXEMPTION IS TO BEGIN.

(5) IN ADDITION TO THE CERTIFICATION REQUIRED PURSUANT TO SUBSECTION (C)(4), THE SPONSOR SHALL PROVIDE FOR THE HOUSING DEVELOPMENT ANNUALLY IN WRITING TO THE CITY ASSESSOR FOR THE PRECEDING YEAR IN WHICH THE PROPERTY TAX EXEMPTION WAS IN EFFECT:

A. THE ANNUAL AUDITED ACCOUNTING REPORT FOR THE PAYMENT IN LIEU OF TAXES; AND

B. A CERTIFIED STATEMENT IDENTIFYING ALL THE UNITS RENTED TO PERSONS OF LOW OR MODERATE INCOME; AND

C. IF REQUESTED BY THE CITY, PROOF THAT THE HOUSING DEVELOPMENT UNITS HAVE NOT INCREASED, DECREASED, OR BEEN ALTERED IN ANY FORM, UNLESS THE CITY HAS OTHERWISE AMENDED THE PROVISIONS OF THIS SECTION.

(D) *LIMITATION ON THE PAYMENT OF THE ANNUAL SERVICE CHARGE.* NOTWITHSTANDING SUBSECTION (C), THE SERVICE CHARGE TO BE PAID EACH YEAR IN LIEU OF TAXES FOR THE PART OF THE HOUSING DEVELOPMENT PROJECT THAT IS TAX EXEMPT AND OCCUPIED BY OTHER THAN LOW OR MODERATE INCOME PERSONS SHALL BE EQUAL TO THE FULL AMOUNT OF THE TAXES THAT WOULD OTHERWISE BE DUE AND PAYABLE ON THAT PORTION OF THE HOUSING DEVELOPMENT PROJECT IF THE PROJECT WERE NOT TAX EXEMPT.

- (E) *PAYMENT OF ANNUAL SERVICE CHARGE.* THE SERVICE CHARGE IN LIEU OF TAXES, AS ESTABLISHED UNDER THIS SECTION, SHALL BE PAYABLE IN THE SAME MANNER AS GENERAL PROPERTY TAXES ARE PAYABLE TO THE CITY, EXCEPT THAT THE ANNUAL PAYMENT SHALL BE MADE ON OR BEFORE JULY 1 OF THE YEAR FOLLOWING THE YEAR UPON WHICH SUCH CHARGE IS CALCULATED. COLLECTION PROCEDURES SHALL BE IN ACCORDANCE WITH THE PROVISIONS OF THE GENERAL PROPERTY TAX ACT (1893 PA 206 AS AMENDED; MCL 211.1 ET.SEQ.)
- (F) *CONTRACTUAL EFFECT.* NOTWITHSTANDING THE PROVISIONS OF SECTION 15(A)(5) OF THE ACT TO THE CONTRARY, A CONTRACT BETWEEN THE CITY AND THE SPONSOR WITH THE AUTHORITY AS THIRD-PARTY BENEFICIARY UNDER THE CONTRACT, TO PROVIDE TAX EXEMPTION AND ACCEPT PAYMENT IN LIEU OF TAXES AS PREVIOUSLY DESCRIBED, IS EFFECTUATED BY THE ENACTMENT OF THIS SECTION.
- (G) *DURATION.* THIS SECTION SHALL REMAIN IN EFFECT AND SHALL NOT TERMINATE FOR TWENTY (20) YEARS, COMMENCING WITH AND INCLUDING TAX YEAR 2023, PROVIDED THAT THE SPONSOR COMPLIES WITH THE REQUIREMENTS OF THE ACT AND THIS SECTION, AND FURTHER PROVIDED THAT THE HOUSING DEVELOPMENT CONTINUES TO BE RENTED TO LOW OR MODERATE INCOME PERSONS AT RENTS DETERMINED UNDER THE LOW INCOME HOUSING TAX CREDIT PROGRAM, AS THE SAME MAYBE FURTHER AMENDED OR SUPERSEDED, OR THERE IS AN AUTHORITY-AIDED OR FEDERALLY-AIDED MORTGAGE ON THE HOUSING DEVELOPMENT AS

PROVIDED IN THE ACT, OR THE AUTHORITY OR HUD HAS AN INTEREST IN THE PROPERTY; BUT IN NO EVENT BEYOND DECEMBER 31, 2042. IF THE SPONSOR CHANGES THE SCOPE OR PURPOSE OF THE SEVENTY-SIX (76) UNITS OF HOUSING WITHIN THE DEVELOPMENT WITHOUT THE CONSENT OF THE CITY OF LANSING, BY AND THROUGH ITS REPRESENTATIVES, AND IN ACCORDANCE WITH THE REQUIREMENTS OF THE LANSING CITY CHARTER, AND THE SPONSOR OR OTHER RESPONSIBLE PARTY DOES NOT CURE THE VIOLATION AFTER NOTICE IS GIVEN AS PROVIDED IN THE MANNER CONSISTENT WITH THE METHOD CONTAINED IN SECTION 206.18(b) OF THESE CODIFIED ORDINANCES, THEN THIS SECTION SHALL AUTOMATICALLY EXPIRE AND BE OF NO EFFECT. IF (A) THE REHABILITATION OF THE HOUSING DEVELOPMENT PROJECT DOES NOT COMMENCE OR THE SPONSORS FAIL TO OBTAIN A MORTGAGE LOAN WITHIN TWO (2) YEARS FROM THE EFFECTIVE DATE OF THIS AGREEMENT, OR (B) IF TRANSFER OF TITLE IS NOT EFFECTUATED TO WALTER FRENCH LIMITED DIVIDEND HOUSING ASSOCIATION LIMITED PARTNERSHIP WITHIN TWO (2) YEARS FROM THE EFFECTIVE DATE OF THIS AGREEMENT OR (C) IF THE SPONSORS CHANGE THE SCOPE OR PURPOSE OF THE HOUSING DEVELOPMENT PROJECT WITHOUT THE CONSENT OF THE CITY, BY AND THROUGH ITS REPRESENTATIVES, AND IN ACCORDANCE WITH THE REQUIREMENTS OF THE LAW, THIS AGREEMENT SHALL AUTOMATICALLY EXPIRE, TERMINATE AND BE OF NO FURTHER EFFECT.

SECTION 2. All ordinances, resolutions or rules, ordinances, parts of ordinances, including Ordinance No 1271, dated January 21, 2021, resolutions or rules inconsistent with the

provisions hereof are hereby repealed as they pertain to Walter French at the time this exemption commences.

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

SECTION 4. This Ordinance shall take effect on the 30th day after enactment unless given immediate effect by the City Council.

PASSAGE OF ORDINANCE

An Ordinance Of The City Of Lansing, Michigan, to amend the Lansing Codified Ordinances (Code) by Adding a New Section 888.____ for the purposes of providing for an extension of a service charge in lieu of taxes for two hundred and twenty (220) low income multi-family dwelling units in a project known as Cedar Place, pursuant to the provisions of the State Housing Development Authority Act Of 1966, as amended.

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

COUNCIL MEMBER	YEAS	NAYS
DUNBAR	☐	☐
BETZ	☐	☐
GARZA	☐	☐
HUSSAIN	☐	☐
JACKSON	☐	☐
SPADAFORE	☐	☐
SPITZLEY	☐	☐
WOOD	☐	☐
	_____	_____
☐ ADOPTED	☐ FAILED	

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND THE CODE OF ORDINANCES OF THE CITY OF LANSING BY ADDING A NEW SECTION 888.____ FOR THE PURPOSES OF PROVIDING FOR A SERVICE CHARGE IN LIEU OF TAXES FOR TWO HUNDRED AND TWENTY (220) LOW INCOME MULTI-FAMILY DWELLING UNITS IN A PROJECT KNOWN AS CEDAR PLACE, PURSUANT TO THE PROVISIONS OF THE STATE HOUSING DEVELOPMENT AUTHORITY ACT OF 1966, AS AMENDED.

THE CITY OF LANSING ORDAINS:

SECTION 1. That Chapter 888 of the Code of Ordinances of the City of Lansing, Michigan be amended to add a new Section 888.____ to read as follows:

888.____ CEDAR PLACE

(A) *PURPOSE*. IT IS ACKNOWLEDGED THAT IT IS A PROPER PUBLIC PURPOSE OF THE STATE AND ITS POLITICAL SUBDIVISIONS TO PROVIDE HOUSING FOR ITS RESIDENTS OF LOW AND MODERATE INCOME AND TO ENCOURAGE THE DEVELOPMENT OF SUCH HOUSING BY PROVIDING FOR A SERVICE CHARGE IN LIEU OF PROPERTY TAXES IN ACCORDANCE WITH THE STATE HOUSING DEVELOPMENT AUTHORITY ACT OF 1966, BEING PUBLIC ACT 346 OF 1966, AS AMENDED [MCL 125.1401, ET SEQ.]. THE CITY IS AUTHORIZED BY SUCH ACT TO ESTABLISH OR CHANGE THE SERVICE CHARGE TO BE PAID IN LIEU OF TAXES BY ANY OR ALL CLASSES OF HOUSING EXEMPT FROM TAXATION UNDER SUCH ACT AT ANY AMOUNT IT CHOOSES, NOT TO EXCEED THE TAXES THAT WOULD BE PAID BUT FOR THIS ACT. IT IS FURTHER ACKNOWLEDGED THAT SUCH HOUSING FOR PERSONS OF LOW AND MODERATE INCOME IS A PUBLIC

NECESSITY, AND AS THE CITY WILL BE BENEFITED AND IMPROVED BY SUCH HOUSING, THE ENCOURAGEMENT OF THE SAME BY PROVIDING CERTAIN REAL ESTATE TAX EXEMPTION FOR SUCH HOUSING IS A VALID PUBLIC PURPOSE.

(B) *DEFINITIONS.*

- (1) "*ACT*" MEANS THE STATE HOUSING DEVELOPMENT AUTHORITY ACT, BEING PUBLIC ACT 346 OF 1966, AS AMENDED.
- (2) "*ANNUAL SHELTER RENTS*" MEANS THE TOTAL COLLECTIONS DURING AN AGREED ANNUAL PERIOD FROM ALL PERSONS OF LOW OR MODERATE INCOME, OCCUPYING THE HOUSING DEVELOPMENT REPRESENTING RENTS FOR OCCUPANCY, WHICH RENTAL AMOUNTS SHALL BE EXCLUSIVE OF CHARGES FOR GAS, ELECTRICITY, HEAT OR OTHER UTILITIES FURNISHED TO THE OCCUPANTS.
- (3) "*AUTHORITY*" MEANS THE MICHIGAN STATE HOUSING DEVELOPMENT AUTHORITY.
- (4) "*HOUSING DEVELOPMENT " OR " DEVELOPMENT*" MEANS A DEVELOPMENT WHICH CONTAINS A SIGNIFICANT ELEMENT OF HOUSING FOR PERSONS OF LOW AND MODERATE INCOME AND SUCH ELEMENTS OF OTHER HOUSING, COMMERCIAL, RECREATIONAL, INDUSTRIAL, COMMUNAL AND EDUCATIONAL FACILITIES AS THE AUTHORITY MAY DETERMINE WILL IMPROVE THE QUALITY OF THE DEVELOPMENT AS IT RELATES TO HOUSING FOR PERSONS OF LOW AND MODERATE INCOME. FOR THE

PURPOSE OF THIS SECTION, THE NAME OF THIS DEVELOPMENT IS CEDAR PLACE, AND CONSISTS OF TWO HUNDRED AND TWENTY (220) UNITS OF RENTAL HOUSING LOCATED WITHIN LANSING AT:

A PARCEL OF LAND IN THE NORTHWEST 1/4 OF SECTION 4, TOWNSHIP 3 NORTH, RANGE 2 WEST, CITY OF LANSING, INGHAM COUNTY, MICHIGAN, THE SURVEYED BOUNDARY OF SAID PARCEL DESCRIBED AS: COMMENCING AT THE NORTH 1/4 COMER OF SAID SECTION 4; THENCE SOUTH ALONG THE NORTH-SOUTH 1/4 LINE OF SAID SECTION 4 A DISTANCE OF 330.00 FEET TO THE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE CONTINUING SOUTH ALONG SAID NORTH-SOUTH 1/4 LINE 611.46 FEET (ASSESSED AS 611.45 FEET) TO A POINT 600.00 FEET NORTH OF THE NORTH LINE OF A CONSUMERS POWER COMPANY RIGHT OF WAY; THENCE NORTH 89°55'00"WEST PARALLEL WITH SAID NORTH LINE 97.77 FEET (ASSESSED AS 97.88 FEET); THENCE NORTH 38°27'40"WEST, 705.09 FEET; THENCE NORTH 11°33'30"WEST, 40.00 FEET; THENCE SOUTHWESTERLY 34.27 FEET ALONG A CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 790.00 FEET, A DELTA ANGLE OF 2°29'08", AND A CHORD OF 34.27 FEET BEARING SOUTH 78°41'46"WEST; THENCE NORTH 00°11'00"EAST, 358.59 FEET TO THE NORTH LINE OF SAID SECTION 4; THENCE SOUTH 89°49'00"EAST ALONG SAID NORTH LINE, 444.80 FEET; THENCE SOUTH PARALLEL WITH SAID NORTH-SOUTH 1/4 LINE, 330.00 FEET; THENCE SOUTH 89°49'00"EAST PARALLEL WITH SAID NORTH LINE, 132.00 FEET TO THE POINT OF BEGINNING.

TOGETHER WITH AN EASEMENT FOR INGRESS AND EGRESS FOR PEDESTRIAN USE, SAID EASEMENT RUNNING WITH THE AFOREDESCRIBED LAND INCLUDING THE RIGHT TO CONSTRUCT AND MAINTAIN SAID WALKWAYS WITH UNDERGROUND UTILITIES, INCLUDING LIGHTING AS ARE NECESSARY AND LANDSCAPING, OVER THE FOLLOWING DESCRIBED PROPERTY:

BEGINNING ON THE NORTH-SOUTH 1/4 LINE OF SECTION 4, TOWNSHIP 3 NORTH, RANGE 2 WEST, CITY OF LANSING, INGHAM COUNTY, MICHIGAN, AT A POINT SOUTH 941.4 FEET FROM THE NORTH 1/4 CORNER THEREOF; THENCE CONTINUING ALONG SAID 1/4 LINE SOUTH 7.5 FEET; THENCE NORTH 89°59'20" EAST, 263.77 FEET; THENCE SOUTH 00°00'40" EAST, 15.0 FEET; THENCE ALONG THE NORTHERLY LINE OF A 15 FOOT STORM DRAIN EASEMENT THE FOLLOWING TWO COURSES: SOUTH 89°59'20" WEST, 323.16 FEET; THENCE NORTH 38°27'40" WEST, 28.89 FEET; THENCE SOUTH 89°55' EAST, 77.36 FEET TO THE POINT OF BEGINNING.

- (5) "*HUD*" MEANS THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT OF THE UNITED STATES GOVERNMENT.
- (6) "*LOW INCOME HOUSING TAX CREDIT PROGRAM*" MEANS THE PROGRAM ESTABLISHED BY SECTION 42 OF THE UNITED STATES INTERNAL REVENUE CODE.
- (7) "*LOW OR MODERATE INCOME*" MEANS LOW OR MODERATE INCOME ELIGIBILITY UNDER THE AUTHORITY ACT OR RULES.

(8) "*MORTGAGE LOAN*" MEANS A LOAN TO BE MADE BY A PRIVATE ENTITY AND INSURED BY HUD, OR A LOAN FROM THE AUTHORITY FOR THE FINANCING OF THE PURCHASE AND REHABILITATION OF THE HOUSING DEVELOPMENT.

(9) "*SPONSOR*" MEANS A PERSON OR OTHER ENTITY WITH A HOUSING DEVELOPMENT WHICH IS FINANCED OR ASSISTED PURSUANT TO THE ACT. FOR PURPOSES OF THIS SECTION, THE SPONSOR OF CEDAR PLACE IS JONATHAN ROSE COMPANIES, OR ITS SUCCESSORS OR ASSIGNS.

(10) "*UTILITIES*" MEANS FUEL, WATER, SANITARY SEWER AND/OR ELECTRICAL SERVICE, WHICH IS PAID FOR BY THE HOUSING DEVELOPMENT.

(C) *ESTABLISHMENT OF ANNUAL SERVICE CHARGE.*

(1) THE CITY ACKNOWLEDGES THAT THE SPONSOR AND THE AUTHORITY HAVE ESTABLISHED THE ECONOMIC FEASIBILITY OF CEDAR PLACE IN RELIANCE UPON THE ENACTMENT AND CONTINUING EFFECT OF THIS SECTION AND UPON THE QUALIFICATION OF THE TWO HUNDRED AND TWENTY (220) UNITS OF HOUSING IN THE HOUSING DEVELOPMENT FOR EXEMPTION FROM ALL PROPERTY TAXES AS ESTABLISHED IN THIS SECTION.

(2) SUBJECT TO THE CONDITIONS AND REQUIREMENTS OF THIS SECTION AND THE ACT, THE TWO HUNDRED AND TWENTY (220) UNITS IN THE HOUSING DEVELOPMENT FOR PERSONS OF LOW AND MODERATE INCOME IDENTIFIED AS CEDAR PLACE AND THE PROPERTY ON WHICH THEY ARE

CONSTRUCTED SHALL BE EXEMPT FROM ALL PROPERTY TAXES FOR NOT MORE THAN FORTY (40) YEARS, COMMENCING WITH AND INCLUDING TAX YEAR 2021.

- (3) IN LIEU OF ALL SAID PROPERTY TAXES ON THE TWO HUNDRED AND TWENTY (220) UNITS IN THE HOUSING DEVELOPMENT, THE SPONSOR SHALL PAY, AND THE CITY WILL ACCEPT, AN ANNUAL SERVICE CHARGE FOR PUBLIC SERVICES, IN THE SUM EQUAL TO, FOUR PERCENT (4%) OF THE DIFFERENCE BETWEEN THE ANNUAL SHELTER RENTS ACTUALLY COLLECTED AND UTILITIES.
- (4) THE EXEMPTION PROVIDED UNDER THIS SECTION SHALL COMMENCE WHEN THE SPONSOR COMPLIES WITH SECTION 15A(1) OF 1966 PA 346, AS AMENDED, CODIFIED AS MCL 125.1415A(1), WHICH PROVIDES: THE OWNER OF A HOUSING PROJECT ELIGIBLE FOR THE EXEMPTION SHALL FILE WITH THE LOCAL ASSESSING OFFICER (THE CITY ASSESSOR) A NOTIFICATION OF THE EXEMPTION, WHICH SHALL BE IN AN AFFIDAVIT FORM AS PROVIDED BY THE AUTHORITY. THE COMPLETED AFFIDAVIT FORM FIRST SHALL BE SUBMITTED TO THE AUTHORITY FOR CERTIFICATION BY THE AUTHORITY THAT THE PROJECT IS ELIGIBLE FOR THE EXEMPTION. THE OWNER THEN SHALL FILE OR CAUSE TO BE FILED THE CERTIFIED NOTIFICATION OF THE EXEMPTION WITH THE LOCAL ASSESSING OFFICER BEFORE NOVEMBER 1 OF THE YEAR PRECEDING THE TAX YEAR IN WHICH THE EXEMPTION IS TO BEGIN.

(5) IN ADDITION TO THE CERTIFICATION REQUIRED PURSUANT TO SUBSECTION (C)(4), THE SPONSOR SHALL PROVIDE FOR THE HOUSING DEVELOPMENT ANNUALLY IN WRITING TO THE CITY ASSESSOR FOR THE PRECEDING YEAR IN WHICH THE PROPERTY TAX EXEMPTION WAS IN EFFECT:

A. THE ANNUAL AUDITED ACCOUNTING REPORT FOR THE PAYMENT IN LIEU OF TAXES; AND

B. A CERTIFIED STATEMENT IDENTIFYING ALL THE UNITS RENTED TO PERSONS OF LOW OF MODERATE INCOME; AND

C. IF REQUESTED BY THE CITY, PROOF THAT THE HOUSING DEVELOPMENT UNITS HAVE NOT INCREASED, DECREASED, OR BEEN ALTERED IN ANY FORM, UNLESS THE CITY HAS OTHERWISE AMENDED THE PROVISIONS OF THIS SECTION; AND

(D) LIMITATION ON THE PAYMENT OF THE ANNUAL SERVICE CHARGE.

NOTWITHSTANDING SUBSECTION (C), THE SERVICE CHARGE TO BE PAID EACH YEAR IN LIEU OF TAXES FOR THE PART OF THE HOUSING DEVELOPMENT PROJECT THAT IS TAX EXEMPT AND OCCUPIED BY OTHER THAN LOW OR MODERATE INCOME PERSONS SHALL BE EQUAL TO THE FULL AMOUNT OF THE TAXES THAT WOULD OTHERWISE BE DUE AND PAYABLE ON THAT PORTION OF THE HOUSING DEVELOPMENT PROJECT IF THE PROJECT WERE NOT TAX EXEMPT.

- (E) *PAYMENT OF ANNUAL SERVICE CHARGE.* THE SERVICE CHARGE IN LIEU OF TAXES, AS ESTABLISHED UNDER THIS SECTION, SHALL BE PAYABLE IN THE SAME MANNER AS GENERAL PROPERTY TAXES ARE PAYABLE TO THE CITY, EXCEPT THAT THE ANNUAL PAYMENT SHALL BE MADE ON OR BEFORE JULY 1 OF THE YEAR FOLLOWING THE YEAR UPON WHICH SUCH CHARGE IS CALCULATED.
- (F) *CONTRACTUAL EFFECT.* NOTWITHSTANDING THE PROVISIONS OF SECTION 15(A)(5) OF THE ACT TO THE CONTRARY, A CONTRACT BETWEEN THE CITY AND THE SPONSOR WITH THE AUTHORITY AS THIRD-PARTY BENEFICIARY UNDER THE CONTRACT, TO PROVIDE TAX EXEMPTION AND ACCEPT PAYMENT IN LIEU OF TAXES AS PREVIOUSLY DESCRIBED, IS EFFECTUATED BY THE ENACTMENT OF THIS SECTION.
- (G) *COMMENCEMENT AND DURATION.* THIS SECTION SHALL REMAIN IN EFFECT AND SHALL NOT TERMINATE FOR FORTY (40) YEARS, COMMENCING WITH AND INCLUDING TAX YEAR 2021, PROVIDED THAT THE SPONSOR COMPLIES WITH THE REQUIREMENTS OF THE ACT AND THIS SECTION, AND FURTHER PROVIDED THAT THE HOUSING DEVELOPMENT CONTINUES TO BE RENTED TO LOW OR MODERATE INCOME PERSONS AT RENTS DETERMINED UNDER THE LOW INCOME HOUSING TAX CREDIT PROGRAM, AS THE SAME MAYBE FURTHER AMENDED OR SUPERSEDED, OR THERE IS AN AUTHORITY-AIDED OR FEDERALLY-AIDED MORTGAGE ON THE HOUSING DEVELOPMENT AS PROVIDED IN THE ACT, OR THE AUTHORITY OR HUD HAS AN INTEREST IN THE PROPERTY; BUT IN NO EVENT BEYOND DECEMBER 31, 2041. IF THE SPONSOR

CHANGES THE SCOPE OR PURPOSE OF THE TWO HUNDRED AND TWENTY (220) UNITS OF HOUSING WITHIN THE DEVELOPMENT WITHOUT THE CONSENT OF THE CITY OF LANSING, BY AND THROUGH ITS REPRESENTATIVES, AND IN ACCORDANCE WITH THE REQUIREMENTS OF THE LANSING CITY CHARTER AND THE SPONSOR OR OTHER RESPONSIBLE PARTY DOES NOT CURE THE VIOLATION AFTER NOTICE IS GIVEN AS PROVIDED IN THE MANNER CONSISTENT WITH THE METHOD CONTAINED IN SECTION 206.18(b) OF THESE CODIFIED ORDINANCES, THEN THIS SECTION SHALL AUTOMATICALLY EXPIRE AND BE OF NO EFFECT. IF THE CONSTRUCTION OF THE HOUSING DEVELOPMENT DOES NOT COMMENCE WITHIN 1 YEAR FROM THE EFFECTIVE DATE OF THIS SECTION, THIS SECTION SHALL AUTOMATICALLY EXPIRE AND BE OF NO EFFECT.

SECTION 2. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules inconsistent with the provisions hereof are hereby repealed as they pertain to Cedar Place at the time this exemption commences.

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

SECTION 4. This Ordinance shall take effect on the 30th day after enactment unless given immediate effect by the City Council.

Approved as to form:

James D. Smiertka, City Attorney

Dated: _____

PASSAGE OF ORDINANCE

An ordinance of the City of Lansing, Michigan, to amend the Lansing codified ordinances by amending chapter 658 section 658.03, to replace willful annoyance with the prohibition that no person shall threaten another person by word of mouth, gesture, or other physical action that accosts, molests, or otherwise harasses the other person.

Is read a second time by its title. The Ordinance was reported from the Committee on Equity, Diversity and Inclusion, and is on the order of immediate passage.

COUNCIL MEMBER	YEAS	NAYS
DUNBAR	☐	☐
BETZ	☐	☐
GARZA	☐	☐
HUSSAIN	☐	☐
JACKSON	☐	☐
SPADAFORE	☐	☐
SPITZLEY	☐	☐
WOOD	☐	☐
	☐	☐
☐ ADOPTED	☐ FAILED	

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND THE LANSING CODIFIED ORDINANCES BY AMENDING CHAPTER 658 SECTION 658.03, TO REPLACE WILLFUL ANNOYANCE WITH THE PROHIBITION THAT NO PERSON SHALL THREATEN ANOTHER PERSON BY WORD OF MOUTH, GESTURE, OR OTHER PHYSICAL ACTION THAT ACCOSTS, MOLESTS, OR OTHERWISE HARASSES THE OTHER PERSON.

THE CITY OF LANSING ORDAINS:

Section 1. That Chapter 658 Section 658.03, of the Code of Ordinances of the City of Lansing, Michigan be and is hereby amended to read as follows:

658.03. – ~~Annoying~~ THREATENING persons.

No person shall:

- (a) ~~Willfully annoy another person~~ THREATEN ANOTHER PERSON BY WORD OF MOUTH, GESTURE, OR OTHER PHYSICAL ACTION THAT ACCOSTS, MOLESTS, OR OTHERWISE HARASSES THE OTHER PERSON; or
- (b) Recklessly endanger the life, health or well being of another person.

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

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

Section 4. This ordinance shall take effect on the 30th day after enactment, unless given immediate effect by City Council and shall expire December 31, 2029.

Approved as to form:

City Attorney

Date: _____

RESOLUTION #2021-182

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

WHEREAS, the Lansing School District Board of Education has publicly recognized the overwhelming body of evidence that vaccines are highly safe and extremely effective. Due to their desire to keep safety as the top priority of the District and to benefit from in-person learning for the entire school year, the Board has required all faculty and staff receive a complete course of the vaccines; and

WHEREAS, the Lansing School District Board of Education is strongly committed to family health and safety. Therefore, under partnership with the Lansing School District COVID Coordination Team and guidance from local, state and federal health organizations have created a series of policies and strategies to support the Lansing area youth in learning while keeping them safe, healthy, happy, engaged and supported; and

WHEREAS, the Lansing School District Board of Education has provided Lansing area families guidance on their decisions to require masks, social distancing, contact tracing, screening and their planned procedures for cleaning, mitigation strategies for lunch periods and a cohorting strategies within the classrooms.

NOW THEREFORE BE IT RESOLVED, the Lansing City Council would like to recognize the Lansing School District and their Board of Education for the preventative steps they have taken at the start of the 2021-2022 school year to keep the nearly 10,000 students a top priority in safe and healthy protocols.

RESOLUTION #2021-183

**BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING**

WHEREAS, the Lansing Code Compliance Officer has declared a certain structure at 4511 S MARTIN LUTHER KING JR BLVD., Parcel # 33-01-01-32-427-031, legally described as: LOT 25 & N 12 FT LOT 26 & W 3 FT OF N 100 FT LOT 28 SONNENBERGS HALF ACRE SUB to be an unsafe and dangerous building and requested the property owner be ordered to demolish or otherwise make safe the structure; and

WHEREAS, the Code Compliance Officer red tagged the said structure on December 7, 2018 and requested the property owner be ordered to demolish or otherwise make safe the structure; and

WHEREAS, on May 27, 2021, the Lansing Demolition Board held a meeting to consider and make a recommendation on whether to declare the structure a dangerous building, as defined in the Housing Law of Michigan (MCLA 125.539) and the Lansing Housing and Property Maintenance Code (Ord. 1460.01, et seq.), and ordered the property owner to make safe or demolish the structure by July 27, 2021; and

WHEREAS, the Code Compliance Office has determined that compliance with the order of the Lansing Demolition Hearing Board officer has not occurred; and

WHEREAS, the Housing Law of Michigan and the Lansing Codified Ordinances require that 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;

NOW, THEREFORE, BE IT RESOLVED that a show cause hearing for Monday, September 20, 2021 at 7:00 p.m. in Tony Benavides Lansing City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan in consideration of the finding and order of the Lansing Demolition Hearing Board Officer regarding the structure at 4511 S Martin Luther King Jr. Blvd., as legally described above, to give the owner, or the owner's agent, the opportunity to appear and show cause why the building should not be demolished or otherwise made safe; and to approve, disapprove, or modify the order of the hearing officer to demolish or make safe the subject structure.

BE IT FINALLY RESOLVED that the Lansing City Council requests that the Code Compliance Officer notify the owner of said property of the opportunity to appear and present testimony at the hearing, as required by law.

RESOLUTION #2021-184

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

WHEREAS, Janna Stellwag to eliminate a special assessment of \$690.00 for trash and debris removal fees, associated penalties and interest, on the property tax bill for 1532 Illinois Avenue (ID #33-01-01-10-251-021); and

WHEREAS, the Claims Review Committee recommended a reduction in the fee of \$160, with a total remaining balance due of \$530; and

WHEREAS, upon filing an appeal to the Committee on City Operations, the Committee met on September 8, 2021 and concurred with the adjustment made by the Claims Review denied the claim in the amount of \$530.00.

THEREFORE, BE IT RESOLVED, the City Council, hereby denies the claim in the amount of \$530.00 for trash and debris removal fees, associated penalties and interest on the property tax bill for 1532 Illinois Avenue (Tax ID #33-01-01-10-251-021).

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

RESOLUTION #2021-185

**BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING**

WHEREAS, In July, Lansing Police Department (LPD) submitted an application to the State of Michigan Department of Health and Human Services (MDHHS) for a Services-Training-Officers-Prosecutors (STOP) Violence Against Women grant; and

WHEREAS, LPD was informed on July 30, 2021, that it's has been approved to receive grant funding reimbursement of salaries and fringes; and

WHEREAS, the total grant compensation is \$179,906, of which \$134,929 is grant reimbursement funding, while \$44,977 is local match amount; and

WHEREAS, the local match amount is 25% of the total grant amount; and

WHEREAS, LPD plans to utilize the grant funds to fund two (2) positions – 1) a detective dedicated to investigating crimes related to domestic violence and stalking, and 2) a contracted crime analyst to support the investigations conducted by the grant detective; and

WHEREAS, the grant period is October 1, 2021 through September 30, 2022.

BE IT FINALLY RESOLVED, the Lansing City Council approves acceptance of the \$134,929 grant from of Michigan Department of Health and Human Services.

RESOLUTION #2021-186

**BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING**

WHEREAS, the Department of Human Relations and Community Services (HRCS) as the Collaborative Applicant for the Continuum of Care for the Lansing, East Lansing, Ingham County area, will be receiving grants from the U.S. Department of Housing and Urban Development (HUD) under the 2020 Continuum of Care Homeless Assistance Programs Notice of Funding Availability (NOFA) application; and

WHEREAS, these renewal grants will help fund programs for at least the following sub recipient agencies: Advent House Ministries, Child and Family Charities - Gateway Division (Youth), Lansing Housing Commission, Holy Cross Services, Ending Violent Encounters, INC. (DV), and the HRCS Department (HMIS and Planning funds), for a one-year period to support existing Continuum of Care initiatives; and

WHEREAS, the HRCS Department is to receive from HUD an amount up to \$\$2,877,052; and

WHEREAS, each sub recipient agency shall be responsible for securing the required cash or in-kind match requirements stipulated by HUD in receiving said grants, while HRCS will continue to be responsible for securing a 25% cash and/or in-kind match up to a total of \$31,106.50 for the HMIS and Planning grants;

NOW, THEREFORE, BE IT RESOLVED the City of Lansing, Michigan, accepts the terms of the grant application as stipulated by HUD and the City of Lansing does hereby specifically agree, but not by way of limitation, as follows:

1. That the administration is authorized to create appropriate accounts and transfer necessary funds to administer and monitor the grants and to appropriate such additional funds as shall be necessary to complete the project subject to the City Council transfer policies.
2. To maintain satisfactory financial accounts, documents, and records to make them available to HUD for auditing at reasonable times.
3. To implement the project and provide such funds, services, and materials as may be necessary to satisfy the terms of said Agreements.
4. To authorize the Mayor of the City of Lansing to be the local authorized representative to sign documents in behalf of the City of Lansing.
5. To comply with any and all terms of said HUD agreements, including all terms not specifically set forth in the foregoing portion of this resolution.

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND THE
LANSING CODIFIED ORDINANCES BY ADDING CHAPTER 266, SECTIONS 266.01-
266.03, TO ESTABLISH AN ARTS AND CULTURE COMMISSION IN AND FOR THE
CITY OF LANSING INCLUDING MEMBERSHIP, DUTIES, AND MEETINGS.

THE CITY OF LANSING ORDAINS:

Section 1. That Chapter 266, Sections 266.01-266.03, of the Code of Ordinances of the
City of Lansing, Michigan be and is hereby amended to read as follows:

CHAPTER 266 – ~~Mal Advisory Board~~ ARTS AND CULTURE COMMISSION.

266.01 – ESTABLISHMENT; POWERS AND DUTIES.

THERE IS HEREBY ESTABLISHED AN ARTS AND CULTURE COMMISSION IN AND
FOR THE CITY. THE ARTS AND CULTURE COMMISSION SHALL:

(A) MAKE RECOMMENDATIONS REGARDING ALL ARTS AND CULTURAL
ACTIVITIES WITHIN THE CITY OF LANSING;

(B) DEVELOP AND RECOMMEND ONGOING ARTS AND CULTURE
PERFORMANCE MEASURES AND BEST PRACTICES;

(C) FULFILL ALL ADVISORY BOARD FUNCTIONS SET FORTH IN SECTION 5-106
OF THE CITY CHARTER.

266.02 – MEMBERSHIP; TERMS; VACANCIES.

(A) THE ARTS AND CULTURE COMMISSION SHALL CONSIST OF TWELVE (12)
MEMBERS WHO ARE REGISTERED ELECTORS OF THE CITY WHO ARE APPOINTED
BY THE MAYOR, WITH THE ADVICE AND CONSENT OF CITY COUNCIL.

1 (B) MEMBERS SHALL BE APPOINTED BEFORE JULY 1 OF THE YEAR OF
2 APPOINTMENT AND SHALL SERVE UNTIL JUNE 30 OF THE YEAR IN WHICH THEIR
3 TERMS EXPIRE OR UNTIL THEIR SUCCESSORS QUALIFY FOR OFFICE.

4 (C) EIGHT MEMBERS SHALL BE FROM THE CITY-AT-LARGE AND ONE MEMBER
5 SHALL BE APPOINTED FROM EACH OF THE FOUR WARDS.

6 (D) THE TERMS OF OFFICE FOR THE MEMBERS SHALL BE FOUR YEARS,
7 EXCEPT FOR THE FOLLOWING MEMBERS FIRST-APPOINTED TERMS:

8 (1) THE FIRST WARD MEMBER SHALL BE APPOINTED FOR ONE YEAR.

9 (2) THE SECOND WARD MEMBER SHALL BE APPOINTED FOR TWO
10 YEARS.

11 (3) THE THIRD WARD MEMBER SHALL BE APPOINTED FOR THREE
12 YEARS.

13 (4) THE FOURTH WARD MEMBER SHALL BE APPOINTED FOR FOUR
14 YEARS.

15 (5) AT-LARGE MEMBERS SHALL BE APPOINTED FOR ONE, TWO, THREE,
16 AND FOUR YEARS RESPECTIVELY.

17 (E) THEREAFTER, ALL SUBSEQUENT ARTS AND CULTURE COMMISSION
18 MEMBERS SHALL BE APPOINTED FOR FOUR YEAR TERMS.

19 (F) VACANCIES SHALL BE FILLED FOR THE REMAINDER OF THE UNEXPIRED
20 TERM.

21 266.03 – RULES OF PROCEDURE; MEETINGS; SUPPLY OF FACILITIES AND
22 SERVICES.

THE ARTS AND CULTURE COMMISSION SHALL ORGANIZE ITSELF PURSUANT TO SECTION 5-105 OF THE LANSING CITY CHARTER, INCLUDING THE PUBLIC NOTICE AND PARTICIPATION REQUIREMENTS THEREIN AND SUBJECT TO THE OPEN MEETINGS ACT. THE OFFICE OF THE MAYOR SHALL PROVIDE MEETING SPACE AND SUCH STAFF ASSISTANCE AS IS REASONABLE AND NECESSARY TO ENABLE THE ARTS AND CULTURE BOARD TO CARRY OUT ITS DUTIES.

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

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

Section 4. This ordinance shall take effect on the 30th day after enactment, unless given immediate effect by City Council, and shall expire December 31, 2029.

Approved as to form:

City Attorney

Dated: _____

INTRODUCTION OF ORDINANCE

Council Member Hussain introduced:

An Ordinance of the City of Lansing, Michigan, for the purpose of amending the Lansing Codified Ordinances by adding Chapter 266, Sections 266.01-266.03, to establish an Arts and Culture Commission in and for the City of Lansing including membership, duties and meetings.

The Ordinance is read a first time by its title and referred to the Committee of the Whole

RESOLUTION #2021-187

RESOLUTION SETTING PUBLIC HEARING BY CITY COUNCIL

Resolved by the City Council of the City of Lansing that a public hearing be set for September 20, 2021 at 7 p.m. at South Washington Office Complex 2500 S. Washington Avenue, Drill Room, Lansing, Michigan, for the purpose of amending the Lansing Codified Ordinances by adding Chapter 266, Sections 266.01-266.03, to establish an Arts and Culture Commission in and for the City of Lansing including membership, duties and meetings.



Chris Swope

Lansing City Clerk

September 9, 2021

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:
<http://lansingmi.gov/AgendaCenter>

BOARD NAME

DATE OF MEETING

Election Commission

July 27, 2021

Park Board Meeting

July 14, 2021

Board of Police Commissioners

July 20, 2021

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

BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Lansing Code Compliance Officer has declared a certain structure at 4108 Deerfield Ave., Parcel # 33-01-01-31-251-141 legally described as LOT 118 Pleasant Subdivision, No. 1., City of Lansing to be an unsafe and dangerous building and requested the property owner be ordered to demolish or otherwise make safe the structure; and

WHEREAS, the Code Compliance Officer red tagged the said structure on April 10, 2018 and requested the property owner be ordered to demolish or otherwise make safe the structure; and

WHEREAS, on March 25, April 22, May 27, and July 22, 2021, the Lansing Demolition Board held a meeting to consider and make a recommendation on whether to declare the structure a dangerous building, as defined in the Housing Law of Michigan (MCLA 125.539) and the Lansing Housing and Property Maintenance Code (Ord. 1460.01, et seq.), and ordered the property owner to make safe or demolish the structure by August 22, 2021; and

WHEREAS, the Code Compliance Office has determined that compliance with the order of the Lansing Demolition Hearing Board officer has not occurred; and

WHEREAS, the Housing Law of Michigan and the Lansing Codified Ordinances require that 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;

NOW, THEREFORE, BE IT RESOLVED that a show cause hearing for Monday, _____, 2021 at 7:00 p.m. in Tony Benavides Lansing City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan in consideration of the finding and order of the Lansing Demolition Hearing Board Officer regarding the structure at 4108 Deerfield Avenue, as legally described above, to give the owner, or the owner's agent, the opportunity to appear and show cause why the building should not be demolished or otherwise made safe; and to approve, disapprove, or modify the order of the hearing officer to demolish or make safe the subject structure.

BE IT FINALLY RESOLVED that the Lansing City Council requests that the Code Compliance Officer notify the owner of said property of the opportunity to appear and present testimony at the hearing, as required by law.

