



AGENDA
Special Committee on General Services
Monday, August 6, 2018 @ 4:15 p.m. (note day/time)
City Council Conference Room, City Hall 10th Floor

Councilmember Patricia Spitzley, Chair
Councilmember Adam Hussain, Vice Chair
Councilmember Carol Wood, Member

1. Call to Order

2. Approval of Minutes:

- July 24, 2018

3. Public Comment on Agenda Items

4. Discussion/Action:

A.) RESOLUTION – Claim Appeal #1574; Anneli and Thang Mung for trash violation fees at 1939 Cumberland Road; \$1374.00

5. Adjourn

[illegible]



MINUTES

Committee on General Services

Tuesday, July 24, 2018 @ 4:00 p.m.

City Council Conference Room, City Hall 10th Floor

CALL TO ORDER

The meeting called to order at 4:00 p.m.

ROLL CALL

Council Member Patricia Spitzley, Chair
Council Member Adam Hussain, Vice Chair
Council Member Carol Wood, Member

OTHERS PRESENT

Sherrie Boak, Council Office Manager
Eric Brewer, Council Internal Auditor
Scott Sanford, Code Compliance
Lisa Hagen, Assistant City Attorney

Public Comment on Agenda Items

No public comment at this time.

Approval of Minutes

MOTION BY COUNCIL MEMBER HUSSAIN TO APPROVE THE MINUTES FROM JULY 10, 2018 AS PRESENTED. MOTION CARRIED 3-0.

Discussion/Action:

RESOLUTION – Claim Appeal #1574; Anneli and Thang Mung for trash violation fees at 1939 Cumberland Road; \$1374.00

Mr. Sanford informed the Committee that the property was cited on April 2, 2018, given until April 9, 2018 and the contractor arrived on April 16, 2018 to remove the brush from the front yard. Mr. Sanford's opinion was that Public Service did not take the material because it did not meet the size specifications set forth by the City, he also believed the brush was not bundled. Mr. Sanford also added that the price for clean-up is higher because the material has to be chipped and then reloaded to recycle.

Mr. Brewer recapped the Claims Review Committee outcome from June 21, 2018 where they did do an adjustment and reduced the yardage amount from 25 yards to 9 yards, bringing the bill down \$802 to the new balance of \$572.

Mr. Mung acknowledge the Committee and provided a brief history of how they acquired their home and the progress they have been working on to remove the brush from the rear of their house, and even taking some to the dump themselves. Mr. Mung also confirmed they have tied up bundles for the City to pick up in the past, and when it is not correct Public Service leaves a tag to correct it, they correct it and call to make arrangements for a new pick up. The claimants noted that in this case they called when it wasn't picked up, and when the workers arrived to pick it up they were home and witness them pick it up in 20 minutes and leave before they even left for work. Ms. Mung submitted before and after pictures of the home, and admitted they have been placing brush out for pick up and having it picked up for a while and did not realize that it was not a policy to pick up in the winter months. Ms. Mung referenced the photos showing it was tied with twine and if it wasn't it was one large branch. Ms. Mung went on to appeal that when it was not picked up she called the City and asked why and they stated they would come pick it up, so when they saw the contractors arrive they thought it was based on their request. She admitted she did know it was a contractor until a week later when they got the bill. Ms. Mung then submitted a photo from the City with a date stamp that show their cars in the driveway, then also a document from their work which stated they were not home at that time.

Council Member Spitzley asked how many hours it took. Mr. Brewer stated Claims Review reduced the hours from 4 hours to 1 hour. Council Member Spitzley then asked Mr. Sanford what options owners have for brush. Mr. Sanford stated the options would be in the required bags or bundled in twine, 4' length 2" diameter and at the curb on normal trash pickup day. He also added the notice the owners stated they never got was mailed April 2, 2018.

Council Member Wood asked Mr. Brewer if the Claims Review Committee ever asked Public Service when yard waste pick up started this year, and he stated they did not ask. Council Member Wood stated that the date needed to be known, and if the department received the call from the owner inquiring into why they did not get it picked up and made arrangements.

Council Member Spitzley referred back to the photos, and in her opinion did not believe the brush was bundled correctly. Ms. Mung appealed stating in the past if it was not correct, Public Service would leave them a tag and they would re-bundle it. This time they did not get the tag.

