



AGENDA
Committee on Public Safety
Friday, October 21, 2016 @ 3:30 p.m.
City Council Conference Room, 10th Floor, City Hall

Councilmember Carol Wood, Chair
Councilmember Adam Hussain, Vice Chair
Councilmember Kathie Dunbar, Member

1. **Call to Order**
2. **Roll Call**
3. **Minutes**
 - October 7, 2016
 - October 10, 2016
 - October 14, 2016
4. **Public Comment on Agenda Items**
5. **Presentations**
 - Lead Testing-Linda Vail, Ingham County
6. **Discussion/Action:**
 - City Attorney Office Update on the Medical Marihuana Moratorium Log
7. **Other**
8. **Adjourn**

[illegible]



MINUTES
Committee on Public Safety
Friday, October 7, 2016 @ 3:30 p.m.
City Hall, Council Conference Room

CALL TO ORDER

The meeting called to order at 3:30 p.m.

ROLL CALL

Councilmember Carol Wood, Chair
Councilmember Adam Hussain, Vice Chair-excused
Councilmember Kathie Dunbar, Member

OTHERS PRESENT

Sherrie Boak, Council Staff
Elaine Womboldt, RSL
Mary Ann Prince
Council Member Washington
Mark Dotson, Deputy City Attorney

Councilmember Wood informed the Committee that Ms. Vail with the Ingham County Health Department was invited to the meeting to update them on Lead Safe programs. Council Staff confirmed the appointment, but was then notified during the meeting that Ms. Vail was unable to attend and a new date of October 21, 2016 was proposed. Council Staff will update the Committee Chairperson once a confirmed has been received.

MINUTES

MOTION BY COUNCILMEMBER DUNBAR TO APPROVE THE MINUTES FROM SEPTEMBER 30, 2016 AS PRESENTED. MOTION CARRIED 2-0.

Councilmember Wood informed the Committee that she is scheduling a meeting to consider an ordinance introduction and setting of a Public Hearing to repeal Chapter 1300. The Office of the City Attorney on October 4, 2016 notify the Planning Board he was asking Council to rely action for 60 days so they can review the State statue and look at requests from other outside groups and a Draft #7 presented to them from Dykema Law Firm.

There will be a Special Public Safety meeting at 6:30 p.m. on October 10, 2016 to set the public hearing to repeal the ordinance currently on the books that was passed in 2011. Councilmember Wood stated there are a number of concerns from the public because the City has an ordinance that they chose not enforce and now more so than ever with the State

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passing their regulation we are receiving more calls from those wanting a license and the public stating we now need to begin to license.

Councilmember Dunbar asked Mr. Dotson about the "Draft #7" that the Planning Board had. Mr. Dotson stated he could not speak to that. Councilmember Wood clarified that "Draft #7" was not the version from this Committee, but from Dykema Law firm. Mr. Dotson acknowledged that he did not submit "Draft #7", and the City Attorney office did not draft it, so he could not confirm how the Planning Board got it. Councilmember Wood pointed out to Mr. Dotson that "Draft" #7 was edited in word format, which gave the permission it came from a word document from someone in the City.

PUBLIC COMMENT

Ms. Womboldt spoke about her concerns with the recent Planning Board Meeting, the process that occurred and lack of transparency in the City. Members of the community have sat for hours in hearing making suggestions and compromises in order to have an ordinance for the Planning Board to review and for their focus to be on a Draft that had never been vetted by the Public Safety Committee was unfair to the public and the Committee.

Councilmember Dunbar asked if the Planning Board saw the Committee's Draft #6A. Councilmember Wood confirmed that the Public Hearing the Planning Board was holding was on the ordinance Draft #6a that was referred to them; however they were presented with a "Draft 7" from an outside party which was in their packets giving the impression it was from Council. Council and the Committee had never seen Draft #7.

Ms. Prince asked for detail on the Planning Board meeting.

Councilmember Wood asked Mr. Dotson to be prepared at the next Committee meeting to have a list of all complaints made against the Medical Marihuana facilities that may have been opened after the moratorium, which should include their addresses; which ones what has been addressed with letters, meetings and if any determinations based on those meetings were made and if they were in violation or not in violation. Mr. Smiertka was also requested to be at that meeting.

Councilmember Dunbar asked if any outside agency, entity or representative can put something in front of the Planning Board. Councilmember Wood stated it is one thing to submit a document as part Public Hearing process, but another when the City Attorney references that document in his letter that is given to the Board before the meeting starts. She continued by noting that even if the Planning Board meets after the City Attorney requested 60 days, there is no time line to get ordinance passed in 2016. The City Attorney request for more time and questions from the Planning Board the vote was to table the matter. Council cannot take any action without a recommendation from the Planning Board. The Committee and Council has to receive their recommendation, but do not have to agree or disagree. They cannot move forward without that.

Council staff provided Councilmember Dunbar with a copy of the letter dated October 4, 2016 from the City Attorney and a copy of the outside agency "Draft #7".

PRESENTATIONS

Lead Testing Updates

Later date.

ADJOURN

The meeting was adjourned at 4:00 p.m.

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Submitted by, Sherrie Boak,
Recording Secretary Lansing City Council
Approved: _____



MINUTES
Committee on Public Safety
Monday, October 10, 2016 @ 6:30 p.m.
City Hall, Council Conference Room

CALL TO ORDER

The meeting called to order at 6:30 p.m.

ROLL CALL

Councilmember Carol Wood, Chair
Councilmember Adam Hussain, Vice Chair
Councilmember Kathie Dunbar, Member

OTHERS PRESENT

Sherrie Boak, Council Staff
Jim Smiertka, City Attorney
Melea Bullock, Eaton RESA
Maureen Smith, Prevention Network
Elaine Womboldt, RSL
Kathy Miles, RSL
Jason Durham, NORMAL

Councilmember Wood called the meeting to order. There were no minutes for approval. Councilmember Wood explained the request to set a Public Hearing was for the purpose of repealing the ordinance adopted in 2011. Currently the City is not issuing any licenses under this ordinance. This has been confusing for public who are the assumption that there is ordinance in place because this is on the books. Due to bills recently signed by the Governor we are also getting inquiries about applying for licenses because we have an ordinance that is part of the codified ordinance. This has nothing to do with the draft #6a ordinance that is under consideration currently.

PUBLIC COMMENT

Mr. Durham, National Organization for Reforming Medical Marijuana Law, introduced himself and stated he is pursuing a Chapter in Lansing, and currently has one in Ann Arbor. Spoke in support of an ordinance.

Ms. Miles spoke in support of the repealing the 2011 Ordinance on Medical Marijuana because it has never been and appears it cannot be enforced. Ms. Miles also stated that when Mr. Abood was Interim City Attorney he informed Council it was illegal could not be enforced.

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Ms. Womboldt spoke in support of the repeal of the 2011 Ordinance on Medical Marihuana. This is confusing to the public when they are aware there is an ordinance on the books and we appear to be ignoring it.

Ms. Smith, representing the Substance Abuse Prevention Coalition was present to observe.

Ms. Bullock, representing the Substance Abuse Prevention Coalition was present to observe.

Councilmember Hussain acknowledged there was confusion in the public that there was an ordinance that was on the books that could not be enforced.

MOTION BY COUNCILMEMBER HUSSAIN TO APPROVE THE RESOLUTION TO INTRODUCE AND SET A PUBLIC HEARING ON THE ORDINANCE TO REPEAL CHAPTER 1300, MEDICAL MARIHUANA ESTABLISHMENTS.

Councilmember Wood asked if the ordinance will only require 5 day notice. Mr. Smiertka confirmed the Charter states no sooner than 5 days. Councilmember Wood then acknowledged the hearing date will be October 24, 2016.

MOTION CARRIE 3-0.

Councilmember Wood informed the Committee that at the Council meeting tonight she will be canceling the public hearing on the Medical Marihuana Ordinance Draft #6a that was scheduled for October 24, 2016. Council cannot act on this ordinance without a recommendation from the Planning Board and at this time the Planning Board has tabled this item. Members of the Board spoke about waiting the 60-days requested by the City Attorney and others talked about waiting until we had rules in place by the State. That could be up to 15 months.

