



MINUTES

Committee on General Services

Thursday, June 22, 2017 @ 2:00 p.m.

City Council Conference Room, City Hall 10th Floor

CALL TO ORDER

The meeting called to order at 2:00 p.m. by Council Member Washington

ROLL CALL

Councilmember Tina Houghton, Chair- excused

Councilmember Jody Washington, Vice Chair

Councilmember Carol Wood, Member

OTHERS PRESENT

Sherrie Boak, Council Office Manager

Brandon Waddell, Assistant City Attorney

Scott Sanford, Code Compliance

Dee Dee Fuller, Celebrations

Megan Higle, Lansing Children's Choir

Ben English, Lansing Children's Choir

Scott Ellis, MLBA

Kathy Miles

Kristen Fero, Celebrations

Kenyon Shane, Celebrations

Naja Nona

Ann Tegue

Public Comment on Agenda Items

No public comment at this time, but during agenda items.

Minutes

MOTION BY COUNCIL MEMBER WOOD TO APPROVE THE MINUTES FROM JUNE 12, 2017 AS PRESENTED. MOTION CARRIED 2-0.

Discussion/Action

RESOLUTION – Fireworks Display by Wolverine Fireworks for the City of Lansing Independence Day Celebration

No applicant was present, but Council Member Washington clarified it was an annual general request for the downtown fireworks for the holiday of the Fourth of July.

MOTION BY COUNCIL MEMBER WOOD TO APPROVE THE RESOLUTION FOR THE FIREWORKS DISPLAY FOR THE CITY OF LANSING INDEPENDENCE DAY CELEBRATION. MOTION CARRID 2-0.

RESOLUTION – Community Funding; Lansing Children’s Choir

Ms. Higle explained that the organization is its own identity and just have their offices at the church, then provided a letter from the organization with their tax ID. The camp was then outlined to offer up to 65 kids from the Lansing area an opportunity to experience and participate in art, drama, music, dance and afternoon outdoor events at Ferris Park. The participants are not registered on income base, and are open to the public. To reach the kids they have advertised via the elementary schools, private schools, kid’s choir, Northwest Initiative and the local church food banks.

Council Member Wood asked staff to research and obtain the event report from last year before the funds are released this year.

MOTION BY COUNCIL MEMBER WOOD TO APPROVE THE RESOLUTION FOR COMMUNITY FUNDING IN THE AMOUNT OF \$500 FOR THE 2017 MADD CAMP BY THE LANSING CHILDREN’S CHOIR, CONTINGENT THAT THE 2016 EVENT FUNDING REPORT IS SUBMITTED. MOTION CARRIED 2-0.

RESOLUTION – Claim Appeal #1387, 202 W Jolly Rd.; A. Tegue

Mr. Sanford informed the Committee that the property was cited on July 7, 2016, with a compliance date of July 14th. It was re-inspected on July 15, 2016, and the contractor arrived on July 18th to mow the violation. The claimant informed their office they were out of town and had a neighbor who was supposed to perform the work. Ms. Tegue arrived to the meeting and Mr. Sanford cited the details again.

Ms. Tegue confirmed she was out of town in 2016 however had mowed the property June 26th before she left, and also believed the photos from the contractor do not reflect a before and after, but the same picture from another angle. Mr. Sanford confirmed that photo 1156 in the packet was the before picture.

MOTION BY COUNCIL MEMBER WOOD TO DENY THE CLAIM APPEAL FOR 202 W JOLLY BY ANN TEGUE. MOTION CARRIED 2-0.

RESOLUTION – Claim Appeal #1413; 3001 W Holmes Rd.; N. Nona

Mr. Sanford spoke to the owner, Mr. Nona on the verification of his role on the property since the records represented a land contract sale to Michaela Middleswarth. Mr. Nona confirmed he sold on a land contract, and he did get the violation notice and hand delivered it to Ms. Middleswarth. Council Member Wood informed that Mr. Nona is the legal owner, and therefore the Committee cannot hear his appeal. Mr. Nona stated he is in the process of taking Ms. Middleswarth to court to get the house back. Council Member Wood then informed him he could refile his claim after his court proceedings are final and he is the owner once again. Mr. Nona was directed to send a letter and copy of the court documents to Council staff when he was ready to refile the claim.

The Committee took no action.

ORDINANCE – Amendments to 830.06- Liquor Licenses

Comments from the City Clerk on the amendments were placed on file. (attached) It was noted that there was already a public hearing scheduled for June 26th, 2017.

Mr. Ellis spoke on his concerns, which questioned the addition of “(E) To a person having business conducted at that location by a manager or agent, unless such manager or agent possesses the same qualifications required for the license application.” And “(J) where it speaks to the sale is incidental or subordinate to other permitted business”. Mr. Ellis’s understand is that the business would have to have 50% or more in sales of food or the City could recommend denial in their annual review.