The Committee chose to move forward on action for August 13th with Council, and in the meantime will inquire with Public Service on their schedule and if they log calls for pick up.

MOTION BY COUNCIL MEMBER HUSSAIN TO ADJUST THE CLAIM BY \$802 LEAVING THE CLAIM AMOUNT AT \$572 AND DENY THE CLAIM FOR 1939 CUMBERLAND ROAD IN THE AMOUNT OF \$572.

MOTION CARRIED 3-0.

Council Member Spitzley noted to the claimant that the claim will be in front of the Council on August 13, 2018.

PENDING

- Michigan Liquor Control Commission; Transfer of Ownership Class C & SDM license from RYJT, Ltd to Art's Pub, LLC at 809 E Kalamazoo Street.-**Pending Application**
- Michigan Liquor Control Commission; New SDM License; MCL 436.1533(5) for Dolgencorp, LLC; 2712 S Cedar Street, Lansing MI 4810-3029- **Pending Application**

OTHER

Council Member Wood asked for a discussion on a process to make sure the appropriate owner is present for any claim. Council Member Spitzley stated she met with Mr. Smiertka in Law and he will be working with his staff to make sure all claimants have standing before coming to this Committee. She also requested that photos from the claims be programmed for the TV with City TV for Council meetings.

Council Member Wood asked Mr. Sanford about holding a discussion on reducing the time allowed for the owner to mow on tall grass enforcement before a contractor is sent out. Mr. Sanford confirmed he has a proposal similar to the snow and ice enforcement. Council Member Wood asked that he attend the Committee on Public Safety meeting on Wednesday, July 25th.

Ms. Miles asked if there was an ordinance that states residents have to clean the grass out of the cracks in the sidewalk. Council Member Wood stated she would look into it.

Adjourned

Adjourned at 4:25 p.m.

Submitted by Sherrie Boak,

Office Manager, Lansing City Council

Approved by the Committee on _____

Claim # 1574

1939 Cumberland Rd

\$1374.00

Incident Date (per claim application) – 4/30/2018

Incident Date (per Code Report) – 4/2/2018

Taxes-

Filed Claim – 5/3/2018

Claims Review Committee Hearing – June 21, 2018

Referred to City Council- July 3, 2018

Referred to Committee on General Services – 7/9/2018

Thang and Anneli Mung
1939 Cumberland Rd.
Lansing, MI 48906

July 2, 2018

Claims Review Committee
Lansing City Council
Lansing City Clerk
9th Floor, City Hall
Lansing, MI 48933

To whom it may concern:

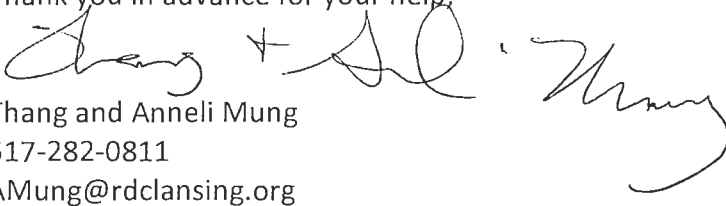
We would like to submit a request to appeal the City Attorney's decision regarding the fee of \$1376 assessed to us for a trash violation (invoice #00111445, record #E18-01759).

Enclosed please find our original claim form.

After a hearing on June 21st, the City Attorney's office graciously granted a portion of our claim - \$802 - leaving us with a fine of \$574. Unfortunately, we do not have money to pay this portion, either, so we would like to request that the entire amount of the violation be waived, in light of the facts that we were never successfully notified of the trash violation, and did our due diligence making multiple phone calls to verify that we were in compliance with our trash.

Please let us know what next steps we need to take regarding our appeal.

Thank you in advance for your help.