ADJOURN

The meeting was adjourned 6:40 p.m.

Submitted by, Sherrie Boak,

Recording Secretary Lansing City Council

Approved: _____



MINUTES
Committee on Public Safety
Monday, October 14, 2016 @ 3:30 p.m.
City Hall, Council Conference Room

CALL TO ORDER

The meeting called to order at 3:33 p.m.

ROLL CALL

Councilmember Carol Wood, Chair

Councilmember Adam Hussain, Vice Chair

Councilmember Kathie Dunbar, Member- arrived at 3:36 p.m.

OTHERS PRESENT

Sherrie Boak, Council Staff

Jim Smiertka, City Attorney

Nancy Mahlow

Mary Ann Prince

Elaine Womboldt, RSL

Steve Green

Elvis Ott, resident

Harold Taylor, resident

Susan Stachowiak via phone

Mark Dotson, Deputy City Attorney arrived at 3:36 p.m.

MINUTES

Discussion and action on the minutes will take place at the next meeting.

PUBLIC COMMENT

Councilmember Wood stated that if the public wished to make comments at the beginning of the meeting they could otherwise they could make comments as asked questions during the presentation from the City Attorney.

Ms. Mahlow asked for the update on the complaints, and spoke that is important that when complaints are file they are handled in a timely manner. Without that information it appears as if nothing is being done.

Discussion/Presentation

City Attorney Presentation on Medical Moratorium Complaints

Mr. Smiertka distributed a spreadsheet breakdown from the Office of City Attorney (OCA) and one from the Planning & Neighborhood Development Office (PND). He stated that Law met

with Zoning and created their spreadsheet which is combination of purposed violations of the moratorium and neighborhood complaints. PND spreadsheet addressed neighborhood complaints due to odors and traffic. PND stated they had not received any moratorium complaints, those were directed to Law. In the In the status column for the PND report, their "Resolved" meant they inspected and there was no current evidence of smell, so nothing further was done.

Councilmember Wood distributed a spreadsheet based on the complaints she had. These had been forwarded to both PND when neighborhood complaints and Law.

Mr. Dotson detailed the steps that OCA takes when receiving a complaint on the moratorium violation. This includes logging the address, tracking the owners, and determining if the information provided meets the requirements that represent they have been active before the moratorium. If they find they started after the moratorium, they are sent a letter.

6347 Beechfield was on the OCA spreadsheet three (3) times. Law stated they investigated immediately along with a Code Compliance investigation. Councilmember Wood reminded Mr. Dotson of an email from the realtor who has a unit next door and the tenant vacated because of the smell. The information on the log does not show that the Code Officer entered that vacant apartment and she asked for additional follow-up.

Mr. Smiertka confirmed the PND spreadsheet shows the address is an ongoing problem. It was also requested by the Committee that if there are multiple complaints on one address the spreadsheet should be reflective of that so it does not appear to be 3 separate complaints, but continued complaints on the same property. Mr. Dotson confirmed that his office did just put the spreadsheet together this week, so they can format it anyway the Committee wishes.

224 McGarry Drive logged a number of violations and a raid. Mr. Otis was present to speak to his concerns. Law stated their log noted that Code enforcement did not detect an odor, so it was noted as resolved and no need to follow up. Mr. Otis confirmed the property was raided approximately two months prior and red tagged for a short period of time. However a month later the same people were back and traffic began to pick up, and an air purification system was installed and runs mainly after 5:00 p.m, but there is still a smell coming for the house. Mr. Otis state he also called the prosecuting attorney office to find out where the case was with regards to the raid.

Councilmember Wood noted an email that was sent to Law on this property and asked if there were any charges made, and if they tested the material they found from the raid. Mr. Dotson stated they are still waiting on the answers on the testing to determine the charges. There are no pending charges, so Mr. Smiertka asked Mr. Dotson how long ago the testing was done and Mr. Dotson could not provide a timeline.

Ms. Womboldt spoke about her concerns with regards to those who grow in neighborhoods with no regard for their neighbors. How bad the effects are especially with someone who has asthma or allergies it can make your life debilitating.

Ms. Prince asked for copies of the spreadsheets the Committee was reviewing. Councilmember Wood noted that the Committee themselves had just gotten the spreadsheets, and they would be provided to the public before the end of the meeting.

Mr. Smiertka asked Mr. Ott to meet him after the Public Safety Meeting in his office to further discuss 224 McGarry.

3301 Capital City Blvd. was a complaint filed by the owner because a complaint was filed against him. The information that was provided by Mr. Johnson as the owner confirmed he was open before the moratorium. Councilmember Wood asked that those complaints be clarified because they are misleading.

4646 Eastlawn should be changed to the correct address of 4822 Eastlawn. Mr. Smiertka confirmed their spreadsheet shows pending, but PND shows resolved. Ms. Stachowiak noted it appeared it was a nuisance violation for growing the product in the frontyard; therefore her office did not address it. Councilmember Dunbar referred to the Medical Marihuana Act which stated there were restrictions on growing and included it had to be in an isolated, locked and inaccessible location. Mr. Dotson could not confirm or deny that was true for this complaint. Ms. Stachowiak stated to the Committee she had informed Law this violation should be turned over to the Police but if there was a consensus for her office to review it she would do that. Mr. Smiertka asked her to pursue and if it was found a violation they could file a civil court action. Ms. Stachowiak stated she drive by the location on Monday.

2308 Sunnyside, Law stated this was a repetitive situation and so Councilmember Wood asked Law to continue to pursue it. Ms. Stachowiak stated it was "resolved" on her spreadsheet because her inspectors went on site and did not find a violation and her office did not receive any further complaints. Her office does send a letter when they receive the initial complaint, however if they do not get any further complaints they are under the belief their letter accomplished the compliance on the nuisance. In the case of complaints on odor Code compliance has been going out on the site.

134 E Edgewood Mr. Dotson stated is a gym that the complainant stated had a separate area where they were dispensing and selling. Mr. Dotson stated he went to the site on October 13, and it was not occurring. Councilmember Hussain stated it was advertised on their website and he would provide that to Mr. Dotson.

3711 Jolly Road, known as Pure Cannabis, has been in operation since the first of year, and Law has asked for an electrical bill for proof but has not gotten it yet. Law will follow up.

910 Southland, Ms. Stachowiak stated it was not on her list because she was advised to hold off on the complaint and investigation. She was advised they were seeking an opinion from Law on if they could do enforcement. Mr. Doston asked Ms. Stachowiak to resend that request. The group briefly discussed the location and two uses, one which is a church and one a herbal farmers market. Mr. Green stated the church uses traveling location. Ms. Stachowiak stated their website is misleading because the website does not lead you to believe it is a church. Councilmember Wood asked Mr. Dotson and Ms. Stachowiak to follow up on the situation. Mr. Dotson's opinion was that this was more of a flea market, so owners were not dispensing it, but making available for people to come in, and share. Councilmember Wood reminded Mr. Dotson that was against the MMA, so if it's proven as an issue then prosecute.

3001 S. Washington Ms. Stachowiak stated was brought to her attention by and electrical inspector. A letter was sent and they requested a rezoning to commercial. The application was sent onto the Planning Board and once they review it their recommendation will go to Council. She explained it would be very unlikely that staff will support the rezoning. Councilmember Wood asked Mr. Smiertka, that since this was opened after the moratorium went into effect, the rezoning doesn't matter it should cease. Mr. Smiertka asked Mr. Dotson if a letter was sent to them to cease, and it was confirmed, so the item on the spreadsheet was the complaint by the owner, Mr. Green, stating he was there before the moratorium. Ms.

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Stachowiak confirmed that while the application is pending, there is a stay of enforcement against them.