Mr. Waddell confirmed he did not see any issue in removing the new proposed (E) if the Committee requested it. The consensus of the Committee was to remove it. Mr. Waddell stated he would have to speak to City Attorney Smiertka and Mr. Roberts in Law before he could suggest or accept any changes to that section. Council Member Wood asked Mr. Waddell to provide the two changes in Draft #3 at the next Committee meeting on July 27th, but also noted for the public the scheduled public hearing will still occur on June 26th. Once the Draft #3 comes through the Committee they will schedule a second public hearing.

Ms. Miles spoke in opposition to the changes in the ordinance.

No action was taken.

RESOLUTION – Transfer of Ownership of Resort Class C License at 200 Edgewood Blvd., Celebration Banquets, LLC

Council Member Wood asked the applicants if they could continue to wait until the ordinance is passed, and the concurred.

Council Rules

This will be discussed at the next meeting.

Other/Place On File

Council Member Wood placed the follow on file.

- New SDM License Issued under 436.1533(5); New Sunday Sales Permit (AM), Family Dollar Stores of Michigan, LLC; 726 E. Michigan Avenue
- New SDM License issued with Sunday Sales Permit (AM) and Gas Pumps, Fuel Mart 3814 Inc., 3814 W. Jolly Road, 48911
- New SDM License Issued, New Gas Pumps to be issued, Valero Gas Station LLC, 500 W. Mount Hope, 48910
- SDM License under MCL436.1533(7); Sunday Sales (AM) and Gas Pumps; 2704 Lake Lansing Road, Mobile Service Inc.

The following will remain on the agenda until the City Clerk can report out.

- Transfer Ownership Escrowed 2017 Class C License from Lansing Retail Center, LLC to Acapulco Mexican Grill, Inc., 300 N. Clippert, Site 17, and Transfer Governmental Unit from Lansing City to Lansing Township-**CLERK VERIFYING**

OTHER

ORDINANCE FOR INTRODUCTION AND SETTING OF HEARING – CHAPTER 608

Council Member Wood presented proposed changes to Chapter 608, Section 608.04 which addresses the sale and consumption of alcohol at the South Washington Operations Center, a City property.

Ms. Miles spoke in opposition to the change.

MOTION BY COUNCIL MEMBER WOOD TO APPROVE THE RESOLUTION TO INTRODUCE AND SET THE PUBLIC HEARING FOR THE AMENDMENTS TO CHAPTER 608 FOR JULY 10, 2017. MOTION CARRIED 2-0.

Council Member Wood then presented the Committee Vice Chairperson with a claim form presented to her from a non-profit that was being charged property tax, and when it was recognized it ceased, but they were not reimbursed what they had paid. There were two years of taxes, and the County paid back one year, but they have filed a claim with the City for the second year. Council Staff was asked to refer the claim through the Clerk's office for placement on the Council agenda for June 26th.

Adjourned at 2:55 p.m.

Submitted by Sherrie Boak, Office Manager,
Lansing City Council

Approved by the Committee on July 10, 2017

From: Swope, Chris

Sent: Wednesday, June 14, 2017 2:26 PM

To: O'Berry, Billie; Smiertka, Jim

Cc: Hannan, Randy; Boak, Sherrie; Jackson, Brian; Houghton, Tina; Wood, Carol; Washington, Jody

Subject: Liquor license amendment
Jim and Billie,

I believe the proposed subsection J needs to be removed from the amendment to Chapter 830. This would be a major change to liquor license policy in the City of Lansing and would endanger the licenses of numerous current establishments. We have many establishments where beer, wine, and liquor sales is the primary business. I don't believe this is a wise move.

Additionally, please explain subsection E. Is it intended that we would require an application process for every manager of every licensed establishment and City Council approval?

830.06. Criteria for revocation or objection to transfer, issuance or renewal.

Upon determination of the existence of any one or more of the following elements or grounds, the City may recommend revocation of an already existing license or object to the transfer, issuance or renewal of a license:

(E) TO A PERSON HAVING BUSINESS CONDUCTED AT THAT LOCATION BY A MANAGER OR AGENT, UNLESS SUCH MANAGER OR AGENT POSSESSES THE SAME QUALIFICATIONS REQUIRED FOR THE LICENSE APPLICANT;

(J) FOR PREMISES, UNLESS THE SALE OF BEER, WINE OR SPIRITS IS SHOWN TO BE INCIDENTAL AND SUBORDINATE TO OTHER PERMITTED BUSINESS USES UPON THE SITE, SUCH AS, BUT NOT LIMITED TO, FOOD SALES, MOTEL OPERATIONS OR RECREATIONAL ACTIVITIES;

Sincerely,



Chris Swope, CMMC/CMC

Lansing City Clerk

124 W. Michigan Ave, 9th Floor

Lansing, MI 48933-1695