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 4108 Deerfield Ave., Parcel # 33-01-01-31-251-141 legally described as LOT 118 Pleasant Subdivision, No. 1., 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 April 10, 2018; and

WHEREAS, hearings were held by the Lansing Demolition Board on March 25, April 22, May 27, and July 22, 2021, at which the Hearing Officers determined that said building was an unsafe and dangerous building and ordered the building demolished or made safe by August 22, 2021; and

WHEREAS, said Hearing Officers 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 _____ 2021, 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 4108 Deerfield Avenue, 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, _____ 2021.

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.

**CITY OF LANSING - DEMOLITION BOARD
REPORT FOR CITY COUNCIL
CASE OVERVIEW SHEET**

ADDRESS:	4108 DEERFIELD
PARCEL NUMBER:	33-01-01-31-251-141

SHOW CAUSE HEARING DATE:	
DEMOLITION CASE FILE #:	2021-D001

LISTED TAXPAYER:	WILLIAM J & BRENDA TITUS
INTERESTED PARTIES:	WILLIAM J & BRENDA TITUS
SEV INFORMATION:	\$29,400.00
LAND VALUE:	\$10,740.00
BUILDING VALUE:	\$48,073.00
LOT SIZE:	FRONTAGE 60 X 100.120 DEPTH

HOUSING CODE VIOLATION LTR:	4/10/2018
ORIGINAL RED TAG DATE:	4/10/2018
ZONING:	
ESTIMATE OF REPAIRS:	
PICTURES:	
OTHER:	

LEGAL DESCRIPTION:	LOT 118 PLEASANT SUB NO 1
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ORDER OF DEMOLITION BOARD

DEMOLITION BOARD MEETING DATE:	5/27/2021
ORDER:	MAKE SAFE OR DEMOLISH BY 8/22/2021
REASON/CONDITIONS:	
HEARING OFFICER:	DAVE MUYLLE

CURRENT PERMIT ACTIVITY

BUILDING:	OPEN NO INSPECTION OR ACTIVITY
ELECTRICAL:	OPEN NO INSPECTION OR ACTIVITY
MECHANICAL:	OPEN NO INSPECTION OR ACTIVITY
PLUMBING:	OPEN NO INSPECTION OR ACTIVITY
DEMOLITION:	na

CURRENT CITY COUNCIL ACTIVITY

REQUEST FOR SHOW CAUSE SENT:	
SHOW CAUSE HEARING DATE:	
PUBLIC SAFETY COMMITTEE WILL REVIEW:	

BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Lansing Code Compliance Officer has declared a certain structure at 4108 Deerfield Ave., Parcel # 33-01-01-31-251-141 legally described as LOT 118 Pleasant Subdivision, No. 1., City of Lansing to be an unsafe and dangerous building and requested the property owner be ordered to demolish or otherwise make safe the structure; and

WHEREAS, the Code Compliance Officer red tagged the said structure on April 10, 2018 and requested the property owner be ordered to demolish or otherwise make safe the structure; and

WHEREAS, on March 25, April 22, May 27, and July 22, 2021, the Lansing Demolition Board held a meeting to consider and make a recommendation on whether to declare the structure a dangerous building, as defined in the Housing Law of Michigan (MCLA 125.539) and the Lansing Housing and Property Maintenance Code (Ord. 1460.01, et seq.), and ordered the property owner to make safe or demolish the structure by August 22, 2021; and

WHEREAS, the Code Compliance Office has determined that compliance with the order of the Lansing Demolition Hearing Board officer has not occurred; and

WHEREAS, the Housing Law of Michigan and the Lansing Codified Ordinances require that 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;

NOW, THEREFORE, BE IT RESOLVED that a show cause hearing for Monday, _____, 2021 at 7:00 p.m. in Tony Benavides Lansing City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan in consideration of the finding and order of the Lansing Demolition Hearing Board Officer regarding the structure at 4108 Deerfield Avenue, as legally described above, to give the owner, or the owner's agent, the opportunity to appear and show cause why the building should not be demolished or otherwise made safe; and to approve, disapprove, or modify the order of the hearing officer to demolish or make safe the subject structure.

BE IT FINALLY RESOLVED that the Lansing City Council requests that the Code Compliance Officer notify the owner of said property of the opportunity to appear and present testimony at the hearing, as required by law.























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

WHEREAS, the last flood data for the Sycamore Creek was completed in 1978 and the Federal Emergency Management Agency (FEMA) has determined that this data no longer reflects the current potential flood risk for this stream;

WHEREAS, it has been determined that the installation of a new streamgage in Sycamore Creek, located at Holt Road near Holt, Michigan, is necessary to take measurements through the US Geological Survey (USGS) National Water Information System;

WHEREAS, the City of Lansing has entered into a Joint Funding Agreement with USGS for the purposes of installing a streamgage on Sycamore Creek, performing field and analytical work, and updating maps and reports based upon data collected between 2020 and 2025 (the "Project");

WHEREAS, this Project benefits the City of Lansing, the Board of Water and Light, Delhi Charter Township, and Ingham County (the "Parties");

WHEREAS, the Parties have entered into a subagreement to address cost-sharing of the Project;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves acceptance of the subagreement;

BE IT FINALLY RESOLVED, the Administration is authorized to receive the funds, create the necessary accounts, and make necessary transfers for administration in accordance with the requirements of the subagreement.

BY THE COMMITTEE OF WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

That the following grant acceptance is approved:

WHEREAS the State of Michigan Department of Treasury has given preliminary notice of its intent to award a Financially Distressed Cities, Villages, and Townships (FDCVT) grant in the amount of up to \$30,000 toward reimbursement of expenditures required to implement the Capital City Comeback – Core Switches Project.

WHEREAS the State of Michigan requires each municipality's governing body to adopt a resolution authorizing participation in the proposed project prior to finalizing the award of grants from the State of Michigan's FDCVT grant program.

WHEREAS the City of Lansing acknowledges that it has filed its annual financial report (F65) or audit per the Uniform Budgeting and Account Act or the Uniform System of Accounting Act, has filed its financial plan (deficit elimination plan) per the Glenn Steil State Revenue Sharing Act as applicable, is not delinquent in making payments that are due on loans issued pursuant to the Emergency Municipal Loan Act, and does not have a payment due and owing to the state and thus is eligible to participate in a FDCVT grant funded project.

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council hereby authorize participation in the Capital City Comeback – Core Switches Project and on behalf of the City of Lansing authorizes Jake Brower (Interim Finance Director) to provide this resolution indicating approval to the State of Michigan, and to submit and execute documents requested by the State of Michigan relating to the FDCVT requirements.

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

Application Due Date:
May 17, 2021

Financially Distressed Cities, Villages, and Townships Application (FY 2021)

Issued under authority of 2020 Public Act 166.

PART 1: APPLICANT INFORMATION			
1. Applicant Name City of Lansing		2. Applicant Local Unit Code 33-2020	
3. SIGMA Vendor Number CV0047783		4. Applicant County Ingham	
5. Mailing Address 124 W Michigan Ave, 8th Floor	6. City Lansing	7. State MI	8. ZIP Code 48933
PART 2: PROPOSAL OVERVIEW			
9. Proposal Title Capital City Comeback - Core Switches			
10. Estimated Start Date 05/31/2021		11. Estimated Completion Date 08/31/2021	
12. Estimated Total Proposal Cost \$ 330,000.00		13. Grant Amount Requested \$ 330,000.00	
14. Additional Local Units, if Participating in a Shared Service Project (include county and local unit code). Attach letters of support from each of the participating local units. The city works collaboratively with all of the surrounding cities, villages, townships, and counties. Services, training, and other resources are shared across many departments. Specifically, the city of Lansing has 425 agreements with Alaedon, Delta, DeWitt and Meridian Townships, and a Mutual Police Assistance Agreement with Ingham County.			
15. Is the applicant(s) willing to devote appropriate resources and time to this proposal? ☒ Yes ☐ No If no, explain why the applicant(s) is unable to devote appropriate resources and time to the proposal.			
16. Plan for Partial Funding: Can the applicant go forward with the proposal if partial funding is awarded? ☒ Yes ☐ No If no, explain how the applicant will fund the proposal.			
17. Other Funding Sources: Has the applicant requested federal funding or funding from other sources for this proposal? ☐ Yes If yes, explain the funding that has been requested. ☒ No			
PART 3: PROPOSAL CONTACT INFORMATION			
Note: The proposal contact individual should be a vital part of the grant proposal and will be the Michigan Department of Treasury's contact.			
18. Contact Name Robert J.F. Widigan		19. Contact Title Finance Director	
20. Contact Telephone Number (517) 483-4594		21. Contact Fax Number	
22. Contact E-mail Address FinanceDepartment@lansingmi.gov			
23. Contact Entity Name City of Lansing			

PART 4: CONDITIONS OF PROBABLE FINANCIAL DISTRESS

24. Indicate the conditions affecting the applicant that indicate probable financial distress (check all that apply and **attach proof of existence for each condition checked**).

- ☐ 1. The governing body or the chief administrative officer of the city, village or township has requested a preliminary review. The request shall be in writing and shall identify the existing or anticipated financial conditions or events that make the request necessary.
- ☐ 2. The state financial authority has received a written request from a creditor with an undisputed claim, that remains unpaid 6 months after its due date, against the city, village, or township that exceeds the greater of \$10,000.00 or 1% of the annual general fund budget of the city, village, or township, provided that the creditor has notified the city, village or township in writing at least 30 days before the creditor's request to the state financial authority of the creditor's intention to submit a written request.
- ☐ 3. The state financial authority has received a petition containing specific allegations of financial distress signed by a number of registered electors residing within the city's, village's, or township's jurisdiction equal to not less than 5% of the total vote cast for all candidates for governor within the city's, village's, or township's jurisdiction at the last preceding election at which a governor was elected. The petition shall not have been filed within 60 days before any election of the city, village, or township.
- ☐ 4. The state financial authority has received a written notification that the city, village, or township has not timely deposited its minimum obligation payment to the city's, village's, or township's pension fund, as required by law.
- ☐ 5. The state financial authority has received a written notification that the city, village, or township has failed, for a period of 7 days or more after the scheduled date of payment, to pay wages and salaries or other compensation owed to employees or benefits owed to retirees.
- ☐ 6. The state financial authority has received a written notification from a trustee, paying agent, bondholder, or auditor engaged by the city, village, or township of a default in a bond or note payment or a violation of 1 or more bond or note covenants.
- ☐ 7. The state financial authority has received a resolution from either the senate or the house of representatives requesting a preliminary review of the city, village, or township.
- ☐ 8. The city, village, or township has violated a requirement of, or a condition of an order issued pursuant to, former 1943 PA 202, revenue bond act of 1933, 1933 PA 94, MCL 141.101 to 141.140, the revised municipal finance act, 2001 PA 34, MCL 141.2101 to 141.2821, or any other law governing the issuance of bonds or notes.
- ☐ 9. The city, village, or township has violated the conditions of an order issued by the local emergency financial assistance loan board pursuant to the emergency municipal loan act, 1980 PA 243, MCL 141.931 to 141.942.
- ☒ 10. The city, village, or township has violated a requirement of sections 17 to 20 of the uniform budgeting and accounting act, 1968 PA 2, MCL 141.437 to 141.440.
- ☐ 11. The city, village, or township has failed to timely file an annual financial report or audit that conforms with the minimum procedures and standards of the state financial authority and is required for cities, villages, and townships under the uniform budgeting and accounting act, 1968 PA 2, MCL 141.421 to 141.440a.
- ☐ 12. The city, village, or township is delinquent in the distribution of tax revenues, as required by law, that it has collected for another taxing jurisdiction, and that taxing jurisdiction requests a preliminary review.
- ☐ 13. The city, village, or township is in breach of its obligations under a deficit elimination plan or an agreement entered into pursuant to a deficit elimination plan.
- ☐ 14. A court has ordered an additional tax levy without the prior approval of the governing body of the city, village, or township.
- ☐ 15. The city, village, or township has ended a fiscal year in a deficit condition as defined in section 21 of the Glenn Steil state revenue sharing act of 1971, 1971 PA 140, MCL 141.921, or has failed to comply with the requirements of that section for filing or instituting a financial plan to correct the deficit condition.
- ☐ 16. The city, village, or township has been assigned a long-term debt rating within or below the BBB category or its equivalent by 1 or more nationally recognized credit rating agencies.
- ☒ 17. There is an existence of other facts or circumstances that, in the state treasurer's sole discretion for a city, village or township, are indicative of probable financial stress.

PART 5: PROPOSAL DETAILS

25. Describe Current State of Affairs: What is working well? What is not working? Explain the current condition of infrastructure/equipment.

Core Switches aging and are near end of life. We've had two outages in the past 6 months. Our department supports Police, Fire, Public Works, and rest of the City. Crucial to have network up and running.

26. Describe Project or Service Proposal:

Core Switches near end of life (7 years old) -core switches are getting older and we've had two outages in the past 6 months.

27. Describe How Grant Funding will Lead the Applicant Toward Financial Stability:

This grant will allow us to replace switches and reduce/eliminate down time.

28. Goals, Measures, and Business Objectives of this Proposal: What are the outcomes you hope to achieve? How will you measure the outcomes?
Provide the measures which will be used to determine the success of the proposal.

By adding updated core switches less likely of a hardware failure. By updating these it will increase speeds. Supports entire City Infrastructure (LPD, Courts, etc.).

29. Potential Barriers: Describe any barriers that currently exist that may have an impact on the implementation of the proposal.

Will need assistance from a third party to install. Included in request.

PART 5: PROPOSAL DETAILS, CONTINUED

30. Continuity of Proposal: How do you plan to fund the proposal going forward once awarded grant funds are exhausted?

New switches should last 6-10 years at least. Will allow us plenty of time to build in replacement plan for future.

31. Cost Savings: Will the proposal save money? **Attach a detailed calculation of the cost savings and provide an explanation of how the cost savings were calculated. Do not include any anticipated Financially Distressed Cities, Villages, and Townships grant funding as part of the cost savings calculation.**

☒ Yes ☐ No

A. SHORT-TERM (1 year or less)	☒ Yes ☐ No	Estimated Short-Term Savings \$ 15,000.00
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B. LONG-TERM (Greater than 1 year)	☒ Yes ☐ No	Estimated 5 Year Total Savings \$ 75,000.00
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32. Work Plan and Proposal Timeline: What are the implementation steps to ensure this proposal's success? What are the projected outcomes at each step?
Attach a detailed work plan, if the narrative will not fit in the space provided.

The core switch replacement will involve professional services with the vendor. The plan is to connect the new core to the existing and then we'll start migrating connections to the new core until each switch is empty and can be decommissioned.

33. Total Grant Budget Worksheet: **For each budget category, attach a detailed list of proposed expenditures, including an indication of the priority for each budgeted item. Explain how the expenditures support and are essential to the proposal.**

Budget Category	Estimated Total Proposal Cost	Grant Budget Amount Requested
Equipment Costs	\$ 290,000.00	\$ 290,000.00
Labor	\$ 40,000.00	\$ 40,000.00
	TOTAL ESTIMATED PROPOSAL COST \$ 330,000.00	TOTAL GRANT AMOUNT REQUESTED \$ 330,000.00

34. Additional Information and Comments:

PART 6: ATTACHMENTS

35. Check the appropriate boxes and attach the following items to the application. All attachments must be included and labeled appropriately.

- | | | |
|--|---|---|
| ☐ Attached | ☒ N/A | 1. Letter of support from each of the participating local units identified in Part 2, Box 14 |
| ☒ Attached | | 2. Proof of existence for each condition of probable financial distress checked in Part 4, Box 24 |
| ☐ Attached | ☐ N/A | 3. Detailed calculation of cost savings and an explanation of how the cost savings were calculated in Part 5, Box 31 |
| ☐ Attached | ☒ N/A | 4. Detailed work plan, if the narrative will not fit in Part 5, Box 32 |
| ☒ Attached | | 5. Detailed list of proposed expenditures to support Part 5, Box 33, including an indication of the priority for each budgeted item and an explanation of how the expenditure will support and is essential to the proposal |

PART 7: CERTIFICATION

36. I certify that all statements in this application, including all requested supplemental information, are true, complete and accurate to the best of my knowledge. If awarded, I agree to allow the Michigan Department of Treasury and the State Auditor General's Office (and/or any of their duly authorized representatives) access, for the purposes of inspection, audit, and examination, to any books, documents, papers, and records of the grantee which are related to this proposal. I agree to allow the Michigan Department of Treasury to conduct periodic program reviews of the proposal. The purpose of these reviews will be to determine adherence to stated proposal goals and to review progress of the proposal in meeting its objectives. I agree to submit semiannual and final narrative and financial status reports and a one-year Final Follow-up Report to the Michigan Department of Treasury. I understand that failure to submit any required reports may result in the termination of the grant and repayment of grant funds. I understand that this grant may be terminated if the Michigan Department of Treasury concludes that I am not in compliance with the conditions and provisions of this grant, or have falsified any information. By way of signature, I agree with all conditions of this grant program.

Applicant's Chief Administrative Officer Signature (as defined in MCL 141.422b)



Date

05/17/2021

Printed Name of Applicant's Chief Administrative Officer (as defined in MCL 141.422b)

Robert J.F. Widigan

Title

Finance Director

Applications are due May 17, 2021. Completed applications submitted via email or fax must be received by the Michigan Department of Treasury no later than 11:59 p.m. on Monday, May 17, 2021. Incomplete applications may not be considered.

A signed and completed application (including attachments) can be submitted by e-mail to TreasRevenueSharing@michigan.gov or by fax to 517-335-3298.

Justification of Probable Financial Distress

No. 10. The City has violated sections 17 to 20 of the uniform budgeting and accounting act (PA 2 of 1968):

Finding 2020-008 noted expenditures had exceeded the amounts appropriated for various areas of the General Fund and one Special Revenue Fund caused by not adequately monitoring expenditures in relation to budgeted amounts in the areas where the overages occurred. Over this period there was a significant level of staff turnover in the Finance department which has stabilized but remains majority remote due to public health recommendations at this time.

No. 17. There is an existence of other facts or circumstances that are indicative of probable financial stress:

The City was required to submit a corrective action plan proposal to the Michigan Department of Treasury in January 2019 to comply with PA 202 of 2017 due to the underfunded status of both pension and OPEB systems across the City. In 2020 the City reported \$343M in unfunded pension liabilities and \$564M in unfunded OPEB liabilities for total of \$907M. The annual costs amount to approximately 26% of the City-wide budget proposal for FY 2022 (31% of General Fund).

The City has acted to update mortality tables and adopt more conservative estimates in estimating its outstanding pension and OPEB liabilities which has recognized a higher, more realistic, and responsible estimate of outstanding liability. At the same time this does result in an increase of the actuarially determined annual contribution in the short term. The net effect being that retirement liabilities are growing to be a larger fraction of governmental expenditures at this time.

In addition to recognizing more conservative and realistic assumptions, the City has taken actions to reduce its OPEB liability including reducing plans and eligibility, negotiating insurance premium sharing, health care plan changes, and pension contributions, change dependent coverage, and reduce administrative costs by consolidating plans to mirror active and retired employee health care.

Further, the City's income tax collections, parking collections, and broader economy have broadly impacted from the global COVID-19 pandemic. As of June 30, 2020 there existed unassigned fund balance deficits in the City's Cemetery, Trash, Recycling, and Parking System Funds and a deficit in the City's Special Assessments Fund requiring a deficit elimination plan.



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF TREASURY
LANSING

RACHAEL EUBANKS
STATE TREASURER

July 8, 2020

Honorable Mayor Andy Schor
City of Lansing
124 W Michigan Ave
Lansing, MI 48933

Dear Mayor Schor:

The purpose of this letter is to provide an overview of some of the services that Treasury's Community Engagement and Finance Division (CEFD) has available to local governments, as well as provide key financial information for the City of Lansing and a few recommendations.

Based on fiscal year 2019 financial reporting¹, we would like to note the following key metrics:

- At 7.7%, the City's unrestricted general fund balance ratio was in the bottom 2% for cities statewide. The median general fund ratio was 42% for Michigan cities. The City's general fund ratio declined from 13.2% in fiscal year 2018.
- At \$736.6 million, the City's combined net (unfunded) pension and OPEB liability was in the bottom 1% for cities statewide. The median combined net pension and OPEB liability was \$10.4 million for Michigan cities.
- At 30% of governmental revenues, the City's combined pension and OPEB actuarially determined contribution (ADC) was in the bottom 10% for cities statewide. The median combined pension and OPEB ADC as a percent of revenue was 10% for Michigan cities.
- At -277%, the City's governmental net position was in the bottom 2% for cities statewide. The median governmental net position was 168% for Michigan cities.
- At 104%, the City's general fund cash ratio was in the bottom 10% for cities statewide. The median general fund cash ratio was 552% for Michigan cities.
- At \$18,350, the City's taxable value per capita was in the bottom 25% for cities statewide. The median taxable value per capita was \$25,698 for Michigan cities.

As you are aware, Treasury has contacted the City of Lansing several times to discuss reimbursement grant opportunities and other support. Our mission with the community engagement program is to reach out to communities that may be experiencing fiscal distress,

¹ While statewide financial reporting was nearly complete at the time of this writing, some cities had not yet filed annual financial reports. Financial metrics were based out of 275 cities and retirement metrics were based out of 233 cities. Source: Local Annual Financial Reports (F65), Retirement System Annual Report (Form 5572)

and to explore partnerships that are beneficial to local governments as they address budget challenges.

Toward that goal, Treasury would like to outline some recommendations and opportunities, as follows:

1. We recommend that the City actively monitor its fiscal year 2021 adopted budget. Treasury recommends convening budget sessions monthly, including any necessary amendments for the fiscal year 2021 budget. We also recommend implementing a 5-year forecast if the City has not already done so and updating the forecast monthly as well. Given the current economic uncertainty facing local governments, timely budget sessions will help the City more effectively address potential deficits, as necessary.
2. Review the recommendations provided by the City's Financial Health Team and pursue action as appropriate to help ensure current and past employees are supported in retirement and city residents continue to receive public services and support.
3. Consider enlisting Treasury's assistance in further evaluating the City's pension and OPEB systems and outlining current options for funding and design. Upon request, Treasury may assist through either an internal or external review of the City's retirement valuations by utilizing expertise and analysis, such as independent actuaries.
4. We encourage the City to attend Treasury's next webinar. Updated information on all our webinars can be found on the [Treasury website](#), including information on PA 123 of 2020 (supplemental state appropriations for water utility assistance, first responders hazard pay, public safety and public health payroll expenditures).
5. In partnership with the City, Treasury may consider reimbursement for certain eligible projects and expenditures.
6. The City is encouraged to apply for Treasury grant opportunities if available, such as the FDCVT grant.

In light of the ever-changing economic conditions facing Michigan's cities, we encourage the City of Lansing to continue its efforts in evaluating its financial and operational health.

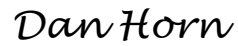
We look forward to working with the City of Lansing and we will follow-up in approximately three months to see if we can be of further assistance.

Thank you for the work that you do in serving the residents of your community and the State of Michigan.

Sincerely,



Rodney H. Taylor
Division Administrator
Community Engagement & Finance Division
Michigan Department of Treasury
517-241-7029
TaylorR23@michigan.gov



Dan Horn
Analytics and Outreach Section Manager
Community Engagement & Finance Division
Michigan Department of Treasury
517-335-9606
HornD6@michigan.gov

**INDEPENDENT AUDITOR'S REPORT ON INTERNAL CONTROL OVER FINANCIAL REPORTING AND
ON COMPLIANCE AND OTHER MATTERS BASED ON AN AUDIT OF FINANCIAL STATEMENTS
PERFORMED IN ACCORDANCE WITH *GOVERNMENT AUDITING STANDARDS***

Honorable Mayor and
Members of the City Council
City of Lansing, Michigan

We have audited, in accordance with the auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards* issued by the Comptroller General of the United States, the financial statements of the governmental activities, the business-type activities, the aggregate discretely presented component units, each major fund, and the aggregate remaining fund information of the City of Lansing, Michigan (the City), as of and for the year ended June 30, 2020, and the related notes to the financial statements, which collectively comprise the City's basic financial statements and have issued our report thereon dated December 18, 2020.

Internal Control Over Financial Reporting

In planning and performing our audit of the financial statements, we considered the City's internal control over financial reporting (internal control) as a basis for designing audit procedures that are appropriate in the circumstances for the purpose of expressing our opinions on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of the City's internal control. Accordingly, we do not express an opinion on the effectiveness of the City's internal control.

Our consideration of internal control was for the limited purpose described in the preceding paragraph and was not designed to identify all deficiencies in internal control that might be material weaknesses or significant deficiencies and therefore, material weaknesses or significant deficiencies may exist that were not identified. However, as described below, we identified certain deficiencies in internal control we consider to be material weaknesses and significant deficiencies.

A *deficiency in internal control* exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, misstatements on a timely basis. A *material weakness* is a deficiency, or a combination of deficiencies, in internal control such that there is a reasonable possibility that a material misstatement of the entity's financial statements will not be prevented or detected and corrected on a timely basis. We consider the following deficiencies to be material weaknesses:

2020-001 MATERIAL JOURNAL ENTRIES PROPOSED BY AUDITORS

Condition: Material journal entries for the proper recognition of various financial statement amounts within the City's accounting records were proposed by the auditors. In addition, we received several revisions to the City's trial balance (the final version coming in early December 2020), each of which contained material corrections to previous trial balances.

Criteria: Management is responsible for establishing, maintaining, and monitoring internal controls, and for the fair presentation in the financial statements of financial position, results of operations, and cash flows, including the recording of all appropriate journal entries to assure the trial balance from which the financial statements are prepared, reflect amounts that are in conformity with U.S. generally accepted accounting principles.

Cause: Over the past several years, the City's Finance Department, who prepares the reconciliations of all accounts, has reduced in size due to budget reductions, staffing reductions and staffing turnover. These changes have placed a significant burden on the month and year end close processes, and have contributed to journal entries not being completed or reviewed timely.

Effect: The City's accounting records were initially misstated by amounts material to the financial statements. Necessary adjustments were brought to the attention of management and were subsequently recorded in the City's general ledger.

Recommendation: We recommend that the City take steps to assure that material journal entries are not necessary at the time future audit analysis is performed.

Corrective Action Response: Management of the City will continue to review auditor recommendations/corrections and internal procedures related to the identification and correction of potential errors in the financial statements prior to the beginning of future audits. The Finance team will meet to review adjustments made to this year's financial statements and will develop a plan to address the most significant issues in a timelier manner going forward. Within budget constraints, Management will look to increase staffing levels and/or obtain temporary assistance earlier in the fiscal year, in order to perform more timely analyses of the various account balances.

2020-002 BANK RECONCILIATIONS

Condition: Throughout the year, the City failed to complete bank reconciliations on a timely basis for most of its cash accounts. Several individual bank account reconciliations were not completed for the entire fiscal year until approximately four months after fiscal year end while audit fieldwork was ongoing. It was also noted that while the City has made improvements from prior years in this area, several accounts still had multiple old outstanding reconciling items present that had not yet been investigated and corrected by the City.

Criteria: Completion of timely bank account reconciliations and review thereof, represent an important control used to detect and prevent misstatements and errors. Such reconciliations should be completed and reviewed monthly for all accounts and all reconciling items investigated and resolved as quickly as possible.

Cause: Over the past several years, the City's Finance Department, who prepares the reconciliations of all accounts, has reduced in size due to staffing reductions and staffing turnover. These changes have placed a significant burden on the month and year end close processes, and have contributed to reconciliations not being completed or reviewed timely.

Effect: As a result of this condition, all activities that have cash transactions have an increased risk that misstatements in the accounting records, whether caused by error or fraud, would not be detected and corrected on a timely basis.

2020-02 BANK RECONCILIATIONS (concluded)

Recommendation: We recommend the City take steps to assure all bank reconciliations are completed and tied to the general ledger in a timely fashion and all differences be resolved in a timely manner.

Correction Action Response: Management of the City will work on several areas of improvement to alleviate this issue.

- a. We will continue to review the need for the various bank accounts that have been established over the years with the view toward more consolidation.
- b. We will assign the responsibility for each of the bank accounts to various Finance staff members, including using City Treasury staff, who will be responsible for reconciling those statements in a timely manner.
- c. We will review the old outstanding reconciling items with the view toward clearing them up before the end of the next fiscal year.
- d. We will look to increase staffing levels in Finance and/or obtain temporary assistance earlier in the fiscal year, in order to perform more timely analyses of the various bank statements.

2020-003 PENSION AND OPEB ACTIVITY

Condition: Actuarial valuations for the pension and other postemployment benefit (OPEB) plans, the GASB 67/68 related information for the defined benefit pension plans, and the GASB 74/75 related information for the other postemployment benefit plans were not completed until December 2020, and the related account balances were not adjusted until the end of audit fieldwork. Also, as of the completion of audit fieldwork, the City had not verified that pension census data and other information provided to the Actuary were properly recorded by the Actuary. Also, it appeared the City may not be in full compliance with P.A. 202 of 2017 in regards to the length of time the Actuary has conducted the calculations without bidding of these services. We also attempted to verify the accuracy of the pension contributions (employer and employee) made to the respective plans during the year and we were unable to reconcile the amounts contributed back to any supporting data at the City and the contributions were only made annually to the plans.

In addition, during our census data testing we noted that the census information for the retiree healthcare plans was contained in a manual spreadsheet that does not appear to be updated timely as we noted an instance where an employee was marked as active, but they no longer worked for the City and should have been shown as deferred. This same individual's entire file could not be located for us to perform other census testing on. Census data includes date of birth, date of hire, separation date, retirement date, service credits, final average salary, benefit multiplier, pensionable wages, accumulated employee contributions, and benefits selected. Finally, we noted that there was no documentation of an independent review over pension and OPEB benefit calculations after they are calculated by the Pension Office.

Based on the information that we could analyze; these discrepancies did not materially impact the final valuations, or the amounts reported in the audited financial statements, but these systemic issues increase the risk that errors could occur that would materially affect the amounts reported in the financial statements and those errors would go undetected.

2020-003 PENSION AND OPEB ACTIVITY (concluded)

Criteria: The City is required to obtain actuarial valuations and other reports for its various pension and other postemployment benefit (OPEB) plans each year. These valuations and other reports should be obtained far enough in advance to be audited and used to calculate amounts to be included in the audited financial statements in a timely fashion. Management is responsible for accurate and timely compilation of data necessary for the contracted actuary to process and complete reporting necessary for the proper reporting of pension and OPEB information in the annual financial statements and should assure all files are maintained as required. The City should also have proper segregation of duties in place regarding the preparation and review of census information and underlying reports that are essential for accurate and complete reporting of pension and OPEB information in the annual financial statements. P.A. 202 of 2017 has specific language that the City shall follow.

Cause: Proper internal control procedures and related policies have not been developed and put in place by the City surrounding a multitude of aspects of the pension and OPEB activities under the control of the City.

Effect: Without proper internal control procedures and related policies related to the pension and OPEB activity, there is a risk that material misstatements of the financial statements would go undetected.

Recommendation: We recommend that the City take steps to assure that all data be submitted timely to the Actuary and the valuation and other reports returned be reconciled to the underlying submitted documentation and that they follow P.A. 202. We also recommend all pension/OPEB plan contributions be made on a monthly basis and the fiduciary plan statement be reconciled with the general ledger. The City should also assure that all employee related files be retained and available for audit purposes. We further recommend that internal control procedures be established to verify employee data so there is proper segregation of duties for calculating and approving benefits.

Corrective Action Response: Management of the City will have discussions with the Chairs of the Retirement Boards and will develop an action plan to provide the Actuary with more timely information for preparation of the FY21 Actuarial Reports and we will evaluate the requirements of P.A. 202 of 2017, P.A. 314 of 1965, and other applicable Public Acts to ensure compliance and implement any necessary changes accordingly. Management will develop a procedure for calculating and remitting to the Plans on a quarterly basis rather than annually, the employee contributions net of fees paid. Management will work to develop internal control procedures to establish proper segregation of duties for calculating and approving benefits.

A significant deficiency is a deficiency, or a combination of deficiencies, in internal control that is less severe than a material weakness, yet important enough to merit attention by those charged with governance. We consider the following deficiencies described below to be significant deficiencies:

2020-004 RECONCILIATION OF CERTAIN REVENUE TRANSACTIONS

Condition: During our analysis of water utility revenues that the Lansing BWL processes for the City, it was determined that BWL handles all aspects of water utility billings and collections and provides the City with "equity payments" for a portion of this activity. We were unable to verify the procedures performed by the City to reconcile and verify the accuracy of the amounts remitted to the City by BWL.

Criteria: Sufficient internal controls should be in place so that all receipt transactions are adequately supported, reviewed, approved, and reconciled to assure inappropriate activity, whether intentional or unintentional, is mitigated.

Cause: Specific internal controls over these revenue sources were not put in place by the City to account for and reconcile these transactions.

2020-004 RECONCILIATION OF CERTAIN REVENUE TRANSACTIONS (concluded)

Effect: The City is susceptible to the potential of inappropriate transactions occurring or there being material misstatements to financial data as the internal controls and segregation of duties in these areas appear to not be sufficient.

Recommendation: We recommend that the City evaluate all aspects of their accounting functions in this area and consider taking action to correct the above deficiency, such as implementing reconciliation processes for all material revenue streams coming into the City. A comparison and analysis of funds received from BWL with the City's expected collections should be conducted.

Corrective Action Response: The City has started a process to verify that we are actually receiving revenue from BWL facilities (primarily the REO Cogeneration facility) and then will develop a process to verify the sewer revenue data. We will always rely on BWL water meter data since there is no direct metering of sanitary sewage volume by customer. We will set up a meeting with BWL to determine how we can get the necessary information to audit this revenue.

2020-005 RECONCILIATIONS OF ASSET AND LIABILITY ACCOUNTS

Condition: We noted the City did not reconcile various material liability accounts to supporting documentation on a monthly basis and adjust the general ledger as needed. We also determined that the City had not recorded the assets and liabilities for certain activities under the control of the City in the general ledger.

Criteria: The City is required to have a comprehensive accounting system to account for all financial information under its control. All activity under the control of the City must be included in the general ledger and ending asset and liability balances should be reconciled to supporting documentation on a monthly basis.

Cause: Over the past several years, the City's Finance Department, who prepares the reconciliations of all accounts, has reduced in size due to budget reductions, staffing reductions and staffing turnover. These changes have placed a significant burden on the month and year end close processes, and have contributed to account analyses not being completed or reviewed in a timely manner.

Effect: The City general ledger was incomplete prior to auditor proposed journal entries. There is a potential for material misstatement when material accounts are excluded from the general ledger or are not reconciled to supporting documentation on a periodic basis.

Recommendation: We recommend all accounts be included in the general ledger and material accounts be reconciled monthly to supporting documentation.

Corrective Action Response: Management of the City will continue to review auditor recommendations/corrections and internal procedures related to the identification and correction of potential errors in the financial statements prior to the beginning of future audits. The Finance team will meet to review adjustments made to this year's financial statements and will develop a plan to address the most significant issues in a timelier manner going forward. Within budget constraints, Management will look to increase staffing levels and/or obtain temporary assistance earlier in the fiscal year, in order to perform more timely analyses of the various account balances.

2020-006 WRITTEN PROCEDURES AND POLICIES

Condition: We noted that the City has not formally adopted certain written procedures and policies for the following areas: business continuation, electronic funds transfer, compensated absences, fund balance, debt management, and receivables/allowances.

Criteria: Documenting specific policies and procedures allows employees to have a clearer understanding of management's expectations.

Cause: Unknown.

Effect: By not having a business continuation plan in place, the City has no formal plan in place if critical business processes were interrupted. Also, by not having an electronic fund transfer policy in place the City is not in compliance with Public Act 738 of 2002 that requires local units of government that utilize electronic transactions to adopt a written resolution. Finally, by not having policies that relate to debt management, compensated absences, receivables/allowances, and fund balance, all key and material financial areas of the City, there are no formal expectations set for employees by City management.

Recommendation: We recommend the City develop and adopt the policies as noted above.

Corrective Action Plan: We will review the items noted in this Finding and work with the appropriate department, OCA, and City Council to develop a comprehensive electronic fund transfer policy and other noted policies to properly address this Finding.

2020-007 PAYROLL PROCESS

Condition: The City currently has procedures in place to ensure that employees are being paid at the correct rate and for the actual number of hours worked, but much of the data entry of this process is manual and payroll can be submitted and paid before applicable department management reviews and approves their departmental staff payroll data. While no inappropriate transactions were noted during our testing of the payroll process, this is a systemic issue.

Criteria: Payroll should be reviewed and approved prior to disbursement of funds.

Cause: Proper up-front detective internal controls over the payroll process were not put in place to prevent inaccurate amounts being paid to an employee.

Effect: Unauthorized amounts could be disbursed either as a result of an error or fraud and those transactions could go undetected by management until "after the fact".

Recommendation: We recommend an appropriate level of management, with no other access to the payroll process, be authorized to approve payroll for their respective departments. There also should be an overarching review of the payroll reports prior to each disbursement and that review should be documented.

Corrective Action Response: The Human Resources Department, to whom Payroll reports, will work to implement appropriate corrective action over the payroll process noted above.

Compliance and Other Matters

As part of obtaining reasonable assurance about whether the City's financial statements are free from material misstatement, we performed tests of its compliance with certain provision of laws, regulations, contracts, and grant agreements, noncompliance with which could have a direct and material effect on the financial statements. However, providing an opinion on compliance with those provisions was not an objective of our audit, and accordingly, we do not express such an opinion. The results of our tests disclosed the following instance of noncompliance or other matters that is required to be reported under *Government Auditing Standards*.

2020-008 UNFAVORABLE BUDGET VARIANCES

Condition: We noted that expenditures had exceeded the amounts appropriated for various areas of the General Fund and one Special Revenue Fund.

Criteria: The Uniform Budgeting and Accounting Act requires the City to amend the original adopted budget "as soon as it becomes apparent that a deviation from the original general appropriations act is necessary and the amount of the deviation can be determined." The Act also states that "an administrative officer of the local unit shall not incur expenditures against an appropriation account in excess of the amount appropriated by the legislative body."

Cause: The City did not adequately monitor expenditures in relation to budgeted amounts in the areas where the overages occurred.

Effect: Having unfavorable budget variances as described above, the City is not in compliance with Public Act 621 of 1978, as amended.

Recommendation: We recommend the City monitor expenditures against adopted budgets in all applicable funds and make appropriate budget amendments as needed.

Corrective Action Response: The City always wants to have a tighter reign over revenue and expenditures. We budget conservatively in order to stay solvent, though we will monitor finances closer in the next year to be certain we are as close to actual as we feel comfortable projecting. For example, following last year's audit the City implemented a mid-year budget amendment rather than strictly waiting until the end of the fiscal year.

City of Lansing's Responses to Findings

The City's responses to the findings identified in our audit are described above. The City's responses were not subjected to the auditing procedures applied in the audit of the financial statements and, accordingly, we express no opinion on them.

Purpose of this Report

The purpose of this report is solely to describe the scope of our testing of internal control and compliance and the results of that testing, and not to provide an opinion on the effectiveness of the City's internal control or on compliance. This report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering the entity's internal control and compliance. Accordingly, this communication is not suitable for any other purpose.

Maney Costerian PC

December 18, 2020

City of Lansing - IT - Core Switch

Department	Cost Description	Qty	Unit Cost	Year One Savings	5 Year Savings	Notes
IT	Budgetary/Time Savings	1	15,000.00	15,000.00	75,000.00	Will see savings from improved uptime, reliability, and speed.
Total					<u>75,000</u>	

Will also realize unspecified savings from reduced risk of outages which may disrupt City operations including Public Safety and Public Works

Department	Equipment	Qty	Unit Cost	Total Cost	Notes
IT	Purchase & replacement of Core Switches	1	290,000.00	290,000.00	Core Switches near end of life (7 years old) - core switches are getting older and we've had two outages in the past 6 months
IT	Labor to Replace	1	40,000.00	40,000.00	Labor and cost to replace switches out
Total Cost				330,000.00	



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF TREASURY
LANSING

RACHAEL EUBANKS
STATE TREASURER

July 26, 2021

Robert J.F. Widigan
Finance Director
City of Lansing
124 West Michigan Avenue, 8th Floor
Lansing, MI 48933

Dear Mr. Widigan:

Re: **Grant No. 210104-21**
Notification of Intent to Award – FDCVT Grant FY 2021

The Michigan Department of Treasury (Treasury) – Revenue Sharing and Grants Division received your grant application for the Financially Distressed Cities, Villages, and Townships (FDCVT) grant program. We are pleased to inform you that the proposal your governmental unit submitted entitled **Capital City Comeback - Core Switches** has been selected for a grant award in the maximum amount of **\$30,000.00**.

Enclosed are two original copies of the Financially Distressed Cities, Villages, and Townships Grant Agreement and a sample Board Resolution.