1202 S Washington, Mr. Dotson confirmed was another location that was in operation prior to the moratorium. Ms. Womboldt stated it was a different name then. Councilmember Wood stated that based on the moratorium if it is the same person they can continue to change their name. Mr. Dotson stated he would confirm it has been the same person.

Councilmember Wood referenced the list she had distributed noting that items 3, 4, 5, 6, 7, 8, 10, 12 were sent to Law earlier but did not appear on their spreadsheet.

Committee recommendations on the City Attorney spreadsheet were to incorporate residential complaints in one area, and commercial in another. Mr. Smiertka confirmed those changes can be made, and Mr. Dotson encouraged only listing the street name and block number not entire address.

Councilmember Hussain noted his frustration with the City Attorney office on the information and research provided since the moratorium began May 13th; however Law admitted they did not put anything together until the week of October 10th. He reminded Mr. Smiertka that the Moratorium was recently discussed at the Council meeting on October 10th as the example for why Council should not repeal the current medical marijuana ordinance; however the City Attorney spreadsheet does not show any evidence of following up on these matters in a timely fashion.

Councilmember Dunbar asked if there was a comprehensive list of locations where there are facilities at this point, so Council can start pointing to them. Councilmember Wood noted the closest they had was what the LSJ had published which is an interactive map. When doing the moratorium the Interim City Attorney Abood had recommended not doing a list because then Council would be giving legitimacy to an illegal act. Councilmember Dunbar offered to have her intern research and provide a list, however Councilmember Wood advised her to be careful in assigning that task.

Mr. Green stated his belief there were 63 dispensaries as of October 3rd, based on the advertising job he had at the City Pulse.

Ms. Womboldt spoke to the repealing of the current 2011 ordinance that fail at Council Meeting of 10th, and asked why if there is an ordinance on the books since 2011, why the Clerk cannot start licensing and use it now, and the City Attorney using it as it was passed by enforcing it. Ms. Womboldt reminded the Attorney office that had stated at the October 10th Council meeting it could be used.

Councilmember Wood asked Law why the business on Mt. Hope was told to close because they were not zoned appropriately; however they are allowing Mr. Green remain open if he is not zoned appropriately. Mr. Smiertka acknowledged he was not aware of the zoning in the 2011 ordinance, however each in the main zoning ordinance each classification has a separate area medical marijuana can be. Currently no licenses are being issued because of the moratorium. Law will look at each zoning classification to determine whether distances are also spelled out in those classifications. With the current ordinance on the books, and the whole reason to stop licensing was the fact it was against the State law, and now that the State law has changed they can start licensing. Mr. Smiertka continued that since the ordinance was first adopted, that was pre-Supreme Court case of McQueen, and it was that case that Law drafted the regulations based on. That ordinance is a licensing ordinance, and once the McQueen case came in it put a stall on that concept, allowing only for a relationship

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with a Caregiver and patient. People who argue it is unenforced fall under licensing relationship under the MMA of the primary caregiver and patient. In the MMA there are privileges and immunities. Those are exempt from licensing, permitting, and criminal prosecution. However, he continued there is the Trebeack Case where we are licensing the premise and address for safety, fire, and health. That decision has not been tested yet. Mr. Smiertka's opinion is that if the City has a case they would rather have an ordinance in place then not have one. If nothing were to be done with the current draft, it would have to be tweaked and there is potential case law that could change again. Councilmember Wood asked again why Law does not require the Clerk to start licensing. Mr. Smiertka admitted they have legal issues, and violations of MMA if doing a traditional caregiver relationship.

Mr. Dotson clarified that the McQueen case did not say dispensaries were illegal, but dispensing was illegal. You can regulate, but the regulations have to be reasonable. Ms. Prince asked Mr. Dotson what was wrong with the Draft 6A the Committee passed. Mr. Dotson stated he was under the belief that they can impose regulations and zoning on the operation side, and there is no that says you can't and that was the case when the municipalities tried to eliminate them all together. Under the MMA there are circumstances that could draw into questions.

Mr. Green stated he is currently protected by immunity and affirmative defense.

Councilmember Wood noted there would be no Committee meeting on October 28th, but they will meet on October 21st and the 4th. The Office of the City Attorney should be prepared to update the Committee on October 21st on the discussion during this meeting.

Mr. Dotson asked for all moratorium complaints to be directed to him. Councilmember Wood advised him also speak to Mr. Abood in his office for past moratorium issue that were sent to him.

ADJOURN

The meeting was adjourned 4:58 p.m.

Submitted by, Sherrie Boak,

Recording Secretary Lansing City Council

Approved: _____

	A	B	C	D	E	F
1	Date	Location	Name	Owner	Complaint	
2	8/4/2016	6533 Hilliard		James Patrick	Odor & Traffic	Residential
3	6/9/2016	1410 E. Kalamazoo	Tree House	Dennis Bernick	moratorium violation	Dispensary
4	6/9/2016	3330 S ML King	Healing Tree	AST Ventures LLC	moratorium violation	Dispensary
5	6/9/2016	3316 S ML King	Cornerstone Welness	Meram Properties LLC	moratorium violation	Dispensary
6	6/9/2016	6040 S ML King	Shucky Farms	EJAZ AHMAD & FARROOQ CHEEMA	moratorium violation	Dispensary
7	6/9/2016	6070 S ML King	CDB Garden	Eric Clark	moratorium violation	Dispensary
8	6/9/2016	next door 617 E. Miller	Lansing Tribute		moratorium violation	Dispensary
9	8/27/2016	3711 Jolly	L B Wellness	Steve Matti	moratorium violation	Dispensary
10	5/18/2016	511 E. Hazel	Green House Provisioning Center	Betty Green	moratorium violation	Dispensary
11	9/13/2016	4822 Eastlawn		Lonnie Vannoller	Odor & Traffic	Residential
12	6/24/2016	2513 S. Cedar	Cedar Pharmacy	Elyon Investments LLC	moratorium violation	Dispensary
13	6/24/2016	918 Southland Ave.	Lansing Herbal Farmers Market	Lanprop LLC	moratorium violation	Dispensary
14	5/12/2016	6347 Beechfield		Melinda Johnstin-Powtak	Odor & Traffic	Residential
15	3/24/2016	224 McGarry		Criistie Linton	Odor & Traffic	Residential
16	6/27/2016	918 Southland Ave.	First Cannabis Church	Lanprop LLC	zoning	
17	7/12/2016	906 Westmoreland		Robert Van Gilder	Odor & Traffic	Residential

CW-

submitted @ mtg

Medical Marijuana Complaint Log - Office of the City Attorney

Date of Complaint	Accused Address	Nature of Complaint	Method Received	Complainant's Name & Address	Assigned Attorney or Department	Status	Notes
7/7/2016	6347 Beechfield	Neighbor is trafficking Marijuana	E-mail	Ellen Purificato, 6349 Beechfield		Closed for now	Vince Cantrell: Tenant has purchased insulation and filtration systems to stifle smell, Vince did not go inside of the property but did not smell anything outside.
7/27/2016	3301 Capital City Blvd	Moratorium Violaton	Email	Brant Johnson, 2875 Northwind Dr, East Lansing MI 48823		Closed	Confirmed in operation before moratorium by copy of lease and Internet reviews
9/14/2016	6347 Beechfield	Neighbor is trafficking Marijuana	Phone call	Mary Ellen, unknown		Pending	
9/13/2016	4646 Eastlawn	Neighbor is trafficking Marijuana	Email	Judy Davis, 4638 Eastlawn Dr		Pending	
8/11/2016	2308 Sunnyside Ave	Neighbor is growing marijuana	In person	Mike and Jenny	MAD	Pending - considering letter to violator	
7/16/2016	224 McGarry Dr	Neighbor is growing marijuana	email	Jim Ott	MAD	Closed for now	Vince Cantrell: Tenant said there was on July 25 where all his plants were seized; he now has a small grow and is trying to comply. Vince smelled no marijuana.
9/7/2016	134 E. Edgewood	Moratorium Violaton, dispensary within the gym Go Workout	email	Carol Wood	MAD	False Alarm	they may have advertised that the place would be the "future home" of a dispensary but nothing materialized
8/27/2016	3711 Jolly Rd	Moratorium Violation	email	Dave Womboldt	MAD	Closed	Confirmed in operation prior to moratorium
8/10/2016	910 Southland	Moratorium Violation	email	Elaine Womboldt, 4815 Tressa Drive	MAD	Pending - Not a dispensary	Would not fall within definition of medical marijuana establishment, started operations before moratorium
9/30/2016	3001 S Washington	Moratorium Violation - complaint from owner that the address is not in violation	phone call to mayor's office	Steve Green, Owner, The Green Room, 3001 S Washington		Applying for re-zoning	Code related, not moratorium related
9/29/2016	6347 Beechfield	Marijuana trafficking/smell	email	Richard Williams, 3490 Belle Chase Way	MAD	Pending	Code enforcement to investigate.
	1202 S Washington	Moratorium Violation	email		MAD	Confirmed in operation prior to moratorium	Name and location change from Michigan Avenue, has been in operation and is now known as Capital Dank

