



AGENDA
Committee on Public Safety
Wednesday, June 7, 2017 @ 4:30 p.m.
Council Conference Room, 10th Floor

Councilmember Adam Hussain, Chair
Councilmember Carol Wood, Vice Chair
Councilmember Tina Houghton, Member

1. **Call to Order**
2. **Roll Call**
3. **Minutes**
 - May 17, 2017
4. **Public Comment on Agenda Items**
5. **Discussion/Action:**
 - A.) DISCUSSION – Signage Enforcement- Susan Stachowiak w/PN&D
 - B.) DISCUSSION – Trash and Weed Enforcement and Time Frame on Complaints-Scott Sanford w/Code Compliance
 - C.) RESOLUTION – Appointment of Alicia Banks; At Large Member to the Board of Fire Commissioners; Term to Expire June 30, 2021
 - D.) RESOLUTION – Appointment of Gina Nelson; Fourth Ward Member to the Board of Fire Commissioners; Term to Expire June 30, 2020
 - E.) RESOLUTION – Appointment of Wyatt Ludman; At Large Member to the Board of Fire Commissioners; Term to Expire June 30, 2019
 - F.) DISCUSSION – Citizen Police Investigation Position – Drew Macon
 - G.) DISCUSSION – Medical Marihuana Moratorium
 - H.) DISCUSSION – Window Signage
6. **Other**
7. **Adjourn**



MINUTES
Committee on Public Safety
Wednesday, May 17, 2017 @ 3:30 p.m.
City Hall, Council Chambers

CALL TO ORDER

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

ROLL CALL

Councilmember Adam Hussain, Chair
Councilmember Carol Wood, Vice Chair
Councilmember Tina Houghton, Member - arrived at 3:36 p.m.

OTHERS PRESENT

Sherrie Boak, Council Staff
Heather Sumner, Assistant City Attorney
Lee Klein
Kathy Miles
Eric Lacy
Jon Miles
Elaine Womboldt
Mary Ann Prince
Mary Ellen Purifacato
Paul Brusso

MINUTES

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

PUBLIC COMMENT

Mr. Klein spoke in support of City legalization of medical marihuana with a \$5 ticket for a violation and suggested leaving the regulations for dispensaries and the movement of the marihuana, so everyone will have tools to comply with the ordinance.

DISCUSSION/ACTION:

DISCUSSION – Needle Exchange Program; Ingham County Health Department Recommendations

Council Member Hussain did a brief introduction on the subcommittee with Ingham County Community Health and Health Department. The group reviewed ordinances and found their City Council and a public hearing was set for May 22, 2017. Mr. Muir outline their subcommittee on the topic of needle exchanges, noting to the public that Ingham County as a whole has a high exchange rate, and a high rate of opioid use. The group is looking to get the

tools needed in Lansing set in place to address the issues. The group recommendations were to have a program in the community, a non-profit focus on prevention and outreach. Currently the group cannot apply for funds for the program if the City bans them from applying for those funds. The State of Michigan provides an exception, and so the subcommittee wants the City to conform to the State to allow an exception for a needle exchange program.

Council Member Hussain referred everyone to the Draft 2 of the proposed amendments, noting that on page 5, lines 11-13, which after discussion was confirmed by Mr. Smiertka that the interpretation would be "including a Health Department or a non-profit agency designated by the Health Department designated non-profit agency."

Council Member Wood asked if Lansing was the only community that had issues in their ordinance. The subcommittee would look into that information.

Council Member Hussain reminded the public that the public hearing on the amendments will be May 22, 2017 and there will also be similar presentation at the May 22, 2017 Committee of the Whole meeting.

ORDINANCE DRAFT #6D Medical Marihuana Licensing

Council Member Hussain noted to the public that the Committee had received the latest draft on May 5th, they then in turn sent their recommended changes back to Law. Those changes were incorporated or explained and that resulted in the recent Draft 6D May 16, 2017. The ordinance as written does allow for all five (5) facility types, there are spatial limitations, a provision regarding vetting, revocation process and an appeal process.