An electronic fillable version of the sample Board Resolution is located on Treasury's website:
http://www.michigan.gov/treasury/0,4679,7-121-1751_2197_58826_69378---,00.html

Next Step

To receive the Final Award, Treasury must receive two original signed copies of the Grant Agreement and a Board Resolution (as indicated in the Conditions of the grant application packet) by Friday, September 24, 2021.

Submission of the signed Grant Agreement and a Board Resolution will signify acceptance of the grant award and will be considered agreement to all provisions specified in the grant application packet, the Notification of Intent to Award letter, and the Grant Agreement.

Please send the required documents by mail to:

Michigan Department of Treasury
Revenue Sharing and Grants Division
PO Box 30722
Lansing, MI 48909

City of Lansing
July 26, 2021
Page 2

Upon Treasury's review and acceptance/approval of the signed Grant Agreement and Board Resolution, Treasury will sign the Grant Agreement. Treasury will return one executed copy of the Grant Agreement along with the Final Award letter, after which time the grantee will be responsible for the submission of grant compliance reporting and reimbursement requests.

Awarded funds will not be released until a completed grant agreement has been finalized. Reminder, grant funds are distributed on a reimbursement basis.

Congratulations on the grant award. We appreciate your interest in the FDCVT and look forward to working with you on this project. If you have any questions, please let us know. We can be reached at (517) 335-7484.

Sincerely,

A handwritten signature in black ink that reads "Evah Cole". The signature is written in a cursive, slightly informal style.

Evah Cole, Division Administrator
Revenue Sharing and Grants Division

Enclosures

**FINANCIALLY DISTRESSED CITIES, VILLAGES, AND TOWNSHIPS
GRANT AGREEMENT
BETWEEN THE
MICHIGAN DEPARTMENT OF TREASURY
AND CITY OF LANSING**

This Grant Agreement ("Agreement") is made between the Michigan Department of Treasury, Revenue Sharing and Grants Division ("Treasury") and City of Lansing ("Grantee").

The purpose of this Agreement is to provide funding to a financially distressed municipality with conditions that indicate probable financial distress. Legislative appropriation of funds for grant assistance is set forth in 2020 Public Act 166. This Agreement is subject to the terms and conditions specified herein.

Grant #: 210104-21
Project Name: Capital City Comeback - Core Switches
Amount of grant: \$30,000.00
Start Date: October 1, 2020
End Date: September 30, 2025

GRANTEE CONTACT:

Robert J.F. Widigan, Finance Director

Name/Title

City of Lansing

Municipality Name

124 West Michigan Avenue, 8th Floor

Address

Lansing, MI 48933

City, State, Zip Code

(517) 483-4594

Telephone Number

Fax Number

financedepartment@lansingmi.gov

E-mail Address

CV0047783

Vendor/Customer Number

TREASURY CONTACT:

Evah Cole, Division Administrator

Name/Title

Revenue Sharing and Grants Division

Division

P.O. Box 30722

Address

Lansing, MI 48909

City, State, Zip Code

(517) 335-7484

Telephone Number

(517) 335-3298

Fax Number

TreasRevenueSharing@michigan.gov

E-mail Address

I. AGREEMENT SCOPE

This Agreement and its appendices constitute the entire Agreement between Treasury and the Grantee and may be modified only by written agreement between Treasury and the Grantee.

- (A) The scope of this agreement is limited to activities specified in Appendix A, and such activities as are authorized by Treasury under this Agreement. Any change in agreement scope requires written approval in accordance with Section III (Amendments) of this Agreement.
- (B) By entering into this Agreement, the Grantee commits to complete the project identified in Appendix A within the time period allowed for in this Agreement and in accordance with the terms and conditions of this Agreement.

II. CONTRACT PERIOD

The Agreement shall be effective from the Start Date until the End Date specified on page 1. Treasury shall have no responsibility to provide funding to the Grantee for project work performed except between the Start Date and the End Date specified on page 1. Expenditures incurred or paid by the Grantee prior to the Start Date or after the End Date of this Agreement will not be reimbursed under the Agreement.

III. AMENDMENTS

Any desired amendments to this Agreement shall be requested by the Grantee in writing and shall not be effective unless approved in writing by Treasury. Treasury reserves the right to deny requests for amendments to the Agreement or to the appendices. No amendments can be implemented without written approval by Treasury.

IV. GRANTEE DELIVERABLES AND REPORTING REQUIREMENTS

The Grantee shall submit deliverables and follow reporting requirements specified below and in Appendix A of this Agreement, if applicable.

- (A) The Grantee must complete and submit semiannually the *Financially Distressed Cities, Villages, and Townships Narrative Report* (Form 5196) and the *Financially Distressed Cities, Villages, and Townships Financial Status Report* (Form 5198). These forms shall be due according to the following schedule:

Reporting Period	Due Date
October 1 – March 31	April 30
April 1 – September 30	October 30

The forms shall be submitted to Treasury's contact at the e-mail address on page 1.

- (B) For a payment reimbursement, the Grantee must complete and submit a *Financially Distressed Cities, Villages, and Townships Reimbursement Request* (Form 5199). The reimbursement request

must include supporting documentation (copies of original invoices, cancelled checks, and any other report that would support the request) of eligible project expenditures.

The form shall be submitted to Treasury's contact at the address on page 1.

Treasury shall make reimbursements upon receipt of a reimbursement request form, not more than once a month, provided that the Grantee is in compliance with all terms and conditions of this Agreement, and dependent upon state appropriations.

Funds may not be released to the Grantee, if the Grantee:

1. Has not filed its annual financial report (F65) or audit per the Uniform Budgeting and Accounting Act, 1968 Public Act 2, as amended (MCL 141.421 to 141.440a) or the Uniform System of Accounting Act, 1919 Public Act 71, as amended (MCL 21.41 to 21.55), or
2. Has not filed its financial plan (deficit elimination plan) per the Glenn Steil State Revenue Sharing Act, 1971 Public Act 140, as amended (MCL 141.921), or
3. Is delinquent in making payments that are due on loans issued pursuant to the Emergency Municipal Loan Act, 1980 Public Act 243, as amended (MCL 141.931 to 141.942), or
4. Has a payment due and owing to the state.

(C) The Grantee must complete and submit a final *Financially Distressed Cities, Villages, and Townships Narrative Report* (Form 5196) and *Financially Distressed Cities, Villages, and Townships Financial Status Report* (Form 5198). The Grantee shall submit the final reports, including any outstanding deliverables, within 30 days from the End Date of the Grant, specified on page 1.

The forms shall be submitted to Treasury's contact at the e-mail address on page 1.

(D) One year after the date of the Final Closeout letter from Treasury, the Grantee must complete and submit a *Financially Distressed Cities, Villages, and Townships Final Follow-up Report* (Form 5197).

The form shall be submitted to Treasury's contact at the e-mail address on page 1.

V. GRANTEE RESPONSIBILITIES

- (A) The Grantee agrees to abide by all local, state, and federal laws, rules, ordinances, and regulations in the performance of the activities funded by this grant.
- (B) All local, state, and federal permits, if required, are the responsibility of the Grantee. Award of this grant is not a guarantee of permit approval by the State of Michigan or any other entity.
- (C) The Grantee shall be solely responsible to pay all taxes, if any, that arise from the Grantee's receipt of this grant or from any expenditure of grant funds.

- (D) The Grantee is responsible for the professional quality, technical accuracy, timely completion, and coordination of all designs, drawings, specifications, reports, and other services furnished by the Grantee or its contractor(s) under this Agreement. The Grantee or its contractor(s) shall, without additional compensation, correct or revise any errors, omissions, or other deficiencies in designs, drawings, specifications, reports, or other services.
- (E) Treasury's approval of drawings, designs, specifications, reports, and incidental work or materials furnished hereunder shall not in any way relieve the Grantee of responsibility for the technical adequacy of the work. Treasury's review, approval, acceptance, or payment for any of the services shall not be construed as a waiver of any rights under this Agreement or of any cause of action arising out of the performance (or failure of performance) of this Agreement.
- (F) The Grantee acknowledges that it is a crime to knowingly and willingly file false information with Treasury for the purpose of obtaining this Agreement or any payment under the Agreement, and that any such filing may subject the Grantee, its agents, and/or employees to criminal prosecution, civil suit, and/or termination of the grant.
- (G) The Grantee must comply with all Conditions contained in its application for the grant, a copy of which is attached as Appendix B.

VI. USE OF MATERIAL

Unless otherwise specified in this Agreement, the Grantee may release information or material developed under this Agreement, provided it is acknowledged that Treasury funded all or a portion of its development.

Treasury retains an irrevocable license to reproduce, publish and use in whole or in part, and authorize others to do so, any copyrightable material submitted under this grant whether or not the material is copyrighted by the Grantee or another person. The Grantee will only submit materials that Treasury can use in accordance with this paragraph.

Unless otherwise specified in this Agreement, the Grantee may not patent products or processes developed under this Agreement.

VII. ASSIGNABILITY

The Grantee shall not assign this Agreement or assign or delegate any of its duties or obligations under this Agreement to any other party without the prior written consent of Treasury. Treasury does not assume responsibility regarding the contractual relationships between the Grantee and any contractor.

VIII. CONTRACTS

Treasury reserves the right to deny the use of any consultant, contractor, associate, or other personnel to perform any portion of the project. The Grantee is solely responsible for all contractual activities performed under this Agreement. Further, Treasury will consider the Grantee to be the sole point of contact with regard to contractual matters, including payment of any and all charges resulting from the anticipated Grant. All contractors used by the Grantee in completing the project shall be subject to the provisions of this Agreement and shall be qualified to perform the duties required.

IX. NON-DISCRIMINATION

The Grantee shall comply with the Elliott-Larsen Civil Rights Act, 1976 Public Act 453, as amended (MCL 37.2101 et seq), the Persons with Disabilities Civil Rights Act, 1976 Public Act 220, as amended (MCL 37.1101 et seq), and all other federal, state, and local fair employment practices and equal opportunity laws. The Grantee agrees to include in every contract entered into for the performance of this Agreement this covenant not to discriminate in employment. A breach of this covenant is a material breach of this Agreement.

X. LIABILITY

- (A) The Grantee, not Treasury, is responsible for all liabilities as a result of claims, judgments, or costs arising out of activities carried out or to be carried out by the Grantee under this Agreement, if the liability is caused by the Grantee, any contractor, or anyone employed by the Grantee.
- (B) All liability as a result of claims, demands, costs, or judgments arising out of activities carried out or to be carried out by Treasury in the performance of this Agreement is the responsibility of Treasury and not the responsibility of the Grantee, if the liability is caused by any Treasury employee or agent.
- (C) In the event that liability arises as a result of activities conducted jointly by the Grantee and Treasury in fulfillment of their responsibilities under this Agreement, such liability is held by the Grantee and Treasury in relation to each party's responsibilities under these joint activities.
- (D) Nothing in this Agreement may be construed as a waiver of any governmental immunity by the Grantee, Treasury, their agents, or their employees as provided by statute or court decisions.

XI. ANTI-LOBBYING

The Grantee shall not use any of the grant funds awarded in this Agreement for the purpose of lobbying as defined in the State of Michigan's lobbying statute (MCL 4.415(2)). "Lobbying" means communicating directly with an official of the executive branch of state government or an official in the legislative branch of state government for the purpose of influencing legislative or administrative action. The Grantee shall not use any of the grant funds awarded in this Agreement for the purpose of litigation against the State of Michigan.

XII. DEBARMENT AND SUSPENSION

By signing this Agreement, the Grantee certifies to the best of its knowledge and belief that it, its agents, and its contractors:

- (1) Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from transactions by any federal department or the state.
- (2) Have not within a three-year period preceding this Agreement been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, state, or local) transaction or agreement under a public transaction; violation of federal or state

antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.

- (3) Are not presently indicted or otherwise criminally or civilly charged by a government entity (federal, state, or local) with commission of any of the offenses enumerated in subsection (2).
- (4) Have not within a three-year period preceding this Agreement had one or more public transactions (federal, state, or local) terminated for cause or default.
- (5) Will comply with all applicable requirements of all other state or federal laws, executive orders, regulations, and policies governing this program.

XIII. AUDIT AND ACCESS TO RECORDS

Treasury reserves the right to conduct a programmatic and financial audit of the project, and Treasury may withhold payment until the audit is satisfactorily completed. The Grantee is required to maintain all pertinent records and evidence pertaining to the Grant Agreement, including grant funds, in accordance with generally accepted accounting principles and other procedures specified by Treasury. Treasury or any of its duly authorized representatives must have access, upon reasonable notice, to such books, records, documents, and other evidence for the purpose of inspection, audit, and copying. The Grantee will provide proper facilities for such access and inspection. All records must be maintained for a minimum of seven years after the Final Closeout letter has been issued to the Grantee by Treasury.

XIV. INSURANCE

- (A) The Grantee must maintain insurance or self-insurance, satisfactory to Treasury, that will protect Treasury from claims that may arise from the Grantee's actions under this Agreement or from the actions of others for whom the Grantee may be held liable.
- (B) The Grantee must comply with applicable workers' compensation laws while engaging in activities authorized under this Agreement.

XV. OTHER SOURCES OF FUNDING

The Grantee guarantees that any payments for which claims for reimbursement are made to Treasury under this Agreement will not be financed by any source other than Treasury under the terms of this Agreement. If funding is received through any other source, the Grantee agrees to delete from the Grantee's reimbursement request(s), or to immediately refund to Treasury, the total amount representing such duplication of funding.

XVI. COMPENSATION

- (A) A breakdown of costs allowed under this Agreement is identified in Appendix A. Treasury will reimburse the Grantee a total amount not to exceed the amount on page 1 of this Agreement, in accordance with Appendix A, and only for expenditures incurred and paid. All other costs necessary to complete the project are the sole responsibility of the Grantee.

- (B) Expenditures incurred or paid by the Grantee prior to the Start Date or after the End Date of this Agreement will not be reimbursed under the Agreement.
- (C) Treasury will approve reimbursement requests after approval of reports and related documentation as required under this Agreement.
- (D) Treasury reserves the right to request additional information necessary to substantiate reimbursement requests.
- (E) Reimbursements under this Agreement may be processed by Electronic Funds Transfer (EFT) at Treasury's discretion. In order to be eligible to receive reimbursements by EFT, the Grantee must register at the SIGMA Vendor Self Service website (www.michigan.gov/SigmaVSS).

XVII. CLOSEOUT

- (A) A determination of project completion, which may include a site inspection and an audit, shall be made by Treasury after the Grantee has satisfactorily completed the activities, and provided products and deliverables described in Appendix A.
- (B) Upon issuance of the Final Closeout letter from Treasury, the Grantee releases Treasury from all claims against Treasury arising under this Agreement. Unless otherwise provided in this Agreement or by State law, the Final Closeout letter shall not constitute a waiver of Treasury's claims against the Grantee.
- (C) The Grantee shall immediately refund to Treasury any reimbursements in excess of the costs allowed by this Agreement.

XVIII. CANCELLATION

This Agreement may be cancelled by Treasury, upon thirty (30) days written notice, due to Executive Order, budgetary reduction, other lack of funding, upon request by the Grantee, or upon mutual agreement by Treasury and the Grantee.

XIX. TERMINATION

- (A) This Agreement may be terminated by Treasury as follows.
 - (1) Upon thirty (30) days written notice to the Grantee:
 - a. If the Grantee fails to comply with the terms and conditions of the Agreement, or with the requirements of the authorizing legislation cited on page 1, or other applicable laws or rules.
 - b. If the Grantee knowingly and willingly presents false information to Treasury for the purpose of obtaining this Agreement or any reimbursement under this Agreement.
 - c. If Treasury finds that the Grantee, or any of the Grantee's agents or representatives, offered or gave gratuities, favors, or gifts of monetary value to any official, employee, or agent of

Treasury in an attempt to secure a contract or favorable treatment in awarding, amending, or making any determinations related to the performance of this Agreement.

- d. During the thirty (30) day written notice period, Treasury will withhold reimbursement for any terminations under subparagraphs a through c, above.
 - e. If the Grantee or any contractor of the Grantee appears in the register of persons engaging in unfair labor practices that is compiled by the Department of Licensing and Regulatory Affairs or its successor.
- (2) Immediately, upon written notice, and without further liability to Treasury, if the Grantee, or any agent of the Grantee, or any agent of any contractor is:
- a. Convicted of a criminal offense incident to the application for or performance of a State, public, or private contract or subcontract;
 - b. Convicted of a criminal offense, including but not limited to any of the following: embezzlement, theft, forgery, bribery, falsification or destruction of records, receiving stolen property, or attempting to influence a public employee to breach the ethical conduct standards for State of Michigan employees;
 - c. Convicted under State or federal antitrust statutes;
 - d. Convicted of any other criminal offense which, in the sole discretion of Treasury, reflects on the Grantee's business integrity; or
 - e. Added to the federal or state Suspension and Debarment list.

(B) If a grant is terminated, Treasury reserves the right to require the Grantee to repay all or a portion of funds received under this Agreement.

XX. DISCLOSURE OF INFORMATION

All reports or other printed or electronic material are public information under the Freedom of Information Act, 1976 Public Act 442, as amended (MCL 15.231 to 15.246).

XXI. CERTIFICATION

The individuals signing below certify by their signatures that they are authorized to sign this Grant Agreement on behalf of their agencies, that the parties will fulfill the terms of this Agreement, including the attached appendices, as set forth herein, and that no part of the agreement has been altered or changed.

FOR THE GRANTEE:

Signature

Date

Name/Title

FOR TREASURY:

Signature

Date

Name/Title

**APPENDIX A –
APPROVED BUDGET AMOUNTS**

Capital City Comeback - Core Switches

Below is the approved budget for your grant project. Please note, we have assigned budget categories to each of your original budget line items. Use these categories when submitting your reimbursement requests*.

Budget Category	Budget Description	Application Budget Amount	Award Budget Amount	Comments
Equipment - Replacement	Core Switches	\$290,000.00	\$30,000.00	
	Labor	\$40,000.00	\$.00	
	Budget Total	\$330,000.00	\$30,000.00	

*Reimbursement requests must include copies of invoices and cancelled checks (or equivalent) supporting the costs.

Work plan/timeline: Prior to the release of funds, the grantee will provide to Treasury an updated work plan / timeline, related to the line items for which grant funding was received. The work plan / timeline should include estimated completion dates and a description of the deliverable for each step.

APPENDIX B
APPLICATION CONDITIONS

Financially Distressed Cities, Villages, and Townships Application
(FY 2021)

Issued under authority of 2020 Public Act 166

CONDITIONS

Implementation of Proposal:

Within sixty (60) days following the Michigan Department of Treasury's Notification of Intent to Award letter, the grantee agrees to submit the signed Grant Agreement and Board Resolution, indicating approval of the proposal and Financially Distressed Cities, Villages, and Townships grant funding, or be subject to automatic cancellation of the grant. No grant funding will be released until the required signed Grant Agreement, Board Resolution, and a final work plan pertaining to the funds awarded have been received by Treasury.

Proposal Clarification:

The Michigan Department of Treasury reserves the right to award funds for an amount other than requested and/or request changes to, or clarification of, any and all applications received.

Prior to executing any changes to the scope of the proposal, the selected grantee must inform (in writing) the Michigan Department of Treasury of the proposed changes. The department will notify the grantee within thirty (30) days whether the proposed changes fall under the original grant award.

Eligible Expenditures:

Grant award funds must be used to make payments to reduce unfunded accrued liability; to repair or replace critical infrastructure or equipment owned or maintained by the city, village, or township; to reduce debt obligations; for costs associated with a transition to shared services with another jurisdiction; or to administer other projects that move the city, village, or township toward financial stability. The focus will be on the repair or replacement of obsolete critical infrastructure or equipment, and service consolidation(s).

Expenditures:

1. The grantee understands and agrees that all expenditures from the grant will:
 - Be used to ensure efficient administration of the proposal.
 - Be permissible under state and federal law and consistent with statewide policies, regulations, and practices.
 - Be adequately supported by source documentation, including invoices, cancelled checks and electronic payment confirmations.
 - Only be for items approved in the Grant Agreement.
2. The grantee agrees to use the approved purchasing practices and bid procedures required by the "Grantee" for expenditures involving proposal activity.
3. The grantee agrees to maintain accounting records following generally accepted accounting principles for the expenditure of grant funds. The grantee agrees to record all revenues and expenditures in a fund or account separate from the grantee's other funds or accounts.
4. The grantee agrees to maintain all documentation for costs incurred for a seven-year period following the Michigan Department of Treasury Final Closeout letter.

Release of Funds:

Payments to the "Grantee" may be made on a monthly reimbursement basis, providing the grantee is in compliance with all terms and conditions of the grant, and dependent upon state appropriations.

For a payment reimbursement, a completed *Financially Distressed Cities, Villages, and Townships Reimbursement Request* (Form 5199) must be submitted to the Michigan Department of Treasury. Source documentation supporting the requested reimbursement amount must be attached to the reimbursement request form. At a minimum, the source documentation should include copies of the original invoices, cancelled checks, and any other report that would support the request.

Financially Distressed Cities, Villages, and Townships Application (FY 2021)

Issued under authority of 2020 Public Act 166

CONDITIONS CONTINUED

The "Grantee's" Chief Financial Officer or Chief Administrative Officer must sign and date the *Financially Distressed Cities, Villages, and Townships Reimbursement Request* (Form 5199).

Funds may not be released to the "Grantee" if the grantee:

1. Has not filed their annual financial report (F65) or audit per the Uniform Budgeting and Accounting Act, 1968 Public Act 2, as amended (MCL 141.421 to 141.440a) or the Uniform System of Accounting Act, 1919 Public Act 71, as amended (MCL 21.41 to 21.55), or
2. Has not filed their financial plan (deficit elimination plan) per the Glenn Steil State Revenue Sharing Act, 1971 Public Act 140, as amended (MCL 141.921), or
3. Are delinquent in making payments that are due on loans issued pursuant to the Emergency Municipal Loan Act, 1980 Public Act 243, as amended (MCL 141.931 to 141.942), or
4. Has a payment due and owing to the state.

Forfeiture and Repayment of Grant Funds:

If any conditions and provisions in the Grant Agreement are not met by the grantee, the grantee agrees to forfeit any future grant funds for this proposal and agrees that any grant funds previously reimbursed to the grantee may be required to be repaid to the State. At the discretion of the State Treasurer, repayments may be fulfilled by the Michigan Department of Treasury through the diversion of revenue sharing payments issued to the grantee under the Glenn Steil State Revenue Sharing Act of 1971 (1971 PA 140) or the Michigan Department of Treasury's FY 2021 appropriation act (2020 PA 166), until all grant funds previously reimbursed for this project have been repaid to the State.

Reporting Requirements:

1. *Semiannual Narrative and Financial Status Reports* – The awarded grantee shall submit to the Michigan Department of Treasury semiannually, signed and dated, narrative and financial status reports. The reports are due April 30 and October 30.
 - a. *Narrative Report (NR)* (Form 5196) – should present the following information:
 - i. Name of Grantee and Grant Number
 - ii. Reporting Period (i.e. October 2021-March 2022, April 2022-September 2022, etc. ...). The initial filing will be due on October 30, 2021, and cover the period of October 1, 2020, to September 30, 2021.
 - iii. The percentage (%) completed of the proposal's work plan
 - iv. The estimated proposal completion date. For the final report, indicate the actual proposal completion date
 - v. A brief outline of the work accomplished during the reporting period (or grant period, if this is the final report) relative to the proposal's work plan and timeline
 - vi. A brief outline of the work to be completed during the subsequent reporting period
 - vii. A brief description of any problems or delays, real or anticipated, experienced
 - b. *Financial Status Report (FSR)* (Form 5198) – should present the following information:
 - i. Name of Grantee and Grant Number
 - ii. Reporting Period (i.e. October 2021-March 2022, April 2022-September 2022, etc. ...). The initial filing will be due on October 30, 2021, and cover the period of October 1, 2020, to September 30, 2021.
 - iii. The percentage (%) completed of the proposal's work plan
 - iv. The estimated proposal completion date. For the final report, indicate the actual proposal completion date
 - v. The amount of funds expended through the reporting period (i.e. from the beginning of the grant proposal to the end of the reporting period)
 - vi. The projected future expenditures for the proposal
 - vii. Total projected expenditures for the proposal
 - viii. Original or amended (per grant award) budget per Appendix A of the Grant Agreement
 - ix. The difference between current projected proposal expenditures and original or amended budget

Financially Distressed Cities, Villages, and Townships Application (FY 2021)

Issued under authority of 2020 Public Act 166

CONDITIONS CONTINUED

2. *Final Narrative Report* (Form 5196) and *Final Financial Status Report* (Form 5198) – The awarded grantee shall submit to the Michigan Department of Treasury final, signed and dated, narrative and financial status reports. The reports are due within thirty (30) days after the completion of the proposal.
 - a. The reports shall include the information as indicated under *Semiannual Narrative and Financial Status Reports* (above).
 - b. Indicate "Final Report" on the top of the Final Narrative and Financial Status Reports.
 - c. In addition to the items listed above, the final narrative report must include a description of the proposal's accomplishments and any unanticipated benefits/difficulties experienced while completing the proposal. Additionally, attach a copy of the proposal deliverables, if applicable (i.e. pictures of completed construction or equipment, etc. ...).
3. *Final Follow-up Report* (Form 5197) – One year after the date of the Final Closeout Letter from the Michigan Department of Treasury, the grantee agrees to provide a Final Follow-up Report to the Michigan Department of Treasury on the status of the proposal. The report will include:
 - a. A detailed description of service changes and improvements.
 - b. A detailed status update on the goals and measures used to determine the success of the proposal and outcomes presented in the application (i.e. have they been met, what has changed, etc. ...).
 - c. A detailed description of set-backs or difficulties experienced in implementing the proposal.
 - d. An analysis of cost savings realized related to the implementation of the proposal.
 - e. A detailed description of how the funding was utilized and assisted the grantee toward financial stability.

Audit and Review:

The grantee agrees to allow the Michigan Department of Treasury and the State Auditor General's Office (and/or any of their duly authorized representatives) access, for the purposes of inspection, audit, and examination, to any books, documents, papers, and records of the grantee which are related to this proposal.

The Michigan Department of Treasury may conduct periodic program reviews of the proposal. The purpose of these reviews will be to determine adherence to stated proposal goals and to review progress of the proposal in meeting its objectives.

The grantee agrees to submit semiannual and final progress reports, along with a final follow-up report to the Michigan Department of Treasury. The grantee understands that failure to submit any required reports may result in the termination of the grant.

Grant Termination:

The grantee understands that this grant may be terminated if the Michigan Department of Treasury concludes that the grantee is not in compliance with the conditions and provisions of this grant, or has falsified any information. The Michigan Department of Treasury will extend an opportunity for the grantee to demonstrate compliance. Notification of termination will be in writing.

The grantee acknowledges that continuation of this grant is subject to appropriation or availability of funds for this grant. If appropriations to enable the Michigan Department of Treasury to effect continued payment under this grant are reduced, the Michigan Department of Treasury shall have the right to terminate this grant. The Michigan Department of Treasury shall give the grantee at least thirty (30) days advance written notice of termination for non-appropriation.

City of Example

County of Example

RESOLUTION ACCEPTING THE FDCVT GRANT

Minutes of the regular meeting of the City Council of the City of Example County of Example, State of Michigan, (the "Municipality") held on July 26, 2021.

PRESENT: Members: Allen, Jones, Nelson, and Smith

ABSENT: Members: None

Member Allen offered and moved the adoption of the following resolution, seconded by Member Nelson.

WHEREAS, the State of Michigan Department of Treasury has given preliminary notice of its intent to award a Financially Distressed Cities, Villages, and Townships (FDCVT) grant in the amount of up to \$245,000 toward reimbursement of expenditures required to implement the FDCVT Application Proposal Title (project title), and

WHEREAS, the State of Michigan requires each municipality's governing body to adopt a resolution authorizing participation in the proposed project prior to finalizing the award of grants from the State of Michigan's FDCVT grant program, and

WHEREAS, City of Example (local unit name) acknowledges that it:

1. Has filed its annual financial report (F65) or audit per the Uniform Budgeting and Accounting Act or the Uniform System of Accounting Act,
2. Has filed its financial plan (deficit elimination plan) per the Glenn Steil State Revenue Sharing Act, as applicable,
3. Is not delinquent in making payments that are due on loans issued pursuant to the Emergency Municipal Loan Act, and
4. Does not have a payment due and owing to the state

And thus is eligible to participate in a FDCVT grant funded project;

NOW, THEREFORE, BE IT RESOLVED THAT the City Council (governing body) hereby authorize participation in the FDCVT Application Proposal Title (project title) and on behalf of the City of Example (local unit name) authorizes John Doe, City Manager, (designee) to provide this resolution indicating its approval to the State of Michigan, and to submit and execute documents requested by the State of Michigan relating to the FDCVT requirements.

YEAS: Members: Allen, Jones, Nelson, and Smith

NAYS: Members: None

RESOLUTION DECLARED ADOPTED.

I hereby certify that the foregoing is a true and complete copy of the resolution adopted by the City Council of the City of Example, County of Example, said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being 1976 Public Act 267, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

Jane Doe (name)

City of Example, Clerk

City of Example County of Example



LANSING CITY COUNCIL

GRANT INFORMATION FORM

(Required for all grant applications and acceptances)

REFERRAL DATE:

GRANT NAME: Capital City Comeback – Core Switches Project

DEPARTMENT: Finance

CONTACT PERSON (INCLUDE EMAIL AND PHONE): Jake Brower, jake.brower@lansingmi.gov, 517-483-4511

APPLICATION DATE: 5/17/21 AWARD DATE: Anticipated, advance funding requested

GRANT CYCLE: FY2021 Check One: ☐ Annual ☒ One-Time

FUND AMOUNT: \$30,000 (Breakdown below should total this amount)

GOODS & SERVICES \$30,000

PERSONNEL

CONSTRUCTION

LAND

OTHER (Training)

CITY MATCH (IF APPLICABLE): All costs above and beyond FDCVT funding will have to be appropriated before 2025.

GRANT PAYS FOR: Replacing core switches.

FUND ALLOCATIONS (Please describe the purpose of the grant and allowable uses):

The City of Lansing's core switches are aging and there have had two outages in the past 6 months. The core switches support Police, Fire, Public Works, and the rest of the City and it is crucial to have the network up and running. This grant will allow the City to replace the core switches and eliminate down time. Updated core switches will make a hardware failure less likely, increase network speeds, and support all City infrastructure.

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, deceased Retired Detective Ronald Seyka serviced on the Lansing Police Department's Special Tactics and Rescue Team (START) from 1996 through 2010; and

WHEREAS, Detective Seyka's position in the department included a volunteer assignment that required hours of additional training per month as well as call backs in the middle of the night; and

WHEREAS, Detective Seyka participated in the safe resolution of 107 high risk incidents; and

WHEREAS, on March 5, 2020, Detective Seyka lost his battle with cancer; and

WHEREAS, this year, for the second consecutive year, the family of deceased Detective Ronald Seyka, along with Mr. Chaz King, a family friend, hosted the Annual Ron Seyka Memorial Golf Outing in Mason, Michigan in honor of Detective Seyka; and

WHEREAS, last year, \$6,367.26 of the funds from the golf outing were donated to LPD's START Unit; and

WHEREAS, this year, Mr. King is donating \$10,614 to LPD's START Unit as a result of the June 18, 2021, Second Annual Ron Seyka Memorial Golf Outing ;and

WHEREAS, the START Unit also received a donation of \$2,500 on July 16, 2021, from Modern Woodmen of America; and

WHEREAS, START intends to use the combined \$13,114 donation amounts to upgrade the Unit's movable ballistic shields from Level IIIA to Level III because Level III provides better protection for officers.

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council approves acceptance of the two donations to the START Unit totaling \$13,114; and

BE IT FINALLY RESOLVED, that 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.



For good. For ever. For all.

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PRESIDENT & CEO

32 W. Michigan Avenue
Suite 1
Battle Creek, Michigan
49017-3505

269.962.2181 tel
269.962.2182 fax

bccf@bccfoundation.org
www.bccfoundation.org

August 30, 2021

Ellery Sosebee, Chief of Police
Lansing Police Department
120 West Michigan Avenue
Lansing, MI 48933

Grant Number: 35336 (Thank you for referring to this number in all correspondence regarding this grant.)

Dear Chief Sosebee:

On behalf of the Battle Creek Community Foundation and the U.S. Attorney's office of the Western District of Michigan, we are pleased to inform you that the Project Safe Neighborhoods Task Force Grant Review Committee has approved a 2018 Project Safe Neighborhoods grant to the Lansing Police Department ("PSN Sub-grantee") in the amount of \$6,420.00 from the Project Safe Neighborhoods Grant Community Project Fund for the Lansing Youth Football League project. This grant is supported by the grant funding from the Bureau of Justice Programs and represents their investment, in coordination with the Battle Creek Community Foundation, in initiatives that reduces gun violence, improves neighborhoods, reduces crime, and promotes neighborhood safety. The check is enclosed.

It is important to refer to the correspondence to the State Policy Advisor (attached) as slight budget modifications were made for OJP approval. The budget for your project in this letter has been approved and is the one that you should use when implementing your project.

This grant award is for the period of 8/30/2021 through 8/30/2022.
Once the check is deposited/cashed, the following conditions will apply.

1. Your organization, as a PSN Sub-grantee, agrees to the terms and conditions of the grant which are attached in the PSN Program Award Agreement. A Signed copy of the award agreement is to be returned to the Battle Creek Community Foundation.



For good. For ever. For all.

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2. The Battle Creek Community Foundation and their respective offices, Board, successors, assigns, representatives, and designees are hereby released and discharged from any and all liability relating to these funds and/or the related program or project.
3. PSN Grant funds provided by the Battle Creek Community Foundation (including grant interest earned) will be accounted for separately by your organization and will be used for the purpose specified in your grant application to which this award applies.
4. Lansing Police Department will complete a BCCF grant report by 9/30/2022.
 - a. Grant reporting, in coordination with the evaluation consultant Policy link, should be submitted digitally through the Battle Creek Community Foundation's website at: <http://www.bccfoundation.org/grants/grant-reporting-information>. If you have questions regarding grant reporting, please contact the Battle Creek Community Foundation or email Katherine Blocker (Katherine@bccfoundation.org).
5. If at the end of the commitment there remain any unexpected funds, they are to be returned to the Battle Creek Community Foundation and may not be transferred to any other agency fund.
6. No part of these funds may be paid to any Battle Creek Community Foundation employee or official for any purpose.
7. As you speak about your grant with the media and the larger community, please use the following language: "This program/project was made possible by the U.S. Attorney's Office of the Western District of Michigan and the U.S. Office of Justice in coordination with the Battle Creek Community Foundation." If you wish to use our logo for sponsorship or event-related materials, please call us at 269-962-2181 and ask for marketing. Review of press releases regarding your grant and use of our logo is not required; if you desire assistance or clarification in this area, please contact BCCF marketing.



For good. For ever. For all.

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Please contact us if you have questions regarding this correspondence. We
wish you success in this important initiative for your community!

Sincerely,

Annette Chapman
Senior Vice President

Jennifer VanValkenburg
Program Officer

Enclosure



Andy Schar, Mayor

LANSING POLICE DEPARTMENT
OFFICE OF THE CHIEF OF POLICE

CHIEF DARYL GREEN

120 WEST MICHIGAN AVENUE
LANSING, MI 48933
PHONE: (517) 483-4801
FAX: (517) 377-0162
daryl.green@lansingmi.gov



Daryl Green, Chief

To: Annette Chapman
From: Daryl Green
Proposal: Additional Grant Monies - \$6,420
Date: October 28, 2020
Subject: Youth Football League

The Lansing Police Department seeks a grant to support its partnership with the Lansing Youth Football League. **Part I Violent Crime hotspots** are persistent around three locations that service youth in this football league: Risdale Park, MLK & Jolly Intersection, and Pleasant Grove & Holmes Intersection; and **Part I Property Crime hotspots** are persistent around two locations: Risdale Park and MLK & Holmes Intersection. Based on 2012-2015 juvenile data, hotspots for juvenile crimes are also concentrated around Risdale Park which is home to the football league's main stadium.

The hotspot near Risdale Park is further located around a public housing site that has low surveillance and no boundary, and single-family residences are on another side. Additionally, there is a high level of mistrust between residents and LPD related to reporting crime as was discovered during recent engagements with neighborhood residents. Some of this stems from the demographic and racial differences between LPD and this community. This mistrust was exacerbated by an incident in 2019 when a white officer used force on a resistant African American teenage runaway to get her in a police car. This incident seriously damaged the Lansing Police Department's relationship with youth, particularly young African American boys in the above communities.

As a result, the Lansing Police Department seeks the following grant monies to support the area youth football league as a way to empower parents and their children with a healthy police-community relationship. With the grant money, the department will deploy an engage with residents and juvenile stakeholders in an ongoing series of relationship building. The current proposal seeks increased positive interactions with the local youth football league through a marketing campaign that includes the dissemination of backpacks to the youth football players.

The Department would purchase 225 backpacks with the Lansing Police Department logo and interact with the players through a mentoring and social skill development program. The branded police logo backpacks would further serve as a visible indication that the Lansing Police Department supports youth in the community. Officers from our Community Services Unit would adopt the three youth football teams and present a series of social skill development trainings to the youth and their parents on a regular basis throughout the year. The Lansing Police Department would further increase its social media marketing to demonstrate its relationship with the football teams and community.

"Neighborhood Strong"



Andy Schor, Mayor

Lansing Police Department

Office of the Chief of Police

Chief Daryl Green

120 West Michigan Avenue

Lansing, MI 48933

Phone: (517) 483-4801

Fax: (517) 483-4617

daryl.green@lansingmi.gov



Daryl Green, Chief

Budget Detail

Backpacks – 225 x \$25 each backpack (includes logo) = \$5,625

Each football player would be provided a bag with the team name and police logo on it. The Lansing Police Department would present the players their bags during their social skill development trainings.

Banner and Tent with Police Youth Branding - \$795

The Lansing Police Department would purchase multiple tents and banners to facilitate a marketing campaign at all of the youth football team events. Officers would staff the games and interact with the players and their families.

Budget Total - \$6420

Program Manager – Community Neighborhood Officer Anthony Vandevoorde –

Anthony.vandevoorde@lansingmi.gov

Office – (517) 483-6812

Respectfully,

Daryl Green

Chief of Police Daryl Green
Lansing Police Department

“Neighborhood Strong”

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Battle Creek Community Foundation and the U.S. Attorney's Office of the Western District of Michigan through Project Safe Neighborhoods (PSN) Task Force Community Project Fund has available funding for reducing gun violence, improving neighborhoods, reducing crime and promoting neighborhood safety; and

WHEREAS, the Lansing Police Department applied for a Project Safe Neighborhood grant on October 28, 2020; and

WHEREAS, the Lansing Police Department was informed on August 30, 2021, that it has been selected to receive PSN funding in the amount of \$6,420; and

WHEREAS, the grant period is 8/30/2021 through 8/30/2022; and

WHEREAS, local match funds are not required; and

WHEREAS, the grant funds will be used to support a marketing campaign that distributes 225 backpacks to the Lansing Youth Football League; and

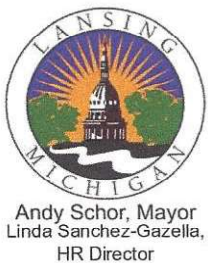
WHEREAS, each backpack would contain the team name and the police logo on it; and

WHEREAS, the Lansing Police Department would present the bags to each team member; and

WHEREAS, the backpack, branded with the police logo, would serve as a visible indication that the Lansing Police Department supports its community youths.

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council approves acceptance of the PSN Grant from the Battle Creek Community Foundation in the amount of \$6,420 for the grant period August 30, 2021 through August 30, 2022; and

BE IT FINALLY RESOLVED, that 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.



CITY OF LANSING DEPARTMENT OF HUMAN RESOURCES

8th Floor, City Hall
124 W. Michigan Avenue
Lansing, Michigan 48933

Benefits/Classifications
Labor Relations/Recruitment
Safety/Selection/Training
Worker's Compensation

(517) 483-4004 (Voice/TDD)
(517) 483-6064 (General Fax)
www.lansingmi.gov (Website)

MEMO

To: Andy Schor, Mayor
Nicholas Tate, Deputy Mayor

From: Linda Sanchez-Gazella, HR Director

Date: September 2, 2021

Subject: Public Sector Search & Consulting Contract for Police Chief

Please let this memo serve as justification for obtaining a sole source contract with Public Sector Search & Consulting (PSSC) for the search of a Police Chief. The contract is for a period of ninety to one hundred twenty days (90 – 120 days) at a cost of forty thousand dollars (\$40,000).

The contract with PSSC is important to ensure we obtain the most qualified Police Chief to lead our department. We are currently facing a law enforcement shortage in Michigan. Candidates with diverse and progressive backgrounds are especially in demand. Taking the high demand into consideration, it is important for the City to begin the search for a Police Chief as soon as possible.