Medical Marijuana Dispensary/Caregiver Complaints

	Location	Date of Violation Notice	Status
1	2308 Sunnyside	1/13/2016	Resolved
2	4800 Tressa	4/9/2013	Resolved by court order
3	835 Larned	11/20/2013	Resolved
4	6058 Wise	9/30/2013	Resolved
5	4102 Deerfield	1/22/2016	Resolved
6	611 Maplehill	1/27/2016	Resolved
7	1421 W. Mt. Hope	6/1/2016	Resolved
8	224 McGarry	6/14/2016	Resolved
9	6250 Beechfield	6/14/2016	On-going problem
10	6347 Beechfield	6/14/2016	On-going problem
11	906 Westmoreland	7/12/2016	Resolved
12	4822 Eastlawn	7/12/2016	Resolved
13	914 Wisconsin	7/12/2016	Resolved
14	110 Cox	7/29/2016	Resolved
15	6533 Hilliard	8/4/2016	Resolved
16	4325 MacDougal	8/25/2016	Resolved

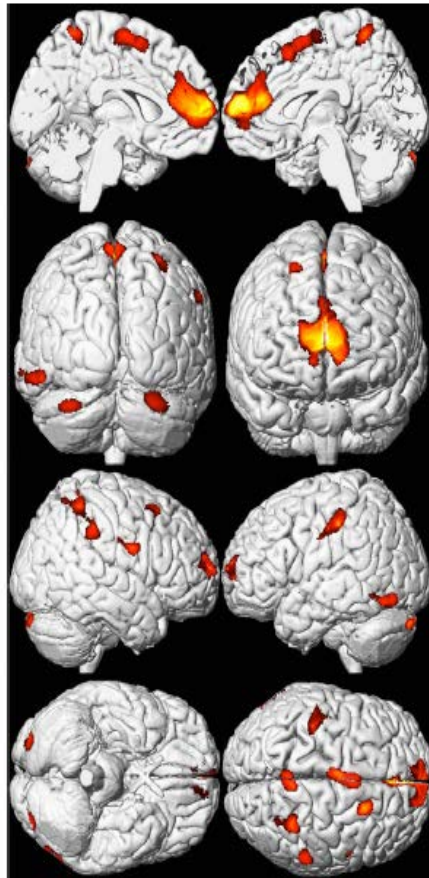
PND

Ingham County Lead Poisoning Prevention Snapshot

October 2016



Decreased Brain Volume in Adults with Childhood Lead Exposure



Jim N. Dietrich^{1,5}, Mekibib Altaye³, John C. Egelhoff²,
Kelly Jarvis⁴, Bruce P. Lanphear^{1,3,5}

¹Medical Center, Cincinnati, Ohio, United States of America, ²Department of Radiology,
³Department of Pediatrics, University of Cincinnati College of Medicine, Cincinnati,
⁴College of Medicine, Cincinnati, Ohio, United States of America, ⁵Department of
United States of America

Kids' brains don't grow as well when they have lead in their blood.

Areas affected: decision-making, mood and hand-eye coordination.

A lead poisoned child is:

- 7 times more likely to drop out of high school
- 6 times more likely to enter the juvenile justice system
- 50% more likely to do poorly on the MEAP achievement test

(Clear Corps Detroit Lead Poisoning 101)



Figure 1. Regional Brain Volume Loss for the Cincinnati Lead Study Participants

A composite representation of regions with significant volume loss for male and female participants associated with average childhood blood lead concentrations is shown with red and yellow clusters overlaid upon a standard brain template

Brain template source reference [51].doi:10.1371/journal.pmed.0050112.g001

The #1 cause of lead poisoning in Michigan is dust from paint.





1 tsp of lead dust spread throughout a 1,200 sq ft house is enough to poison a child.

This is equivalent to the amount in one Sweet 'N Low packet.

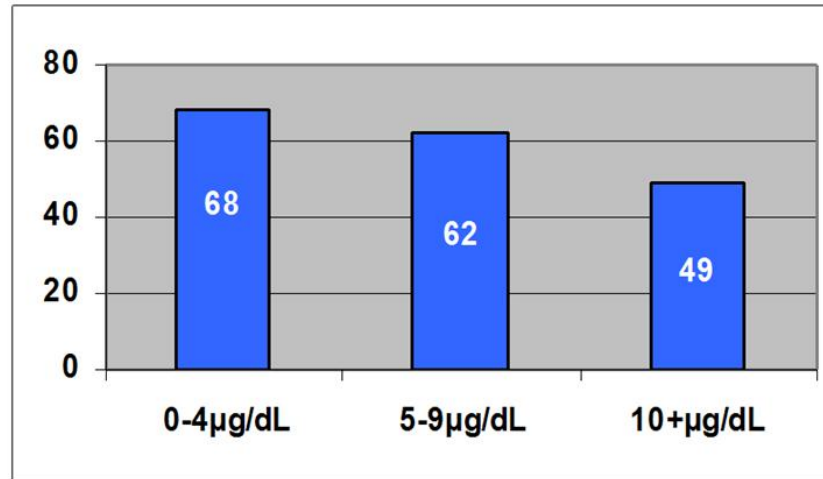


Even low levels of lead in children's blood are associated with lower academic performance.

PEDIATRICS[®]

OFFICIAL JOURNAL OF THE AMERICAN ACADEMY OF PEDIATRICS

% Above Fall PALS-K Benchmark by Blood Lead Level



Phonological And Literacy Screening – Kindergarten (PALS-K) Test, a reading readiness test administered in fall and spring of kindergarten