Ms. Sumner went through the changes in 6D May 16, 2017 version. Included in those changes were the removal of "Commission" throughout the document, adding MTA (Marihuana Tracking Act) through out to be consistent, adding "Clerk" where consistent where "Commission" used to be. Changes on page 7 speak to the process the Clerk will perform, and page 8 Line 25 now includes the word "complete" which clarifies a complete application. Page 11 line 25 was changed to not "tangible financial capital" "sufficient to complete the medical marihuana establishments and to fund the business plan and other plans required by this section 1300.5". Further on in the document, changes were made to page 13 to address the license application evaluation in lines 26-32. Page 18 spoke to changes that addressed signage in items (O) and (P), and line 44 on the same page added the word "school". Page 19, line 9 added the word "parks" and additional information was added in lines 27-30 to address grower facilities. On page 20 they now included permits are to be required from Lansing and any other applicable government authority. On page 26, line 12 added the word "park" and also added three new items that spoke to no provisioning center in another business, none located in an unzoned area or area under an Act 425, and no consumption on licensed premises. Page 27 spoke to the provision that grower facilities shall be limited to H-Light Industrial or I-Heavy Industrial as identified by the City Zoning district.

Council Member Wood asked Mr. Smiertka the status of a fee schedule, and asked if the departments he had spoken to previously had seen the new changes or if they would need more information. Mr. Smiertka informed the Committee that the State law prohibits anything in excess of \$5,000, and based on his preliminary review 5 months ago, they could come up to the \$5,000 due to LPD investigations, reviews by departments, City Attorney time and the appeal process. Their preliminary amount was at \$3,500. This will be an application fee, and if they are not approved they get half back.

Council Member Hussain stated the he was looking for action today to set the public hearing for June 26th, with an open discussion at the Committee of the Whole meeting on June 12th.

MOTION BY COUNCIL MEMBER WOOD TO MAKE A MOTION TO SET THE HEARING FOR JUNE 26TH.

Council Member Houghton asked Council Member Hussain about a future Committee on Development and Planning meeting on the Ordinance. Council Member Hussain confirmed a meeting was set for Tuesday, May 23rd to have a discussion on the aspect of the zoning but not to bring any new changes to Committee.

MOTION CARRIED 3-0.

Medical Marihuana Moratorium

Council Member Hussain recapped past discussions and his concern with the enforcement of the moratorium. It was noted that on May 2, 2017 Mr. Smiertka, City Attorney and Mr. Dotson former Deputy City Attorney interpreted the moratorium for allowing transfer of ownership and a location change. During the earlier ordinance when Brig Smith was City Attorney the City shut down dispensaries and got the number down to 15. Recently, Council Member Hussain noted it appeared the City Attorney has been inconsistent on vetting the places, and just since May 2 there has been additional complaints. Those being one on MLK and Jolly, and another at 3301 Capital Blvd. Council Member Hussain asked for a discussion on the form of policy to approach this issue in a different way. At the last meeting, it was noted the transfer of location would be allowed but a transfer of ownership would not be. Mr. Smiertka spoke on the new practice his office is now doing where they are researching and a determining a list of if they were in operation currently, and any new ones are being asked to come into the City Attorney office and meet with law with their evidence they were business before the moratorium took place. Mr. Smiertka concluded with his acknowledgment that Council adopted the moratorium for reason and his office will diligently enforce.

Council Member Wood presented photos of a dispensary she believed was in violation of the zoning ordinance and asked for advice on enforcement since it is not a violation of no license but currently a zoning violation. Also it was noted, 3301 Capital has a drive thru window which is a violation. Mr. Smiertka stated that the zoning violation will go through the zoning department. If Council had a moratorium in place, and it was already a violation, is there something that can be done. Mr. Smiertka acknowledged he understand the zoning ordinance violation, but if it has been there for 4 years it needs to be reviewed. Council Member Wood stated she would provide law with the list again of businesses to be reviewed.

Council Member Hussain stated he would keep the item on the future agendas, and asked Mr. Smiertka to work on streamlining the process.

Council Member Wood asked with the passage of the new Medical Marihuana Ordinance, and the City getting closer to the licensing, how the City is going to be prepared for people who think they can start moving in. Mr. Smiertka stated that there will be that speculation, but with a risk. They will have to get license from the City and a license from the State. They will have to comply or they lose their license.

DISCUSSION – Request to Change Trespassing Ordinance

Council Member Hussain referred to a letter submitted from resident about trespassing at the schools. This letter was sent to Law for advisement on if it is necessary and if there could be some unintended consequences. Ms. Sumner stated it could be looked at a couple ways. It

would depend on if someone is already forbidden to be at the school or if they are a first time trespasser, and the school can designate someone is to leave if they are creating a disturbance. Council Member Hussain those can be discussed with the Lansing School District and he would also reach out to the author of the letter with the follow up.

DISCUSSION – Window Signage

Council Member Hussain stated again at this meeting that the task is to address all signage in the City similar to what is allowed in Downtown. Ms. Sumner was not able to provide any information.