Human Resources contacted multiple recruiting agencies to assist in our hiring process of a Police Chief. However, many of the agencies who responded quoted an average wait time to begin the process of two to three months. PSSC is available to begin the process immediately. PSSC has ample experience and knowledge in recruiting the best possible candidates with a focus on progressive and inclusive operational and hiring processes, through a national search. Furthermore, PSSC offers a performance guarantee which states, "If the Chief of Police voluntarily resigns or is dismissed for cause within one year after the appointment, PSSC will conduct another search without additional professional service charges."

For the reasons stated above I respectfully request that you grant approval for this sole source contract. If you have any questions or concerns, please direct them to my attention.

Thank you.



CITY OF LANSING

DEPARTMENT OF HUMAN RESOURCES

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MEMO

To: Andy Schor, Mayor
Nicholas Tate, Deputy Mayor

From: Linda Sanchez-Gazella, HR Director

Date: September 2, 2021

Subject: Strategic Government Resources Sole Source Contract for Fire Chief

Please let this memo serve as justification for obtaining a sole source with Strategic Government Resources (SGR) in our search for a Fire Chief. The contract is for a period of fifteen (15) weeks and the cost of twenty-four thousand nine hundred dollars (\$24,900).

The contract with Strategic Government Resources (SGR) is important to ensure we obtain the most qualified Fire Chief to lead our department. We are facing a law enforcement and first responder shortage in Michigan. Candidates with a diverse and progressive backgrounds are especially in demand. Taking the high demand into consideration, it is important for the Lansing to begin the search for a Fire Chief as soon as possible.

The Human Resource Department contacted multiple recruiting agencies to assist in our hiring process of a Fire Chief. However, many of the agencies who responded quoted an average wait time to begin the process of two to three months. SGR is available to begin the process immediately. SGR has ample experience and knowledge in recruiting the best possible candidates with a focus on progressive and inclusive operational and hiring processes, through a national search.

For the reasons stated above I respectfully request that you grant approval for this sole source contract. If you have any questions or concerns, please direct them to my attention.

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

WHEREAS, the Mayor has made the appointment of Cordelia Black as an At Large member of the Human Relations and Community Services Board for a term to expire June 30, 2022; 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 Cordelia Black as an At Large member of the Human Relations and Community Services Board for a term to expire June 30, 2022.

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

WHEREAS, the Mayor has made the appointment of Andrew Abood as an At Large member of the Board of Police Commissioners for a term to expire June 30, 2025; 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 Andrew Abood as an At Large member of the Board of Police Commissioners for a term to expire June 30, 2025.

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

WHEREAS, the Mayor has made the appointment of Matthew (Dusty) Horwitt as an At Large member of the Board of Water and Light for a term to expire June 30, 2023; 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 Matthew (Dusty) Horwitt as an At Large member of the Board of Water and Light for a term to expire June 30, 2023.

INTRODUCTION OF ORDINANCE

An Ordinance of the City of Lansing, Michigan, to repeal and replace the existing Zoning Ordinance and map, being Part 12, Title 6 of the Lansing Codified Ordinances in its entirety, except for Chapter 1300 – Marihuana Operations, with a form based code and zoning map.

The Ordinance was introduced by the Committee on _____, read a first time by its title and referred to the Committee on _____.

**CITY OF LANSING
NOTICE OF PUBLIC HEARING**

The Lansing City Council will hold a public hearing on Monday, November 8, 2021, at 7:00 p.m. to consider the adoption of a form-based code (FBC) and zoning map to replace and repeal the existing zoning ordinance and map, being Part 12, Title 6 of the City of Lansing Codified Ordinances, except for Chapter 1300 – Marihuana Operations. The FBC incorporates placemaking into a zoning ordinance to more effectively implement the recommendations of the *Design Lansing* Comprehensive Plan.

For more information, please call Lansing City Council at 517-483-4177. Written comments can be emailed to city.clerk@lansingmi.gov or sent by regular mail to the City Clerk's Office, 124 W. Michigan Avenue, 9th Floor, City Hall, Lansing, MI 48933. Comments will be accepted if received by 5 p.m., Monday, November 8, 2021.

Chris Swope, City Clerk

BY THE COMMITTEE OF THE WHOLE
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, October 11, 2021, at 7 p.m., for the purpose of:

Approving or opposing the adoption of a form-based code and zoning map that would repeal and replace the current zoning ordinance/map, being Part 12, Title 6 of the City of Lansing Codified Ordinances in its entirety, except for Chapter 1300 – Marihuana Operations.



Chris Swope
Lansing City Clerk

September 10, 2021

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

Dear President and Council Members:

My office has received and placed on file this document:

[Draft Ordinance to Amend Part 12, Title 6 Form Based Zoning Code](#)

This document is available for review at the office of the City Clerk or at <http://www.lansingmi.gov/clerk> under the heading of Documents Placed on File.

Sincerely,

Chris Swope, MMC/MiPMC
Lansing City Clerk

Address	Parcel ID	OriginalFBC	ProposedFBC
1506 N GRAND RIVER	33-01-01-09-177-003	IND-1	MX-C
JOSEPHINE DR	33-01-01-09-177-021	R-5	MX-C
S WASHINGTON AVE	33-01-05-08-476-092	MFR	R-3
6936 S WASHINGTON AVE	33-01-05-08-476-090	MFR	R-3
2405 E MT HOPE AVE	33-01-01-23-376-021	R-2	MX-1
2517 E MT HOPE AVE	33-01-01-23-376-070	R-2	MX-1
2529 E MT HOPE AVE	33-01-01-23-376-082	R-2	MX-1
2535 E MT HOPE AVE	33-01-01-23-376-102	R-2	MX-1
2805 E MT HOPE AVE	33-01-01-23-452-092	R-2	MX-1
6140 PLEASANT GROVE RD	33-01-05-07-225-033	SC	IND-1
2525 LINLAWN ST	33-01-01-27-158-201	MX-C	R-5
1012 LINCOLN AVE	33-01-01-27-185-111	MX-C	R-5
2600 ALPHA ST	33-01-01-27-185-031	MX-C	R-5
404 N VERLINDEN AVE	33-01-01-17-135-002	R-4	MX-1
0 FORBES ST	33-01-01-17-176-041	R-4	R-AR
1614 N HIGH ST	33-01-01-10-107-121	MX-1	R-5
1613 N HIGH ST	33-01-01-10-106-122	MX-1	R-5
1610 N HIGH ST	33-01-01-10-107-131	MX-1	R-5
1608 N HIGH ST	33-01-01-10-107-141	MX-1	R-5
1009 E NORTH ST	33-01-01-10-107-162	MX-1	R-5
2310 MOORES RIVER DR	33-01-01-19-277-020	MISSING	R-1
2222 MOORES RIVER DR	33-01-01-19-277-030	MISSING	R-1
1609 N LARCH ST	33-01-01-09-235-031	MISSING	MX-3
0 N LARCH ST	33-01-01-09-235-021	MISSING	MX-3
0 N LARCH ST	33-01-01-09-276-181	MISSING	MX-3
0 N LARCH ST	33-01-01-09-235-041	MISSING	MX-3
0 THOMPSON ST	33-01-01-09-235-002	MISSING	MX-3
N EAST ST	33-01-01-04-426-251	MISSING	SC
N EAST ST	33-01-01-04-426-330	MISSING	SC
1405 E CESAR CHAVEZ	33-01-01-10-406-031	R-MX	MX-1
1400 E CESAR CHAVEZ	33-01-01-10-409-001	R-MX	MX-1
1330 E CESAR CHAVEZ	33-01-01-10-408-411	R-MX	MX-1
1317 E CESAR CHAVEZ	33-01-01-10-401-111	R-MX	MX-1
1240 E CESAR CHAVEZ	33-01-01-10-328-261	R-MX	MX-1
1145 FARRAND ST	33-01-01-10-327-212	MX-C	R-5
1144 CAMP ST	33-01-01-10-327-011	MX-C	R-5

E CESAR CHAVEZ	33-01-01-10-326-551	R-MX	MX-C
E CESAR CHAVEZ	33-01-01-10-326-561	R-MX	MX-C

Notes

Old RC Cola bottling plant, MX-C best for redevelopment
Landlocked city parcel, combining with 1506 N Grand River most logical outcome

part of golf course, MFR is inappropriate
existing detached house

Mt Hope/Aurelius area existing business, was D-1
Mt Hope/Aurelius area existing business, was D-1
Mt Hope/Aurelius area existing business, was E-1
Mt Hope/Aurelius area existing business, was D-1
Mt Hope/Aurelius area existing business, was D-1
existing self-storage facility with comm. tower

existing detached house, not connected to MX-C
existing detached house
existing detached house

existing restaurant attached to adjacent MX-1 building
Forbes substation, eventual reuse desired

existing detached house
existing detached house
existing detached house
existing detached house
existing detached house

existing detached house
existing detached house

old substation, conversion into apartments
Existing parking lot
Existing parking lot
vacant
vacant
Existing parking lot
vacant

existing commercial building
existing commercial building
existing church, would allow adaptive reuse
existing commercial building
existing commercial building
existing detached house
existing detached house

vacant lot, creates gap in MX-C corridor
vacant lot, creates gap in MX-C corridor

Changes made from 3-8-21 Approved Document to First Amendment Draft

(page numbers correspond to 'Marked FBC Amendment Draft to Council 7-13-21')

1. [pg. 4] 1264 title changed from Planned Residential Developments to Planned Unit Developments. All Ch. 1264 mentions of PRD's changed to Planned Unit Development. MFR changed from Multi-Family Campus Residential to 'Multi-Family Residential' for sake of consistency.
2. [pg. 9] Definition amended: Build-to Line for sake of clarification, property line vs sidewalk
3. [pg. 11] Definition amended: CLINIC, to expand clinic types for sake of regulating uses
4. [pg. 12] Definition added: DRIVEWAY
5. [pg. 12] Definition amended: FUNCTIONAL FAMILY, moved to family and amended to not be more than three adults. For sake of being regulated in a single-family/two-family house.
6. [pg. 13] Definition removed, FRONTAGE, MINIMUM, please see change #23
7. [pg. 13] Definition amended, FRONTAGE PRIMARY. For streets of the same type the applicant can choose which is the preferred side to build on because every parcel is different and so that staff doesn't have to decide every single case.
8. [pg. 14] Definition added: PERMANENT OUTDOOR SEATING to FRONTAGE TYPES,
9. [pg. 16] Definition removed: 1. Motor vehicles; from JUNK
10. [pg. 16] Definition added: JUNK VEHICLE. A VEHICLE WHICH CANNOT BE DRIVEN UPON THE PUBLIC STREETS FOR REASONS INCLUDING BUT NOT LIMITED TO BEING WRECKED, ABANDONED, IN A STATE OF DISREPAIR, OR INCAPABLE OF BEING MOVED UNDER ITS OWN POWER.
11. [pg. 16] Definition amended: JUNKYARD. A lot used to store or process junk and junk vehicles
12. [pg. 16] Definition added: LODGING FACILITY. BUILDING(S) OR PART OF A BUILDING, WHERE BY PREARRANGEMENT TRANSIENT OR EXTENDED-STAY GUESTS ARE PROVIDED A SLEEPING ROOM AND A BATHROOM IN RETURN FOR PAYMENT. A LODGING FACILITY HAS STAFF ON-SITE OR ON-CALL 24 HOURS A DAY AND MAY INCLUDE BUT IS NOT LIMITED TO, A BOARDING OR ROOMING HOUSE, HOTEL, MOTEL OR MOTOR LODGE, OR HOSTEL. For sake of better regulation between temporary rentals (Airbnb), bed and breakfasts, and hotel/motels. Boarding/Lodging house taken out of residential use and residential districts.
13. [pg. 20] Definition amended: 'junk vehicles' added to OUTDOOR STORAGE

14. [pg. 19] Definition added: MOTOR VEHICLE, for sake of better regulation and code enforcement
15. [pg. 19] Definition amended: Motor Vehicle Service Station to include car washes.
16. [pg. 20] Definition amended: PERSONAL SERVICE ESTABLISHMENT to cover co-working, 'makerspace' and innovative collaborative commercial ventures. To expand districts in which this use is permitted.
17. [pg. 20] Definition amended: PLACES OF ASSEMBLY to include Community Centers and other such uses as entertainment venues.
18. [pg. 20] Definition added: PLACES OF WORSHIP. To better differentiate and administer places of worship vs. social/commercial places of assembly.
19. [pg. 23] Definition added: Sheltered Care Facility. To cover emergency and homeless shelters better and remove them Residential Uses.
20. [pg. 25] Definition corrected: YARD, SIDE YARD, front of building to rear of building instead of lot line to lot line, correct definition and to match what is conveyed in [Figure 10]
21. [pg. 31] 1243.02 and 1245.02 c)2)(b)(1): Provision amended from 1 foot to '5 feet' of Build-to Line flexibility to recognize possible needs of site development. Additional language so buildings can be set back in case of conflicts with public right-of-way or easements.
22. [pg. 31 and] 1243.02 and 1245.02 c)2)(b)(2) Removal of flexibility provision. See change #23
23. General removal of requirement for Build Frontage, Minimum in the zoning districts. % numbers of are arbitrary and place too much constraint on development. EDP would be setting mandates for building size and creating practical difficulty for huge parcels which could create BZA variances as a given. Building along the frontage is still mandated and clarified per 1246.04.01
24. Removal of Suggested Building Types from each district section. Suggested Building Types makes it seem like we are pushing people to build certain buildings, fully regulating what streets buildings can or cannot go on. Overall, just unnecessary and inappropriate for a zoning ordinance.
25. General revision of parking lot setback / screening to be covered in 1252 for sake of uniformity and understanding.
26. [pg. 38] SC: b) Building Placement. Build-to-Line provisions clarified. 1. Should be 8' from inside edge of public sidewalk to match Front Parking Lot Setback. Removed "30' build-to-line from curb". 30' was the original build line in former versions and is excessively large for the built environment.

27. [pg. 38] SC: b) Building Placement. Minimum Setback from adjacent Residential Districts: removed '6' opaque screen wall / fencing required along edge of residentially zoned or used property' requirement because it was excessive. Screening still covered in Chapter 1252.
28. [pg. 43 and 51] Removal of No Parking requirement from MX-C and MX-2, because it was too large of an exemption and generally on-street parking is not in these districts.
29. [pg. 49 and 53] MX-2 and MX-3, Minimum Height: Allow 1 story building upon written approval of Zoning Administrator. Although density and mixed-use are goals, 2+ stories requirement may hinder development for restaurants/bars, entertainment venues, etc.
30. [pg.] All districts: Front Parking Lot Setback/Screening: Removal of "which may be reduced to 5' with 3' masonry knee wall at build-to-line". Was meant to say at property line rather than build-to-line, but removed as any implementation would likely create an uncomfortable barrier in the built environment. This concept is not banned however and may be appropriate for screening for parking on a corner lot or side parking, if proposed by an applicant.
31. [pg.] Commercial districts: Build-to-line alternative #3. Edited to refer to just the average setback of buildings within the block of the more active street type. Edited for sake of clarification.
32. [pg. 58] DT-1: Minimum Side and Rear Setbacks, and Max. Lot Coverage amended to align more closely the residential character of the district.
33. [pg. 59] DT-1 Added Provision: for 75% of required parking to allow for more density as a district adjacent to DT-3. DT-2 Added Provision: for 50% of required parking to allow for density and a reduction for the second most urban district. Applicants can still provide 100% of required parking if desired.
34. [pg. 61] DT-2 Building Height: Arterial/Activity Corridor: Changed from 60' – 6 stories to 80' – 6 stories to match MX-3 and recognize min. clear heights
35. [pg. 62] DT-2 Side Setback, changed to 0' when adjacent to DT-2 otherwise 10' to match language throughout Commercial districts.
36. [pg. 66] DT-3 Parking: Language added to limit and regulate non-required parking and parking locations.
37. [pg. 67] 1244.02: Language clarified to limit mobile homes to mobile home parks.
38. [pg.] For all Residential Districts R-1 through R-6. Minimum Height set at 15' – 1 story, Maximum Height set at 35' 2.5 stories for uniformity, ease of development, and so as to not render existing houses non-conforming.
39. [pg. 87] R-6 (a) Building Massing: added Maximum Principal Buildings – 1, to make sure not more than one residential building is built. Was not regulated before.

40. [pg. 89] MFR: Language added to Building Types to regulate Mobile Home Parks.
41. [pg. 91] MFR: Language cleared up for Side Setback and interior parking.
42. [pg. 93] R-MX (a) Building Massing: Removal of Maximum Dwelling Units per Lot so as to not render numerous existing developments nonconforming
43. [pg. 94] R-MX Minimum Lot Size: sq. ft. changes to reflect former DM-3 district, which is what R-MX replaced generally
44. [pg. 96] R-AR Maximum Height: language clarified and simplified
45. [pg. 96] R-AR Removed primary and secondary frontage maximums. Didn't make sense and limits redevelopment of parcels.
46. [pg. 96] R-AR: added Minimum Lot Size per dwelling unit: sq. ft. to reflect former DM-3 district to govern density and better control new medium-density residential development.
47. [pg. 97] R-AR (b) Building Placement: language clarified and simplified for setbacks
48. [pg. 98] R-AR Parking: removed side yard parking extension for sake of understanding.
49. [pg. 108, 112, 116] IND-1, -2, -3, removal of Maximum Lot Coverage. Parcel sizes in the districts are too varied and could create a burden on businesses. Stormwater runoff still regulated in Site Plan Review.
50. [pg. 120, 124] INST-1 and -2, Provision to allow for greater setbacks to accommodate hospital drop-offs zones in the front. Reviewed during Site Plan Review
51. [pg. 121] INST-1: Added stipulation that front parking is limited to four rows of parking. Front parking was not otherwise limited.
52. [pg. 127] 1246.04.01 a) New Provisions for Building Frontages. Created to govern building frontages on primary and secondary streets, and multi-building sites, replacing the minimums so as to not hamper development, but also set standard understanding. See also Change #23.
53. [pg. 130] 1246.04.01 f)4) New provision stating that no window may be blocked with cinderblock or other material. This has been done in some areas when use is changed (Kalamazoo St. & Hosmer) and destroys the sense of safety in the built environment. Exception made for temporary Building Safety, Code Enforcement, Fire requirements.
54. [pg. 131] 1246.04.02 Residential clear height changed from 8' to 7.5' to match Ch. 1244 Residential Districts and old ordinance language.
55. [pg. 150] 1250.02.02 Home Occupations. Added subsection g) *No parking or outdoor storage of vehicles, goods, materials, or equipment that is directly related to the home occupation and not customarily associated with a residential use.* To limit outdoor storage in Residential. Other subsequent subsections re-lettered h-l

56. [pg. 151] 1250.02.02 Home Occupations i) stipulation for motor vehicle trips related to home occupation clarified
57. [pg. 152] 1250.02.03 Temporary buildings structures, uses, and events: c)1) (a)-(c). Original (c) strike from provisions. Points and process clarified because Building Safety Office/Planning Office did not require permits for temporary bldgs/uses. Limits them to two weeks.
58. [pg. 154] 1250.02.07 b) 1) (e) provision added so that mobile homes are not located in a driveway or yard.
59. [pg. 154] 1250.02.07 b) 3) and 4) new provisions added to allow for work vehicles to be parked on residential lots, but properly screened or stored, after recommendation from Code Enforcement.
60. [pg. 155] 1250.02.08 Subsection title clarified
61. [pg. 155] 1250.02.08 a) – e) Provisions clarified for Code Enforcement duties
62. [pg. 156] 1250.02.09 a) Provision clarified so that outdoor seating railing or fencing is of a permanent nature.
63. [pg. 159] 1250.02.12 Section added for Mobile Food Vending conditions. Provisions primarily deal with protecting the right-of-way, mandate trash receptacles, cover overcrowding/co-location on one parcel.
64. [pg. 161] 1250.03.01 a) projections into required yards: Added ‘Wheelchair ramp’
65. [pg. 161] 1250.03.02 b), [pg. 163] 1250.04.01 b) 10), 11), 12). New provisions added to regulate solar energy systems, mainly their screening, size, and location. Staff supports solar panels but want to make sure maximum height is limited in residential areas.
66. [pg. 164] 1250.04.01 a) 11) provision added: Shipping container, box and semi-truck trailers are only permitted on residential properties as a temporary structure, subject to the provisions of Section 1250.02.03 c)1). For sake of limiting shipping containers as temporary storage in Residential. Such language was missing.
67. [pg. 165] 1250.04.03 b) ‘food candles’ typo corrected to footcandles
68. [pg. 166] 1250.04.04 a) 2) typo, added word ‘receptacle’
69. [pg. 167] 1250.04.04 a) 7) provision added to protect storm drains from waste receptacles
70. [pg. 171] 1250.04.06 b) definitions removed: MINOR REPAIR, MAJOR REPAIR. To simplify enforcement pertaining to fencing
71. [pg. 171] 1250.04.06 c)1)(d)(2) typo, had left off ‘adjacent sidewalks’ from end of sentence. Was in a previous draft. To make sure pedestrians on sidewalk are not obscured by tall fences, for sake of safety.

72. [pg. 172] 1250.04.06 c)3) Subsection added for fencing at slopes and uneven grade.
73. [pg. 172] 1250.04.06 d)2) subsection amended to not allow barbed wire on fences by right and makes it contingent on Zoning Administrator approval
74. [pg. 173] 1250.04.06 f) 1) Unsafe/Dangerous fences - Subsection amended for sake of Code Enforcement duties and to make it easier to understand.
75. [pg. 173] 1250.04.06 h) subsection added for 'Nonconforming Fences'
76. [pg. 182] 1250.05.02 g) 2) (e) removal of reference to Table 1, which does not exist.
77. [pg. 188] 1250.05.03 e) 9) (h) (3) i. typo fixed 'at least'
78. [pg. 191] 1250.06 c)5) Provision amended to require on-site stormwater management to help flood hazard reduction
79. [pg. 193] 1250.06 f) subsection clarified for use of a floodplain on parcels that are 0.5 acres or greater. Previously alluded to requirement that did not exist. Typo listing Planning Board instead of staff Planning Office for floodplain special permits.
80. [pg. 194] 1252.01 b) typo 'prior to issuance' removed
81. [pg. 195] 1252.05 a) – c) subsections for Interior Site Landscaping (yards) defined and clarified better. Better language to require lawns with grass and plants, limits non-living plant ground covers like people putting down a bunch of gravel or mulch.
82. [pg. 195] 1252.06 a)1) subsection clarified. 2) subsection clarified and makes streetscape elements in the ROW of Activity Corridors to be approved by Public Service. b)1) subsection clarified. Was meant to incorporate decorative paving/brick and planters like those found Downtown, REO Town, Michigan Ave, etc.
83. [pg. 196] 1252.06 b)5) subsection added requiring landscape plant beds for 50% of the border of single-purpose surface lots.
84. [pg. 196] 1252.07 Parking Lot Landscaping: Subsection a), e), and g) added to clarify intent and provide better screening between parking lots and residentially zoned or used property.
85. [pg. 197] 1252.08 Landscape Buffering and Screening: section edited to be more comprehensive and easier to understand.
86. [pg. 199] Off-Street Parking: 1254.01.01 d) old subsection d) removed as a duplication of c) and new subsection d) edited to be more comprehensive against junk storage.
87. [pg. 199] Off-Street Parking: 1254.01.01 e) subsection added to prohibit auto repair, assembly, and processing

88. [pg. 199] Off-Street Parking: 1254.01.01 f) created to require safe pedestrian walkways (sidewalks) along parking lot edges leading to building and require dedicated interior walkways for lots greater than 50,000 sq. ft.
89. [pg. 200] 1254.01.02 parking location table: Text changes to match language in districts' sections
90. [pg. 201] 1254.01.02 a) subsection amended so that required parking for INST-1 and INST-2 may be located on a separate lot
91. [pg. 201] Factors for Calculation of Parking: 1254.01.03 a)2), text revised from Gross Leasable Floor Area to Usable Floor area for sake of consistency with other sections.
92. [pg.] 1254.01.06 through 1254.01.17 subsection numbering fixed since 1254.01.06 was absent
93. [pg. 206-207] The new 1254.01.06, Storage of Merchandise and Vehicles: a) subsection edited for sake of clarification. b) subsection added to govern inoperable vehicles. Provision so as to not allow inoperable vehicles or those needing repair on off-street parking lots
94. [pg. 209] 1254.01.10 c) 2) added to actually require that off-street parking areas maintain a state of repair and be free from hazardous conditions. Language was missing.
95. [pg. 210] 1254.01.12 Unobstructed Access. d) subsection created so that 'No driveways, maneuvering aisles, fire lanes, or building accesses shall be obstructed by the parking, storage, or display of vehicles, merchandise, equipment, supplies, or any other items. Language was missing.
96. [pg. 211] 1254.01.17 Front yard parking: section edited for sake of clarity. Removal of old b), c), and d) notice of violation, failure to comply with notices, and presumption in reference to illegal parking, to conform with current operating standards of Code Compliance.
97. [pg. 214] Bicycle Parking: 1254.02.04 c) Table: Typo, Athletic Club through Gas Stations fixed from 2 for every 500 sq. ft. to '2 for every 5,000 sq. ft.
98. [pg. 219] Site Plan Review: 1260.05 c) provision added to withhold Certificate of Occupancy if standards of the site plan are not fulfilled during construction
99. [pg. 223-224] Planned Unit Development: 1264.02 d), e), f), g), h) provisions removed because they are not part of the intent of the chapter and are covered later in 1264.06
100. [pg. 227] 1264.06 c)5) Provision removed, because it is a duplication of c)2)
101. [pg. 230] Nonconformities: 1270.03 a)2) language clarified for ease of understanding and reiterate BZA requirements. 1270.03 a)4) Provision added to put a timeline on repair or reconstruction of approved non-conforming buildings.

102. [pg. 235] Board of Zoning Appeals 1274.02 BZA membership language clarified.
1274.03 c) obsolete provision about reviewing Planning Board decisions related to old
system of nonconformities removed.
103. Map changes, see Map and map description.

INTRODUCTION OF ORDINANCE

Council Member _____ introduced:

An Ordinance of the City of Lansing, Michigan, to amend the Lansing Codified Ordinances by adding Chapter 265, Sections 265-01 – 265.04, to establish and Equity, Diversity and Inclusion Advisory Board in and for the City of Lansing including membership, duties and meetings.

The Ordinance is referred to the Committee _____

RESOLUTION SETTING PUBLIC HEARING BY CITY COUNCIL

Resolved by the City Council of the City of Lansing that a public hearing be set for _____, 2021 at 7 p.m. in Tony Benavides Lansing City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose to amend the Lansing Codified Ordinances by adding Chapter 265, Sections 265-01 – 265.04, to establish and Equity, Diversity and Inclusion Advisory Board in and for the City of Lansing including membership, duties and meetings.

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND THE
LANSING CODIFIED ORDINANCES BY ADDING CHAPTER 265, SECTIONS 265.01-
265.04, TO ESTABLISH AN EQUITY, DIVERSITY, AND INCLUSION ADVISORY
BOARD IN AND FOR THE CITY OF LANSING INCLUDING MEMBERSHIP, DUTIES,
AND MEETINGS.

THE CITY OF LANSING ORDAINS:

Section 1. That Chapter 265 Sections 265.01 – 265.04, of the Code of Ordinances of the
City of Lansing, Michigan be and is hereby amended to read as follows:

~~Chapter 265—Memorial Review Board~~ EQUITY, DIVERSITY, AND INCLUSION
ADVISORY BOARD

265.01. ESTABLISHMENT; MEMBERSHIP; TERMS; VACANCIES; COMPENSATION.

THERE IS HEREBY ESTABLISHED AN EQUITY, DIVERSITY, AND INCLUSION
ADVISORY BOARD IN AND FOR THE CITY. THE APPOINTMENT OF BOARD
MEMBERS SHALL BE IN ACCORDANCE WITH SECTION 5-103 OF THE CITY
CHARTER. THE CHAIRPERSON OF THE BOARD SHALL BE ANNUALLY ELECTED BY
THE MEMBERS OF THE BOARD. ALL MEMBERS SHALL SERVE WITHOUT
COMPENSATION.

265.02. POWERS AND DUTIES.

THE EQUITY, DIVERSITY, AND INCLUSION ADVISORY BOARD SHALL REVIEW
AND ADVISE UPON NEWLY INTRODUCED CITY ORDINANCES AND CITY
ORDINANCE AMENDMENTS THAT ARE REFERRED TO THEM BY CITY COUNCIL

FOR POTENTIAL NEGATIVE EFFECTS THAT MAY DISPROPORTIONATELY IMPACT PROTECTED GROUPS AS CONTEMPLATED BY THE ELLIOT-LARSEN CIVIL RIGHTS ACT (ELCRA) PRIOR TO THEIR CONSIDERATION FOR PASSAGE; AND FULFILL ALL ADVISORY BOARD FUNCTIONS SET FORTH IN SECTION 5-106 OF THE CITY CHARTER.

265.03. ATTENDANCE AT MEETINGS; SUPPLY OF FACILITIES AND SERVICES.

THE LANSING CITY COUNCIL SHALL PROVIDE MEETING SPACE AND SUCH STAFF ASSISTANCE AS IS REASONABLE AND NECESSARY TO ENABLE THE EQUITY, DIVERSITY, AND INCLUSION ADVISORY BOARD TO CARRY OUT ITS DUTIES.

265.04. MEETINGS.

THE EQUITY, DIVERSITY, AND INCLUSION ADVISORY BOARD SHALL MEET AS NEEDED TO REVIEW NEW AND AMENDED ORDINANCES THAT HAVE BEEN REFERRED TO THE BOARD. THE BOARD SHALL ADOPT ITS OWN RULES OF PROCEDURE AND KEEP A RECORD OF ITS PROCEEDINGS SHOWING THE ACTION OF THE BOARD AND THE VOTE OF EACH MEMBER UPON EACH QUESTION CONSIDERED. THE PRESENCE OF FIVE MEMBERS, IN PERSON OR VIRTUALLY AS PERMITTED BY LAW, SHALL BE NECESSARY TO CONSTITUTE A QUORUM.

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

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

Section 4. This ordinance shall take effect on the 30th day after enactment, unless given immediate effect by City Council and shall expire December 31, 2029.

Approved as to form:

City Attorney

Dated: _____



SEP 1 '21 10AMCLERK

August 30, 2021

Lansing City Clerk
124 W. Michigan Ave
9th Floor
City Hall
Lansing, MI 48933

RE: 705 Princeton
Claims Review Appeal
Claim #1821

Dear Clerk,

Please be advised that I represent Sunset Realty, LLC. This is in response to a July 30, 2021 letter from the Lansing City Attorney's Office regarding the denial for the above referenced claim.

By way of this letter, we are informing the City Clerk's Office that we are appealing said decision. Please contact me with a date for the upcoming hearing.

Please contact me with any questions or concerns.

Sincerely,
ABMD Law,

A handwritten signature in blue ink, appearing to read "Robert Ochodnick", written over the printed name.

Robert Ochodnick
Attorney at Law

Enclosure

cc: Lansing City Attorney Office



RECEIVED OCT 14 2020

City of Lansing

OFFICE OF THE CITY ATTORNEY

1821

Claims Review Committee Form

(Commonly including: Grass, Trash, Weeds and Board-Up Violations)

NAME: Sunset Realty, LLC c/o Attorney Robert Ochodnický DATE: 10/14/2020
MAILING ADDRESS: 202 N. Hagadorn EMAIL: robert@abmdlaw.com
CITY: East Lansing STATE: MI ZIP CODE: 48823
TELEPHONE: Home () 517-295-3634 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: 705 Princeton Ave PARCEL NO. 33-01-01-08-481-162
DATE OF INCIDENT: 9/9/2020 AMOUNT YOU WERE BILLED: 1592.00
TOTAL AMOUNT YOU ARE CONTESTING: 1592.00
TYPE OF ASSESSMENT: Trash-Administrative Fee

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 amount charged was too high for the services, in addition
Sunset Realty, LLC has lost most of its maintenance crew due to
the COVID-19 pandemic. Sunset Realty, LLC is having a difficult time
finding additional employees to go in and do this type of work
(i.e. clean and remove trash). Considering the circumstances, Sunset
Realty is asking that this fee be dismissed.

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

OFFICE OF THE CITY ATTORNEY

James D. Smiertka, City Attorney

July 30, 2021

Sunset Realty
c/o Robert Ochodnicki
202 N. Hagadorn
East Lansing, MI 48823

Re: Claim – 1628 Donora

Dear Mr. Ochodnicki:

Please be advised that the Claims Review Committee reviewed the claim you submitted in the amount of \$1,592.00 for a trash violation for property located at 705 Princeton, 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,

A handwritten signature in blue ink that reads "Venus Kumar".

Venus Kumar
Paralegal

Claim: 1821
CC: randy198408@gmail.com

RECEIVED JAN 08 2021

DATE: 1/07/2021

1821

PPN: 33-01-01-08-481-162
DATE SUBMITTED: 10/14/2020
ADDRESS OF VIOLATION: 705 Princeton
LISTED TAXPAYER OF RECORD: Sunset Realty
OTHER TAXPAYER OF RECORD:
CLAIMANT: Sunset Realty c/o Robert Ochodnicki
CLAIMANT'S ADDRESS: 202 N. Hagadorn
East Lansing, MI 48823
TYPE OF ACTIONS CONTESTED: Trash Removal
VIOLATION DATE: 10/14/2020
NOTIFICATION DATE: 8/06/2020
2ND NOTICE ASSESSMENT DATE:
AMOUNT OF ASSESSMENT: \$1,592.00
CONTRACTOR NAME - INVOICE NO. - DATE: Crutcher 20-T026 9/02/2020
AMOUNT OF CLAIM: \$1,592.00

ADDITIONAL ACTIONS CONTESTED:

VIOLATION DATE:
NOTIFICATION DATE:
2ND NOTICE ASSESSMENT DATE:
AMOUNT OF ASSESSMENT:
CONTRACTOR NAME - INVOICE NO. - DATE:
AMOUNT OF CLAIM:
MEMO DATE - INVOICE NO.:

HISTORY:

Trash
Violation
6/30/2020

Failure to
Register
Rental
7/07/2020

Trash
Violation
8/06/2020

Safety
Inspection
8/14/2020

CITATIONS IN PREVIOUS YEAR:

CLAIMANT'S CIRCUMSTANCES:

See Attached

CODE OFFICER'S NOTES: This property was cited for a trash violation on 8/06/2020 with a compliance due date of 8/13/2020. The Premise Officer rechecked the property on 8/13/2020 the violations remained as noted in the pictures therefore the violations were submitted to the contractor for removal. The contractor arrived 9/02/2020 the violations were still present and they were removed as seen in the pictures. The owner was aware of the violation as the owner requested a safety inspections on 8/14/20. The tenant was also aware as they asked for a 1 week extension which was granted. In order to avoid fees if the owner was having staffing issues a private trash removal should have been used to avoid an assessment. This office recommends denial of the claim.

SCANNED



RECEIVED OCT 14 2020

City of Lansing

OFFICE OF THE CITY ATTORNEY

1821

Claims Review Committee Form

(Commonly including: Grass, Trash, Weeds and Board-Up Violations)

NAME: Sunset Realty, LLC c/o Attorney Robert Ochodnicki DATE: 10/14/2020
MAILING ADDRESS: 202 N. Hagadorn EMAIL: robert@abmdlaw.com
CITY: East Lansing STATE: MI ZIP CODE: 48823
TELEPHONE: Home () 517-295-3634 Work () _____

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The amount charged was too high for the services, in addition
Sunset Realty, LLC has lost most of its maintenance crew due to
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(i.e. clean and remove trash). Considering the circumstances, Sunset
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Andy Schor, Mayor

Economic Development & Planning Code Enforcement Office

316 N. Capitol, Ste C-1, Lansing, MI 48933-1238
(517) 483-4361 FAX (517) 377-0100

TRASH AND DEBRIS CORRECTION NOTICE

SUNSET REALTY LLC
618 E KALAMAZOO ST
Lansing, MI 48912

Violation Date: 08/06/2020
Violation Location: 705 PRINCETON AVE
Parcel No: 33-01-01-08-481-162
Compliance Due Date: August 13, 2020

You are hereby notified that this Office has found a violation of the City of Lansing Housing Code Section 302 EXTERIOR PROPERTY at the above referenced location.

Violation: Barrel/Bucket/Crate debris

INSPECTOR COMMENTS: There is so much at this property that it's difficult to know where to start. Call if you have any questions but basically remove everything from the exterior that isn't originally built into the house structure. Including but not limited to: remove everything from the porch as well including all blankets/sheets/tarps/etc prior to the compliance due date or we will be forced to turn this over to the contractors for cleanup. Thank you.

Violation: Clothing/Cloth Products

Violation: Carpeting/Carpet Padding debris

Violation: Deteriorated Appliance(s)

Violation: Deteriorated box spring

Violation: Deteriorated building materials

Violation: Deteriorated electronic equipment

Violation: Deteriorated furniture

Violation: Deteriorated Lumber

Violation: Deteriorated metal product

Violaton: Deteriorated Pallets

Violation: Shingle debris

Violation: Indoor type furniture in the outdoors

Violation: Mattresses

Violation: Motor vehicle battery

Violation: Motor vehicle parts debris

Violation: Plastic Container(s) debris

Violation: Junk tire debris

Sec 308.1 Deteriorated box spring and or mattress

Violation: Broken Glass debris

Violation: Paper/Glass/Plastic/Metal/Cardboard debris

Violation: Trash found in bags/boxes

Violation: Trash found in bags/boxes/barrels

Violation: Garbage

Failure to correct this violation by the Compliance Due Date shall cause this office to immediately hire a contractor to complete the cleanup. **If any other additional trash and/or debris (as defined in Section 302) is found on the premises by the contractor it will also be removed without additional notice.** The contractor's expenses plus a \$265.00 administrative services fee will be billed to you. If this bill is not paid within 30 days of the billing date, the amount will be assessed as a lien against your property. **Please be advised that, in an effort to discourage repeat offenses of this nature, the City will assess graduated fees from \$75.00 to \$300.00 for each time there is an additional premise violation at the violation address above during this calendar year.** If you have any questions or concerns about complying within the time indicated, you may contact me Monday through Friday between the hours of 8-9 AM or 12-1 PM.

Pursuant to Section 107.2 of the IPMC, you have the right to appeal this notice of violation. In accordance with Section 106.3 any action taken by the City on such premises shall be charged against the real estate upon which the structure is located and shall be a lien upon such real estate.

Code Officer: Karac Brown (517) 702 4750 Karac.Brown@lansingmi.gov

"Equal Opportunity Employer"

Taxpayer's Copy



Andy Schor, Mayor

Economic Development & Planning Code Enforcement Office

316 N. Capitol, Ste C-1, Lansing, MI 48933-1238
(517) 483-4361 FAX (517) 377-0100

TRASH AND DEBRIS CORRECTION NOTICE

SUNSET REALTY L L C
618 E KALAMAZOO ST
LANSING, MI 48912

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Violation Location: 705 PRINCETON AVE
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Violation: Clothing/Cloth Products

Violation: Carpeting/Carpet Padding debris

Violation: Deteriorated Appliance(s)

Violation: Deteriorated box spring

Violation: Deteriorated building materials

Violation: Deteriorated electronic equipment

Violation: Deteriorated furniture

Violation: Deteriorated Lumber

Violation: Deteriorated metal product

Violaton: Deteriorated Pallets

Violation: Shingle debris

Violation: Indoor type furniture in the outdoors

Violation: Mattresses

Violation: Motor vehicle battery

Violation: Motor vehicle parts debris

Violation: Plastic Container(s) debris

Violation: Junk tire debris

Sec 308.1 Deteriorated box spring and or mattress

Violation: Broken Glass debris

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Taxpayer's Copy



Andy Schor, Mayor

Economic Development & Planning Code Enforcement Office

316 N. Capitol, Ste C-1, Lansing, MI 48933-1238
(517) 483-4361 FAX (517) 377-0100

TRASH AND DEBRIS CORRECTION NOTICE

Occupant
705 PRINCETON AVE
LANSING, MI 48915

Violation Date: 08/06/2020
Violation Location: 705 PRINCETON AVE
Parcel No: 33-01-01-08-481-162
Compliance Due Date: August 13, 2020

You are hereby notified that this Office has found a violation of the City of Lansing Housing Code Section 302 EXTERIOR PROPERTY at the above referenced location.