Thang and Anneli Mung
517-282-0811
AMung@rdclansing.org

RECEIVED
2018 JUL -3 PM 1:13
LANSING CITY CLERK

RECEIVED MAY 03 2018



City of Lansing

OFFICE OF THE CITY ATTORNEY

1574

Claims Review Committee Form

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

NAME: Anneli and Thang Mung DATE: 5/3/2018
MAILING ADDRESS: 1939 Cumberland Rd. EMAIL: anneli.s.mung@gmail.com
CITY: Lansing STATE: MI ZIP CODE: 48906
TELEPHONE: Home () 517-282-0811 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: 1939 Cumberland Rd. PARCEL NO. 33-01-01-05-301-081
DATE OF INCIDENT: 4/30/2018 AMOUNT YOU WERE BILLED: \$1374.00
TOTAL AMOUNT YOU ARE CONTESTING: \$1374.00
TYPE OF ASSESMENT: Trash - Admin Fee/Trash-Contractor Charge (Invoice #00111445, record #E18-01759)

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.

Please see attached page. Thank you so much for your help.

A description of the claims review process is available on our website at: http://www.lansingmi.gov/attorney/Claims_review_process.jsp

We have owned this home for less than 2 years, so we are still figuring out how the trash system works. During those 2 nice days in February, I cut down some brush, tied it into bundles the same size as I have in the past, and dragged them out to the street, expecting that they would be collected on the following Monday as usual. When they weren't picked up for a couple of weeks, I called the City of Lansing trash department, and found out that yard waste collection stops during the winter months, and wouldn't resume until April. "That seems like kind of a long time", I said. "Can you send out one of your trucks specifically to pick up my bundles? I am hosting a baby shower next weekend, and would like that stuff out of my front yard." I was told that all trucks were devoted to other things during the winter months, and I would have to wait until April when yard waste collection resumed.

So, I apologized to my neighbors, and waited until the first week of April. When it wasn't picked up on the first 2 April trash days, I called the City of Lansing trash department again, reminded them of my previous phone call and that they had said to wait for April, and asked if there was any problem with the way I had tied up my bundles this time, or if there was anything at all that I needed to do to make sure that it all got picked up. The lady on the phone sounded puzzled that it hadn't been picked up, asked for my address, and said she would request to send someone out right away. When the waste was removed a week later, I thought we were all set.

Until I received a bill in the mail this afternoon. We never received mail or a phone call informing us that we were out of compliance, during my 2 phone calls with the city no one ever mentioned anything to me or suggested that it might be something I should look into, and when the yard waste was not collected in a timely manner I did all I know to do to figure out why and make sure that my bundles were in compliance. We would like to request that this charge be reversed – If we had \$1300 to pay for someone to haul these bundles of branches away, I would have done it LONG ago, before my baby shower, instead of watching them outside my house for 2 months. Now that I know the months for yard waste removal, I will be very careful not to put anything out before or after that.

Thank you in advance for your help.

10:00

DATE: 5/14/2018

PPN: 33-01-01-05-301-081
DATE SUBMITTED: 5/03/2018
ADDRESS OF VIOLATION: 1939 Cumberland Road
LISTED TAXPAYER OF RECORD: Mung, Anneli & Thang
OTHER TAXPAYER OF RECORD:
CLAIMANT: Mung, Anneli & Thang
CLAIMANT'S ADDRESS: 1939 Cumberland Road
Lansing, MI 48906

1574

TYPE OF ACTIONS CONTESTED: Trash Removal
VIOLATION DATE: 4/02/2018
NOTIFICATION DATE: 4/02/2018
2ND NOTICE ASSESSMENT DATE:
AMOUNT OF ASSESSMENT: \$1,374.00
CONTRACTOR NAME - INVOICE NO. - DATE: Crutcher 18-T064 4/16/2018
AMOUNT OF CLAIM: \$1,374.00

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
4/02/2018

CITATIONS IN PREVIOUS YEAR:

CLAIMANT'S CIRCUMSTANCES: See Attached

CODE OFFICER'S NOTES: This property was cited for the brush & tree limbs in the front yard on 4/02/2018 with a compliance due date of 4/09/2018. The claimant never contacted the Premise Officer regarding the notice this office sent and the contractor arrived on 4/16/2018 (14 days after the notice was sent) and removed the brush from the front yard. The Public Service Department did not remove the brush due to the brush not being bundled to the size specifications set for by the City of Lansing (see included documentation from Public Service) and in the pictures the pictures the brush does not appear to be bundled. This office recommends denial of the claim.