Council Member Wood asked Council Member Hussain to continue to pursue getting Mr. Drew Macon into a future meeting, and Council Member Hussain stated Council Staff would pursue future dates.

PUBLIC COMMENT

Mr. Miles spoke in opposition of the recreational usage of marihuana, noting there are 18 dispensaries in the area of Colonial Village.

Ms. Womboldt spoke in opposition to the process thus far on the moratorium enforcement.

Ms. Purifecato asked for action on the current dispensaries with enforcement of the moratorium.

Mr. Brusso complained about a grow house within 100 ft. from a park, and spoke in opposition to all other current sites within parks.

Mr. Smiertka provided an update on the enforcement of the recently passed Home Occupation Ordinance that addresses home grows. He confirmed there is an active task force whose members come from the LFD, Code, Building Safety, Planning, City Attorney, LPD and inspectors. Each complaint is being reviewed on a case by case basis. They analyze to see who is the best to address the complaint, whether it is building safety, LPD or LFD. Council Member Wood asked for verification that this ordinance addresses home grows within a certain distance from parks and schools. Mr. Smiertka did not acknowledge it at first, but then clarified it was in the zoning. Council Member Wood asked that he look at the 2010 Home Occupation ordinance that was adopted where it was stated. Ms. Sumner added to the conversation that the task force is currently focusing on the homes that register higher than 3500 KWH with BWL.

ADJOURN

The meeting was adjourned 4:40 p.m.

Submitted by, Sherrie Boak,

Recording Secretary

Lansing City Council

Approved: _____



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Date 9/28/1978

First Name Alicia

Middle *Field not completed.*

Last Name Banks

Other name(s) by which you
have been known, including
maiden names Alicia Cisneros

Date of Birth 9/28/1978

Address 2300 Belaire Dr.

City Lansing

State MI

Zip Code 48911

Email aliciabanksrealtor@gmail.com

Gender Female

Ward 3

Precinct *Field not completed.*

Best phone number to contact
you 517-712-9576

Last 4 digits of social security



number

In what year did you move to
Lansing? 1978

Additional information
regarding experience and
credentials My passion is to help others and I have been able to do so in my
current positions as a Realtor and as an Outreach Analyst. I am
excited for the opportunity to serve on a Board or Commission to
further assist my community.

Occupational Background I have worked as a Realtor for RE/MAX Real Estate Professionals since
2005. I also work for the Michigan Department of Transportation as
an Outreach Analyst. I have been employed with the State of
Michigan since 2006.

Educational Background Possess a Bachelor Degree of Science in Business Administration from
Ferris State University, 2012. State of Michigan Real Estate
Salesperson license obtained in 2005. Currently working on obtaining
a Real Estate Brokers License. Anticipated date of completion May
2017.

Please attach a resume if
available [Alicia Banks Resume 2017.docx](#)

First choice for board to serve
on Fire Commissioners

Second choice of a board to
serve on Martin Luther King, Jr. Commission

Third choice of a board to serve
on Parks Board

Fourth choice of a board to
serve on *Field not completed.*

Please comment briefly on why you wish to serve on a particular board or commission. Please be specific as to your goals and ideas about how you wish to contribute to the work of the board or commission

My goal is to work with the existing members of each board to identify ways to increase community involvement and awareness.

Qualifications and Eligibility – *Field not completed.*
At this time, if you do not meet one or more of the qualifications or eligibility requirements listed at the top, please state here the requirement to be met and explain how you will be qualified or eligible before you would be sworn in to an appointed office

Background Check Authorization I agree

Please type your name in this box to signify that you can serve on a board or commission and the information in this application is accurate to the best of your knowledge

Date & Time 3/22/2017 2:00 PM

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

WHEREAS, the Mayor made the appointment of Alicia Banks of 2300 Belaire Drive in Lansing, MI, 48911, as an At-Large Member of the Board of Fire Commissioners for a term to expire June 30, 2021; and

WHEREAS, the nominee has been vetted and meets the qualifications as required by the City Charter; and

WHEREAS, the Committee on Public Safety took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the appointment of Alicia Banks of 2300 Belaire Drive in Lansing, MI, 48911, as an At-Large Member of the Board of Fire Commissioners for a term to expire June 30, 2021.