Violation: Barrel/Bucket/Crate debris

INSPECTOR COMMENTS: *There is so much at this property that it's difficult to know where to start. Call if you have any questions but basically remove everything from the exterior that isn't originally built into the house structure. Including but not limited to: remove everything from the porch as well including all blankets/sheets/tarps/etc prior to the compliance due date or we will be forced to turn this over to the contractors for cleanup. Thank you.*

Violation: Clothing/Cloth Products

Violation: Carpeting/Carpet Padding debris

Violation: Deteriorated Appliance(s)

Violation: Deteriorated box spring

Violation: Deteriorated building materials

Violation: Deteriorated electronic equipment

Violation: Deteriorated furniture

Violation: Deteriorated Lumber

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Violation: Motor vehicle battery

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Violation: Junk tire debris

Sec 308.1 Deteriorated box spring and or mattress

Violation: Broken Glass debris

Violation: Paper/Glass/Plastic/Metal/Cardboard debris

Violation: Trash found in bags/boxes

Violation: Trash found in bags/boxes/barrels

Violation: Garbage

Failure to correct this violation by the Compliance Due Date shall cause this office to immediately hire a contractor to complete the cleanup. **If any other additional trash and/or debris (as defined in Section 302) is found on the premises by the contractor it will also be removed without additional notice.** The contractor's expenses plus a \$265.00 administrative services fee will be billed to you. If this bill is not paid within 30 days of the billing date, the amount will be assessed as a lien against your property. **Please be advised that, in an effort to discourage repeat offenses of this nature, the City will assess graduated fees from \$75.00 to \$300.00 for each time there is an additional premise violation at the violation address above during this calendar year.** If you have any questions or concerns about complying within the time indicated, you may contact me Monday through Friday between the hours of 8-9 AM or 12-1 PM.

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Code Officer: Karac Brown (517) 702 4750 Karac.Brown@lansingmi.gov

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Andy Schor, Mayor

Economic Development & Planning Code Enforcement Office

316 N. Capitol, Ste C-1, Lansing, MI 48933-1238
(517) 483-4361 FAX (517) 377-0100

Trash Authorization Form

Submitted to: Eric Crutcher on 08/21/2020

TAXPAYER: SUNSET REALTY L L C, 618 E KALAMAZOO ST LANSING, MI 48912

Location of Work:

Enf Num: E20-30408

Address: 705 PRINCETON AVE

Lot No:

Description:

Parcel No: 33-01-01-08-481-162

Remove Trash and Debris

Work Authorized:

Violation: *Barrel/Bucket/Crate debris*

INSPECTOR COMMENTS: *There is so much at this property that it's difficult to know where to start. Call if you have any questions but basically remove everything from the exterior that isn't originally built into the house structure. Including but not limited to: remove everything from the porch as well including all blankets/sheets/tarps/etc prior to the compliance due date or we will be forced to turn this over to the contractors for cleanup. Thank you.*

Violation: *Clothing/Cloth Products*

Violation: *Carpeting/Carpet Padding debris*

Violation: *Deteriorated Appliance(s)*

Violation: *Deteriorated box spring*

Violation: *Deteriorated building materials*

Violation: *Deteriorated electronic equipment*

Violation: *Deteriorated furniture*

Violation: *Deteriorated Lumber*

This action is authorized by the Manager of Code Compliance

Violation: Deteriorated metal product

Violaton: Deteriorated Pallets

Violation: Shingle debris

Violation: Indoor type furniture in the outdoors

Violation: Mattresses

Violation: Motor vehicle battery

Violation: Motor vehicle parts debris

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Violation: Broken Glass debris

Violation: Paper/Glass/Plastic/Metal/Cardboard debris

Violation: Trash found in bags/boxes

Violation: Trash found in bags/boxes/barrels

Violation: Garbage

PLUS ANY OTHER INCIDENTAL TRASH / DEBRIS ON THE PROPERTY

Authorized Time required to complete work: 5

Authorized Cubic Yards: 20

Warning Comment:

Everything including porch items. Gave extension to them and it got worse. Take it all.

Submitted By: Karac Brown (517) 702 4750

This action is authorized by the Manager of Code Compliance

CITY OF LANSING

316 N. CAPITOL SUITE C2

Lansing, MI 48933

Ph: (517) 483-4361

Fax: (517) 377-0100

Invoice No.: 00160250

Date: 09/09/2020

Record: E20-30408

SUNSET REALTY L L C

618 E KALAMAZOO ST

LANSING, MI 48912

TOTAL AMOUNT DUE

\$1,592.00

Item Category	Item Description	Amount Due
Code Compliance	Trash - Admin Fee	\$265.00
Code Compliance	Trash - Contractor Charge	\$1,327.00
Total Amount Due		\$1,592.00

Eric's Refuse LLC
P.O. Box 16035
Lansing, MI 48901 US
ericsrefuse@hotmail.com

INVOICE

BILL TO

Economic Development &
Planning Code
Enforcement Office
316 N Capitol, Ste. C-1
Lansing, MI 48933-1238

INVOICE # 3819
DATE 09/08/2020

PROPERTY ADDRESS
705 Princeton AVE

PARCEL NUMBER
33-01-01-08-481-162

DESCRIPTION	QTY	RATE	AMOUNT
city:1hour 3 yards first hour and 3 cubic yards	1	225.00	225.00
city:add hours any hours after 1	3	200.00	600.00
city:add cy any after 3	3	34.00	102.00
city:class 2 construction material after 3	10	40.00	400.00
9/2/20 16 yards karac brown			

BALANCE DUE

\$1,327.00



DSCN3012

08/06/2020 12:15

KBrown



DSCN3011

08/06/2020 12:15

KBrown



DSCN3125

08/24/2020 08:02

KBrown



DSCN3124

08/24/2020 08:02

KBrown



DSCN3124

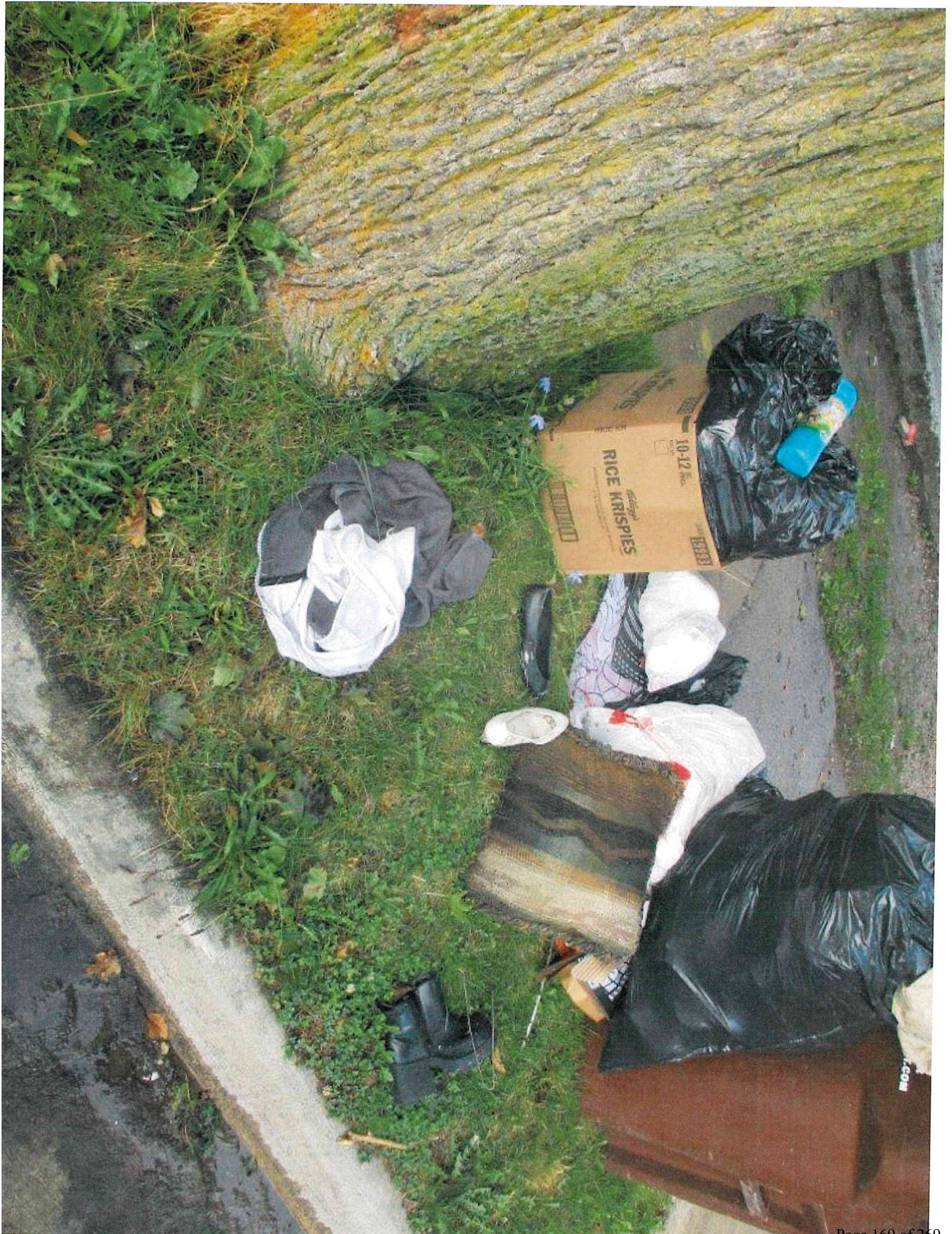
08/24/2020 08:02

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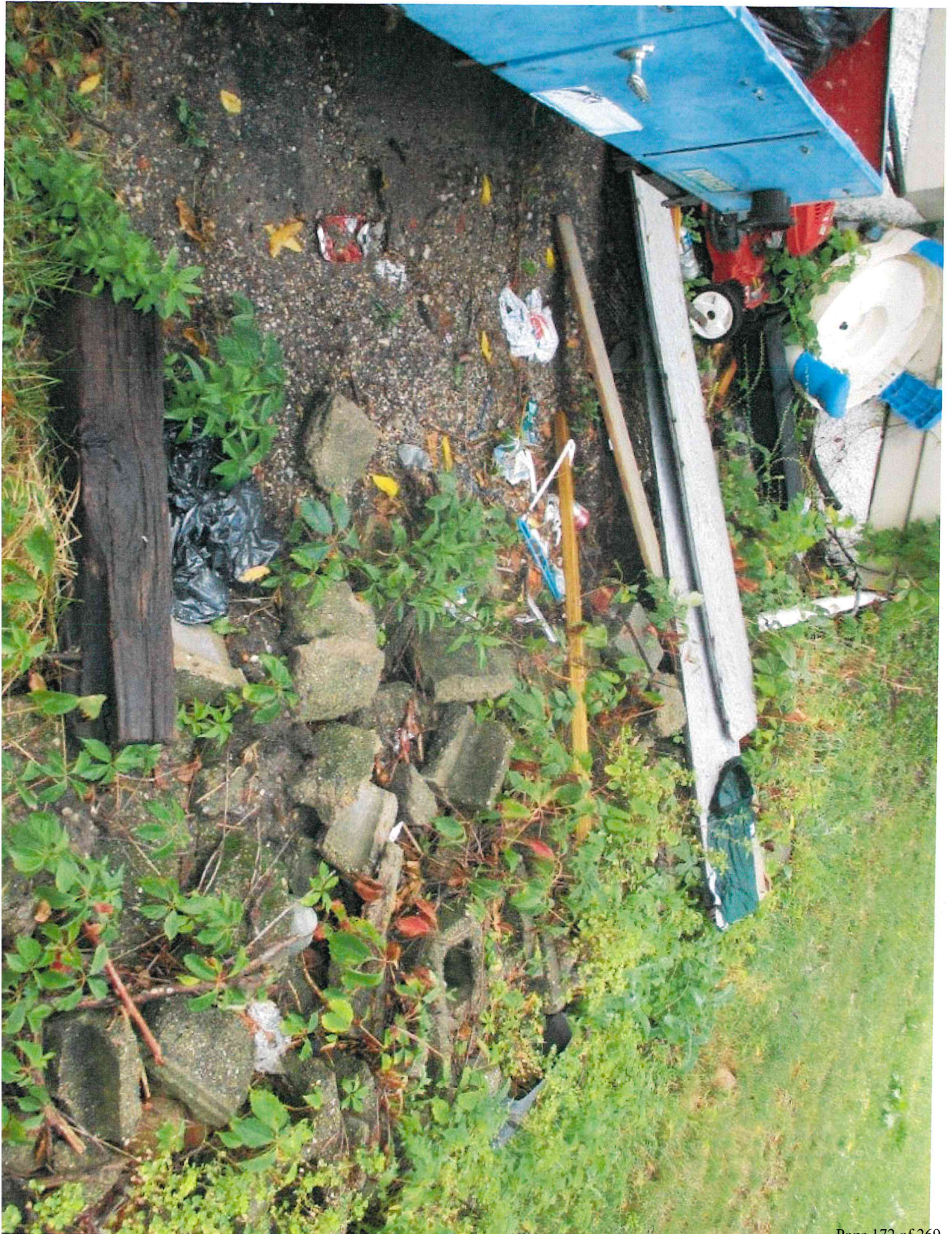




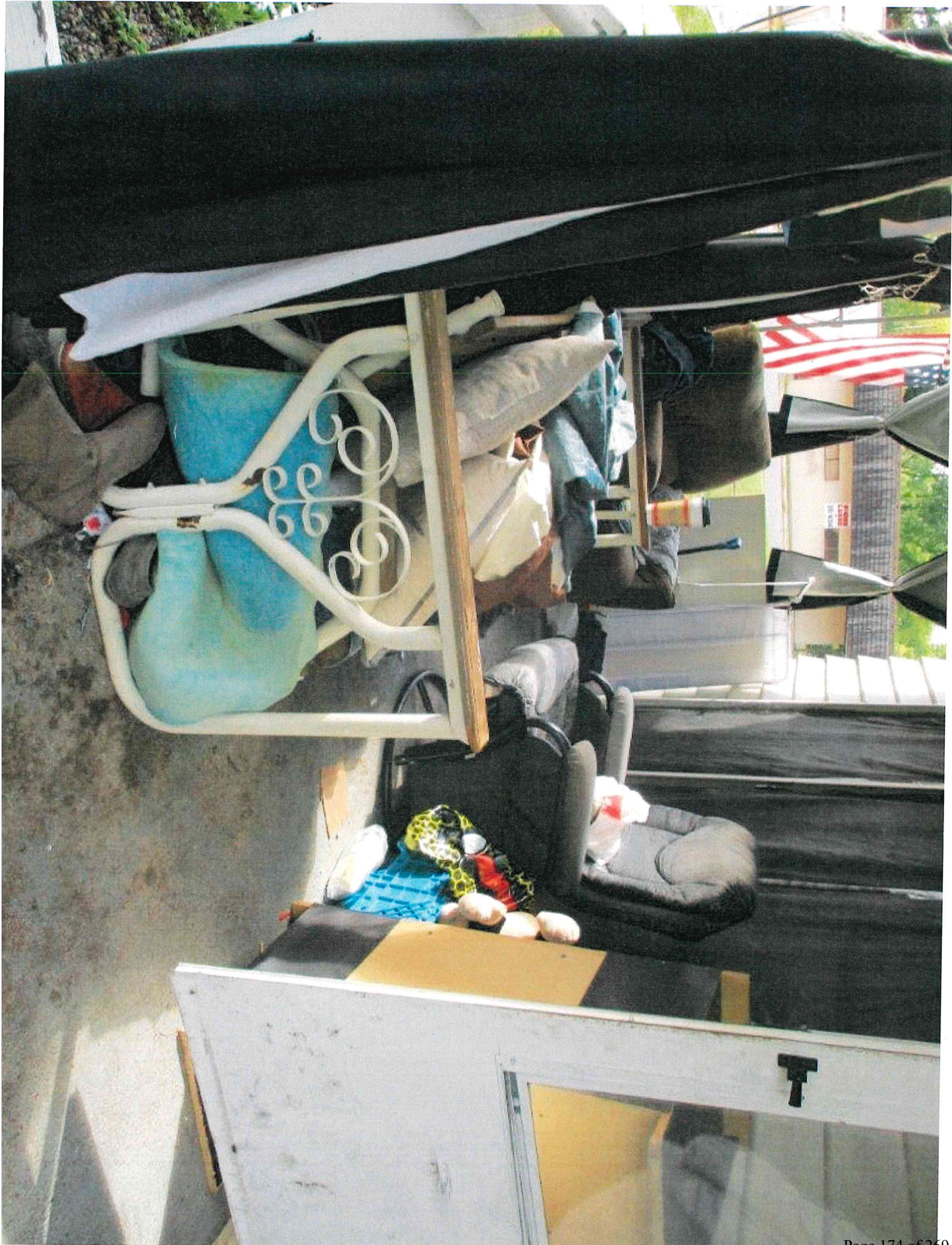




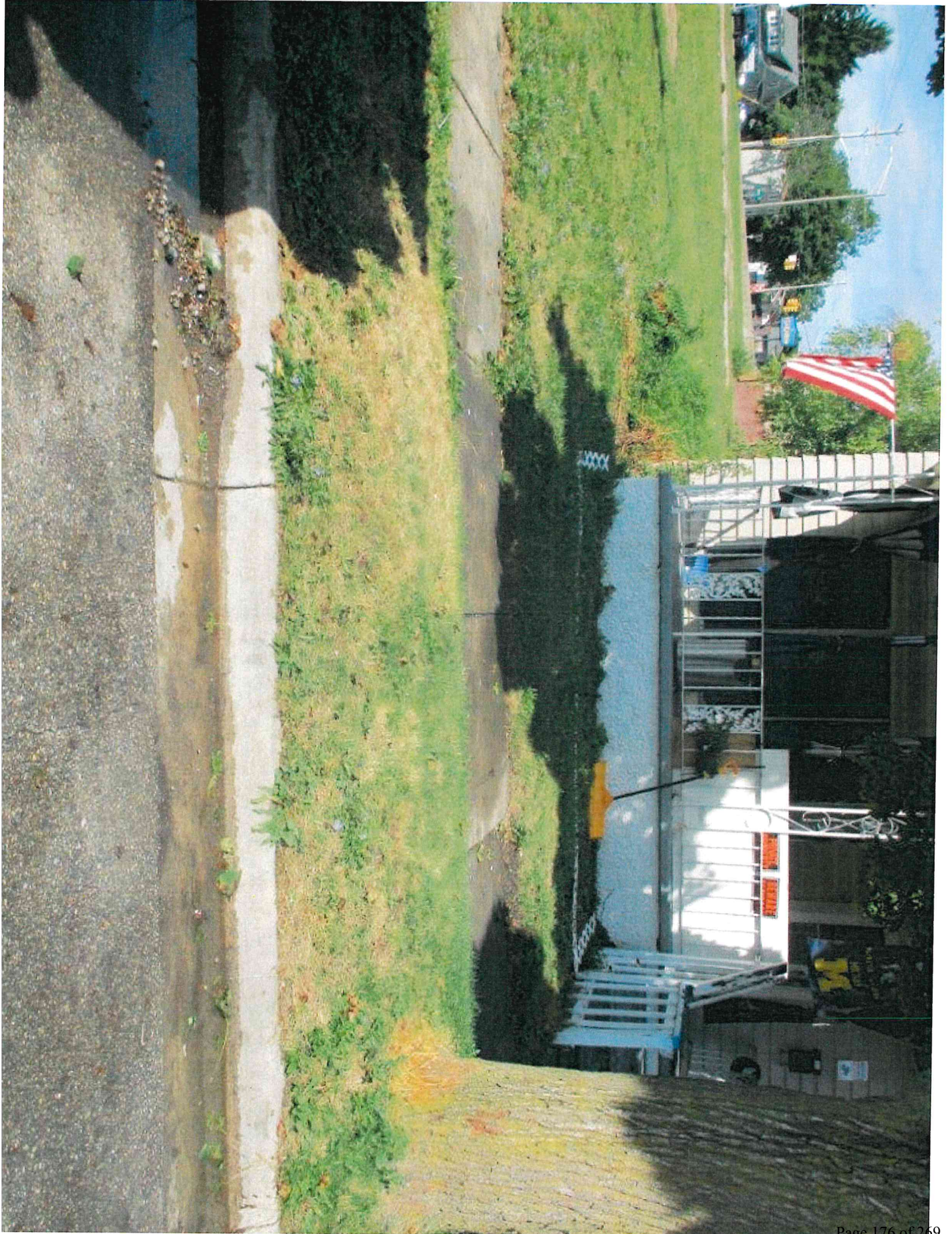




















RESOLUTION #2021-

**BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING**

WHEREAS, the Ingham County Board of Commissioners made the reappointment of Ayanna Neal and Jacqueline Straub to the Ingham County/City of Lansing Community Corrections Advisory Board for to a term expiring September 17, 2024;

WHEREAS, the Committee on Public Safety met and took affirmative action on _____, 2021.

BE IT RESOLVED, that the Lansing City Council hereby affirms the reappointment of reappointment Ayanna Neal and Jacqueline Straub to the Ingham County/City of Lansing Community Corrections Advisory Board for to a term expiring September 17, 2024

AUGUST 24, 2021 REGULAR MEETING

Community Room– Ingham County Fairgrounds Building
Mason, Michigan – 6:30 p.m.

Remote Participation offered via Zoom at: <https://zoom.us/j/89337480829>

August 24, 2021

CALL TO ORDER

Chairperson Crenshaw called the August 24, 2021 Meeting of the Ingham County Board of Commissioners to order at 6:30 p.m.

Members Present at Roll Call: Celentino, Crenshaw, Graham, Grebner, Maiville, Naeyaert, Peña, Polsdofer, Sebolt, Slaughter, Stivers, Tennis, and Trubac.

Members Absent: Schafer.

A quorum was present.

PLEDGE OF ALLEGIANCE

Chairperson Crenshaw asked Gregg Todd, Ingham County Controller, to lead the Board of Commissioners in the Pledge of Allegiance.

TIME FOR MEDITATION

Chairperson Crenshaw asked those present for a moment of silence, prayer, or meditation.

APPROVAL OF THE MINUTES

Commissioner Slaughter moved to approve the minutes from the July 24, 2021 meeting. Commissioner Naeyaert supported the motion.

Commissioner Tennis moved to amend the minutes from the July 24, 2021 meeting as follows:

Commissioner Graham moved to appoint Spencer Simmons and **waive the residency requirement and appoint Vijay VJ Fitzpatrick** to the Ingham Community Health Center Board. Commissioner Slaughter supported the motion.

Chairperson Crenshaw stated that, without objection, the amendments to the minutes were approved.

The motion to approve the minutes, as amended, carried unanimously. Absent: Commissioner Schafer.

ADDITIONS TO THE AGENDA

Chairperson Crenshaw stated the Board rules state resolutions would ordinarily be referred to a committee unless there was a 2/3 vote to allow the resolution to be considered by the board immediately.

AUGUST 24, 2021 REGULAR MEETING

Commissioner Sebolt moved to consider the following late resolution:

RESOLUTION SUPPORTING THE INDEPENDENT DECISION MAKING OF PUBLIC HEALTH OFFICERS

Commissioner Maiville supported the motion.

The motion carried unanimously. Absent: Commissioner Schafer.

Chairperson Crenshaw stated the resolution would be added to the agenda as Agenda Item No. 53.

Chairperson Crenshaw stated that, without objection, the following substitute resolutions would be added:

12. RESOLUTION SUPPORTING MICHIGAN SENATE BILLS 242 AND 245 THAT EXTEND COUNTY COMMISSIONER TERMS TO FOUR YEARS
20. RESOLUTION TO INCREASE LOCAL FUNDING PARTICIPATION IN RELATION TO A STATE AND FEDERALLY FUNDED PROJECT ON OKEMOS ROAD FROM JOLLY ROAD TO CENTRAL PARK DRIVE
24. RESOLUTION AUTHORIZING AMERICAN RESCUE PLAN FUNDS FOR PREMIUM PAY FOR ESSENTIAL INGHAM COUNTY EMPLOYEES
25. RESOLUTION TO AUTHORIZE ADDITIONAL POSITIONS FOR THE ALLEN NEIGHBORHOOD CHC

PETITIONS AND COMMUNICATIONS

AN EMAIL OF NOTIFICATION OF RETIREMENT FROM WILLIAM CONKLIN, ROAD DEPARTMENT DIRECTOR. Chairperson Crenshaw accepted with regret and instructed that this matter be placed on file.

A NOTICE OF INTENT TO CONDUCT MASTER PLANNING IN STOCKBRIDGE TOWNSHIP FROM MCKENNA WEST MICHIGAN MANAGER CHRISTOPHER KHOREY. Chairperson Crenshaw instructed that this matter be placed on file.

A NOTICE FROM THE CITY OF EAST LANSING DOWNTOWN DEVELOPMENT AUTHORITY REGARDING A PUBLIC MEETING ON AUGUST 26, 2021 FOR THE PURPOSE OF SHARING COMPLETED PROJECTS AND FUTURE PLANS. Chairperson Crenshaw instructed that this matter be placed on file.

PROPOSED RESOLUTION FROM THE INGHAM COUNTY EQUAL OPPORTUNITY COMMITTEE AGAINST VOTER SUPPRESSION EFFORTS IN INGHAM COUNTY, THE STATE OF MICHIGAN, AND THE UNITED STATES OF AMERICA. Chairperson Crenshaw instructed that the resolution be referred to the County Services Committee.

RESOLUTION #2021-08 FROM THE LAKE COUNTY BOARD OF COMMISSIONERS SUPPORTING REALIGNMENT OF THE CIRCUIT AND DISTRICT COURTS OF LAKE, MASON, NEWAGO, AND OCEANA COUNTIES. Chairperson Crenshaw instructed that this matter be placed on file.

AUGUST 24, 2021 REGULAR MEETING

RESOLUTION #2021-09 FROM THE LAKE COUNTY BOARD OF COMMISSIONERS SUPPORTING AMERICAN RESCUE PLAN STATE MATCH PROGRAMS. Chairperson Crenshaw instructed that this matter be placed on file.

RESOLUTION #2021-10 FROM THE LAKE COUNTY BOARD OF COMMISSIONERS REGARDING THE AMERICAN RESCUE PLAN ACT AND THE CORONAVIRUS LOCAL FISCAL RECOVERY FUND. Chairperson Crenshaw instructed that this matter be placed on file.

RESOLUTION IN SUPPORT OF DELTA COUNTY'S RESOLUTION OF MANAGEMENT OF WOLVES IN MICHIGAN FROM THE MACKINAC COUNTY BOARD OF COMMISSIONERS. Chairperson Crenshaw instructed that this matter be placed on file.

RESOLUTION #2021-9 FROM MISSAUKEE COUNTY BOARD OF COMMISSIONERS REGARDING THE AMERICAN RESCUE PLAN ACT AND THE CORONAVIRUS LOCAL FISCAL RECOVERY FUND. Chairperson Crenshaw instructed that this matter be placed on file.

PRESENTATION OF 2021 NATIONAL ASSOCIATION OF COUNTY PARK AND RECREATION OFFICIALS (NACPRO) AWARD

Tim Morgan, Parks Department Director, presented the award to the Board of Commissioners, and thanked the Board of Commissioners, Commissioner Grebner, and Spicer Group for their support. The details of the award are included in the minutes as Attachment A.

LIMITED PUBLIC COMMENT

Heidi Williams, Ingham County Animal Control Director, introduced Julie Hill, the recently hired Community Outreach Manager.

Ms. Hill stated she was excited to combine her passion for working with animals, and stated she was excited to explore grants, events, and other opportunities of which the new role entailed.

CLARIFICATION/INFORMATION PROVIDED BY COMMITTEE CHAIRS

None.

CONSIDERATION OF CONSENT AGENDA

Commissioner Maiville moved to adopt a consent agenda consisting of all action items with the exception of Agenda Item Nos. 11, 26, and 43. Commissioner Naeyaert supported the motion.

The motion carried unanimously. Absent: Commissioner Schafer.

Those agenda items that were on the consent agenda were approved by unanimous roll call vote. Absent: Commissioner Schafer.

Items voted on separately are so noted in the minutes.

AUGUST 24, 2021 REGULAR MEETING

**ADOPTED – AUGUST 24, 2021
AGENDA ITEM NO. 10**

Introduced by the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION APPOINTING A COMMITTEE TO
SELECT A MANAGING DIRECTOR FOR THE ROAD DEPARTMENT**

RESOLUTION #21 – 394

WHEREAS, the Managing Director of the Ingham County Road Department has announced his retirement; and

WHEREAS, it is necessary to appoint a committee to begin the selection process to choose a new Managing Director.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby appoints a Selection Committee to Select a Managing Director of the Road Department consisting of the following members:

Commissioner Ryan Sebolt (Chairperson)
Commissioner Victor Celentino
Commissioner Randy Maiville
Commissioner Robin Naeyaert
Commissioner Robert Peña
Commissioner Randy Schafer
Commissioner Emily Stivers

BE IT FURTHER RESOLVED, that 2 individuals representing the Ingham County townships and/or villages will be appointed to the Committee as non-voting members.

Adopted as part of the consent agenda.

AUGUST 24, 2021 REGULAR MEETING

**ADOPTED – AUGUST 24, 2021
AGENDA ITEM NO. 11**

Introduced by the County Services Committee of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION HONORING CITY OF EAST LANSING MAYOR JESSY GREGG

RESOLUTION #21 – 395

WHEREAS, the Ingham County Women's Commission presents the Lucile E. Belen Award to Mayor Jessie Gregg for her tireless volunteer mask-making work throughout the 2020 COVID-19 pandemic; and

WHEREAS, there was a severe shortage of personal protective equipment (PPE) for health care workers at the onset of the COVID-19 pandemic in March 2020; and

WHEREAS, Mayor Gregg mobilized a veritable army of over 300 sewists through her East Lansing fabric store, Seams, to sew desperately needed reusable masks for health care workers in Ingham County; and

WHEREAS, she donated fabric, elastic, and other sewing materials from her store for the effort; and

WHEREAS, Mayor Gregg served as the point person for healthcare facilities to request and receive masks; and

WHEREAS, she turned her front porch into a drop-off site for finished masks and pick-up site for more materials; and

WHEREAS, she also provided needed masks to the general public through community organizations in Ingham County; and

WHEREAS, the final tally of masks completed by Mayor Gregg's group since March 2020 totals nearly 20,000; and

WHEREAS, the Ingham County Women's Commission created the Lucile E. Belen Award to help recognize individuals from Ingham County who do extraordinary things; and

WHEREAS, unsung heroes strengthen our community every day in various ways and go unnoticed; and

WHEREAS, this award creates an opportunity to shine a spotlight on those who have had a positive impact in Ingham County.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby congratulate Mayor Jessie Gregg as the recipient of the 2021 Lucile E. Belen Award and joins the Ingham County Women's Commission in thanking Mayor Gregg for her outstanding community service, commitment to volunteerism,

AUGUST 24, 2021 REGULAR MEETING

and tireless efforts on behalf of the health and wellbeing of those living in Ingham County during these unprecedented times.

BE IT FURTHER RESOLVED, that the Board joins the Women's Commission in extending their sincere appreciation to Mayor Gregg and best wishes for continued success in all of her future endeavors.

COUNTY SERVICES: Yeas: Stivers, Celentino, Grebner, Sebolt, Slaughter, Peña, Naeyaert

Nays: None **Absent:** None **Approved 08/17/2021**

Commissioner Stivers moved to adopt the resolution. Commissioner Slaughter supported the motion.

The motion carried unanimously. Absent: Commissioner Schafer.

Commissioners Graham and Stivers presented the resolution to East Lansing Mayor, Jessy Gregg.

Mayor Gregg stated her thanks to the Board of Commissioners, and said providing supplies was a needed but wild experience.

AUGUST 24, 2021 REGULAR MEETING

**ADOPTED – AUGUST 24, 2021
AGENDA ITEM NO. 12**

Introduced by the County Services Committee of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION SUPPORTING MICHIGAN SENATE BILLS 242 AND 245 THAT EXTEND
COUNTY COMMISSIONER TERMS TO FOUR YEARS**

RESOLUTION #21 – 396

WHEREAS, Michigan Public Act 261 of 1966 specifies that each county commissioner's term must be concurrent with that of State representatives (two-year terms) as specified in Article IV, Section 3 of the Michigan Constitution; and

WHEREAS, Senate Bill 242 would amend Public Act 261 of 1966 to do the following:

- Specify that instead of terms concurrent with that of State representatives, a county commissioner's term would be for four years, for each county commissioner elected at or after the November 2024 general election
- Specify that if a vacancy occurred in the office of a commissioner more than seven days before the nominating petition deadline for the general November election that was not the election in which a successor would be elected if there were no vacancy, the individual appointed would hold office only until a successor was elected at the next general November election
- Eliminate a provision prohibiting a person who has been convicted violating certain prohibitions related to a classified service examination from being eligible for appointment to the office of county commissioner for 20 years after conviction; and

WHEREAS, Michigan Public Act 263 of 1966 requires a county charter to provide, among other things, for the election of a county board of commissioners, whose term of office must be concurrent with that of State representatives; and

WHEREAS, Senate Bill 245 would amend Public Act 263 of 1966 to do the following:

- Specify that a requirement that members of a county board of commissioners serve terms concurrent with those of State representatives would apply only until December 31, 2024
- Specify that terms for members of a county board of commissioners would be as specified in Public Act 261, beginning January 1, 2025.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners do hereby support Senate Bills 242 and 245 and urge the Michigan House of Representatives to pass the bills.

BE IT FURTHER RESOLVED, that the County Clerk shall send copies of this resolution to the Governor of the State of Michigan, the Majority Leader for the Michigan Senate, the Speaker of the Michigan House of Representatives, and Ingham County's State Legislative delegation for their consideration and action.

AUGUST 24, 2021 REGULAR MEETING

COUNTY SERVICES: Yeas: Stivers, Celentino, Grebner, Sebolt, Slaughter, Peña, Naeyaert
Nays: None **Absent:** None **Approved 08/17/2021**

Adopted as part of the consent agenda.

AUGUST 24, 2021 REGULAR MEETING

**ADOPTED – AUGUST 24, 2021
AGENDA ITEM NO. 13**

Introduced by the County Services Committee of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO RECOGNIZE AUGUST 2021 AS BREASTFEEDING
AWARENESS MONTH IN INGHAM COUNTY**

RESOLUTION #21 – 397

WHEREAS, both the World Health Organization (WHO) and the United Nations Children's Fund (UNICEF) actively promote breastfeeding as the best source of nourishment for infants and young children, and are currently working to increase the rate of breastfeeding for the first six months up to at least 50% by 2025; and

WHEREAS, the Ingham County Women's Commission's goal for 2020-2021 is to research and make recommendations to the Board of Commissioners about maternal health; and

WHEREAS, breast milk is the preferred source of nutrition for infants, adapting over time to meet the changing needs of the growing infant; and

WHEREAS, breastfeeding is also a proven primary prevention strategy, protecting both infants and mothers from a host of chronic and acute diseases and conditions, while also building a foundation for life-long health and wellness; and

WHEREAS, the act of breastfeeding builds a strong emotional connection between the mother and infant which lasts a lifetime; and

WHEREAS, breastfeeding provides a safe, reliable, and renewable food source, which is especially critical during natural disaster and emergency situations; and

WHEREAS, many major medical authorities recommend that mothers breastfeed exclusively for six months and continue breastfeeding for at least the first year of a child's life, yet breastfeeding rates continue to fall short; and

WHEREAS, black women are three times more likely to die from pregnancy-related causes than white women; and

WHEREAS, disparities in breastfeeding rates and other maternal and infant health outcomes are more evident for Black and Indigenous families than others; and

WHEREAS, we want to encourage this strong foundation for life for all infants by supporting breastfeeding mothers for the first year and beyond; and

AUGUST 24, 2021 REGULAR MEETING

WHEREAS, we call upon on health care providers, employers, insurers, policymakers, researchers, and our communities to support mothers in reaching their personal breastfeeding goals; and

WHEREAS, employers that provide workplace support for breastfeeding mothers experience an impressive return on investment, including lower health care costs, absenteeism, turnover rates, as well as improved morale, job satisfaction, and productivity; and

WHEREAS, progress begins with access to quality health care, and in doing so, we also need to recognize the critical impact that breastfeeding has on infants and mothers; such an understanding will aid in the overall health and well-being of Ingham County residents.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners joins the Ingham County Women's Commission in recognizing August as Breastfeeding Awareness Month in Ingham County so that all Ingham County families have the knowledge, understanding, and opportunity to breastfeed.

COUNTY SERVICES: Yeas: Stivers, Celentino, Grebner, Sebolt, Slaughter, Peña, Naeyaert

Nays: None **Absent:** None **Approved 08/17/2021**

Adopted as part of the consent agenda.

Introduced by the County Services Committee of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION TO CREATE THE INGHAM COUNTY HOUSING TRUST FUND COMMITTEE

RESOLUTION #21 – 398

WHEREAS, affordable housing is an obstacle to home ownership for many residents of Ingham County; and

WHEREAS, the latest U.S. Census data shows the owner-occupied housing unit rate in Ingham County is 58.5%, which is 5.5% below the national average; and

WHEREAS, the U.S. Census data also shows owner-occupied housing rates for the City of Lansing is 50.6%, which is 13.4% below the national average; and

WHEREAS, the Urban Institute lists three main factors as barriers to home ownership:

- 1) Down Payments
- 2) Credit Scores
- 3) Affordability; and

WHEREAS, an eligible use of American Rescue Plan (ARP) funds is to build stronger communities through investments in housing and neighborhoods including the investment in affordable housing development to increase the supply of affordable and high-quality living units; and

WHEREAS, the Ingham County Board of Commissioners has tentatively identified \$9,000,000 from the Second Tranche of ARP funds to develop a Housing Trust Fund; and

WHEREAS, the ARP Second Tranche Amount is scheduled to be received in May of 2022; and

WHEREAS, developing goals, objectives, funding parameters, eligibility requirements, and other policies and procedures required to successfully implement the Housing Trust Fund will require the timely establishment of a committee of county and local leaders.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby establishes the Ingham County Housing Trust Fund Committee consisting of seven members: the County Services Committee Chair, the Ingham County Treasurer, the Ingham County Land Bank Executive Director, a representative from the Racial Equity Taskforce, the County Controller, and two county residents.

BE IT FURTHER RESOLVED, that the Ingham County Housing Trust Fund Committee will develop policies and procedures for the implementation of the Housing Trust Fund to ensure fair and equitable access to the fund and to ensure compliance with the ARP rules and regulations.

AUGUST 24, 2021 REGULAR MEETING

COUNTY SERVICES: Yeas: Stivers, Celentino, Grebner, Sebolt, Slaughter, Peña, Naeyaert
Nays: None **Absent:** None **Approved 07/20/2021**

Adopted as part of the consent agenda.

AUGUST 24, 2021 REGULAR MEETING

**ADOPTED – AUGUST 24, 2021
AGENDA ITEM NO. 15**

Introduced by the County Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO ALLOCATE \$150,000 IN AMERICAN RESCUE PLAN FUNDS
TO FUND THE LOCATING, ESTABLISHING, AND CONSTRUCTING OF THE
BLUE-SPOTTED SALAMANDER DRAIN**

RESOLUTION #21 – 399

WHEREAS, on September 29, 2009, property owners in filed a petition with the Ingham County Drain Commissioner for the locating, establishing, and constructing of the Blue-Spotted Salamander Drain and recognizing that said locating, establishing, and constructing are necessary and conducive for public health, convenience, or welfare; and

WHEREAS, on October 29, 2009, a Board of Determination did determine and order that the locating, establishing, and constructing of the Blue-Spotted Salamander Drain was necessary and conducive to public health, convenience, or welfare and further necessary for the protection of the public health of Alaiedon Township and Delhi Charter Township; and

WHEREAS, the construction of the Blue-Spotted Salamander Drain was substantially completed in 2017, however, additional concerns have been brought to the attention of the Ingham County Drain Commissioner, prompting the need for a new engineering firm to design and implement a solution through a change order to the original contract; and

WHEREAS, the Blue-Spotted Salamander Drain project now includes the replacement of existing storm sewers and drive culverts, eliminating stormwater back up situations, the installation of new storm sewer to connect to existing storm sewer to take drainage to an existing swale, and the construction of infiltration swales to promote water quality benefits; and

WHEREAS, the design change and change order has resulted in additional costs of approximately \$260,000 while the drainage fund for the Blue-Spotted Salamander Drain project contains approximately \$110,000 from bond proceeds, leaving a budget shortfall of approximately \$150,000; and

WHEREAS, if the additional design changes must be bid, the Blue-Spotted Salamander Drain project will be adversely affected by the national labor and material shortages and resulting cost increases; and

WHEREAS, on March 11, 2021 the H.R. 1319 of the 117th Congress, also known as the American Rescue Plan Act of 2021, became a law; and

WHEREAS, *Subtitle M – Coronavirus State and Local Fiscal Recovery Funds* of the American Rescue Plan provides funding to metropolitan cities, nonentitlement units of local government, and counties to mitigate the fiscal effects stemming from the public health emergency with respect to the Coronavirus Disease (COVID–19); and

AUGUST 24, 2021 REGULAR MEETING

WHEREAS, Ingham County will receive \$56,796,438 in American Rescue Plan funds in two separate tranches of \$28,398,219; and

WHEREAS, the First Tranche Amount was received on May 20, 2021 and the Second Tranche Amount will be received no earlier than 12 months after the first tranche payment is received; and

WHEREAS, under Section 603(c)(1)(D) of the American Rescue Plan, an eligible use of funds includes making necessary investments in water, sewer, or broadband infrastructure; and

WHEREAS, the national labor and material shortages and resulting cost increases will negatively affect the Blue-Spotted Salamander Drain and the Ingham County Drain Commissioner's ability to cost effectively complete the locating, establishing, and constructing the Blue-Spotted Salamander Drain that is necessary for the protection of the public health of Alaiedon Township and Delhi Charter Township.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes funding from Ingham County's allocation from the American Rescue Plan in an amount not to exceed \$150,000 to assist in the completion of the locating, establishing, and constructing the Blue-Spotted Salamander Drain that is necessary for the protection of the public health of Alaiedon Township and Delhi Charter Township.