Elevated Blood Lead Levels and Reading Readiness at the Start of Kindergarten

Pat McLaine, Ana Navas-Acien, Rebecca Lee, Peter Simon,

Marie Diener-West and Jacqueline Agnew

Originally published online May 13, 2013

**In 2012, the Centers for Disease Control changed
the “Level of Concern” from 10 to 5 µg/DL.**



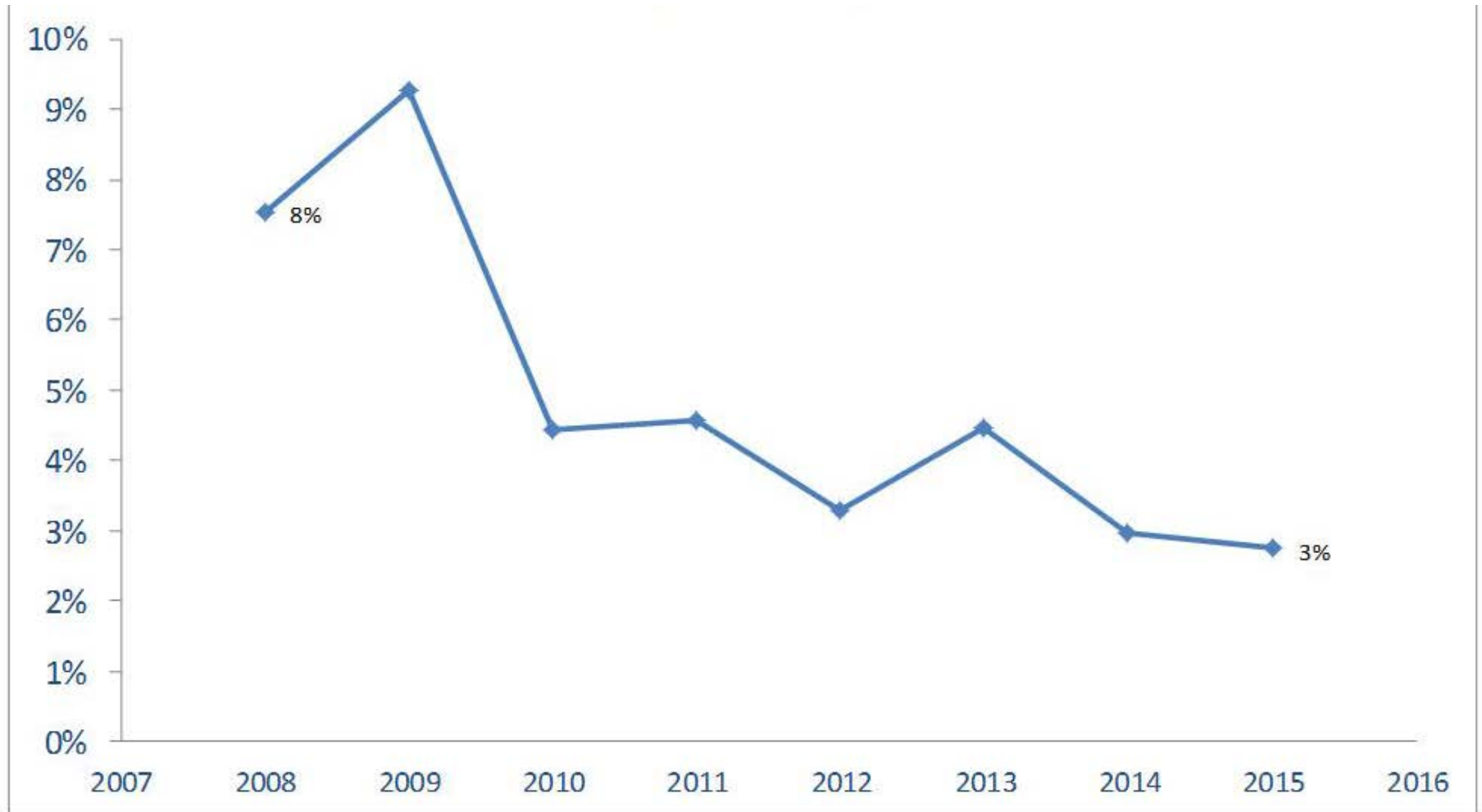
Ingham County Lead Poisoning Data 2008 - 2013

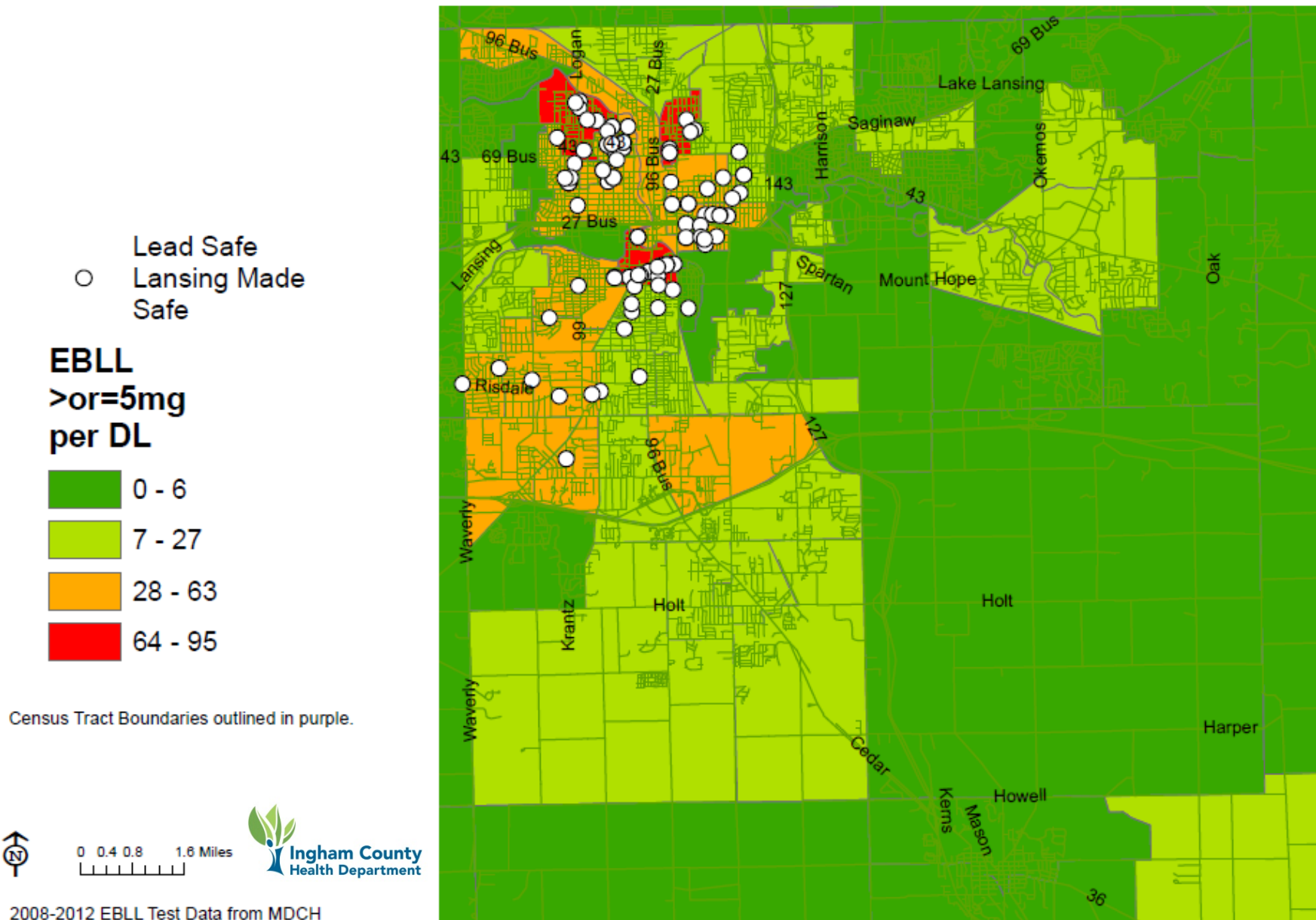
Year	# kids under age 6 tested	# kids with EBL ≥ 5 $\mu\text{g/DL}$
2008	5,118	386
2009	5,310	492
2010	5,176	230
2011	4,795	219
2012	4,750	156
2013	4,871	218
2014	4,905	145
2015	4,914	135

Source: Michigan Department of Community Health



% of Children Tested with Lead Level $\geq 5 \mu\text{g/dL}$ Ingham County





Number Lead Poisoned* Children in Lansing by Census Tract, 2013-15

(3-year aggregate data)

Legend

-  Limited Access
-  Highway
-  Major Road
-  Local Road
-  Minor Road
-  Other Road

children with EBL

-  less than 7
-  7 - 27
-  28 - 63
-  64 - 95

0 0.3 0.6 1.2 Miles

*Lead Poisoned - capillary or venous result greater than or equal to 5 mg/dL.

NOTES:
White borders are census tract boundaries.

Data reflects one result per child per year, taking each child's highest result in the calendar year.