Virg Bernero, Mayor

OFFICE OF THE MAYOR

9th Floor, City Hall
124 W. Michigan Avenue
Lansing, Michigan 48933-1694
(517) 483-4141 (voice)
(517) 483-4479 (TDD)
(517) 483-6066 (Fax)

RECEIVED

2010

RECEIVED

MAYOR'S OFFICE

APR 29 2010

MAYOR'S OFFICE

APPLICATION FOR APPOINTMENT TO A CITY BOARD OR COMMISSION

Thank you for your interest in serving on a Lansing Board, Commission or committee. The Lansing City Charter requires that every appointee to a board, commission, or committee established by Charter or ordinance must meet the following qualifications and eligibility requirements:

- Be a registered elector in the City of Lansing (Charter Section 2-102).
- Be a resident of Lansing for one year prior to taking office (Charter Section 2-102).
- Not be in default to the City at the time of taking office (Charter Section 2-103.2).
- Not have been convicted, within 20 years of taking office, of a violation of the election laws of the City of Lansing, State of Michigan, or the United States; a violation of a public trust; or any felony (Charter Section 2-103.1).

Full Name: Georgia Maxie Nelson Date: 4-27-10
First Middle Last

Other name(s) by which you have been known, including maiden names: Sirtola (former married)

Date of Birth: 6/29/58 Gender: F Ward: 4 Precinct: 2 Last four digits of Soc. Sec. # [REDACTED]

Address: 605 W. Shiawassee St.
Lansing, MI 48933 Rent or Own? Own

Cell Home Phone: (517) 927-1239 Work Phone: (517) 887-9524

Educational Background: Labor Relations Certificate (LCC) and
Other course Studies.

Occupational Background (attach résumé if available):

Michigan Department of Human Services - Ingham Co. DHS,
530.3 S. Cedar, Lansing - Eligibility Specialist (Started in 1977).

Boards on which you are interested in serving:

- 1) Lansing Housing Commission 2) _____
3) _____ 4) _____

Additional information regarding experience and credentials: During my Service
Career with the Department I have worked with
and dealt with MSHDA, Section 8 & HUD programs

Please comment briefly on why you wish to serve on a particular board or commission. Please be specific as to your goals and ideas about how you wish to contribute to the work of the board or commission:

My experience with the housing programs and my
knowledge of Human Resources and Labor
Contracts.

Qualifications and Eligibility – At this time, if you do not meet one or more of the qualifications or eligibility requirements listed at the top of page 1, please state here the requirement to be met and explain how you will be qualified or eligible before you would be sworn in to an appointed office:

CONSENT AND CERTIFICATION

This certification is not required, but may impact potential consideration of the appointment being sought.

I authorize the use of the information provided above to conduct a background search, including but not limited to criminal history, residency, and indebtedness to the City of Lansing.

Signature Virginia M. Nelson Date 4-27-10

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

WHEREAS, the Mayor made the appointment of Gina Nelson of 605 W. Shiawassee Street in Lansing, MI, 48933, as a Fourth Ward Member of the Board of Fire Commissioners for a term to expire June 30, 2020; and

WHEREAS, the nominee has been vetted and meets the qualifications as required by the City Charter; and

WHEREAS, the Committee on Public Safety met and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the appointment of Gina Nelson of 605 W. Shiawassee Street in Lansing, MI, 48933, as a Fourth Ward Member of the Board of Fire Commissioners for a term to expire June 30, 2020.

Date: 11/08/2015

Full name: *: Wyatt Bradley Ludman

**Other name(s) by
which you have
been known,
including maiden
names: :**

Date of Birth*: 09/05/1994

Address*: 1275 Oak Ridge Ave
Apt 11
East Lansing, Michigan 48823

Email*: wbludman@gmail.com

Gender*: Male

**Ward (1,2,3,4 or
Regional)*:** 1

Precinct:: 003

**Best number to
contact you: *:** 269-580-9001

**Last four digits of
Social Security #:** 
*:

**In what year did
you move to
Lansing?*** 2015

Additional I have lived at my current address within Lansing, bordering the city limits of East

Information regarding experience and credentials : Lansing in precinct 003, since earlier this year, but I have worked/ interned and been active in Lansing since early 2014. In this short time period, I feel that I have become a fully integrated resident. I have become active in several different levels of community service, and I have found that the City of Lansing is the place that I fit best in and enjoy helping.

Occupational Background: : I have worked as a community organizer in several locations and in several capacities. My first position was as the Field Director for a State Representative campaign in Battle Creek. I became increasingly familiar with the area after dedicated countless hours to developing relationships with members of the community in individual and group settings. I continued on in similar roles as a Field Organizer for the League of Conservation Voters in Kalamazoo.

I currently work for the Michigan House of Representatives as a Legislative Assistant. Here I construct new initiatives to help make the lives of Michiganders better through legislation, community outreach, etc.