COUNTY SERVICES: Yeas: Stivers, Celentino, Grebner, Sebolt, Slaughter, Peña, Naeyaert

Nays: None **Absent:** None **Approved 08/17/2021**

FINANCE: Yeas: Grebner, Crenshaw, Polsdofer, Stivers, Schafer, Maiville

Nays: None **Absent:** Tennis **Approved 08/18/2021**

Adopted as part of the consent agenda.

AUGUST 24, 2021 REGULAR MEETING

**ADOPTED – AUGUST 24, 2021
AGENDA ITEM NO. 16**

Introduced by the County Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO ENDORSE DRAIN COMMISSIONER'S REQUEST FOR STATE AND FEDERAL
COVID-19 RELIEF AND INFRASTRUCTURE FUNDS TO FUND THE MAINTENANCE AND
IMPROVEMENTS TO MONTGOMERY DRAIN THAT ARE NECESSARY FOR PUBLIC HEALTH**

RESOLUTION #21 – 400

WHEREAS, on May 27, 2014, the Ingham County Board of Commissioners adopted Resolution #14-208, authorizing the filing of a petition with the Ingham County Drain Commissioner for maintenance and improvements to the Montgomery Drain and recognizing that said maintenance and improvements are necessary for the public health; and

WHEREAS, the Montgomery Drain project, once completed, is estimated to eliminate the discharge of approximately 50,000 to 75,000 pounds of pollutants that enter the Red Cedar River on an annual basis; and

WHEREAS, after project delays COVID-19, the maintenance and improvements to the Montgomery Drain are currently being constructed; and

WHEREAS, the Montgomery Drain project has been adversely affected by the national labor and material shortages and resulting cost increases; and

WHEREAS, due to the additional cost incurred as a result of the COVID-19 pandemic, the project requires approximately \$10 million in additional funds to achieve near-elimination of the discharge of pollutants into the Red Cedar River, and to avoid further assessments to the local governmental units liable to pay for the drain and to their citizens; and

WHEREAS, on March 11, 2021 the H.R. 1319 of the 117th Congress, also known as the American Rescue Plan Act of 2021, became a law; and

WHEREAS, *Subtitle M – Coronavirus State and Local Fiscal Recovery Funds* of the American Rescue Plan provides funding to metropolitan cities, nonentitlement units of local government, and counties to mitigate the fiscal effects stemming from the public health emergency with respect to the Coronavirus Disease (COVID-19); and

WHEREAS, under Section 603(c)(1)(D) of the American Rescue Plan, an eligible use of funds includes making necessary investments in water, sewer, or broadband infrastructure; and

WHEREAS, H.R. 3684 of the 117th Congress is currently being considered by the United States Senate and when signed into law will be known as the Infrastructure Investment and Jobs Act of 2021; and

AUGUST 24, 2021 REGULAR MEETING

WHEREAS, Section 223 of the Infrastructure Investment and Jobs Act, “Clean Water Infrastructure Resiliency and Sustainability Program”, contains provisions for funding of stormwater management by increasing watershed preservation and protection through the use of natural and engineered green infrastructure and the reclamation and reuse of stormwater; and

WHEREAS, the Montgomery Drain project includes the use of natural and engineered green infrastructure and the reclamation and reuse of stormwater; and

WHEREAS, the national labor and material shortages and resulting cost increases have negatively affected the bids and other costs of the improvements to the Montgomery Drain and the Montgomery Drain Drainage Board’s ability to cost effectively construct the maintenance and improvements necessary for the public health of Ingham County.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners endorses and supports the Montgomery Drain Drainage Board’s request for state and federal funding under the American Rescue Plan and Infrastructure Investment and Jobs Act to assist in the completion of maintenance and improvements to the Montgomery Drain that are necessary for the public health of Ingham County.

COUNTY SERVICES: Yeas: Stivers, Celentino, Grebner, Sebolt, Slaughter, Peña, Naeyaert
Nays: None **Absent:** None **Approved 08/17/2021**

FINANCE: Yeas: Grebner, Crenshaw, Polsdofer, Stivers, Schafer, Maiville
Nays: None **Absent:** Tennis **Approved 08/18/2021**

Adopted as part of the consent agenda.

Introduced by the County Services and Finance Committees of the

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO AUTHORIZE THE REORGANIZATION OF THE
INNOVATION & TECHNOLOGY DEPARTMENT**

RESOLUTION #21 – 401

WHEREAS, the Innovation and Technology Department has done an in-depth review of the departmental positions and staffing needs; and

WHEREAS, as part of our overall review of staffing, there has been a need identified for an ERP Administrator to enable Ingham County to better utilize our current MUNIS package and, if necessary, assist in the transition to a new Enterprise Resource Planning (ERP) package in the future; and

WHEREAS, the Innovation and Technology Department is facing an ever-tightening job market for technical talent which is only intensified by the current remote work demands and private sector competition; and

WHEREAS, in efforts to keep our seasoned staff and to be able to attract new staff should our current team be lured away by greener pastures, the Innovation and Technology Department is proposing a restructuring of our Network Administrator positions and our Computer Technician positions; and

WHEREAS, the Human Resources Department has reviewed and rated the new and reclassified job descriptions and is in agreement to this proposed reorganization; and

WHEREAS, the projected cost for both the classification changes and new position would be \$39,405 for the remainder of FY2021 and \$143,900 for FY 2022; and

WHEREAS, the funding for these changes and new position would come from the IT Data Processing Fund #63695800-704000; and

WHEREAS, the ICEA Professional Union and the UAW Union have been notified and are agreeable to the proposed job description/classification changes, and the new position would be posted, filled, and administered per the current applicable labor agreements.

AUGUST 24, 2021 REGULAR MEETING

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes the following reclassifications in the Innovation and Technology Department with proposed multiple grades shown on applicable positions for which the multi-grade system is proposed:

One existing Technician II, UAW Grade J, to One Technician I/II, UAW Grade I/J;
Nine existing Technicians I, UAW Grade I, to Nine Technician I/II, UAW Grade I/J;
One existing Network Administrator I, ICEA Grade 7, to One Network Administrator I/II/III, ICEA Grade 8/10/11-retroactive to the first full pay period of 2021;
Two existing Network Administrator II, ICEA Grade 10, to Two Network Administrator I/II/III, ICEA Grade 8/10/11;
Three existing Network Administrator III, ICEA Grade 10, to Three Network Administrator I/II/III, ICEA Grade 8/10/11

BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners authorizes one new ERP Administrator, ICEA Grade 9 in the Innovation and Technology Department.

BE IT FURTHER RESOLVED, that the new vacant ERP Administrator position will be posted and filled.

BE IT FURTHER RESOLVED, that the Controller/Administrator is authorized to make any necessary budget and position allocation list adjustments related to this resolution.

COUNTY SERVICES: Yeas: Stivers, Celentino, Grebner, Sebolt, Slaughter, Peña, Naeyaert

Nays: None **Absent:** None **Approved 08/17/2021**

FINANCE: Yeas: Grebner, Crenshaw, Polsdofer, Stivers, Schafer, Maiville

Nays: None **Absent:** Tennis **Approved 08/18/2021**

Adopted as part of the consent agenda.

AUGUST 24, 2021 REGULAR MEETING

**ADOPTED – AUGUST 24, 2021
AGENDA ITEM NO. 18**

Introduced by the County Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO AUTHORIZE AN AGREEMENT WITH TOWER PINKSTER FOR THE
PROFESSIONAL DESIGN SERVICES OF THE CRAC UNITS AT THE 9-1-1 DISPATCH CENTER**

RESOLUTION #21 – 402

WHEREAS, the bearings within both of the fan blower assembly units are showing wear causing vibrations and noise; and

WHEREAS, the bearing will continue to deteriorate until the units fail; and

WHEREAS, per the Ingham County Purchasing Policy, vendors on the MiDeals contract do not require three quotes; and

WHEREAS, Tower Pinkster is on the MiDeals contract; and

WHEREAS, it is the recommendation of the Facilities Department to enter into an agreement with Tower Pinkster who submitted a proposal of \$9,005.72 for professional design services of the CRAC fan blower assembly units at the 9-1-1 Dispatch Center; and

WHEREAS, funds are available in the 9-1-1 Center's equipment repair line item #261-32500-932000.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes entering into an agreement with Tower Pinkster, 242 E. Kalamazoo Ave, Suite 200, Kalamazoo, Michigan 49007, for the professional design services of the CRAC fan blower assembly units at the 9-1-1 Dispatch Center.

BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners authorizes the Board Chairperson to sign any necessary documents that are consistent with this resolution and approved as to form by the County Attorney.

COUNTY SERVICES: Yeas: Stivers, Celentino, Grebner, Sebolt, Slaughter, Peña, Naeyaert
Nays: None **Absent:** None **Approved 08/17/2021**

FINANCE: Yeas: Grebner, Crenshaw, Polsdofer, Stivers, Schafer, Maiville
Nays: None **Absent:** Tennis **Approved 08/18/2021**

Adopted as part of the consent agenda.

AUGUST 24, 2021 REGULAR MEETING

**ADOPTED – AUGUST 24, 2021
AGENDA ITEM NO. 19**

Introduced by the County Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO APPROVE A LOCAL ROAD AGREEMENT WITH LANSING TOWNSHIP
AND TO AMEND CONTRACT 30-21, ITEM III, WITH
MICHIGAN PAVING AND MATERIALS COMPANY
TO RESURFACE KALAMAZOO STREET, WEST OF GRACE TO HUNGERFORD STREETS
IN LANSING TOWNSHIP**

RESOLUTION #21 – 403

WHEREAS, as provided in Act 51 of 1951 as amended, the cost of larger improvements on local roads are typically shared with the Townships, resulting in the annual Local Road Program (LRP) wherein the Road Department works with each Township wishing to participate in the program each year to determine what local road projects are most needed and desired; and

WHEREAS, each year a portion of the County Road Fund budget is allocated toward match with each Township for local road work based on local road miles and population in each Township; and

WHEREAS, the Road Department has a resurfacing project planned this year on Hungerford Street, St Joseph Street to Michigan Ave., in Lansing Township for which a low bid with Michigan Paving and Materials Company (MPM) was received per Bid Packet 30-21, Item III, and approved by the Board of Commissioners per Resolution #21-289 adopted on June 8, 2021; and

WHEREAS, the above-mentioned bid included very favorable unit pricing, and thus, Lansing Township and the Road Department wish to amend the resulting contract with MPM, who has also agreed, to include similar work and resurfacing of Kalamazoo Street, west of Grace Street to Hungerford Street, a local road on Lansing Township's resurfacing priority list, for the same contract work item unit prices; and

WHEREAS, the estimated cost with approximately 10% contingency for resurfacing Kalamazoo Street, west of Grace Street to Hungerford Street, with the above-mentioned contract unit pricing is approximately \$110,000; and

WHEREAS, the Road Department has a total of \$120,000 in LRP match accumulated in the adopted 2021 Road Fund budget for Lansing Township's local roads including Lansing Township 2020 and 2021 typical annual amounts of \$60,000 per year; and

WHEREAS, Lansing Township and the Road Department therefore wish to split the estimated \$110,000 cost of resurfacing Kalamazoo Street, west of Grace Street to Hungerford Street at an estimated \$55,000 apiece; and

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WHEREAS, in the event the final cost of resurfacing Kalamazoo Street, west of Grace Street to Hungerford Street, is more than the estimate provided above, for any final costs less than \$240,000, which is twice the currently available, maximum Road Department match of \$120,000 set forth above, the additional cost will be split evenly between Lansing Township and the Road Department, and for any final costs greater than \$240,000, which is highly unlikely, the additional cost will be paid entirely by Lansing Township; and

WHEREAS, in the event the final cost of the above-mentioned project is less than the estimate provided above, the savings will be split evenly between Lansing Township and the Road Department; and

WHEREAS, Lansing Township is willing to pay half of the cost of the above-mentioned project and as further detailed above, provided, however, that Lansing Township's excess payments will not exceed 10 percent (10%) of the Township contribution amounts established in the agreement, unless Lansing Township agrees otherwise, or Lansing Township may reduce the scope of the project per Lansing Township's available budget.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes entering into a 2021 Local Road Program Agreement with Lansing Township for splitting the cost of resurfacing Kalamazoo Street, west of Grace Street to Hungerford Street, as detailed above.

BE IT FURTHER RESOLVED, that the Road Department is authorized to contribute LRP match funds up to \$120,000 to resurfacing Kalamazoo Street, west of Grace Street to Hungerford Street in Lansing Township as provided above.

BE IT FURTHER RESOLVED, that the Road Department shall invoice each Township as provided above and in the table below for their respective contributions.

BE IT FURTHER RESOLVED, that the Road Department is authorized to amend contract 30-21, Item III, with Michigan Paving and Materials Company, Lansing Michigan, in the estimated amount of \$110,000 including 10% contingency for resurfacing Kalamazoo Street, west of Grace Street to Hungerford Street in Lansing Township as provided above.

BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners authorizes the Board Chairperson to sign all necessary agreements consistent with this resolution and approved as to form by the County Attorney.

COUNTY SERVICES: Yeas: Stivers, Celentino, Grebner, Sebolt, Slaughter, Peña, Naeyaert
Nays: None **Absent:** None **Approved 08/17/2021**

FINANCE: Yeas: Grebner, Crenshaw, Polsdofer, Stivers, Schafer, Maiville
Nays: None **Absent:** Tennis **Approved 08/18/2021**

Adopted as part of the consent agenda.

AUGUST 24, 2021 REGULAR MEETING

**ADOPTED – AUGUST 24, 2021
AGENDA ITEM NO. 20**

Introduced by the County Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO INCREASE LOCAL FUNDING PARTICIPATION IN RELATION TO A
STATE AND FEDERALLY FUNDED PROJECT ON OKEMOS ROAD FROM JOLLY ROAD TO
CENTRAL PARK DRIVE**

RESOLUTION #21 – 404

WHEREAS, the Ingham County Road Department received state Local Bridge Program (LBP) funding, federal Earmark Repurposed Funds, federal Surface Transportation Program (STP) funding, federal National Highway Performance Program (NHPP) funding, and federal Congestion Mitigation and Air Quality Improvement Program (CMAQ) funding for the Okemos Road project in Sections 16, 21, 28, and 33 of Meridian Township; and

WHEREAS, the LBP funding pays for 95% of the bridge related construction costs up to the capped amount of \$3,652,000; the Earmark, NHPP and STP funding pays for 80% of the road related construction costs up to the capped amounts of \$1,491,390 for Earmark funds and \$223,243 for NHPP funds; the CMAQ funding pays for 80% of the traffic signal related construction costs up to the capped amount of \$349,000; STP funding is not capped; and the remaining funding in the responsibility of the Road Department; and

WHEREAS, the Ingham County Board of Commissioners approved Resolution #21-358 at their July 2021 meeting to enter into a second party agreement with the Michigan Department of Transportation; and

WHEREAS, the as-bid results exceeded the engineer's estimate by nearly 25%, which was caused by the nationwide demand for services and materials in the construction industry; and

WHEREAS, the Road Department supports the Michigan Department of Transportation to award the contract to the low bidder, understanding the local funding participation will increase significantly; and

WHEREAS, the estimated construction funding responsibilities for the project are as follows:

Local Bridge Program (LBP):	\$3,652,000
Earmark Repurposed Funds:	\$1,491,390
Surface Transportation Program (STP):	\$ 702,840
National Highway Performance Program (NHPP):	\$ 223,243
Congestion Mitigation and Air Quality Improvement Program (CMAQ):	\$ 349,000
Local Participation:	<u>\$2,333,519</u>
	\$8,751,992; and

WHEREAS, the Road Department is responsible for the estimated local participation costs of \$2,333,519 shown above; and

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WHEREAS, a contingency is being requested in the amount of 20% of the estimated local participation costs, totaling an additional \$466,704, as may be needed for any unexpected work deemed necessary by Road Department staff during construction.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes increasing the local funding participation for the Okemos Road Project from Jolly Road to Central Park Drive in Sections 16, 21, 28, and 33 of Meridian Township, for an estimated project cost of \$8,751,992, consisting of a capped amount of \$3,652,000 in Local Bridge Program funds, a capped amount of \$1,491,390 in Earmark Repurposed Funds, \$702,840 in un-capped Surface Transportation Program funds, a capped amount of \$223,243 in National Highway Performance Program funds, a capped amount of \$349,000 in Congestion Mitigation and Air Quality Improvement Program funds, and \$2,333,519 in Road Department funds.

BE IT FURTHER RESOLVED, that the Road Department's estimated local participation costs shall include a 20% contingency, for a total estimated Road Department funding responsibility in the amount of \$2,800,223, which has been included in the 2021-2022 Road Budgets.

COUNTY SERVICES: Yeas: Stivers, Celentino, Grebner, Sebolt, Slaughter, Peña, Naeyaert

Nays: None **Absent:** None **Approved 08/17/2021**

FINANCE: Yeas: Grebner, Crenshaw, Polsdofer, Stivers, Schafer, Maiville

Nays: None **Absent:** Tennis **Approved 08/18/2021**

Adopted as part of the consent agenda.

AUGUST 24, 2021 REGULAR MEETING

**ADOPTED – AUGUST 24, 2021
AGENDA ITEM NO. 21**

Introduced by the County Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO APPROVE GENERIC SERVICE CREDIT PURCHASE FOR
COUNTY EMPLOYEE: SELINA MARIE WOOD (FKA MONROE)**

RESOLUTION #21 – 405

WHEREAS, pursuant to standing County Resolution #02-101, dated April 9, 2002, it is permissible for employees to purchase generic service credit under the Municipal Employees' Retirement System (MERS); and

WHEREAS, the resolution further provides that the cost for generic service "must be totally borne by the employee"; and

WHEREAS, Selina Marie Wood (fka Monroe) has completed the MERS application and received the cost estimate to purchase one (1) year, zero (0) months under the County's plan; and

WHEREAS, by Board of Commissioners approval under the standing resolution, and by the employee's payment to MERS, Ms. Wood will purchase one (1) year, zero (0) months generic service.

THEREFORE BE IT RESOLVED, that upon the request of County employee Selina Marie Wood (fna Monroe), the Board of Commissioners hereby approves the purchase of one (1) year, zero (0) months generic service under County Resolution #02-101.

BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners is authorized on behalf of the County to sign and execute all MERS documents to effectuate and finalize this transaction, subject to approval as to form, by the County Attorney.

COUNTY SERVICES: Yeas: Stivers, Celentino, Grebner, Sebolt, Slaughter, Peña, Naeyaert

Nays: None **Absent:** None **Approved 08/17/2021**

FINANCE: Yeas: Grebner, Crenshaw, Polsdofer, Stivers, Schafer, Maiville

Nays: None **Absent:** Tennis **Approved 08/18/2021**

Adopted as part of the consent agenda.

AUGUST 24, 2021 REGULAR MEETING

**ADOPTED – AUGUST 24, 2021
AGENDA ITEM NO. 22**

Introduced by the County Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO APPROVE AN ADDITIONAL MODIFICATION TO APPENDIX D -
COMPENSATION LEVELS OF THE MANAGERIAL AND CONFIDENTIAL EMPLOYEE
PERSONNEL MANUAL FOR 2021 AS A RESULT OF A RECLASSIFICATION REQUEST**

RESOLUTION #21 – 406

WHEREAS, the Managerial and Confidential Employee Steering Committee met and recommended proposed changes and updates to the 2021 Managerial and Confidential Employee Personnel Manual, including but not limited to modifications to compensation levels as a result of reclassification requests; and

WHEREAS, a reclassification request has been submitted and recommended for consideration by the Ingham County Board of Commissioners as set forth below.

THEREFORE BE IT RESOLVED, that the Ingham Board of Commissioners approves the following modification to Appendix D - Compensation Levels of the 2021 Managerial and Confidential Employee Personnel Manual for 2021:

- Position #10101 Director – Board of Commissioners Office, Board of Commissioners Office: Move from MC 12 to MC 13

The financial impact associated with the proposed reclassification is as follows:

	2021	2021	
<u>Position Title</u>	<u>Current Grade, Step 5</u>	<u>Proposed Grade, Step 5</u>	<u>Difference</u>
Director - BOC	MC 12: 90,111.79	MC 13: 96,400.88	6,289.09
TOTAL:			6,289.09

BE IT FURTHER RESOLVED, that the terms of the 2021 Managerial and Confidential Employee Personnel Manual, as amended, will be effective January 1, 2021 and shall expire on December 31, 2021.

COUNTY SERVICES: Yeas: Stivers, Celentino, Grebner, Sebolt, Slaughter, Peña, Naeyaert
Nays: None **Absent:** None **Approved 08/17/2021**

FINANCE: Yeas: Grebner, Crenshaw, Polsdofer, Stivers, Schafer, Maiville
Nays: None **Absent:** Tennis **Approved 08/18/2021**

Adopted as part of the consent agenda.

AUGUST 24, 2021 REGULAR MEETING

**ADOPTED – AUGUST 24, 2021
AGENDA ITEM NO. 23**

Introduced by the County Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO APPROVE AMERICAN RESCUE FUND GRANT REQUESTS FROM
NORTH INGHAM EMERGENCY SERVICES AUTHORITY AND STOCKBRIDGE AREA
EMERGENCY SERVICES AUTHORITY**

RESOLUTION #21 – 407

WHEREAS, the Ingham County Board of Commissioners approved Resolution #21-310, which provided a \$1,000,000 grant program funded through American Rescue Plan (ARP) funds for Ingham County's two emergency services authorities, Northeast Ingham Emergency Services Authority (NIESA) and the Stockbridge Area Emergency Services Authority (SAESA); and

WHEREAS, NIESA and SAESA submitted grant requests in the amount of \$1,010,881.42 and \$409,295.97 respectively; and

WHEREAS, after reviewing the grant submittals the following funding allocations are recommended:

NIESA:

Ambulance	1	\$236,482.00	\$ 236,482.00
EMS Scholarships	16	\$ -	\$ 212,980.00
Power Load Cot Fastener System	4	\$ 31,488.02	\$ 125,952.08
Power-PRO XT Cot	1	\$ 24,448.50	\$ 24,448.50
Stair Chair	1	\$ 4,095.64	\$ 4,095.64
LUCAS	5	\$ 20,189.39	\$ 100,946.95
LUCAS Disposable Suction Cup	2	\$ 435.80	\$ 871.60
LIFEPAK 15 V4 Monitor/Defibulator	1	\$ 41,248.45	\$ 41,248.45
LIFEPAK Station Battery Charger	1	\$ 1,666.00	\$ 1,666.00
LP 15 Lithium-ion Battery	3	\$ 419.90	\$ 1,259.70
Total			\$ 749,950.92

SAESA:

Ambulance	1	\$250,000.00	\$ 250,000.00
Total			\$ 250,000.00

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes \$749,950.92 to NIESA for the items listed above and \$250,000 to SAESA for a new ambulance from the American Rescue Plan First Tranche Amount funds.

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BE IT FURTHER RESOLVED, that the Controller/Administrator is authorized to make any necessary budget adjustments.

BE IT FURTHER RESOLVED, that the Chairperson of the Ingham County Board of Commissioners is authorized to sign any necessary contract documents consistent with this resolution upon approval as to form by the County Attorney.

COUNTY SERVICES: Yeas: Stivers, Celentino, Grebner, Sebolt, Slaughter, Peña, Naeyaert

Nays: None **Absent:** None **Approved 08/17/2021**

FINANCE: Yeas: Grebner, Crenshaw, Polsdofer, Stivers, Schafer, Maiville

Nays: None **Absent:** Tennis **Approved 08/18/2021**

Adopted as part of the consent agenda.

Introduced by the County Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION AUTHORIZING AMERICAN RESCUE PLAN FUNDS FOR PREMIUM PAY
FOR ESSENTIAL INGHAM COUNTY EMPLOYEES**

RESOLUTION #21 – 408

WHEREAS, H.R. 1319 of the 117th Congress, also known as the American Rescue Plan Act of 2021 became law on March 11, 2021; and

WHEREAS, *Subtitle M – Coronavirus State and Local Fiscal Recovery Funds* of the American Rescue Plan provides funding to metropolitan cities, nonentitlement units of local government, and counties to mitigate the fiscal effects stemming from the public health emergency with respect to the Coronavirus Disease (COVID-19); and

WHEREAS, eligible uses of the American Rescue Plan funds include:

- (A) to respond to the public health emergency with respect to COVID-19 or its negative economic impacts, including assistance to households, small businesses, and nonprofits, or aid to impacted industries such as tourism, travel, and hospitality;
- (B) to respond to workers performing essential work during the COVID-19 public health emergency by providing premium pay to eligible workers of the metropolitan city, nonentitlement unit of local government, or county that are performing such essential work, or by providing grants to eligible employers that have eligible workers who perform essential work;
- (C) for the provision of government services to the extent of the reduction in revenue of such metropolitan city, nonentitlement unit of local government, or county due to the COVID-19 public health emergency relative to revenues collected in the most recent full fiscal year of the metropolitan city, nonentitlement unit of local government, or county prior to the emergency;
- (D) to make necessary investments in water, sewer, or broadband infrastructure; and

WHEREAS, Ingham County will receive \$56,796,438 in American Rescue Plan funds in two separate tranches of \$28,398,219, the First Tranche Amount was received on May 20, 2021 and the Second Tranche Amount not earlier than 12 months after the first tranche payment is received; and

WHEREAS, providing premium pay for Ingham County's essential employees from the First Tranche Amount will provide a financial benefit and recognition for those essential employees that put themselves at risk for contacting COVID-19 to ensure the continuation of essential government services; and

WHEREAS, the following Essential Pay Matrix was developed that based premium pay on participation in the Michigan Work Share program, risk classification, and work location

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	Work Share		Risk Classification			Work Location		
	Yes	No	Low	Medium	High/Very High	Remote	Both	On-Site
Essential Pay	\$ -	\$ 6,000	\$ 500	\$ 1,000	\$ 2,000	\$ -	\$ 500	\$ 1,000

; and

WHEREAS, premium payments are based on the Essential Pay Matrix only and not based on merit or longevity, and

WHEREAS, employees that worked entirely remote during COVID-19 are not eligible for premium pay per the American Rescue Plan; and

WHEREAS, Ingham County elected officials are not eligible for premium payments; and

WHEREAS, the Essential Pay Matrix and essential employee premium pay amounts were shared, reviewed and approved by union leadership; and

WHEREAS, the premium payments for all CCLP units were approved through 2021 Collective Bargaining Agreements via resolutions #21-362, #21-363, #21-364, #21-365 and #21-366; and

WHEREAS, this resolution will approve the remaining premium payments for all other eligible employees.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes premium payments to the remaining, eligible Ingham County essential employees based on the Essential Pay Matrix.

BE IT FURTHER RESOLVED, that funding for premium payments will be through the First Tranche Amount of the American Rescue Plan.

BE IT FURTHER RESOLVED, that the Controller/Administrator is authorized to make any necessary budget adjustments.

COUNTY SERVICES: Yeas: Stivers, Celentino, Grebner, Sebolt, Slaughter, Peña, Naeyaert
Nays: None **Absent:** None **Approved 08/17/2021**

FINANCE: Yeas: Grebner, Crenshaw, Polsdofer, Stivers, Schafer, Maiville
Nays: None **Absent:** Tennis **Approved 08/18/2021**

Adopted as part of the consent agenda.

AUGUST 24, 2021 REGULAR MEETING

**ADOPTED – AUGUST 24, 2021
AGENDA ITEM NO. 25**

Introduced by the Human Services, County Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO AUTHORIZE ADDITIONAL POSITIONS FOR THE
ALLEN NEIGHBORHOOD CHC**

RESOLUTION #21 – 409

WHEREAS, Ingham County Health Department's (ICHD's) Community Health Centers (CHCs) wish to request additional positions to staff the new CHC at Allen Neighborhood Center (ANC); and

WHEREAS, through Resolutions #20-230, #20-256, and #21-243, ICHD has partnered with ANC Holdings, LLC to establish a new health center at Allen Neighborhood Center, located on 1611 E. Kalamazoo Street, Lansing, Michigan; and

WHEREAS, the CHC, constructed within 5,263 square feet of leased space, will offer primary care, behavioral health care, laboratory and pharmacy services to East Lansing community residents; and

WHEREAS, the total number of additional positions needed for the CHC to be operational is seven (7) full-time employees; and

WHEREAS, the additional positions include a physician assistant, two medical assistants, one CHC nurse, one Medical Social Worker, and two Community Health Representatives (CHRs); and

WHEREAS, the total operating budget for FY22 includes \$571,554 in revenues and \$709,510 in expenses, totaling a net loss or investment of \$137,956; and

WHEREAS, we are asking Ingham County to appropriate American Rescue Fund dollars of up to \$137,956 in the FY22 budget to support year one of this CHC's operation; and

WHEREAS, minimum and maximum salary details of the seven (7) additional full-time positions are as follows:

FTE	DESCRIPTION	FY22 MINIMUM	FY22 MAXIMUM
1.0	PA or NP	\$95,422	\$114,535
1.0	Medical Assistant I	\$34,384	\$40,933
1.0	Medical Assistant I	\$34,384	\$40,933
1.0	Health Center Nurse	\$53,474	\$64,183
1.0	Medical Social Worker	\$63,427	\$66,394
1.0	Community Health Rep. II	\$34,384	\$40,933
1.0	Community Health Rep. II	\$34,384	\$40,933
7.0		\$349,859	\$408,844

; and

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WHEREAS, the projected three-year operating budget for the Allen Neighborhood Health Center project includes the following:

	FY22	FY23	FY24
Patient Revenue	\$262,554	\$450,354	\$579,000
340B Revenue	\$309,000	\$309,000	\$309,000
Total Revenue	\$571,554	\$759,354	\$888,000
Personnel Costs (includes fringe benefits)	\$576,399	\$624,990	\$673,581
Supplies	\$12,884	\$22,100	\$28,413
Contractual Services	\$17,393	\$19,403	\$20,381
Building Rent	\$63,156	\$64,419	\$65,707
Other Expenses	\$39,678	\$58,946	\$63,210
Total Expenses	\$709,510	\$789,858	\$851,292
Net Income (Loss)	-\$137,956	-\$30,504	\$36,708

Note: 30% of an existing CHC manager's time will be dedicated to the new CHC; and

WHEREAS, the ICHC Board of Directors and Health Officer recommend that the Ingham County Board of Commissioners authorizes the additional seven (7) full-time employees to staff the Allen Neighborhood CHC.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes the additional seven (7) full-time employees to seed the health center at Allen Neighborhood CHC.

BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners authorizes the additional American Rescue Fund appropriation of up to \$137,956 in the Fiscal Year 2022 budget to support year one of the new CHC's operation, effective October 1, 2021 through September 30, 2022.

BE IT FURTHER RESOLVED, that the Controller/Administrator is authorized to make any necessary budget adjustments consistent with this resolution.

BE IT FURTHER RESOLVED, that the Chairperson of the Ingham County Board of Commissioners is authorized to sign any necessary contract documents consistent with this resolution upon approval as to form by the County Attorney.

HUMAN SERVICES: Yeas: Sebolt, Slaughter, Trubac, Graham, Naeyaert, Maiville

Nays: None **Absent:** Tennis **Approved 08/16/2021**

COUNTY SERVICES: Yeas: Stivers, Celentino, Grebner, Sebolt, Slaughter, Peña, Naeyaert

Nays: None **Absent:** None **County Services Approved a Different Version 08/17/2021**

FINANCE: Yeas: Grebner, Crenshaw, Polsdofer, Stivers, Schafer, Maiville

Nays: None **Absent:** Tennis **Approved 08/18/2021**

Adopted as part of the consent agenda.

AUGUST 24, 2021 REGULAR MEETING

**ADOPTED – AUGUST 24, 2021
AGENDA ITEM NO. 26**

Introduced by the Human Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO AUTHORIZE A CONTRACT WITH STERLE BUILDERS TO ASSEMBLE THE
JACK O' LANTERNS UNLEASHED DISPLAYS**

RESOLUTION #21 – 410

WHEREAS, the Ingham County Board of Commissioners approved Resolution #20-384 authorizing a contract with Debbi Katz Productions to produce a Halloween themed event called Jack O' Lanterns Unleashed at the Fairgrounds; and

WHEREAS, it is necessary to assemble the displays; and

WHEREAS, the setup and assembly of the displays requires skilled labor for the ten day build period; and

WHEREAS, after careful review of the quotes, the Fairgrounds Events Director recommends the contract be awarded to Sterle Builders in an amount not to exceed \$17,500 to assemble the Jack O' Lanterns Unleashed displays; and

WHEREAS, the funds for this contract are included in the Ingham County Fairgrounds operational budget.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes a contract with Sterle Builders in an amount not to exceed \$17,500 for the assembly of Jack O' Lanterns Unleashed at the Ingham County Fairgrounds.

BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners authorizes the Board Chairperson to sign any necessary contract documents that are consistent with this resolution and approved as to form by the County Attorney.

HUMAN SERVICES: Yeas: Sebolt, Slaughter, Trubac, Graham, Naeyaert, Maiville

Nays: None **Absent:** Tennis **Approved 08/16/2021**

FINANCE: Yeas: Grebner, Crenshaw, Polsdofer, Stivers, Schafer, Maiville

Nays: None **Absent:** Tennis **Approved 08/18/2021**

Commissioner Tennis moved to adopt the resolution. Commissioner Slaughter supported the motion.

Commissioner Maiville disclosed his relationship with the owner of Sterle Builders, stating his family had done a variety of business with the company and also knew them in a personal capacity. He further stated he was not aware the company had placed a bid until after it was accepted.

The motion carried unanimously. Absent: Commissioner Schafer.

Introduced by the Human Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO AUTHORIZE THE ACCEPTANCE OF THE PROJECT AGREEMENT FOR A
LAND AND WATER CONSERVATION FUND GRANT FOR HAWK ISLAND PARK**

RESOLUTION #21 – 411

WHEREAS, the Michigan Department of Natural Resources has approved the grant request in the total amount of \$292,100 for the grant application titled Hawk Island Park Improvements #26-01823 to the Michigan Natural Resources Land and Water Conservation Fund for accessibility improvements, located in Lansing; and

WHEREAS, these improvements will include an accessible canoe/kayak launch, a new floating pedal boat/row boat dock with slips, two new Sun-Shade Shelters, new trash/recycling bins, new concrete walks, native landscaping, and parking lot striping; and

WHEREAS, the required matching funds of \$292,100 will come from previously appropriated County funds reserved for this purpose as required by the Project's Grant Agreement.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners, Ingham County, Michigan, does hereby accept the terms of the Agreement for grant #26-01823 for accessibility improvements at Hawk Island Park as received from the Michigan Department of Natural Resources (Department), and that the Ingham County Board of Commissioners does hereby specifically agree, but not by way of limitation, as follows:

1. To appropriate all funds necessary to complete the project during the project period and to provide three hundred seventeen thousand and one hundred (\$317,100) dollars to match the grant authorized by the Department, (of which \$292,100 is required by the Project's Grant Agreement and authorizes an additional \$15,000 for the topographic survey and \$10,000 for fish stocking totaling \$317,100).
2. To maintain satisfactory financial accounts, documents, and records to make them available to the Department for auditing at reasonable times.
3. To construct the project and provide such funds, services and materials as may be necessary to satisfy the terms of said Agreement.
4. To regulate the use of the facility constructed and reserved under this Agreement to assure the use thereof by the public on equal and reasonable terms.
5. To comply with any and all terms of said Agreement including all terms not specifically set forth in the foregoing portions of this Resolution."

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BE IT FURTHER RESOLVED, that the Controller/Administrator is authorized to transfer the project amount of \$292,100 from the Michigan Department of Natural Resources be available in line item 228-62800-967000-TR059.

BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners is hereby authorized to sign any necessary contract documents on behalf of the County after approval as to form by the County Attorney.

HUMAN SERVICES: Yeas: Sebolt, Slaughter, Trubac, Graham, Naeyaert, Maiville

Nays: None **Absent:** Tennis **Approved 08/16/2021**

FINANCE: Yeas: Grebner, Crenshaw, Polsdofer, Stivers, Schafer, Maiville

Nays: None **Absent:** Tennis **Approved 08/18/2021**

Adopted as part of the consent agenda.

Introduced by the Human Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO AUTHORIZE THE ACCEPTANCE OF THE PROJECT AGREEMENT FOR A
LAND AND WATER CONSERVATION FUND GRANT FOR LAKE LANSING PARK SOUTH**

RESOLUTION #21 – 412

WHEREAS, the Michigan Department of Natural Resources has approved the grant request in the total amount of \$300,000 for the grant application titled Lake Lansing Park South Improvements #26-01820 to the Michigan Natural Resources Land and Water Conservation Fund for accessibility improvements throughout the park for people of all abilities at Lake Lansing Park South, located in Meridian Township; and

WHEREAS, these improvements includes asphalt paving of the portion of the existing parking lot closest to the ADA parking, drainage improvements around the parking lot, improving the overflow parking area with gravel and pave ADA parking spaces, new walkways to complete a loop trail around the park, connecting to existing sidewalks, to the small restroom building, to the overflow parking and to the bandshell, and landscaping to include native plants and bio-swales; and

WHEREAS, the required matching funds of \$300,000 will come from previously appropriated County funds reserved for this purpose as required by the Project's Grant Agreement.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners, Ingham County, Michigan, does hereby accept the terms of the Agreement for grant #26-01820 for accessibility improvements at Lake Lansing Park South as received from the Michigan Department of Natural Resources (Department), and that the Ingham County Board of Commissioners does hereby specifically agree, but not by way of limitation, as follows:

1. To appropriate all funds necessary to complete the project during the project period and to provide three hundred and fifteen thousand (\$315,000) dollars to match the grant authorized by the Department, (of which \$300,000 is required by the Project's Grant Agreement and authorizes an additional \$15,000 for the topographic survey totaling \$315,000).
2. To maintain satisfactory financial accounts, documents, and records to make them available to the Department for auditing at reasonable times.
3. To construct the project and provide such funds, services and materials as may be necessary to satisfy the terms of said Agreement.
4. To regulate the use of the facility constructed and reserved under this Agreement to assure the use thereof by the public on equal and reasonable terms.

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5. To comply with any and all terms of said Agreement including all terms not specifically set forth in the foregoing portions of this Resolution.”

BE IT FURTHER RESOLVED, that the Controller/Administrator is authorized to transfer the project amount of \$300,000 from the Michigan Department of Natural Resources be available in line item 228-62800-967000-TR061.

BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners is hereby authorized to sign any necessary contract documents on behalf of the County after approval as to form by the County Attorney.

HUMAN SERVICES: Yeas: Sebolt, Slaughter, Trubac, Graham, Naeyaert, Maiville
Nays: None **Absent:** Tennis **Approved 08/16/2021**

FINANCE: Yeas: Grebner, Crenshaw, Polsdofer, Stivers, Schafer, Maiville
Nays: None **Absent:** Tennis **Approved 08/18/2021**

Adopted as part of the consent agenda.