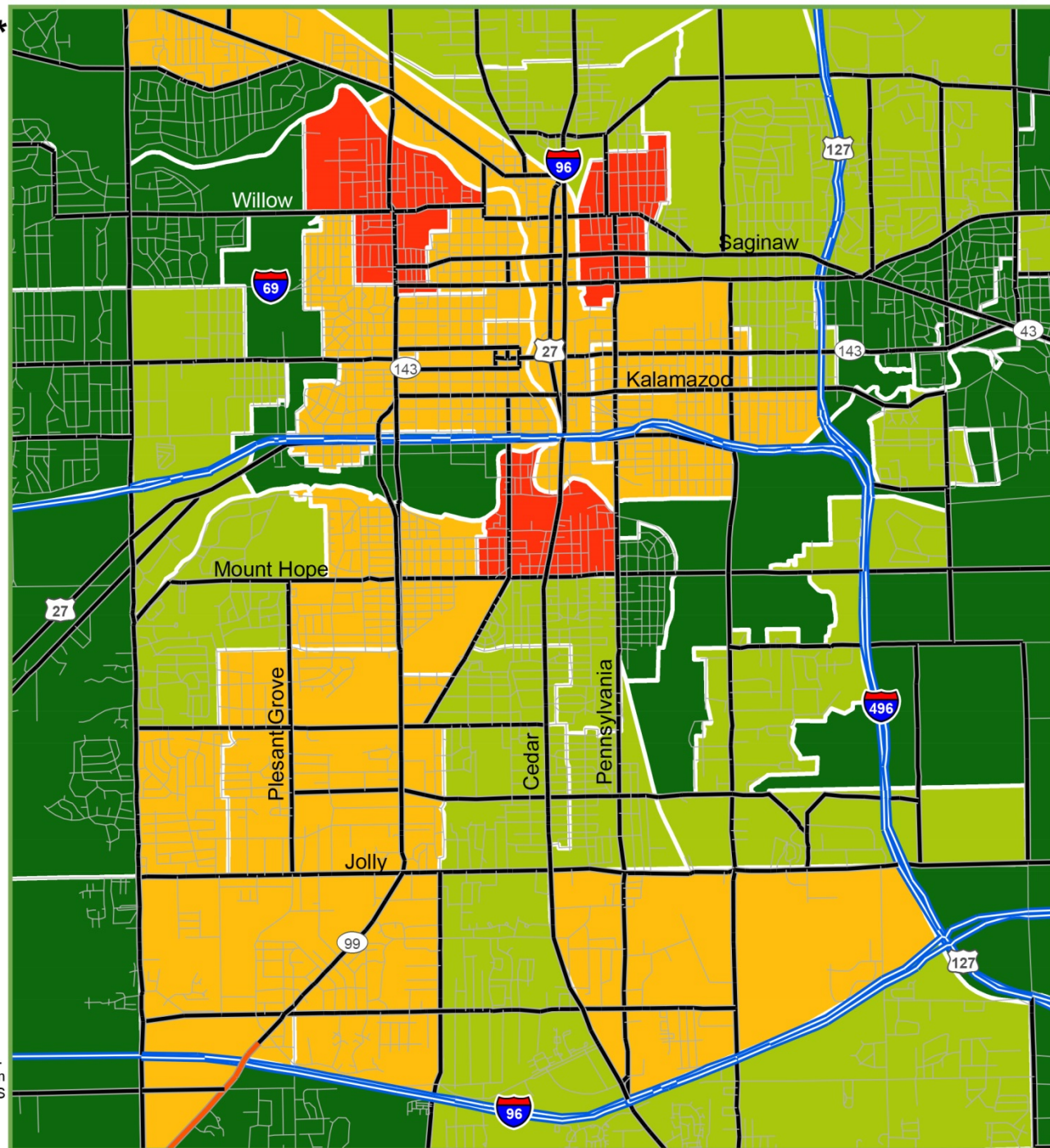


2013-15 EBL
Test Data from
MDHHS

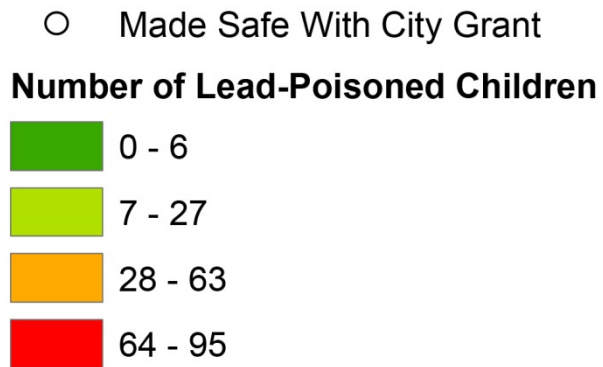
Community Health Assessment

5303 S. Cedar Street • P.O. Box 30161 • Lansing, MI 48909-7661 • P: 517-887-4428 • F: 517-887-4310
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updated 22 Feb 2016



High Lead-Poisoning Areas and Homes Made Lead-Safe



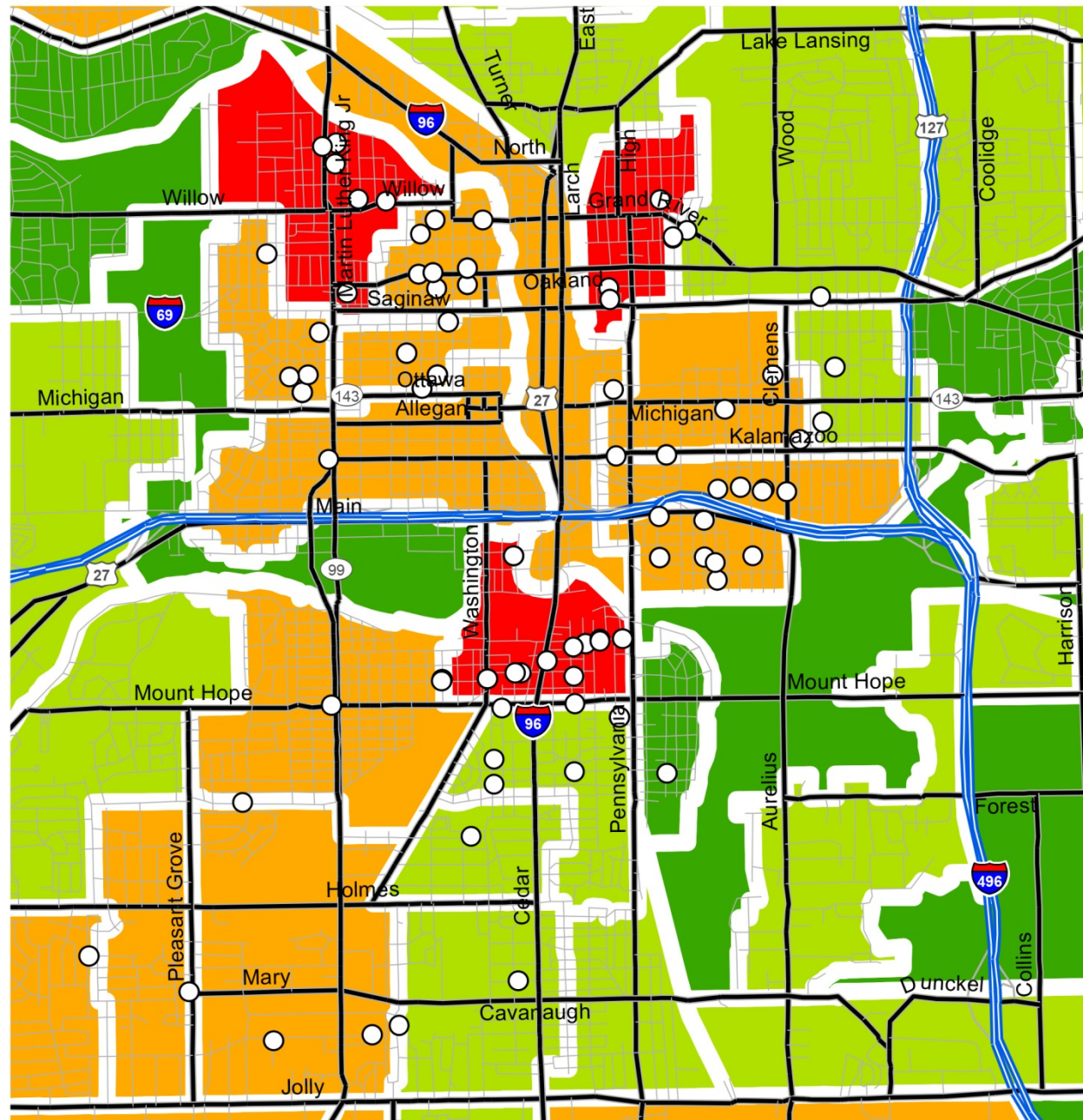
White borders are census tract boundaries.