Educational Background: : I am a graduate of the class of 2013 from Lakeview High School and the Battle Creek Area Mathematics and Science Center in Battle Creek, Michigan.
I am currently attending Michigan State University with an estimated graduation date of May 2017. I may continue to Graduate School at MSU after that time.

Please attach a resume if available: :

First choice for board to serve on:* Human Relations and Community Services Board (HRCS)

Second choice of a board to serve on: : Public Service

Third choice of a board to serve on: : Capital Area Transportation Authority (CATA)

Fourth choice of a
board to serve Ethics Board
on::

Please comment
briefly on why
you wish to serve
on a particular
board or
commission.
Please be specific
as to your goals
and ideas about
how you wish to
contribute to the
work of the board
or commission: :

I believe that my background and passions best correlate with that of the Human Relations and Community Services Board. I have been active in politics for much of my life, focusing on human rights and the environment. My educational background is Social Relations and Social Policy. I identify as a member of the LGBTQ community. I have worked on organizing events such as Hispanic Heritage Month observances, equality forums (LGBTQ focused), and more public events to bring people of the community together around important topics.

Qualifications
and Eligibility – At
this time, if you
do not meet one
or more of the
qualifications or
eligibility
requirements
listed at the top,
please state here
the requirement
to be met and
explain how you
will be qualified
or eligible before
you would be
sworn in to an
appointed office::

Currently, I have only been officially registered to vote in the City of Lansing since earlier this year. I have lived here for almost two years at this time, however. I am uncertain of the measures that are used to indicate the duration of residence in Lansing, and I am willing to do what is necessary to understand how to meet the criteria.

Please type your
name in this box
to signify that you

Wyatt Ludman

can serve on a
board or
commission and
the information
in this application
is accurate to the
best of your
knowledge. *:

Date Time : 11/09/2015

Consent and
Certification: I agree

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

WHEREAS, the Mayor made the appointment of Wyatt Ludman of 500 E. Michigan Avenue in Lansing, MI, 48912, as an At-Large Member of the Board of Fire Commissioners for a term to expire June 30, 2019; and

WHEREAS, the nominee has been vetted and meets the qualifications as required by the City Charter; and

WHEREAS, the Committee on Public Safety met and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the appointment of Wyatt Ludman of 500 E. Michigan Avenue in Lansing, MI, 48912, as an At-Large Member of the Board of Fire Commissioners for a term to expire June 30, 2019.



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ORDINANCE NO. ____

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND THE LANSING CODIFIED ORDINANCES BY AMENDING CHAPTER 1442. – SIGNS, SECTION 1442.15. – WINDOW SIGNS; PERMITTED ZONING DISTRICTS.

THE CITY OF LANSING ORDAINS:

Section 1. That Chapter 1442 – Signs, Section 1442.15 – Window Signs; permitted Zoning Districts, of the Code of Ordinances of the City of Lansing, Michigan by and is hereby amended to read as follows:

Window signs are permitted in office, commercial, wholesale and industrial zoning districts.

(a) **SIZE.** WINDOW SIGNS SHALL NOT EXCEED 20 PERCENT OF THE WINDOW AREA FROM WHICH THE SIGN CAN BE SEEN FROM THE EXTERIOR OF THE BUILDING. ALL MOUNTING HARDWARE AND EQUIPMENT SHALL BE CONCEALED FROM THE EXTERIOR VIEW OF THE BUILDING.

(b) **EXCEPTIONS.** BUILDINGS THAT ARE USED FOR A PUBLIC PURPOSE AND ARE OWNED OR ENTIRELY OCCUPIED BY THE UNITED STATES FEDERAL GOVERNMENT, STATE OF MICHIGAN OR THE CITY OF LANSING AND ANY OF ITS AGENCIES, DEPARTMENTS OR INSTRUMENTALITIES ARE EXEMPT FROM THE DIMENSIONAL REQUIREMENTS OF THIS CHAPTER. THE DIRECTOR OF THE DEPARTMENT OF PLANNING AND NEIGHBORHOOD DEVELOPMENT SHALL HAVE SOLE AUTHORITY TO APPROVE OR DENY SIGNS FOR ENTITIES SEEKING A VARIANCE AFTER REVIEWING THE PROPOSED SIGNS' COMPATABILITY WITH THE SURROUNDING AREA AND THE GOALS EXPRESSED IN THIS CHAPTER.

Section 2. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules inconsistent with these 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 of the 30th day after enactment unless given immediate effect by City Council.

Approved as to Form:

City Attorney

Dated: _____