AUGUST 24, 2021 REGULAR MEETING

**ADOPTED – AUGUST 24, 2021
AGENDA ITEM NO. 29**

Introduced by the Human Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO AUTHORIZE THE APPLICATION TO THE INGHAM COUNTY TRAILS AND
PARKS MILLAGE FUND FOR THREE PROJECTS WITHIN THE INGHAM COUNTY PARKS**

RESOLUTION #21 – 413

WHEREAS, the Ingham County Parks Department is eligible to apply for the Ingham County Trails and Parks Millage funds in round seven of the Trails & Parks Millage applications; and

WHEREAS, the Ingham County Parks Commission supports the submission of three grant applications to the Ingham County Trails and Parks Millage Fund for submission of one grant for Hawk Island and two for Lake Lansing North; and

WHEREAS, the proposed applications are supported by the Community's 5-year Parks Master Plan to improve accessibility and expand facilities to meet the needs of the community; and

WHEREAS, the grant applications requires a financial commitment to the three projects in the amount \$1,114,100 total from the Trails and Parks Millage fund balance, if these projects are selected for funding in the upcoming round of grant applications, as follows: Hawk Island \$327,700 and Lake Lansing North – Boardwalk replacement \$471,400 and Lake Lansing North – MSU to Lake Lansing Trail Connector \$315,000.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby authorizes the Ingham County Parks Department to submit a grant request to the Ingham Count Trails and Parks Millage Fund balance for \$1,114,100 total, if these projects are selected for funding in the upcoming round of grant applications, as follows: Hawk Island Park Boardwalk Replacement, Phase 3 \$327,700, Lake Lansing Park North Boardwalk Replacement, Phase 3 \$471,400 and Lake Lansing North Internal MSU to Lake Lansing Trail Connector \$315,000.

HUMAN SERVICES: Yeas: Sebolt, Slaughter, Trubac, Graham, Naeyaert, Maiville
Nays: None **Absent:** Tennis **Approved 08/16/2021**

FINANCE: Yeas: Grebner, Crenshaw, Polsdofer, Stivers, Schafer, Maiville
Nays: None **Absent:** Tennis **Approved 08/18/2021**

Adopted as part of the consent agenda.

AUGUST 24, 2021 REGULAR MEETING

**ADOPTED – AUGUST 24, 2021
AGENDA ITEM NO. 30**

Introduced by the Human Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO AUTHORIZE A CONTRACT WITH TOMCO ASPHALT INC. FOR
ENTRY ROAD ASPHALT AT LAKE LANSING NORTH COUNTY PARK**

RESOLUTION #21 – 414

WHEREAS, the Parks Department solicited quotes for asphalt paving of the entrance at Lake Lansing North;
and

WHEREAS, after careful review and evaluation of the proposals received, the Evaluation Committee
recommends that a Purchase Order be issued to TomCo Asphalt, Inc. in the amount of \$7,000.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby approves entering
into a contract with TomCo Asphalt Inc. for the base bid in the amount of \$7,000 for supplying and installing
asphalt at the entrance of Lake Lansing North County Park.

BE IT FURTHER RESOLVED, that there is \$7,000 available in line item 228-75999-974000-9P13 for the
project.

BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners is hereby authorized to
sign any necessary contract documents on behalf of the County after approval as to form by the County
Attorney.

HUMAN SERVICES: Yeas: Sebolt, Slaughter, Trubac, Graham, Naeyaert, Maiville
Nays: None **Absent:** Tennis **Approved 08/16/2021**

FINANCE: Yeas: Grebner, Crenshaw, Polsdofer, Stivers, Schafer, Maiville
Nays: None **Absent:** Tennis **Approved 08/18/2021**

Adopted as part of the consent agenda.

AUGUST 24, 2021 REGULAR MEETING

**ADOPTED – AUGUST 24, 2021
AGENDA ITEM NO. 31**

Introduced by the Human Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO AUTHORIZE AN EXTENDED AGREEMENT WITH MSU HEALTH INC. FOR
PEDIATRIC NURSE PRACTITIONER SERVICES**

RESOLUTION #21 – 415

WHEREAS, Ingham County Health Department's (ICHD's) Community Health Centers (CHCs) wish to extend the agreement with MSU Health Care, Inc., to provide a Pediatric Nurse Practitioner (NP) at Willow CHC for an amount not to exceed \$77,216, effective October 1, 2021 through September 30, 2023; and

WHEREAS, the contracted Pediatric NP will work one eight-hour shift per week; and

WHEREAS, the NP will deliver primary care services to patients at Willow CHC located at 1115 S. Pennsylvania Avenue in Lansing, MI 48912; and

WHEREAS, the cost of this agreement will not exceed \$77,216 and will be covered by billable services; and

WHEREAS, the Ingham CHC Board of Directors supports extending the agreement with MSU Health Care Inc., to provide a Pediatric (NP) at Willow CHC for a term effective October 1, 2021 through September 30, 2023; and

WHEREAS, the Health Officer recommends that the Board of Commissioners authorizes an extension to the agreement with MSU Health Care, Inc., to provide a Pediatric NP at Willow CHC for an amount not to exceed \$77,216, effective October 1, 2021 through September 30, 2023.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes an extension to the agreement with MSU Health Care, Inc., to provide a Pediatric NP at Willow CHC for an amount not to exceed \$77,216, effective October 1, 2021 through September 30, 2023.

BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners is hereby authorized to sign any contract documents on behalf of the county after approval as to form by the County Attorney.

HUMAN SERVICES: Yeas: Sebolt, Slaughter, Trubac, Graham, Naeyaert, Maiville

Nays: None **Absent:** Tennis **Approved 08/16/2021**

FINANCE: Yeas: Grebner, Crenshaw, Polsdofer, Stivers, Schafer, Maiville

Nays: None **Absent:** Tennis **Approved 08/18/2021**

Adopted as part of the consent agenda.

AUGUST 24, 2021 REGULAR MEETING

**ADOPTED – AUGUST 24, 2021
AGENDA ITEM NO. 32**

Introduced by the Human Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO AUTHORIZE AN AGREEMENT WITH EDGE PARTNERSHIPS FOR A
MARIJUANA PUBLIC EDUCATION CAMPAIGN**

RESOLUTION #21 – 416

WHEREAS, Ingham County Health Department (ICHD) wishes to enter into an agreement with Edge Partnerships in an amount not to exceed \$17,500 effective January 1, 2021 through September 15, 2021; and

WHEREAS, ICHD was awarded a grant from the State of Michigan Department of Licensing and Regulatory Affairs (LARA) for education, communication, and outreach regarding the Michigan Medical Marijuana Act, in an amount totaling \$26,268 effective January 1, 2021 through September 15, 2021; and

WHEREAS, Public Act 2017 of 2018 Section 901 directs funds appropriate for grants in the Michigan Medical Marijuana Act, MCL 333.26421 to counties for education and outreach relating to the Michigan Medical Marijuana Program; and

WHEREAS, ICHD will place advertisements to provide education regarding safe storage of marijuana, education on the dangers of driving while under the influence of marijuana, education on the risk of marijuana use during pregnancy and breastfeeding, and increased perception of risk for adolescent marijuana use; and

WHEREAS, this grant proposal includes a budget allotting \$17,500 to be spent on advertising and printing; and

WHEREAS, the Health Officer recommends authorizing an agreement between Edge Partnerships and ICHD in an amount not to exceed \$17,500 effective January 1, 2021 to September 15, 2021.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes an agreement with Edge Partnerships for the promotion of a Marijuana Public Education Campaign in an amount not to exceed \$17,500, effective January 1, 2021 to September 15, 2021.

BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners is hereby authorized to sign any necessary contract agreements consistent with this resolution upon approval as to form by the County Attorney.

HUMAN SERVICES: Yeas: Sebolt, Slaughter, Trubac, Graham, Naeyaert, Maiville

Nays: None **Absent:** Tennis **Approved 08/16/2021**

FINANCE: Yeas: Grebner, Crenshaw, Polsdofer, Stivers, Schafer, Maiville

Nays: None **Absent:** Tennis **Approved 08/18/2021**

Adopted as part of the consent agenda.

AUGUST 24, 2021 REGULAR MEETING

**ADOPTED – AUGUST 24, 2021
AGENDA ITEM NO. 33**

Introduced by the Human Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO AUTHORIZE AN EIGHTH YEAR CYCLE OF THE
AMERICORPS VISTA GRANT FUNDING FOR 2021-2022**

RESOLUTION #21 – 417

WHEREAS, Ingham County Health Department (ICHD) wishes to enter into an agreement with the Corporation for National and Community Services (CNCS) for an eighth year of funding to support of the AmeriCorps VISTA Project in an amount not to exceed \$140,931.50, effective September 26, 2021 through September 24, 2022; and

WHEREAS, ICHD was the recipient of grant funds for the AmeriCorps VISTA Program seventh funding cycle in the 2020-2021 FY, which was authorized through Resolution #20-432; and

WHEREAS, CNCS has provided Ingham County an eighth year of funding for the 2021-2022 FY to support up to sixteen (16) AmeriCorps VISTA members who will perform national service to strengthen and supplement efforts to eliminate poverty and poverty-related human, social, and environmental problems; and

WHEREAS, this funding is effective September 26, 2021 through September 24, 2022 with a total budget of \$140,931.50, comprised of \$16,000 CNCS funds and \$124,931.50 in funds from external hosts sites; and

WHEREAS, out of a total of 16 FTE AmeriCorps VISTA members, 15 FTE will be placed in host sites selected through an RFP process and 1 FTE AmeriCorps VISTA Leader will be placed with the ICHD AmeriCorps VISTA program; and

WHEREAS, the Health Officer recommends that the Board of Commissioners accept the AmeriCorps VISTA grant award.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners accepts the eighth year funding for the AmeriCorps VISTA grant award in an amount \$140,931.50, effective September 26, 2021 through September 24, 2022.

BE IT FURTHER RESOLVED, that the Health Officer is authorized to submit the 2021-2022 budget electronically through the CNCS E-Grants system, and tentatively electronically approve the Memorandum of Agreement.

BE IT FURTHER RESOLVED, that after approval as to form by the County Attorney, the Memorandum of Agreement (MOA) is final.

BE IT FURTHER RESOLVED, that the Controller/Administrator is authorized to make any necessary budget adjustments consistent with this resolution.

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BE IT FURTHER RESOLVED, that the Chairperson of the Ingham County Board of Commissioners is hereby authorized to sign any contract documents on behalf of the county after approval as to form by the County Attorney.

HUMAN SERVICES: Yeas: Sebolt, Slaughter, Trubac, Graham, Naeyaert, Maiville
Nays: None **Absent:** Tennis **Approved 08/16/2021**

FINANCE: Yeas: Grebner, Crenshaw, Polsdofer, Stivers, Schafer, Maiville
Nays: None **Absent:** Tennis **Approved 08/18/2021**

Adopted as part of the consent agenda.

AUGUST 24, 2021 REGULAR MEETING

**ADOPTED – AUGUST 24, 2021
AGENDA ITEM NO. 34**

Introduced by the Human Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO AUTHORIZE AMENDMENT #5 TO THE FY 2020 -2021 AGREEMENT WITH
THE MICHIGAN DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR THE DELIVERY
OF PUBLIC HEALTH SERVICES UNDER THE MASTER AGREEMENT**

RESOLUTION #21 – 418

WHEREAS, Ingham County Health Department (ICHD) wishes to authorize Amendment #5 to the FY2020-2021 Master Agreement effective October 1, 2021 through September 30, 2021 in an amount not to exceed \$487,160; and

WHEREAS, the responsibility for protecting the health of the public is a shared responsibility between the State and County governments in Michigan; and

WHEREAS, Michigan Department of Health & Human Services (MDHHS) and local health departments enter into contracts to clarify the role and responsibilities of each party in protecting public health; and

WHEREAS, MDHHS and ICHD have entered into a 2020-2021 Master Agreement authorized in Resolution #20-306 and amended in Resolution #20-368 and Resolution #20-415 and Amendment #1 in Resolution #20-568 and Amendment #2 in Resolution #21-79; Amendment #3 in Resolution #21-156; Amendment #4 in Resolution #21-269; and

WHEREAS, MDHHS has proposed Amendment #5 to adjust grant funding levels and clarify Agreement procedures; and

WHEREAS, the Health Officer recommends that the Board of Commissioners authorizes the revised Agreement.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes an Amendment #5 to the FY2020 – 2021 Agreement with the MDHHS for the delivery of public health services under the Master Agreement Process.

BE IT FURTHER RESOLVED, that the period of Agreement shall be October 1, 2020 through September 30, 2021.

BE IT FURTHER RESOLVED, that the total amount of the Master Agreement funding shall increase from \$10,715,632 to \$11,202,792 for an increase of \$487,160.

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BE IT FURTHER RESOLVED, that the increase consists of the following specific change to program budget:

COVID Immunizations: increase of \$250,000 from \$217,291 to \$467,291
Tuberculosis (TB) Control: increase of \$4,137 from \$5,440 to \$9,577
ELC Contact Tracing and Wraparound: increase of \$248,023 from \$0 to \$248,023
SEAL! Michigan Dental Sealant: decrease of \$15,000 from \$50,000 to \$35,000

BE IT FURTHER RESOLVED, that the Controller/Administrator is authorized to amend the Health Department's 2021 Budget in order to implement this resolution.

BE IT FURTHER RESOLVED, that the Health Officer, Linda S. Vail, MPA, Health Officer, or her designee, is authorized to sign any necessary documents consistent with this resolution electronically through the Mi-E Grants system after approval as to form by the County Attorney.

HUMAN SERVICES: Yeas: Sebolt, Slaughter, Trubac, Graham, Naeyaert, Maiville
Nays: None **Absent:** Tennis **Approved 08/16/2021**

FINANCE: Yeas: Grebner, Crenshaw, Polsdofer, Stivers, Schafer, Maiville
Nays: None **Absent:** Tennis **Approved 08/18/2021**

Adopted as part of the consent agenda.

AUGUST 24, 2021 REGULAR MEETING

**ADOPTED – AUGUST 24, 2021
AGENDA ITEM NO. 35**

Introduced by the Human Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO AUTHORIZE A 2021-2022 EMERGING THREATS MASTER AGREEMENT
WITH THE MICHIGAN DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR THE
DELIVERY OF PUBLIC HEALTH SERVICES UNDER THE COMPREHENSIVE AGREEMENT**

RESOLUTION #21 – 419

WHEREAS, the responsibility for protecting the health of the public is a shared responsibility between the State and County governments in Michigan; and

WHEREAS, Michigan Department of Health & Human Services (MDHHS) and local health departments enter into contracts to clarify the role and responsibilities of each party in protecting public health; and

WHEREAS, the MDHHS and Ingham County has proposed a 2021 – 2022 Emerging Threats Agreement for the delivery of emerging threats service under the Comprehensive Agreement process to clarify roles and responsibilities, including funding relations; and

WHEREAS, the Health Officer has recommended that the Board of Commissioners authorize the Agreement.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes a 2021 – 2022 Emerging Threats Agreement with the Michigan Department of Health and Human Services for the delivery of emerging threats services under the Comprehensive Agreement Process.

BE IT FURTHER RESOLVED, that the period of Agreement shall be October 1, 2021 through September 30, 2022.

BE IT FURTHER RESOLVED, that the scope of services included in this Agreement shall include Emerging Threats in Ingham County.

BE IT FURTHER RESOLVED, that \$2,670,755 of state/federal funds will be made available to Ingham County through the Emerging Threats Comprehensive Agreement.

BE IT FURTHER RESOLVED, that the increase funds consist of the following specific change to program budgets:

COVID Immunization; increase of \$1,380,613 from \$0.00 to \$1,380,613

COVID-19 Mobile Testing; increase of \$310,000 from \$0.00 to \$310,000

ELC COVID-19 Infection Prevention; increase of \$225,000 from \$0.00 to \$225,000

ELC Contact Tracing, Investigation, Testing Coordination; increase of \$755,142 from \$0.00 to \$755,142.

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BE IT FURTHER RESOLVED, that the Controller/Administrator is authorized to amend the Health Department's 2022 Budget in order to implement the resolution.

BE IT FURTHER RESOLVED, that the Health Officer, Linda S. Vail, MPA, Health Officer, or her designee, is authorized to submit the 2021 -2022 Emerging Threats Comprehensive Agreement electronically through the Mi-E Grants system after approval as to form by the County Attorney.

BE IT FURTHER RESOLVED, that the Board Chairperson is authorized to sign contracts, subcontracts associated with the Comprehensive Agreement after review by the County Attorney.

HUMAN SERVICES: Yeas: Sebolt, Slaughter, Trubac, Graham, Naeyaert, Maiville

Nays: None **Absent:** Tennis **Approved 08/16/2021**

FINANCE: Yeas: Grebner, Crenshaw, Polsdofer, Stivers, Schafer, Maiville

Nays: None **Absent:** Tennis **Approved 08/18/2021**

Adopted as part of the consent agenda.

AUGUST 24, 2021 REGULAR MEETING

**ADOPTED – AUGUST 24, 2021
AGENDA ITEM NO. 36**

Introduced by the Human Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO AUTHORIZE A 2021-2022 AGREEMENT WITH
THE MICHIGAN DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR THE DELIVERY
OF PUBLIC HEALTH SERVICES UNDER THE COMPREHENSIVE AGREEMENT**

RESOLUTION #21 – 420

WHEREAS, the responsibility for protecting the health of the public is a shared responsibility between the State and County governments in Michigan; and

WHEREAS, Michigan Department of Health & Human Services (MDHHS) and local health departments enter into contracts to clarify the role and responsibilities of each party in protecting public health; and

WHEREAS, the MDHHS and Ingham County has proposed a 2021 – 2022 Agreement for the delivery of public health services under the Comprehensive Agreement process to clarify roles and responsibilities, including funding relations; and

WHEREAS, the Health Officer has recommended that the Board of Commissioners authorize the Amendment.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes a 2021 – 2022 Agreement with the Michigan Department of Health and Human Services for the delivery of public health services under the Comprehensive Agreement Process.

BE IT FURTHER RESOLVED, that the period of Agreement shall be October 1, 2021 through September 30, 2022.

BE IT FURTHER RESOLVED, that the scope of services included in this Agreement shall include essential Local Public Health Services and several categorical public health programs identified in the attachments to the Agreement.

BE IT FURTHER RESOLVED, that approximately \$6.7 million of state/federal funds will be made available to Ingham County through the Comprehensive Agreement and that Ingham County contribution to expenditures associated with the agreement and budget shall not exceed levels appropriated in the County's 2022 Budget for these purposes.

BE IT FURTHER RESOLVED, that the Board of Commissioners authorizes Memorandums of Understanding (MOU) and/or subcontracts for the period of October 1, 2021 – September 30, 2022 with specialty physicians, laboratories and health care institutions and other service providers necessary to implement the Breast and Cervical Cancer Control Navigation Programs in Clinton, Gratiot, Ingham, Ionia, Jackson, Livingston, Washtenaw, Genessee, Lapeer and Shiawasee Counties, which is a program included in the Comprehensive Agreement.

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BE IT FURTHER RESOLVED, that the Board of Commissioners authorize a subcontract for the period of October 1, 2021 – September 30, 2022 with the Nurse Family Partnership; to provide technical support, training and materials specific to the Nurse Family Partnership model which is a program included in the Comprehensive Agreement.

BE IT FURTHER RESOLVED, that service contracts are authorized with the providers named below to support outreach activities to potential and current Medicaid beneficiaries in the following categories:

Medical Outreach and Public Awareness
Facilitating Medicaid Eligibility Determination
Program Planning, Policy Development and Interagency Coordination Related to Medicaid Services
Referral, Coordination and Monitoring of Medicaid Services
Medicaid-Specific Training on Outreach Eligibility and Services
Arranging for Medicaid-related Transportation and Provision for Medicaid-related Translation

These service contracts braid together requirements and funds from multiple sources including the County and Medicaid Administration (Federal Share); the braided contracts shall be authorized up to the amounts identified below for the period of October 1, 2021 – September 30, 2022:

- Allen Neighborhood Center \$53,782
- Northwest Initiative \$53,782
- South Side Community Coalition \$46,075
- Child & Family Charities \$37,010
- Cristo Rey \$58,663

BE IT FURTHER RESOLVED, that the Health Officer, Linda S. Vail, MPA, or her designee, is authorized to submit the 2021 -2022 Comprehensive Agreement electronically through the Mi-E Grants system after approval as to form by the County Attorney.

BE IT FURTHER RESOLVED, that the Board Chairperson is authorized to sign any additional necessary documents associated with the Comprehensive Agreement after review by the County Attorney.

HUMAN SERVICES: Yeas: Sebolt, Slaughter, Trubac, Graham, Naeyaert, Maiville

Nays: None **Absent:** Tennis **Approved 08/16/2021**

FINANCE: Yeas: Grebner, Crenshaw, Polsdofer, Stivers, Schafer, Maiville

Nays: None **Absent:** Tennis **Approved 08/18/2021**

Adopted as part of the consent agenda.

AUGUST 24, 2021 REGULAR MEETING

**ADOPTED – AUGUST 24, 2021
AGENDA ITEM NO. 37**

Introduced by the Human Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION TO AUTHORIZE AN AGREEMENT WITH TYLER TECHNOLOGIES

RESOLUTION #21 – 421

WHEREAS, Ingham County Health Department's (ICHD's) Community Health Centers (CHCs) wish to enter into an agreement with Tyler Technologies for licensing of its ExecuTime Time & Attendance™ and Advanced Scheduling software, effective August 1, 2021 through July 31, 2023 in an amount not to exceed \$119,990; and

WHEREAS, ICHD's Ryan White program has requirements for job-costing across the multiple funding awards it receives; and

WHEREAS, Tyler Technologies software will provide ICHD's CHC Management and Accounting staff an automated solution to enter and track time types, manage time-off requests, and apply job costing while handling multiple pay periods; and

WHEREAS, the financial impact of this agreement includes a one-time cost of \$109,195 for the first year, \$10,795.00 for year two and will be covered by American Rescue Act Funds from HRSA authorized through Resolution #21-240, and Ryan White 340B revenue; and

WHEREAS, the CHC Board of Directors and the Health Officer support authorizing an agreement with Tyler Technologies for licensing of its ExecuTime Time & Attendance™ and Advanced Scheduling software effective August 1, 2021 through July 31, 2023 in an amount not to exceed \$119,990.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes an agreement with Tyler Technologies for licensing of its ExecuTime Time & Attendance™ and Advanced Scheduling software effective August 1, 2021 through July 31, 2023 in an amount not to exceed \$119,990.

BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners is hereby authorized to sign any contract documents on behalf of the county after approval as to form by the County Attorney.

HUMAN SERVICES: Yeas: Sebolt, Slaughter, Trubac, Graham, Naeyaert, Maiville

Nays: None **Absent:** Tennis **Approved 08/16/2021**

FINANCE: Yeas: Grebner, Crenshaw, Polsdofer, Stivers, Schafer, Maiville

Nays: None **Absent:** Tennis **Approved 08/18/2021**

Adopted as part of the consent agenda.

Introduced by the Human Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO AUTHORIZE AGREEMENTS WITH WAYNE CHILDREN'S HEALTHCARE
ACCESS PROGRAM TO ACT AS THE FIDUCIARY/PAYEE FOR AGENCY FUNDING**

RESOLUTION #21 – 422

WHEREAS, Ingham County Health Department (ICHD) wishes to enter into an agreement with Wayne Children's Healthcare Access Program (WCHAP) to act as a Medicaid Outreach Match Partner effective October 1, 2021 through September 30, 2022 in an amount not to exceed \$608,209; and

WHEREAS, ICHD has partnered with WCHAP since 2014, acting as a Medicaid Match Partner whereby WCHAP offers a pediatric medical home implementation program now in its ninth year; and

WHEREAS, WCHAP coordinates an integrated system of early childhood support services that is voluntary, accessible, and culturally competent for families with children who are on Medicaid or are Medicaid eligible; and

WHEREAS, WCHAP provides this service through a variety of avenues including telephone consultation, education, transportation, home visits, interpretation services, and asthma case management services; and

WHEREAS, WCHAP's sustainability is dependent upon receiving Medicaid Outreach Matching funds; and

WHEREAS, this agreement will be effective October 1, 2021 through September 30, 2022; and

WHEREAS, as the fiduciary/payee of WCHAP funds, ICHD will:

1. Receive funds from WCHAP up to \$608,209
2. Set up a system to provide an initial payment to WCHAP and subsequent reimbursements
3. Process Medicaid Outreach documentation required to draw Medicaid Outreach Matching Funds
4. Perform on-site monitoring of WCHAP
5. Forward any required reports as provided by WCHAP; and

WHEREAS, WCHAP will:

1. Provide quarterly financial reports of all expenses
2. Provide quarterly reports for Medicaid Outreach
3. Keep ICHD up-to-date on any changes in funding; and

WHEREAS, the Health Officer recommends that the Ingham County Board of Commissioners authorizes the acceptance of funds from WCHAP in an amount not to exceed \$608,209, whereby ICHD will serve as the fiduciary/payee effective October 1, 2021 through September 30, 2022.

AUGUST 24, 2021 REGULAR MEETING

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes the acceptance of funds from WCHAP in an amount not to exceed \$608,209, whereby ICHD will serve as the fiduciary/payee effective October 1, 2021 through September 30, 2022.

BE IT FURTHER RESOLVED, that ICHD will retain a 10% administrative fee of the total funds received during the duration of this agreement, including the Medicaid Match funds.

BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners is hereby authorized to sign the necessary contract documents on behalf of the County after approval as to form by the County Attorney.

HUMAN SERVICES: Yeas: Sebolt, Slaughter, Trubac, Graham, Naeyaert, Maiville
Nays: None **Absent:** Tennis **Approved 08/16/2021**

FINANCE: Yeas: Grebner, Crenshaw, Polsdofer, Stivers, Schafer, Maiville
Nays: None **Absent:** Tennis **Approved 08/18/2021**

Adopted as part of the consent agenda.

AUGUST 24, 2021 REGULAR MEETING

**ADOPTED – AUGUST 24, 2021
AGENDA ITEM NO. 39**

Introduced by the Human Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION TO AUTHORIZE AGREEMENTS WITH VOCES DE LA COMUNIDAD, ACTION OF GREATER LANSING, AND THE VILLAGE LANSING

RESOLUTION #21 – 423

WHEREAS, Ingham County Health Department (ICHD) wishes to contract with Voces de la Comunidad, ACTION of Greater Lansing, and The Village Lansing to co-host, promote and offer COVID-19 vaccines, and to co-host and promote virtual town halls that help residents learn more about COVID-19 vaccines, effective March 1, 2021 through September 30, 2021; and

WHEREAS, these contracts support COVID-19 outreach partnerships with organizations and grassroots partners that are led by and/or serve Ingham County residents who are predominantly Black, Indigenous, and other People of Color (BIPOC); and

WHEREAS, in addition, these organizations will also conduct other outreach strategies such as phone banking, door canvassing, literature drops door-to-door, and other proven outreach strategies for engaging with residents regarding health-related topics; and

WHEREAS, these contracts will be for an amount not to exceed \$6,250 each depending on the activities undertaken by each organization and the accompanying labor, supplies, materials, and advertising costs associated with the project activities, effective March 1, 2021 through September 30, 2021; and

WHEREAS, all costs of these contracts will be covered by COVID Prevention funds from the Michigan Department of Health and Human Services (MDHHS); and

WHEREAS, the Health Officer recommends the authorization of contracts with Voces de la Comunidad, ACTION of Greater Lansing, and The Village Lansing for an amount not to exceed \$6,250 each, effective March 1, 2021 through September 30, 2021.

THEREFORE IT BE RESOLVED, that the Ingham County Board of Commissioners authorizes contracts with Voces de la Comunidad, ACTION of Greater Lansing, and The Village Lansing for an amount not to exceed \$6,250 each, effective March 1, 2021 through September 30, 2021.

BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners is hereby authorized to sign any necessary contract documents on behalf of the county after approval as to form by the County Attorney.

HUMAN SERVICES: Yeas: Sebolt, Slaughter, Trubac, Graham, Naeyaert, Maiville
Nays: None **Absent:** Tennis **Approved 08/16/2021**

AUGUST 24, 2021 REGULAR MEETING

FINANCE: Yeas: Grebner, Crenshaw, Polsdofer, Stivers, Schafer, Maiville
Nays: None **Absent:** Tennis **Approved 08/18/2021**

Adopted as part of the consent agenda.

Introduced by the Human Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO UTILIZE AMERICAN RESCUE PLAN FUNDS TO REIMBURSE
THE ARTS COUNCIL OF GREATER LANSING FOR
COVID-19 RELATED LOST REVENUE**

RESOLUTION #21 – 424

WHEREAS, H.R. 1319 of the 117th Congress, also known as the American Rescue Plan Act of 2021 became law on March 11, 2021; and

WHEREAS, *Subtitle M – Coronavirus State and Local Fiscal Recovery Funds* of the American Rescue Plan provides funding to metropolitan cities, nonentitlement units of local government, and counties to mitigate the fiscal effects stemming from the public health emergency with respect to the Coronavirus Disease (COVID–19); and

WHEREAS, eligible uses of the American Rescue Plan funds include:

- (A) to respond to the public health emergency with respect to COVID–19 or its negative economic impacts, including assistance to households, small businesses, and nonprofits, or aid to impacted industries such as tourism, travel, and hospitality;
- (B) to respond to workers performing essential work during the COVID–19 public health emergency by providing premium pay to eligible workers of the metropolitan city, nonentitlement unit of local government, or county that are performing such essential work, or by providing grants to eligible employers that have eligible workers who perform essential work;
- (C) for the provision of government services to the extent of the reduction in revenue of such metropolitan city, nonentitlement unit of local government, or county due to the COVID–19 public health emergency relative to revenues collected in the most recent full fiscal year of the metropolitan city, nonentitlement unit of local government, or county prior to the emergency;
- (D) to make necessary investments in water, sewer, or broadband infrastructure; and

WHEREAS, Ingham County is projected to receive \$56,710,344 in American Rescue Plan funds in two separate tranches of \$28,355,172, the First Tranche Amount to be received within 60 days of bill enactment and the Second Tranche Amount not earlier than 12 months after the first tranche payment is received; and

WHEREAS, the Ingham County Board of Commissioners desires to utilize the First Tranche Amount to swiftly and effectively provide aid to those Ingham County residents and businesses most affected by COVID-19; and

WHEREAS, the Michigan Act 263 of 1974 (PA 263) permits counties to impose and collect an excise tax on persons engaged in the business of providing rooms for dwelling, lodging, or sleeping purposes to transient guests; to provide for the disposition of the revenues thereof; and to prescribe penalties; and

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WHEREAS, these dollars are re-granted by the Arts Council to arts and cultural institutions within Ingham County for the express purpose of out-of-county promotion of their wonderful events and programming; and WHEREAS, Arts Council of Greater Lansing receives 5% of the PA 263 revenue collected by Ingham County; and

WHEREAS, due to travel restrictions, social distancing, indoor dining restrictions and other tourism related impacts of COVID-19, PA 263 revenues were down significantly resulting in a loss in revenue for the Arts Council of Greater Lansing in 2020; and

WHEREAS, the Ingham County hotel/motel dollars are imperative to our area's entertainment venues, helping them open their doors, fill their seats and provide experiences that garner and retain patron funding and other resources necessary for services and other costs.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners provides the Arts Council of Greater Lansing \$44,077 of the First Tranche Amount to reimburse for lost revenue.

BE IT FURTHER RESOLVED, that the Controller's Office work with the Arts Council of Greater Lansing to ensure reporting requirements are met and to ensure the program is eligible for American Rescue Plan funding.

BE IT FURTHER RESOLVED, that the Controller/Administrator is authorized to make any necessary budget adjustments.

BE IT FURTHER RESOLVED, that the Chairperson of the Ingham County Board of Commissioners is authorized to sign any necessary contract documents consistent with this resolution upon approval as to form by the County Attorney.

HUMAN SERVICES: Yeas: Sebolt, Slaughter, Trubac, Graham, Naeyaert, Maiville

Nays: None **Absent:** Tennis **Approved 08/16/2021**

FINANCE: Yeas: Grebner, Crenshaw, Polsdofer, Stivers, Schafer, Maiville

Nays: None **Absent:** Tennis **Approved 08/18/2021**

Adopted as part of the consent agenda.

AUGUST 24, 2021 REGULAR MEETING

**ADOPTED – AUGUST 24, 2021
AGENDA ITEM NO. 41**

Introduced by the Law & Courts Committee of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO APPROVE THE CREATION OF THE INGHAM COUNTY ANIMAL CONTROL
ENFORCEMENT DIVISION WITHIN INGHAM COUNTY ANIMAL CONTROL AND SHELTER**

RESOLUTION #21 – 425

WHEREAS, the Ingham County Animal Control and Shelter (ICACS) requires access to criminal justice information to perform criminal investigations; and

WHEREAS, the dissemination of criminal justice information is restricted to organizations and individuals that are involved in the primary function of the administration of criminal justice; and

WHEREAS, ICACS seeks to create the Ingham County Animal Control Enforcement Division as a law enforcement sub-unit within ICACS; and

WHEREAS, the Ingham County Animal Control Enforcement Division would be responsible for investigating and enforcing the criminal laws contained within Chapter IX of the Michigan Penal Code Act 328 of 1931, Act 339 of 1919, Act 426 of 1988, and the Ingham County Animal Control Ordinance; and

WHEREAS, members of this sub-unit shall be comprised of the Animal Control Director, Deputy Director and Animal Control Officers; and

WHEREAS, all members of this sub-unit shall be certified by the Michigan Department of Rural Development as Animal Control Officers and swear an oath before the Ingham County Clerk to enforce the abovementioned laws and ordinances; and

WHEREAS, the budget for this sub-unit shall be apportioned from the ICACS budget and shall consist of the personnel expenses for sub-unit members, expenses related to ICACS department vehicles related to investigating and enforcing the criminal laws contained within Chapter IX of the Michigan Penal Code Act 328 of 1931, Act 339 of 1919, Act 426 of 1988, and the Ingham County Animal Control Ordinance, and officer uniforms and equipment.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes the creation of the Ingham County Animal Control Enforcement Division.

BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners authorizes the Board Chairperson to sign any necessary contract documents, which are consistent with this resolution and approved as to form by the County Attorney.

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LAW & COURTS: Yeas: Polsdofer, Trubac, Celentino, Crenshaw, Graham, Peña, Schafer
Nays: None **Absent:** None **Approved 08/12/2021**

Adopted as part of the consent agenda.

AUGUST 24, 2021 REGULAR MEETING

**ADOPTED – AUGUST 24, 2021
AGENDA ITEM NO. 42**

Introduced by the Law & Courts Committee of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO MODIFY THE PUBLIC HOURS OF OPERATION FOR
INGHAM COUNTY ANIMAL CONTROL AND SHELTER**

RESOLUTION #21 – 426

WHEREAS, the Ingham County Animal Control and Shelter (ICACS) public hours of operation were modified in 2018 to shift open hours from seven days per week to six days per week, including open hours on Wednesdays from 10:30 am to 6:00 pm.; and

WHEREAS, the Wednesday adoption promotion event “Whisker Wednesday” was modified and moved to Saturday to provide greater access to the public; and

WHEREAS, ICACS has experienced a decline in customers on Wednesday afternoon/evening; and

WHEREAS, ICACS seeks to modify the public hours of operation to close at 5:00 PM on Wednesday; and

WHEREAS, this change would allow ICACS personnel to respond to public inquiries prior to opening to the public on Wednesday mornings.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes ICACS to modify their public hours of operation to: Monday-Saturday 10:30 am – 5:00 pm, effective Monday, September 13, 2021.

LAW & COURTS: Yeas: Polsdofer, Trubac, Celentino, Crenshaw, Graham, Peña, Schafer
Nays: None **Absent:** None **Approved 08/12/2021**

Adopted as part of the consent agenda.

AUGUST 24, 2021 REGULAR MEETING

**ADOPTED – AUGUST 24, 2021
AGENDA ITEM NO. 43**

Introduced by the Law & Courts Committee of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO ADOPT AN ORDINANCE AMENDING THE INGHAM COUNTY
ANIMAL CONTROL ORDINANCE TO ADD DEFINITIONS IN ARTICLE II, TO REVISE
PROVISIONS IN ARTICLES V AND IX, AND TO REPEAL ARTICLE VIII**

RESOLUTION #21 – 427

WHEREAS, the Ingham County Animal Control Ordinance was adopted by the Board of Commissioners on September 18, 1972, and has subsequently been amended; and

WHEREAS, as a consequence of issues having arisen in the course of certain misdemeanor prosecutions, the Ingham County Prosecutor's Office has requested that the Ordinance be further amended to clarify the standards for criminal liability, by adding certain definitions to Article II, and to revise provisions in Article V as to confinement procedures and in Article IX as to strict liability and costs; and

WHEREAS, as a consequence of the issuance of Attorney General Opinion No. 7314 (July 22, 2021) as requested by the County in Resolution #19-477, holding that the County lacks statutory authority to prohibit the keeping of livestock and poultry in the non-agricultural areas of the County or to permit the keeping of chickens, as currently provided in Article VIII of the Ordinance, the County desires to repeal Article VIII.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners shall adopt the Ordinance Amending the Ingham County Animal Control Ordinance, attached and incorporated by reference as Exhibit 1 to this Resolution, adding definitions to Article II, revising the provisions in Article V and Article IX, and repealing Article VIII.

BE IT FURTHER RESOLVED, that an updated version of the Ingham County Animal Control Ordinance, as amended, will be compiled and published in hard copy and on the County's internet website.

BE IT FURTHER RESOLVED, that the Controller/Administrator's Office shall publish notice of the adoption of this amendment in a newspaper of general circulation in the County.

BE IT FURTHER RESOLVED, that the amended Ordinance shall take effect when notice of its adoption is published in a newspaper of general circulation in the County.

LAW & COURTS: Yeas: Polsdofer, Trubac, Celentino, Crenshaw, Graham, Peña, Schafer
Nays: None **Absent:** None **Approved 08/12/2021**

Commissioner Polsdofer moved the resolution. Commissioner Slaughter supported the motion.

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Commissioner Polsdofer stated the resolution was created due to a recent opinion released by the Michigan Attorney General.

The motion carried unanimously by roll call vote. Absent: Commissioner Schafer.

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INGHAM COUNTY BOARD OF COMMISSIONERS

ORDINANCE AMENDING THE INGHAM COUNTY ANIMAL CONTROL ORDINANCE TO ADD
DEFINITIONS IN ARTICLE II, TO REVISE
PROVISIONS IN ARTICLES V AND IX, AND TO REPEAL ARTICLE VIII

ORDINANCE NO. _____

An Ordinance to amend the Ingham County Animal Control Ordinance to clarify the standards for criminal liability, by adding certain definitions to Article II, and to revise provisions in Article V as to confinement procedures and in Article IX as to strict liability and costs; and to repeal Article VIII.

THE PEOPLE OF THE COUNTY OF INGHAM, MICHIGAN, DO ORDAIN:

Section 1. Purpose and Authority. Deeming it advisable in the interest of the citizens of Ingham County, as authorized by Act 339 of 1919, as amended, being Section 287.261 *et seq.*, of the Michigan Compiled Laws, the County of Ingham, Michigan, adopts this Ordinance amending the Ingham County Animal Control Ordinance.

Section 2. Amendment. Article II of the Ingham County Animal Control Ordinance, entitled Definitions, is amended by the addition of subsections (n) and (o), to read as follows:

(n) MOLESTS shall mean to bother, interfere with, intimidate, threaten, harass, or annoy.

(o) PASSERS-BY shall mean any person or leashed animal that is lawfully on public property, or lawfully on private property, including the property of the offending animal's owner, and is not stationary on said property for an unreasonably extended period of time. This includes, but is not limited to: walking; running; driving; riding; engaging in short social contact with others, including the offending animal's owner; engaging in the performance of any duty imposed upon him or her by the laws of this state or by the laws or postal regulations of the United States.

Section 3. Amendment. Article V of the Ingham County Animal Control Ordinance, entitled Confinement, is amended to read as follows:

Section 1. Any dog or other warm blooded animal that does bite a person, animal or livestock shall be handled in accordance with the National Association of State Public Health Veterinarians, Inc., (NASPHV, Inc), Compendium of Animal Rabies Control 1989, as amended. The prescribed procedures will be made available for review, upon request, by Ingham County Animal Control.

In the event the owner of such animal is unable to or fails to comply with any of the prescribed procedures, the Animal Control Officer shall take possession and custody of such animal and follow the prescribed procedure. The owner of such animal shall bear the costs thereof. Failure of the owner of such animal to keep, maintain and confine or dispose of the animal when and as required by the NASPHV, Inc., Compendium of Rabies Control 1989 or if unwilling or unable to do so, to release custody of said animal to Animal Control Officer, his/ her deputies or assistants or when so directed deliver said animal to a veterinarian clinic for confinement, shall be in violation of this Ordinance and subject to the penalties set forth in Article X.