Nuisance Fees
 City of Lansing Treasurers Office
 124 W Michigan Ave 1st Floor
 Lansing, MI 48933
 Ph: (517) 483-4361 Fx: (517) 377-0169

Nuisance Fee Billing Statement

Date Created: 04/24/2018
 Due Date: 05/24/2018
 Pay Invoice In Full



MUNG ANNELI & THANG
 1939 CUMBERLAND RD
 LANSING MI 48906

Inv Number: 00111445
 Parcel: 33-01-01-05-301-081
 Address: 1939 CUMBERLAND RD



Parcel: 33-01-01-05-301-081

Bill Detail

Invoice Number	Date of Service	Enforcement Num	Address	Amount Due
00111445		E18-01759	1939 CUMBERLAND RD	\$1,374.00
Fee Details:				Balance
	Quantity	Description		
	1.000	Trash - Admin Fee		\$ 265.00
	1109.000	Trash - Contractor Charge		\$ 1,109.00
Total Amount Due				\$ 1,374.00

Questions regarding this invoice: Contact **CODE ENFORCEMENT** at 517.483.4361

Payment Information:

- Make checks payable to: City of Lansing
- Mail payments or pay in person at:
 City of Lansing Treasurers Office
 124 W Michigan Ave 1st Fl
 Lansing MI 48933
- In order to assure proper credit, please send the top portion of this bill along with your payment.
- Payment in full is due within 30 days from the billing date
- Any unpaid balance remains as a lien against this property and will be added to the next property tax bill.

Appeals Process:

If you intend to appeal this nuisance fee and it is attached to your tax bill, you or your agent must file a written protest with the Claims Review Committee within 30 days after the nuisance fee is placed on the July or December Tax Roll. Claims forms are available in the City Attorney's Office and the City of Lansing's web address: www.lansingmi.gov. Return completed claim to: Lansing City Attorney's Office, 124 West Michigan Ave 5th Fl, Lansing, MI 48933

Other Information:

- July property taxes are due and payable on or before August 31st. December property taxes are due and payable on or before February 14th.
- For Red Tag Monitoring Fees Only – invoices not paid within 30 days are subject to a 5% penalty which will be applied on the 31st day.

By Authority of the Lansing City Council - Ordinance Numbers 655, 676, 1060.08 and 1460.04
 Payments may be made online or in person Monday thru Friday 8:00 a.m. - 4:30 p.m., at the above address or by mail

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

INVOICE

BILL TO

Lansing Fire Department
316 N Capitol, Ste. C-1
Lansing, MI 48933-1238

INVOICE # 1781
DATE 04/22/2018

PROPERTY ADDRES
1939 Cumberland RD

PARCEL NUMBER
33-01-01-05-301-081

ACTIVITY	QTY	RATE	AMOUNT
city:1hour 3 yards first hour and 3 cubic yards	1	175.00	175.00
city:add hours any hours after 1	3	150.00	450.00
city:add cy any after 3	22	22.00	484.00
4/16/18 25 yards Jacob Odom			

BALANCE DUE

\$1,109.00



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

MUNG ANNELI & THANG
1939 CUMBERLAND RD
LANSING, MI 48906

Violation Date: 04/02/2018
Violation Location: 1939 CUMBERLAND RD
Parcel No: 33-01-01-05-301-081
Compliance Due Date: April 09, 2018

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: Brush & Tree Limb debris

INSPECTOR COMMENTS: *front yard.*

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 you an extra \$75.00 fee 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: Jacob Odom (517) 483 4378 Jacob.Odom@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 Authorization Form

Submitted to: Eric Crutcher on 04/10/2018

TAXPAYER: MUNG ANNELI & THANG, 1939 CUMBERLAND RD LANSING, MI 48906

Location of Work:

Enf Num: E18-01759

Address: 1939 CUMBERLAND RD

Lot No:

Description:

Parcel No: 33-01-01-05-301-081

Remove Trash and Debris

Work Authorized:

Violation: Brush & Tree Limb debris

INSPECTOR COMMENTS: *front yard.*

PLUS ANY OTHER INCIDENTAL TRASH / DEBRIS ON THE PROPERTY

Authorized Time required to complete work: 2

Authorized Cubic Yards: 15

Warning Comment:

<NONE>

Submitted By: Jacob Odom (517) 483 4378

This action is authorized by the Manager of Code Compliance

Yard Waste Services

There are a variety of options for handling yard waste, including curbside pick-up or on site composting, "grasscycling," and mulching.