0 0.150.3 0.6 Miles



2008-2012 EBLT Test Data from MDCH
Jessica Yorko May 2014



ICHD activities to reduce childhood lead poisoning :

- ICHD participates in Michigan Alliance for Lead Safe Housing, which has secured \$1.75 million in state general fund for lead abatement grants in priority counties and is pursuing other state-level remedies to increase screening and improve landlord penalty laws.
- All children enrolled in Medicaid or the WIC program are tested. Our WIC program ensures that children with high blood lead levels connect with county public health nurses and provides informational packets.
- In-home visits and support for children who test above 5µg/d and their families (More on next slide)
- Outreach to rental property owners and property managers
- Code Enforcement Child Lead Poisoning Assessment Tool
- Water testing kits and help interpreting lead risk assessments through Environmental Health Division



Work with the City of Lansing:

- Recently awarded HUD Lead Hazard Reduction Demonstration grant
 - Targeted outreach to:
 - Families with children who have elevated blood lead levels,
 - WIC participants
 - Lansing's refugee population
 - Landlords of units where children with elevated blood-lead levels reside
 - U.S. Environmental Protection Agency's Lead Renovation, Repair and Painting program training (RRP) for at least 70 participating landlords
 - Lead Abatement Supervisor Training and State of Michigan testing and certification for 50 qualified individuals
- Discussion of lead-clearance requirement for rental property and lead-safe contractor permit number on building permit applications for structures built before 1978

QUESTIONS?



LEAD
poisoning

Know the Facts

Lead poisoning is caused by swallowing or breathing lead. Children under 6 years old are most at risk. If you are pregnant, lead can harm your baby.

FACT Lead can cause learning and behavior problems.

Lead poisoning hurts the brain and nervous system. Some of the effects of lead poisoning may never go away.

Lead in a child's body can:

- Slow down growth and development
- Damage hearing and speech
- Make it hard to pay attention and learn

FACT Most children get lead poisoning from paint in homes built before 1978.

When old paint cracks and peels, it makes dangerous dust. The dust is so small you cannot see it. Most children get lead poisoning when they breathe or swallow the dust on their hands and toys.

FACT A lead test is the only way to know if your child has lead poisoning.

Most children who have lead poisoning do not look or act sick. Ask your doctor to test your child for lead.

Submitted by

Protect Your Family

1. Test your home for lead.

- If you live in a home built before 1978, have your home inspected by a licensed lead inspector.
- Contact your local health department for more information.

Sometimes lead comes from things other than paint in your home, such as:

- Candy, toys, glazed pottery, and folk medicine made in other countries
- Work like auto refinishing, construction, and plumbing
- Soil and tap water

2. Keep children away from lead paint and dust.

- Use wet paper towels to clean up lead dust. Be sure to clean around windows, play areas, and floors.
- Wash hands and toys often, especially before eating and sleeping. Use soap and water.
- Use contact paper or duct tape to cover chipping or peeling paint.

3. Renovate safely.

Home repairs like sanding or scraping paint can make dangerous dust.

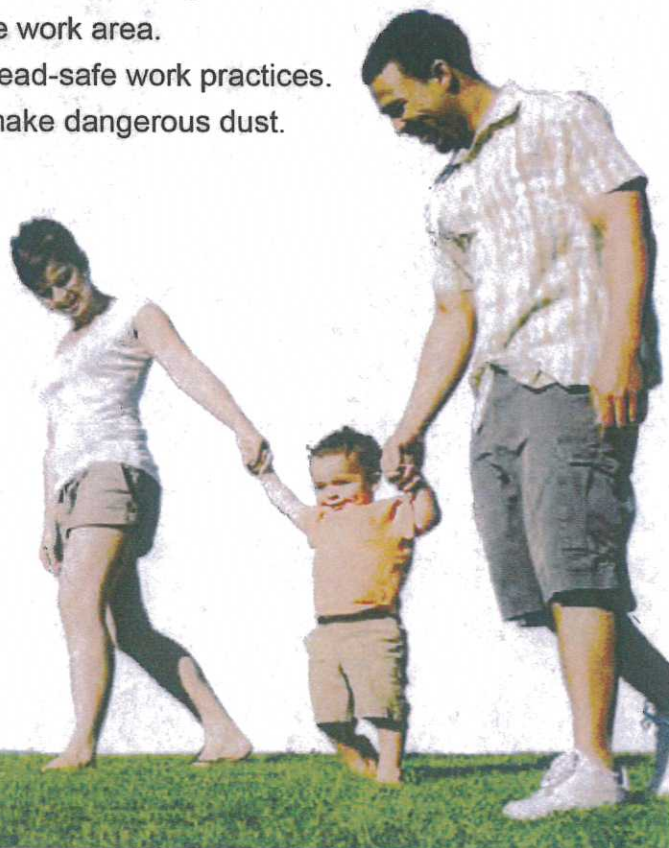
- Keep children and pregnant women away from the work area.
- Make sure you and/or any workers are trained in lead-safe work practices.
- Home repairs like sanding or scraping paint can make dangerous dust.

Contact us for more information:

Ingham County Health Department
5303 S. Cedar Street
Lansing, MI 48911
Telephone: (517) 887-4311
Fax: (517) 887-4310
hd.ingham.org



**Ingham County
Health Department**



Lead Poisoning in Ingham County

April 2015

LEAD-FREE KIDS AND HOMES:

Giving kids a better chance for success in school and life.

The #1 source of lead poisoning in Michigan is dust from lead paint, which is created from opening and closing painted doors and windows, performing renovations and repairs, and allowing deterioration of painted surfaces in pre-1978 homes.

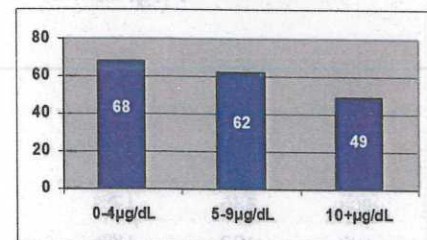
- 283 kids per year, on average, were lead poisoned in Ingham County from 2008-2012¹
- A blood lead level of 5 μg /dL or above is the national "level of concern" for lead-poisoning
- Scores on kindergarten reading tests go down as the level of lead in a child's blood goes up
- Lead poisoning limits brain growth and affects intelligence and behavior

¹— Michigan Lead Data and Reports www.michigan.gov/lead "Data and Research"

PEDIATRICS

OFFICIAL JOURNAL OF THE AMERICAN ACADEMY OF PEDIATRICS

% Above Fall PALS-K Benchmark by Blood Lead Level



Phonological And Literacy Screening – Kindergarten (PALS-K) Test, a reading readiness test administered in fall and spring of kindergarten
Elevated Blood Lead Levels and Reading Readiness at the Start of Kindergarten
Pat McLaine, Ana Navas-Acien, Rebecca Lee, Peter Simon, Marie Diener-West and Jacqueline Agnew
Originally published online May 13, 2013

Parents and Property Owners: Follow EPA Lead-Safe Renovation and Repair practices, and get a Lead Inspection Risk Assessment of pre-1978 property to show where lead hazards exist and how to control them through "lead abatement" and/or "interim controls".

Parents and Doctors: Until age 6, kids living in pre-1978 homes need to be checked every 3-6 months for lead. Doctors are advised to order this test at each well child visit for children living in pre-1978 homes.