Section 4. Amendment. Article IX of the Ingham County Animal Control Ordinance, entitled Enumeration of Certain Violations and Procedure Therefor, Section 1, is amended to read as follows:

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Section 1. The owner of any dog shall be deemed in violation of this Ordinance and shall be held strictly criminally liable for these offenses, regardless of the owner's knowledge, intent, or negligence, and shall be subject to the penalties set forth in Article X if:

- (a) The owner's dog, at any time, whether licensed or unlicensed, wearing a collar or not wearing a collar, runs at large, provided however, that a dog engaged in hunting need not be leashed when under the reasonable control of its owner.
- (b) The owner's dog, at any time, whether licensed or unlicensed, wearing a collar or not wearing a collar, except a leader dog for a blind person, hearing dog for a deaf or audibly impaired person, or a service dog for a physically limited person which is accompanied by its owner, is within the confines of any public park when such park, by appropriate designation at its entrance, prohibits dogs.
- (c) The owner's dog, at any time, whether licensed or unlicensed, wearing a collar or not wearing a collar, destroys property, real or personal, or trespasses in a damaging way on property of persons other than the owner.
- (d) The owner's dog at any time, whether licensed or unlicensed, wearing a collar or not wearing a collar, attacks or bites a person, regardless of the dog's former viciousness or the owner's knowledge of such viciousness.
- (e) The owner's dog, at any time, whether licensed or unlicensed, wearing a collar or not wearing a collar, attacks or bites another animal, regardless of the dog's former viciousness or the owner's knowledge of such viciousness.
- (f) The owner's dog, at any time, whether licensed or unlicensed, wearing a collar or not wearing a collar, shows vicious habits and molests passers-by.
- (g) No person shall hinder, harass, injure, or interfere with a dog or other animal being used for law enforcement purposes by a law enforcement official.

Section 5. Amendment. Article IX of the Ingham County Animal Control Ordinance, entitled Enumeration of Certain Violations and Procedure Therefor, Section 6, is amended to read as follows:

Section 6. Costs, as in civil cases, shall be taxed against the owner of the dog, animal, livestock or poultry and collected by the court from the person complained against upon a finding of guilty. Costs include, but are not limited to: pickup/impound fees; surrender fees; boarding fees; medical treatment, testing, or evaluations of the offending animal including euthanasia; medical treatment, testing, or evaluations of the bitten animal including euthanasia; medical treatment, testing, or evaluations of a person bitten; and damages sustained to property as a direct result of the offending animal's actions. In the event that a dog, or any other animal, attacks, bites, or in any other way harms another animal causing its death, the costs against the owner of the offending dog, or any other offending animal, shall include the fair market value to replace the specific animal killed. The provisions of this paragraph shall be in the alternative to the provisions for violations set forth in the preceding paragraph and the Animal Control Officer, his deputies or assistants or other peace officer may, in his discretion, proceed under either section hereof.

Section 6. Amendment. Article VIII of the Ingham County Animal Control Ordinance, entitled Prohibition of Livestock or Poultry in Non-Agricultural Areas, is repealed in its entirety.

Section 7. Repeal. All ordinances or parts of ordinances inconsistent herewith are hereby repealed

AUGUST 24, 2021 REGULAR MEETING

Section 8. Savings Clause. This Ordinance does not affect rights and duties matured, penalties that were incurred, and proceedings that were begun, before its effective date.

Section 9. Effective Date. This Ordinance Amending the Ingham County Animal Control Ordinance shall take effect when notice of its adoption is published in a newspaper of general circulation in the County.

I, Barb Byrum, Ingham County Clerk, certify that this Ordinance was adopted by the Ingham County Board of Commissioners and notice of its adoption was published in a newspaper of general circulation in the County on _____, 2021.

Barb Byrum, Ingham County Clerk

Bryan Crenshaw, Chairperson
Ingham County Board of Commissioners

AUGUST 24, 2021 REGULAR MEETING

**ADOPTED – AUGUST 24, 2021
AGENDA ITEM NO. 44**

Introduced by the Law & Courts, County Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO AUTHORIZE A GRANT BETWEEN THE STATE OF MICHIGAN,
MICHIGAN INDIGENT DEFENSE COMMISSION (MIDC), DEPARTMENT OF LICENSING AND
REGULATORY AFFAIRS (LARA), AND INGHAM COUNTY TO PROVIDE FUNDING TO ASSIST
THE COUNTY IN COMPLYING WITH THE COMPLIANCE PLAN AND COST ANALYSIS
APPROVED BY MIDC AND CREATING TWO NEW GRANT FUNDED POSITIONS**

RESOLUTION #21 – 428

WHEREAS, the Michigan Indigent Defense Commission (MIDC) approved Ingham County's Compliance Plan and Cost Analysis, which creates a Public Defenders Office administered by Ingham County to provide indigent defense and related services at the 30th Circuit Court, 54A District Court, 54B District Court, and the 55th District Court; and

WHEREAS, this plan was accepted and approved by Ingham County Board Resolution #17-445; and

WHEREAS, the Ingham County Public Defenders Office submitted a FY22 grant request which was accepted and approved by the State of Michigan, the Michigan Indigent Defense Commission (MIDC), and the Department of Licensing and Regulatory Affairs (LARA); and

WHEREAS, this grant includes the creation of a new Clerk - Public Defender position and a new part-time Senior Assistant Public Defender position.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners accepts the Grant between the State of Michigan, Michigan Indigent Defense Commission (MIDC), Department of Licensing and Regulatory Affairs (LARA), and Ingham County to provide indigent defense and related services at the 30th Circuit Court, 54A District Court, 54B District Court, and the 55th District Court.

BE IT FURTHER RESOLVED, that the grant period is October 1, 2021 through September 30, 2022, and the budget is approved for an amount of up to \$6,479,621.17, including a local share of \$912,845.25.

BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners authorizes the creation of one Clerk – Public Defender position (UAW/D) and one part-time Senior Assistant Public Defender (PD03) effective October 1, 2021.

BE IT FURTHER RESOLVED, that the Controller/Administrator is authorized to make any necessary budget adjustments and changes to the Position Allocation List consistent with this resolution.

BE IT FURTHER RESOLVED, that the Chairperson of the Ingham County Board of Commissioners is hereby authorized to sign any necessary grant and contract documents on behalf of the County, after approved as to form by the County Attorney.

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LAW & COURTS: Yeas: Polsdofer, Trubac, Celentino, Crenshaw, Graham, Peña, Schafer
Nays: None **Absent:** None **Approved 08/12/2021**

COUNTY SERVICES: Yeas: Stivers, Celentino, Grebner, Sebolt, Slaughter, Peña, Naeyaert
Nays: None **Absent:** None **Approved 08/17/2021**

FINANCE: Yeas: Grebner, Crenshaw, Polsdofer, Stivers, Schafer, Maiville
Nays: None **Absent:** Tennis **Approved 08/18/2021**

Adopted as part of the consent agenda.

AUGUST 24, 2021 REGULAR MEETING

**ADOPTED – AUGUST 24, 2021
AGENDA ITEM NO. 45**

Introduced by the Law & Courts, Human Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION TO AUTHORIZE AN AGREEMENT WITH MPHI

RESOLUTION #21 – 429

WHEREAS, Ingham County Health Department (ICHD) wishes to enter into an agreement with Michigan Public Health Institute (MPHI) in an amount not to exceed \$132,240 effective, October 1, 2021 through December 30, 2022; and

WHEREAS, on March 23, 2021, the Board of Commissioners approved Resolution #21-179, stating that Ingham County will include in its 2022-2024 Public Safety Plan, a commitment, support, and partnership with Advance Peace and local partners in the amount of \$590,000, for establishing a program to help build and sustain local community capacity to interrupt gun violence; and

WHEREAS, in order to further these efforts, MPHI will provide the following services:

- A year one Evaluation of the Lansing/Ingham Peacemaker Fellowship®
- Year one Fiduciary Services for Peacemaker Fellowship® LifeMAP Allowances and Horizon Building Journeys, travel and conference registrations for the Local Operator and other local partners, and stipends for Community Co-Chairs not paid by other funding sources; and

WHEREAS, per Resolution #21-179, Ingham County agreed to provide local gun violence-related data, and agreed to work with the Advance Peace evaluation team consisting of MPHI, the Institute of Urban and Regional Development at UC Berkeley (IURD), and the National Council on Crime and Delinquency (NCCD) to ensure completion of a quality and timely evaluation of the Advance Peace strategy as implemented in Ingham County, MI; and

WHEREAS, all costs of this agreement will be covered by funds authorized in Resolution #21-179; and

WHEREAS, the Health Officer recommends entering into an agreement with MPHI to provide a year 1 evaluation of the Lansing/Ingham Peace Maker Fellowship® and to provide year one fiduciary services for Peacemaker Fellowship® LifeMAP Allowances and Horizon Building Journeys, travel and conference registrations for the Local Operator and other local partners, and stipends for Community Co-Chairs not paid by other funding sources, effective October 1, 2021 through December 30, 2022 in an amount not to exceed \$132,240.

AUGUST 24, 2021 REGULAR MEETING

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes entering into an agreement with MPHI to provide a year 1 evaluation of the Lansing/Ingham Peace Maker Fellowship® and to provide year one fiduciary services for Peacemaker Fellowship® LifeMAP Allowances and Horizon Building Journeys, travel and conference registrations for the Local Operator and other local partners, and stipends for Community Co-Chairs not paid by other funding sources, effective October 1, 2021 through December 30, 2022 in an amount not to exceed \$132,240.

BE IT FURTHER RESOLVED, that the Controller/Administrator is authorized to make any necessary budget adjustments consistent with this resolution.

BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners is hereby authorized to sign the necessary contract documents on behalf of the County after approval as to form by the County Attorney.

LAW & COURTS: Yeas: Polsdofer, Trubac, Celentino, Crenshaw, Graham, Peña, Schafer

Nays: None **Absent:** None **Approved 08/12/2021**

HUMAN SERVICES: Yeas: Sebolt, Slaughter, Trubac, Graham, Naeyaert, Maiville

Nays: None **Absent:** Tennis **Approved 08/16/2021**

FINANCE: Yeas: Grebner, Crenshaw, Polsdofer, Stivers, Schafer, Maiville

Nays: None **Absent:** Tennis **Approved 08/18/2021**

Adopted as part of the consent agenda.

AUGUST 24, 2021 REGULAR MEETING

**ADOPTED – AUGUST 24, 2021
AGENDA ITEM NO. 46**

Introduced by the Law & Courts, Human Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION TO AUTHORIZE AGREEMENT WITH SAFE PASSAGES, DBA ADVANCE PEACE

RESOLUTION #21 – 430

WHEREAS, Ingham County Health Department (ICHD) wishes to enter into an agreement with Safe Passages dba Advance Peace in an amount not to exceed \$198,500, effective October 1, 2021 through July 30, 2024; and

WHEREAS, Resolution #20-434 authorized an agreement with Advance Peace to provide pre-implementation technical assistance services for Lansing and Ingham County partners working to build and sustain local community capacity to interrupt gun violence; and

WHEREAS, the Lansing/Ingham Advance Peace planning team is preparing to implement the next phase of the program and would like to continue their partnership with Safe Passages dba Advance Peace to provide training and technical assistance to local partners working to implement the first three-year cycle (or two 18-month cohorts) of the Lansing/Ingham Peacemaker Fellowship®; and

WHEREAS, this program is designed to help save lives and reduce the life-altering trauma experienced by people living in the impacted communities and by the service providers who support them; and

WHEREAS, all costs of this agreement have been accounted for in funds authorized through Resolution #21-179; and

WHEREAS, the Health Officer recommends entering into an agreement with Safe Passages dba Advance Peace in an amount not to exceed \$198,500, effective October 1, 2021 to July 30, 2024 for the purpose of providing training and technical assistance to local partners working to implement the first three-year cycle of the Lansing/Ingham Peacemaker Fellowship®.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes an agreement with Safe Passages dba Advance Peace in an amount not to exceed \$198,500, effective October 1, 2021 to July 30, 2024 for the purpose of providing training and technical assistance to local partners working to implement the first three-year cycle of the Lansing/Ingham Peacemaker Fellowship®.

BE IT FURTHER RESOLVED, that the Controller/Administrator is authorized to amend the Health Department's 2022 budget in order to implement this resolution.

BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners is hereby authorized to sign the necessary contract documents on behalf of the County after approval as to form by the County Attorney.

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LAW & COURTS: Yeas: Polsdofer, Trubac, Celentino, Crenshaw, Graham, Peña, Schafer
Nays: None **Absent:** None **Approved 08/12/2021**

HUMAN SERVICES: Yeas: Sebolt, Slaughter, Trubac, Graham, Naeyaert, Maiville
Nays: None **Absent:** Tennis **Approved 08/16/2021**

FINANCE: Yeas: Grebner, Crenshaw, Polsdofer, Stivers, Schafer, Maiville
Nays: None **Absent:** Tennis **Approved 08/18/2021**

Adopted as part of the consent agenda.

AUGUST 24, 2021 REGULAR MEETING

**ADOPTED – AUGUST 24, 2021
AGENDA ITEM NO. 47**

Introduced by the Law & Courts, Human Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION TO AUTHORIZE AN AGREEMENT WITH LANSING HOUSING COMMISSION

RESOLUTION #21 – 431

WHEREAS, Ingham County Health Department (ICHD) wishes to enter into an agreement with the Lansing Housing Commission (LHC) to accept \$50,000 in grant funds, effective October 1, 2021 through December 31, 2024; and

WHEREAS, on May 26, 2021, the Board of Directors of the LHC passed a motion to dedicate \$50,000 over three years to support local implementation of the Lansing/Ingham Peacemaker Fellowship® for establishing a program to help build and sustain local community capacity to interrupt gun violence; and

WHEREAS, this program is designed to help save lives and reduce the life-altering trauma experienced by people living in the impacted communities and by the service providers who support them; and

WHEREAS, ICHD will accept \$50,000 in grant funds from LHC for the Lansing/Ingham Peacemaker Fellowship®; and

WHEREAS, the Health Officer recommends entering into an agreement with LHC to accept up to \$50,000 in grant funds for the Lansing/Ingham Peacemaker Fellowship®, effective October 1, 2021 through December 31, 2024.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes an agreement with LHC to accept up to \$50,000 in grant funds for the Lansing/Ingham Peacemaker Fellowship®, effective October 1, 2021 through December 31, 2024.

BE IT FURTHER RESOLVED, that the Controller/Administrator is authorized to amend the Health Department's 2022 Budget in order to implement this resolution.

BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners is hereby authorized to sign the necessary contract documents on behalf of the County after approval as to form by the County Attorney.

LAW & COURTS: Yeas: Polsdofer, Trubac, Celentino, Crenshaw, Graham, Peña, Schafer
Nays: None **Absent:** None **Approved 08/12/2021**

HUMAN SERVICES: Yeas: Sebolt, Slaughter, Trubac, Graham, Naeyaert, Maiville
Nays: None **Absent:** Tennis **Approved 08/16/2021**

AUGUST 24, 2021 REGULAR MEETING

FINANCE: Yeas: Grebner, Crenshaw, Polsdofer, Stivers, Schafer, Maiville
Nays: None **Absent:** Tennis **Approved 08/18/2021**

Adopted as part of the consent agenda.

AUGUST 24, 2021 REGULAR MEETING

**ADOPTED – AUGUST 24, 2021
AGENDA ITEM NO. 48**

Introduced by the Law & Courts, Human Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO AUTHORIZE ACCEPTANCE OF PROJECT SAFE NEIGHBORHOODS
GRANT FUNDS FROM BATTLE CREEK COMMUNITY FOUNDATION**

RESOLUTION #21 – 432

WHEREAS, Ingham County Health Department (ICHD) wishes to enter into an agreement with Battle Creek Community Foundation (BCCF) to accept Project Safe Neighborhoods grant funds in an amount not to exceed \$21,905, effective July 30, 2021 through July 30, 2022; and

WHEREAS, on March 23, 2021, the Board of Commissioners approved Resolution #21-179, stating that Ingham County will include in its 2022-2024 Public Safety Plan, a commitment, support, and partnership with Advance Peace and local partners in the amount of \$590,000 for establishing a program to help build and sustain local community capacity to interrupt gun violence; and

WHEREAS, this program is designed to help save lives and reduce the life-altering trauma experienced by people living in the impacted communities and by the service providers who support them; and

WHEREAS, accepting these Project Safe Neighborhoods grant funds will support Ingham County's continued work on the Lansing/Ingham Peacemaker Fellowship ®; and

WHEREAS, the Health Officer recommends entering into an agreement with BCCF to accept the Project Safe Neighborhoods grant in an amount not to exceed \$21,905, effective July 30, 2021 through July 30, 2022.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes entering into an agreement with BCCF to accept the Project Safe Neighborhoods grant in an amount not to exceed \$21,905.00, effective July 30, 2021 through July 30, 2022.

BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners authorizes ICHD to enter into a Project Safe Neighborhoods grant agreement with BCCF in an amount not to exceed \$21,905, effective July 30, 2021 through July 30, 2022.

BE IT FURTHER RESOLVED, that the Controller/Administrator is authorized to make any necessary budget adjustments consistent with this resolution.

BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners is hereby authorized to sign the necessary contract documents on behalf of the County after approval as to form by the County Attorney.

LAW & COURTS: Yeas: Polsdofer, Trubac, Celentino, Crenshaw, Graham, Peña, Schafer
Nays: None **Absent:** None **Approved 08/12/2021**

AUGUST 24, 2021 REGULAR MEETING

HUMAN SERVICES: Yeas: Sebolt, Slaughter, Trubac, Graham, Naeyaert, Maiville
Nays: None **Absent:** Tennis **Approved 08/16/2021**

FINANCE: Yeas: Grebner, Crenshaw, Polsdofer, Stivers, Schafer, Maiville
Nays: None **Absent:** Tennis **Approved 08/18/2021**

Adopted as part of the consent agenda.

AUGUST 24, 2021 REGULAR MEETING

**ADOPTED – AUGUST 24, 2021
AGENDA ITEM NO. 49**

Introduced by the Law & Courts, Human Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO AUTHORIZE AN AGREEMENT WITH THE CITY OF LANSING FOR
FINANCIAL SUPPORT FOR LANSING/INGHAM PEACEMAKER FELLOWSHIP®
IMPLEMENTATION**

RESOLUTION #21 – 433

WHEREAS, Ingham County Health Department (ICHD) wishes to enter into an agreement with the City of Lansing to accept up to \$240,000 in funds to support year one of local implementation of the Advance Peace approach in Lansing/Ingham County, effective July 1, 2021 through June 30, 2022; and

WHEREAS, on March 22, 2021, the Lansing City Council adopted a resolution to prioritize in the FY21-22 City of Lansing Budget a dollar amount of \$240,000 for year one of local implementation of the Advance Peace approach in Lansing/Ingham County; and

WHEREAS, also on March 22, 2021, Lansing Mayor Andy Schor announced inclusion of \$240,000 in the FY22 City of Lansing budget proposal, to support local implementation of the Advance Peace approach in Lansing/Ingham County; and

WHEREAS, the City of Lansing budget adopted by the Lansing City Council on May 17, 2021 included this line item, and the City of Lansing FY21-22 budget is effective July 1, 2021 through June 30, 2022; and

WHEREAS, the Health Officer recommends entering into an agreement with the City of Lansing to accept up to \$240,000 in funds to support year one of local implementation of the Advance Peace approach in Lansing/Ingham County, effective July 1, 2021 through June 30, 2022.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes an agreement with the City of Lansing to accept up to \$240,000 in funds to support year one of local implementation of the Advance Peace approach in Lansing/Ingham County effective July 1, 2021 through June 30, 2022.

BE IT FURTHER RESOLVED, that the Controller/Administrator is authorized to amend the Health Department's 2022 Budget in order to implement this resolution.

BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners is hereby authorized to sign the necessary contract documents on behalf of the County after approval as to form by the County Attorney.

LAW & COURTS: Yeas: Polsdofer, Trubac, Celentino, Crenshaw, Graham, Peña, Schafer
Nays: None **Absent:** None **Approved 08/12/2021**

AUGUST 24, 2021 REGULAR MEETING

HUMAN SERVICES: Yeas: Sebolt, Slaughter, Trubac, Graham, Naeyaert, Maiville
Nays: None **Absent:** Tennis **Approved 08/16/2021**

FINANCE: Yeas: Grebner, Crenshaw, Polsdofer, Stivers, Schafer, Maiville
Nays: None **Absent:** Tennis **Approved 08/18/2021**

Adopted as part of the consent agenda.

AUGUST 24, 2021 REGULAR MEETING

**ADOPTED – AUGUST 24, 2021
AGENDA ITEM NO. 50**

Introduced by the Law & Courts and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO AUTHORIZE USE OF CONTINGENCY FUNDS FOR TEMPORARY WAGES
AND VISITING JUDGE FEES**

RESOLUTION #21 – 434

WHEREAS, for the 2021 budget allocation, the Ingham County Probate Court was not allocated any funding for controllable line-items #705000 – Temporary Wages and #861020 – Visiting Judge Fees; and

WHEREAS, the Probate Court is limited with judicial office support staff coverage as the Probate Court only has one Court Officer/Research Clerk (“Probate Law Clerk”) position which is shared between two Probate Judges, who is responsible to provide coverage for two judicial assistants; and

WHEREAS, when a Probate Judge is on the bench, then the Probate Law Clerk is in the courtroom and unable to provide coverage to either of the Probate Court judicial assistants; and

WHEREAS, the Probate Court is also limited with judicial coverage as there are only two Probate Judges who cover for each other and any judicial absence or backlog requires the need of a visiting judge; and

WHEREAS, the Probate Court has demonstrated an immediate need for this temporary staffing when staff are absent in order to operate and maintain the Probate Court docket, especially post COVID-19, and to meet its statutorily required duties; and

WHEREAS, the Probate Court wishes to request this funding increase to begin immediately, at a total cost of \$5,000 for the remainder of 2021 – with \$4,200 allocated to line-item #705000 – Temporary Wages, as well as \$800 allocated to line-item #861020 – Visiting Judge Fees, with funding to come from the 2021 contingency account; and

WHEREAS, the Controller’s Office was consulted and is in support of such request and Human Resources was also notified.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners approves increased funding in the amount of \$5,000 for the reasons stated above, to be funded from the 2021 contingency account.

BE IT FURTHER RESOLVED, that the Controller/Administrator is authorized to make any necessary budget adjustments consistent with this resolution.

LAW & COURTS: Yeas: Polsdofer, Trubac, Celentino, Crenshaw, Graham, Peña, Schafer
Nays: None **Absent:** None **Approved 08/12/2021**

AUGUST 24, 2021 REGULAR MEETING

FINANCE: Yeas: Grebner, Crenshaw, Polsdofer, Stivers, Schafer, Maiville
Nays: None **Absent:** Tennis **Approved 08/18/2021**

Adopted as part of the consent agenda.

AUGUST 24, 2021 REGULAR MEETING

**ADOPTED – AUGUST 24, 2021
AGENDA ITEM NO. 51**

Introduced by the Law & Courts and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO AUTHORIZE AN AGREEMENT BETWEEN THE MICHIGAN DEPARTMENT
OF HEALTH AND HUMAN SERVICES AND THE INGHAM COUNTY PROSECUTORS OFFICE
UNDER THE 2022 FY STOP VIOLENCE AGAINST WOMEN GRANT**

RESOLUTION #21 – 435

WHEREAS, the Ingham County Prosecutor's Office (ICPO) has been approved to receive grant funds up to an amount of \$104,215 from the Services, Training, Officers, and Prosecutors (STOP) Violence Against Women Grant program administered by the Michigan Department of Health and Human Services (MDHHS) for the period of October 1, 2021 through September 30, 2022; and

WHEREAS, the primary goal of the STOP Grant is to develop and strengthen the criminal justice system's response to violence against women and to enhance victim services; and

WHEREAS, the total grant award of \$138,953 will be broken down as follows: \$104,215 of the grant award will fund the salary and fringe benefits for a full-time assistant prosecuting attorney dedicated to the prosecution of domestic violence and intimate partner violence; there is a \$34,738 in kind contribution requirement of ICPO which will be fulfilled by matching salary and fringe benefits from supervising attorneys for the grant; and

WHEREAS, in achieving the goals and objectives of the grant program the ICPO will work in collaboration with the 54-A District Court for the City of Lansing and the Lansing Police Department, both of whom also received grant awards under this program, to utilize a focused deterrence approach to the issue of domestic violence and intimate partner violence within the City of Lansing.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners has accepted \$138,953 awarded by the STOP Grant program which begins on October 1, 2021 and ends on September 30, 2022.

BE IT FURTHER RESOLVED, that the Controller/Administrator is authorized to make any necessary adjustments to the 2022 budget and position allocation lists consistent with this resolution.

BE IT FURTHER RESOLVED, that the Board Chairperson is authorized to sign any necessary contracts/subcontracts consistent with this resolution subject to approval as to form by the County Attorney.

LAW & COURTS: Yeas: Polsdofer, Trubac, Celentino, Crenshaw, Graham, Peña, Schafer
Nays: None **Absent:** None **Approved 08/12/2021**

FINANCE: Yeas: Grebner, Crenshaw, Polsdofer, Stivers, Schafer, Maiville
Nays: None **Absent:** Tennis **Approved 08/18/2021**

Adopted as part of the consent agenda.

AUGUST 24, 2021 REGULAR MEETING

**ADOPTED – AUGUST 24, 2021
AGENDA ITEM NO. 52**

Introduced by the Law & Courts and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO AUTHORIZE THE OFFICE OF THE PUBLIC DEFENDER TO ACCEPT
DONATIONS OF CLOTHING FOR THEIR CLIENTS**

RESOLUTION #21 – 436

WHEREAS, the Office of the Public Defender represents many clients charged with crimes who are incarcerated at the time of their trial; and

WHEREAS, these clients do not always have people in the Ingham County area willing and able to help them with matters concerning their incarceration; and

WHEREAS, the appellate courts of the state have ruled that a criminal defendant must be clothed in “street clothes” and not jail uniforms when they appear in front of a jury; and

WHEREAS, it is ultimately the responsibility of the defense attorney to ensure the defendant appears before the court appropriately dressed; and

WHEREAS, the past practice was to purchase clothing and be reimbursed from county funds; and

WHEREAS, the Office of the Public Defender has begun the development of a clothing locker for this purpose and is periodically contacted by businesses and individuals that want to help indigent defendants; and

WHEREAS, additionally many clients lose most of all of their personal belongings while incarcerated and leave the jail with nothing but the clothes they were wearing when booked into the jail; and

WHEREAS, the ability of the Office of the Public Defender to share clothing they have on hand will help the client make a more successful re-entry into society.

THEREFORE BE IT RESOLVED, that the Ingham County Office of the Public Defender is authorized to accept donations of clothing from individuals and businesses for the purpose of maintaining a clothing locker for court and for assistance of clients in their re-entry into society.

BE IT FURTHER RESOLVED, that the Office of the Public Defender may provide such businesses and individuals with receipts acknowledging the donation but may not opine for tax purposes as to a market value of the clothing donation.

LAW & COURTS: Yeas: Polsdofer, Trubac, Celentino, Crenshaw, Graham, Peña, Schafer
Nays: None **Absent:** None **Approved 08/12/2021**

AUGUST 24, 2021 REGULAR MEETING

FINANCE: Yeas: Grebner, Crenshaw, Polsdofer, Stivers, Schafer, Maiville
Nays: None **Absent:** Tennis **Approved 08/18/2021**

Adopted as part of the consent agenda.

AUGUST 24, 2021 REGULAR MEETING

**ADOPTED – AUGUST 24, 2021
AGENDA ITEM NO. 53**

Introduced by the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION SUPPORTING THE INDEPENDENT DECISION MAKING
OF PUBLIC HEALTH OFFICERS**

RESOLUTION #21 – 437

WHEREAS, the Preamble to the United States Constitution establishes that one of the primary objectives of the document is to promote the general Welfare; and

WHEREAS, the police powers granted to the states by the United States Constitution are meant to protect, preserve, and promote the health, safety, morals, and general welfare of the people; and

WHEREAS, the state Constitution of Michigan of 1963, Article IV, section 51 declares that the public health and general welfare of the people of the state are hereby declared to be matters of primary public concern. The legislature shall pass suitable laws for the protection and promotion of the public health; and

WHEREAS, the State of Michigan Public Health Code, Public Act 368 of 1978 Section 2453 reads: If a local health officer determines that control of an epidemic is necessary to protect the public health, the local health officer may issue an emergency order to prohibit the gathering of people for any purpose and may establish procedures to be followed by persons, including a local governmental entity, during the epidemic to insure continuation of essential public health services and enforcement of health laws. Emergency procedures shall not be limited to this code; and

WHEREAS, the virus Severe Acute Respiratory Syndrome Coronavirus 2 (SARS-CoV-2), commonly known as COVID-19, has been recognized as a global pandemic since at least March of 2020; and

WHEREAS, the State of Michigan has had more than one million cases of COVID-19, suffering more than twenty-one thousand deaths, and a current daily average new case rate of more than seventeen hundred; and

WHEREAS, new variants of COVID-19 continue to emerge, sometimes more contagious and harmful than the original form of the virus; and

WHEREAS, the FDA has authorized several safe and effective vaccines for emergency use in the fight against COVID-19, and studies have shown that the vaccines help to reduce transmission; and

WHEREAS, these vaccines have not yet been authorized for use on individuals under the age of twelve and some individuals with certain medical conditions may not be able to receive the vaccines; and

WHEREAS, face masks have been shown to be effective in reducing the transmission of respiratory viruses, including COVID-19; and

AUGUST 24, 2021 REGULAR MEETING

WHEREAS, schools across Michigan are beginning their new school years meeting in person, including for school-aged children who are currently unable to be vaccinated against COVID-19; and

WHEREAS, local health officials are appointed by the elected bodies of local government and the credentials of these health officials are verified by the state of Michigan; and

WHEREAS, local health officials are experts in public health and have been empowered by state statute to make decisions to protect the public health.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners supports the ability of all local health officers in our state to make decisions to protect the public health based on the best scientific information available and free from political pressure.

BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners condemns any attempt by elected officials to use political pressure to coerce the decisions of local health officials.

BE IT FURTHER RESOLVED, that copies of the resolution be transmitted by the Ingham County Clerk to each county board of commissioners in Michigan, the Michigan Association of Counties, The Speaker and Minority leaders of the state House of Representatives, the Majority and Minority leaders of the state Senate, the members of the Ingham County state House and Senate delegation, and the Governor of Michigan.

Adopted as part of the consent agenda.

AUGUST 24, 2021 REGULAR MEETING

SPECIAL ORDERS OF THE DAY

Commissioner Graham moved to reappoint the following members to their respective boards and commissions:

Commissioner Victor Celentino	Capital Region Airport Authority
Jacqueline Straub	Community Corrections Advisory Board
Ayana Neal	Community Corrections Advisory Board
Tonya Doyle-Bicy	Equal Opportunity Committee
Alan Conceicao	Equal Opportunity Committee
Natasha Atkinson	Equal Opportunity Committee
Marie Jonzun	Economic Development Corporation Board of Directors
Amy Fountain	Community Health Center Board
Daphne Whitfield	Community Health Center Board
Hope Lovell	Community Health Center Board
Florensio Hernandez	Community Health Center Board
Sue Chamberlain	Fair Board
Heather Dover	Board of Health
Abby Schwartz	Board of Health
Audrey Martini	Historical Commission
Darling Garcia	Housing Commission
Mary Leys	Potter Park Zoo Board
Sharde' Burton	Racial Equity Task Force
Lonias Gilmore	Racial Equity Task Force
Susan Cockerill	Senior Citizens Advisory Bd.
Kasey Bey Klein	Womens Commission

and to appoint the following members to their respective boards and commissions:

Supervisor Gene Ulrey	Managing Director of the Road Department Selection Committee
Clerk Deborah Guthrie	Managing Director of the Road Department Selection Committee
Fred Cowles	Environmental Affairs Commission - Forestry/DNR
Barbara Andersen	Environmental Affairs Commission - Sustainability/Energy
Sarah Mullkoff	Environmental Affairs Commission - Sustainability/Energy
Andrew Nowicki	Environmental Affairs Commission - Public
Nichole Biber	Environmental Affairs Commission - Public
Joel Murr	Environmental Affairs Commission - Health
Commissioner Christopher Trubac	Environmental Affairs Commission - Liaison

Commissioner Slaughter supported the motion.

Commissioner Sebolt stated Florensio Hernandez had donated to his campaign.

The motion carried unanimously. Absent: Commissioner Schafer.

AUGUST 24, 2021 REGULAR MEETING

PUBLIC COMMENT

None.

COMMISSIONER ANNOUNCEMENTS

Commissioner Peña stated it was his late father's birthday.

Commissioner Grebner stated the East Lansing City Council had been through some turbulent times and was one of the more challenging elected office positions in the County. He further stated the positions were paid less than half of the pay the County Commissioners received.

CONSIDERATION AND ALLOWANCE OF CLAIMS

Commissioner Tennis moved to pay the claims in the amount of \$38,088,853.44. Commissioner Grebner supported the motion.

The motion carried unanimously. Absent: Commissioner Schafer.

ADJOURNMENT

The meeting was adjourned at 6:53 p.m.

AUGUST 24, 2021 REGULAR MEETING

ATTACHMENT A

August 9th, 2021

Dear Park Commissioners and County Commissioners;

We are excited to announce that the Ingham County Parks received a special award from the National Association of County Parks and Recreation Organization for the Trail Wayfinding Signage System project that was funded by the Trails and Parks Millage. We are grateful for the continued support and work that the Park Commission has contributed to the success of projects funded by the millage. We are especially thankful for the continued support and leadership from the Board of Commissioners for creating a special Trails and Park millage to address much needed infrastructure updates and creation of new trails and parks amenities within Ingham County. A special thanks to Commissioner Grebner for his involvement providing input, support and making the wayfinding system a priority. We also want to thank Spicer Group for the assistance in the overall plan and design along with all those local agencies and park staff that contributed input along the way.

NACPRO AWARD: Trail Wayfinding System

Category:

Trails and Corridors

This award recognizes and honor excellence in a trail, greenway, waterway, corridor or other linear park development project.

- Class I Award: Agencies with a population service area of less than 500,000.

Achievement Narrative:

Ingham County developed a Trails Wayfinding system, to provide a unified wayfinding system for hundreds of miles trails within the County, while allowing each community to tailor their system to their unique style.

There was a lack of wayfinding on most of the trail systems in the County, no consistency in physical design and frequency, and trail users felt lost and disoriented. Furthermore, if a trail user needed to contact 911 for assistance, it was difficult to identify your location.

In 2017 Ingham County developed the Wayfinding Plan with stakeholders from local governments, County 911, state government, private businesses, organizations, and individuals.

The family of signs includes Information, directional, identification and warning information. They were designed to be cost effective, adaptable, and to maintain a unique visual identity with unifying graphic style to enhance the branding and image, while also being flexible to fit multiple communities and allow for customization.

The signs were bid out and installed in 2019-20.

The unique features of this Trail Wayfinding System are:

1. Provides a contiguous look.
2. It's a unified signage system that provides an image and branding for all of the trail systems in the County, while allowing each community to customize.
3. With the signs marked in GIS, it allows Ingham County 911 to easily track users who require assistance.

Since the signs have been installed, the County, and each participating community, have received positive feedback and praise for the well-thought-out system of wayfinding. The signs have provided trail users with better trail systems that solve navigation issues, enhance safety and security, and promote a sense of place. Users have said the trails are much easier to navigate, the maps are very helpful in seeing where you are and where you are going, and the mileage helps plan their trips.

AUGUST 24, 2021 REGULAR MEETING



An Affiliate of the National Association of Counties
and National Recreation and Park Association

2021-22 Executive Board

President

Holli Browder
Director
Columbus Parks and Recreation, GA
Phone: 706-225-4658
hbrowder@columbusga.org

Past President

Joe Roszak
Chief Operating Officer
Cleveland Metroparks, OH
Phone: 216-635-3218
jvr@clevelandmetroparks.com

President Elect

Monique Horton Odom
Director
Metro Nashville Parks Department
Phone: 615-862-8400
monique.odom@nashville.gov

Vice President

Aimee Vosper
Deputy Director
Fairfax County Park Authority, VA
Phone: 703-324-8536
aimee.vosper@fairfaxcounty.gov

Secretary

Jeff Perry
Director
Anoka County Parks & Recreation, MN
Phone: 763-324-3409
jeff.perry@co.anoka.mn.us

Treasurer

Eric Call
Director
Palm Beach County Parks & Recreation, FL
Phone: 561-966-6614
ecall@pbcgov.org

Executive Director

Brenda Adams-Weyant
PO Box 74
Marienville, PA 16239
Phone: 814-927-8212
brendaaw@verizon.net

July 23, 2021

Director of Parks, Park Commission, and
Board of County Commissioners
Ingham County Parks
121 E. Maple Street Ste 102
Mason, MI 48854

Dear Director of Parks, Park Commission, and Board of County
Commissioners:

I would like to congratulate Ingham County Parks for being selected to receive a 2021 National Association of County Park and Recreation Association (NACPRO) Award. These awards, decided upon by your peers, leaders in county and regional park agencies, recognize excellence in programs, projects, facilities and individuals that move our profession forward. The award nominations are shared with our national membership to encourage other agencies to be creative and innovative leaders in parks and recreation.

On behalf of the Board of Directors of NACPRO, I am pleased to present the Trails & Corridors - Class I Award for your Trail Wayfinding System. Your success is an example that we can all learn from. Your leadership, vision and commitment enriches the communities you serve in Ingham County.

Sincerely,

Holli Browder
NACPRO President



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

ORLENE HAWKS
DIRECTOR

Wednesday, September 08, 2021

Mike Brown – Attorney
c/o QOALA ACQUISITION CORPORATION
mbrown@cebhlaw.com

RID # RQ-2109-13860 **Reference/Transaction:** TRANSFER OWNERSHIP ESCROWED 2021 CLASS C & SDM LICENSE WITH DIRECT CONNECTION (1) FROM 333 ACQUISITIONS, LLC; TRANSFER LOCATION FROM 333-337 S. WASHINGTON SQUARE TO 310 N. CLIPPERT ST., LANSING; CANCEL EXISTING DIRECT CONNECTION (1); NEW SUNDAY SALES PERMIT (AM); NEW SUNDAY SALES PERMIT (PM); NEW DIRECT CONNECTION; NEW ENTERTAINMENT PERMIT AT 310 N CLIPPERT ST, LANSING, MI 48912 LANSING CITY IN INGHAM COUNTY.

Please let this letter serve as notice the Michigan Liquor Control Commission has referred your application to our Enforcement Division for investigation of your request.

Applicant/Licensee: QOALA ACQUISITION CORPORATION

Business address and phone number: 310 N CLIPPERT ST, LANSING, MI 48912 LANSING CITY IN INGHAM COUNTY. Business Phone (517) 580-8103.

Home address and phone number of partner(s)/subordinates:
Chia Cheng – 16942 Broadview Drive, East Lansing, MI 48823 – Cell Phone (517) 930-2458.

As part of the licensing process, an investigation is required by the Michigan Liquor Control Commission Enforcement Division. The Enforcement investigation will be conducted from the following designated District Office:

Lansing District Office (517) 284-6330

You may contact your designated District Office regarding any appointments or questions on documentation requested by the Investigator. **Failure to provide requested information or to keep scheduled appointments will cause the application to be returned to the Lansing office for cancellation.**

Since this request is a transfer under MCL 436.1529(1), approval of the local unit of government is not required. However, a copy of this notice is also being provided to **Local Governmental Unit** should they wish to submit an opinion on the application or advise of any local non-compliance issues.

Under administrative rule R 436.1105, the Commission shall consider the opinions of the local residents, local legislative body, or local law enforcement agency with regard to the proposed business when determining whether an applicant may be issued a license or permit.

Under administrative rule R 436.1003, the licensee shall comply with all state and local building, plumbing, zoning, sanitation, and health laws, rules, and ordinances as determined by the state and local law enforcements officials who have jurisdiction over the licensee. The licensee must obtain all other required state and local licenses, permits, and approvals before using this license for the sale of alcoholic liquor. Approval of this license by the Michigan Liquor Control Commission does not waive any of these requirements.

MICHIGAN LIQUOR CONTROL COMMISSION
Retail Licensing Division
(866) 813-0011

cc:
LANSING CITY city.clerk@lansingmi.gov

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



Public Comment on City Government Matters Registration

*The City of Lansing welcomes and encourages public comment relating to City Government Related 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.*

Each member of the public who has registered to speak will have up to a total of three minutes to address Council on City Government Related Matters that concern them. A **City Government Related Matter** is an issue or topic relevant to the operation or governance of the City.*

Topic(s) to be addressed Group Violence Intervention

Name (print) Rev. D. Taft E-Mail (optional) demarcotaft@gmail.com

Address (street, city, zip) 1029 E. Oakland Ave

Company or organization represented, etc. (if applicable) MiTown Made

Signature D. Taft

- 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.*

Persons with disabilities who need an accommodation to fully participate in this meeting should contact the City Clerk's Office at (517) 483-4131 (TDD (517) 483-4479). 24 hour notice may be needed for certain accommodations. An attempt will be made to grant all reasonable accommodation requests.