Curbside Collection

Leave, grass clippings, tree trimmings, and other organic yard waste materials are picked up weekly on a seasonal basis, typically between April and November. Residents may place as much material at the curbside as needed, provided it complies with the guidelines listed below:

We may be late picking up yard waste. If your yard waste isn't picked up on your collection day, please leave it at the curb so we can get it as soon as possible, typically the next day. Yard waste must be out by 7am, this message does not apply to late sets.

Option No. 1

- Place materials in paper yard waste bags.
- Paper bags are available at many local grocery and convenience stores. Bags weighing over 30 pounds will not be collected.
- Yard waste placed in plastic bags will not be accepted.

Option No. 2

- Bundle brush and tree trimmings securely with string or twine (NO wire).
- Branches must be less than 4 feet in length and 2 inches in diameter.
- Place materials at the curb on the normal collection day.

- Please do not use City of Lansing blue bags, blue carts, or private waste hauler carts for yard clippings.

Backyard Composting

We encourage Lansing residents to compost leaves, grass clippings, garden wastes and other organic material by using a backyard compost pile or bin. Through the natural process of composting, leaves and grass clippings from your yard can be transformed into a nutrient-rich substance called compost. Many communities are re-discovering the ancient art of composting and the benefit of compost for building healthy soil.

Acceptable composting materials:

- Coffee grounds
- Fruit peelings
- Garden wastes (do not add weed seeds or diseased plants)
- Grass clippings
- Leaves
- Tea leaves
- Vegetable wastes

It could take anywhere from one month to two years to make finished compost, depending on the following factors:

- Balance of "green" and "brown" materials
- How often the pile is turned or aerated
- Moisture levels
- Size of materials (the smaller the materials, the quicker they decompose)
- Type of compost bin or pile

Grasscycling

Grasscycling simply means leaving the clippings on the lawn after mowing. This returns valuable nutrients to the soil, saves the time and effort of bagging the clippings and minimizes the expense of curbside collection.

Grass clippings do not cause thatch! Clippings are about 85% water and contain a great deal of nitrogen. Thatch is the remains of woody portions of the grass plants and is often the result of over-fertilizing and excessive watering.

Mulching

Shredded leaves, grass clippings, hay, straw, pine needles and other yard materials can be







1939 Cumberland RD (3)





Boak, Sherrie

From: Smalley, Michelle
Sent: Tuesday, July 24, 2018 4:58 PM
To: Boak, Sherrie
Subject: RE: Yard Waste

Correct. I don't show a name of phone number entered, but it appears to have been closed the following week.

From: Boak, Sherrie
Sent: Tuesday, July 24, 2018 4:45 PM
To: Smalley, Michelle <Michelle.Smalley@lansingmi.gov>
Subject: RE: Yard Waste

By "missed" does that mean the owners called in to state it was missed on pick up?

From: Smalley, Michelle
Sent: Tuesday, July 24, 2018 4:36 PM
To: Boak, Sherrie <Sherrie.Boak@lansingmi.gov>
Subject: RE: Yard Waste

We would keep track of complaints, but not pickups—if it's there we get it. 1939 Cumberland has one complaint from 4/11/18—"Missed yard waste---Stick Bundles"
No other entries for CART at this address.

From: Boak, Sherrie
Sent: Tuesday, July 24, 2018 4:28 PM
To: Smalley, Michelle <Michelle.Smalley@lansingmi.gov>
Subject: RE: Yard Waste

Great – do you keep a log on location or calls from people to pick up?
I am looking to see if it was picked up or someone called from 1939 Cumberland.

From: Smalley, Michelle
Sent: Tuesday, July 24, 2018 4:27 PM
To: Boak, Sherrie <Sherrie.Boak@lansingmi.gov>
Subject: RE: Yard Waste

April 9

From: Boak, Sherrie
Sent: Tuesday, July 24, 2018 4:24 PM
To: Smalley, Michelle <Michelle.Smalley@lansingmi.gov>
Subject: RE: Yard Waste

I just need to know when it started this year – April?

Submitted @mtg