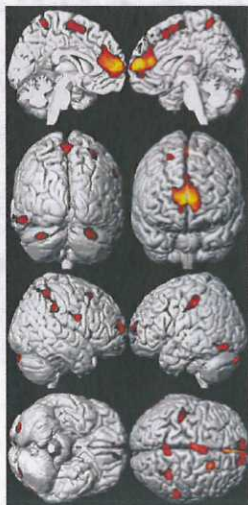
INFO ON LEAD GRANTS, LAWS & MORE:

www.hd.ingham.org "Environmental Health" and/or "Healthy Homes" or call 517-272-4144



Submitted by...

Decreased Brain Volume in Adults with Childhood Lead Exposure



Jim N. Dietrich^{1,2}, Makibib Akayev³, John C. Egolf⁴,
Kelly Jarvis⁵, Bruce P. Lanphear^{1,2,3,5}

¹ Ice Center, Cincinnati, Ohio, United States of America, ² Department of Radiology,
³ Department of Pediatrics, University of Cincinnati College of Medicine, Cincinnati,
⁴ College of Medicine, Cincinnati, Ohio, United States of America, ⁵ Department of
Medicine, Cincinnati, Ohio, United States of America

Kids' brains don't grow as well when they have lead in their blood.

Areas affected: decision-making, mood and hand-eye coordination.

A lead poisoned child is:

- 7 times more likely to drop out of high school
- 6 times more likely to enter the juvenile justice system
- 50% more likely to do poorly on the MEAP achievement test

Source: bit.ly/19SqPXx



Figure 1. Regional Brain Volume Loss for the Cincinnati Lead Study Participants. A composite representation of regions with significant volume loss for male and female participants associated with average childhood blood lead concentrations is shown with red and yellow clusters overlaid upon a standard brain template. Brain template source reference [51].doi:10.1371/journal.pmed.0050112.g001

RENTERS

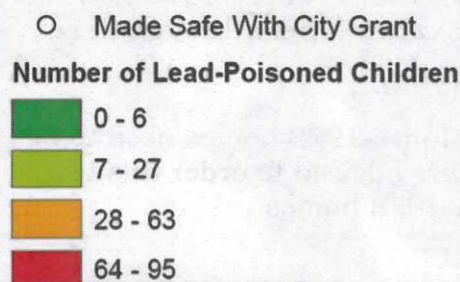
If your child has a level of 10 μg /DL or above, your landlord must correct lead hazards to help your child get better.

Call 1-866-691-5323 to start the process.

High Lead-Poisoning Areas and Homes Made Lead-Safe

Year	# lead poisoned kids	% tested of kids tested for lead
2008	386	17%
2009	492	18%
2010	230	18%
2011	219	17%
2012	156	16%
2013	215	17%

Ingham County Lead Testing Data and Census U.S. Population Data.



White borders are census tract boundaries.

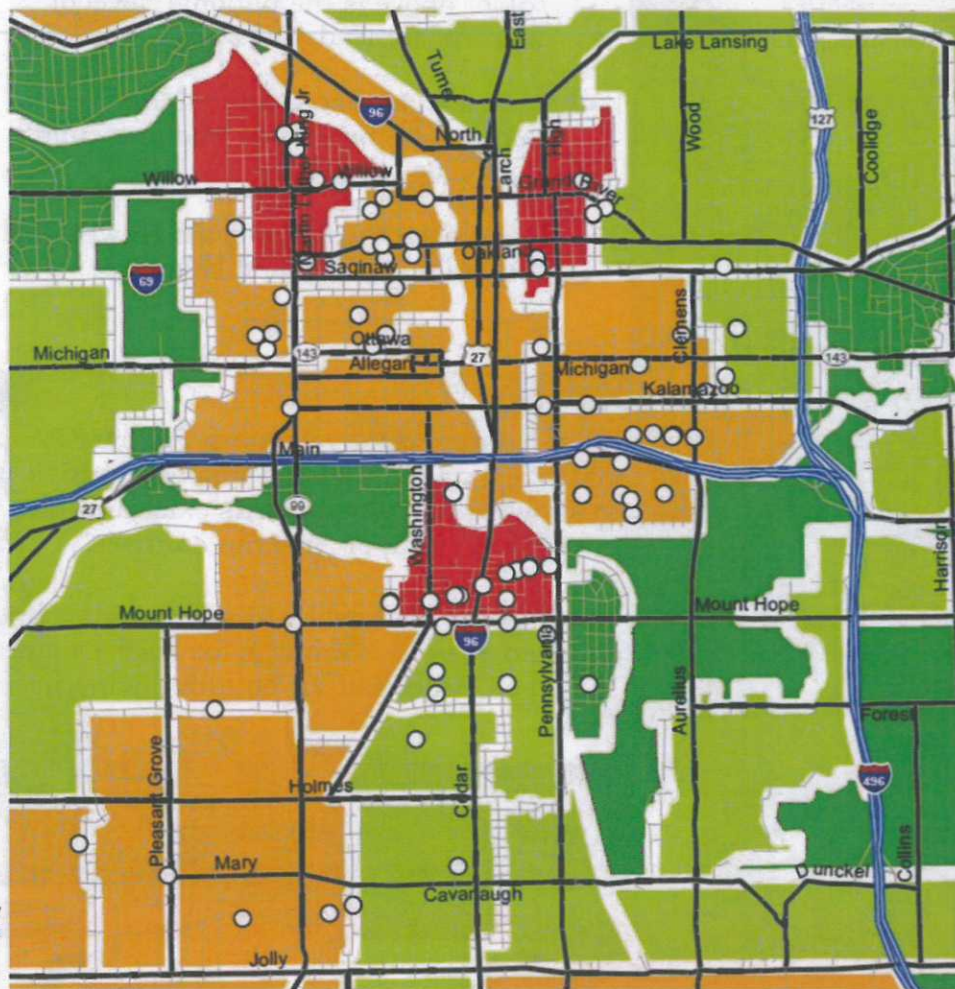


0 0.150.3 0.6 Miles



Ingham County
Health Department

2008-2012 EBLL Test Data from MDCH
Jessica Yorko May 2014



At a recent Council meeting Mr. Smiertka and some members of Council spoke in favor of retaining the Marijuhana ordinance passed in 2011. To date that ordinance has never been enforced.

If they feel this ordinance is worthy of being kept, it should begin to be enforced. There have been complaints filed of dispensaries being opened since the Moratorium went into effect. Until the last meeting of Public Safety we had not heard anything on how they are being followed up on. Why?

An article in Sunday's LSJ by Eric Lacy gives quotes by the City Attorney and Chief Yankowski as well as Mr. Bernero stating that no action will be taken unless and until a new ordinance is passed. On the one hand they want to retain the 2011 ordinance and on the other hand they say nothing will change until a new ordinance is passed. Mr. Bernero's statement that he is "committed to enforcing the law" rings hollow when he and those who serve at his discretion are the problem.

This "catch 22" position gives the appearance of being a conspiracy where business as usual will continue indefinitely. What about the work done for the last 10 months by members of Council and residents? What about the rights of citizens?

Why was an attorney working for Dykema law firm allowed to submit an ordinance drawn up by that firm and label it Draft 7? This surprise was sprung at the Planning board meeting. By allowing it to be labeled as Draft 7 and accepting it as such this also gives the appearance of a conspiracy. This document had no input from Council or anyone who worked for 10 months on a new ordinance. Why was it allowed to preempt Draft 6, which Mr. Smiertka had said was ready for approval? As a side note, this law firm was also involved in the Janine McIntyre debacle.

What "secret economic development" was Mr. Smiertka referring to in Sunday's article?

I do not share Mr. Bernero's enthusiasm for the "economic boom" that he anticipates the marijuhana 'industry' will give to the area or his willingness to have Lansing become the marijuhana capital of Michigan.

Time to end the double talk and take some action that will be fair to all.
Kathleen Miles

Submitted @m+y