



AGENDA
Committee on Public Safety
Wednesday, May 9, 2018 @ 3:30 p.m.
City Council Conference Room, 10th Floor

Council Member Carol Wood, Chair
Council Member Adam Hussain, Vice Chair
Council Member Jeremy Garza, Member

1. Call to Order

2. Roll Call

3. Minutes

- April 17, 2018

4. Public Comment on Agenda Items

5. Discussion:

- A. DISCUSSION** – Plaza at the intersection of Pleasant Grove/Holmes
- B. DISCUSSION** – Ordinance to Add Chapter 664; RE: Gambling
- C. DISCUSSION-** Ordinance– Newspaper Delivery
- D. UPDATE** – Ordinance- Trash & Recycling Bins
- E. RESOLUTION** – Make Safe or Demolish; 816 Hickory Street
- F. RESOLUTION** – Make Safe or Demolish; 902 E. Kalamazoo Street

6. Other

7. Adjourn



DATE May 9, 2018

[illegible]



MINUTES
Committee on Public Safety
Tuesday, April 17, 2018 @ 3:30 p.m.
City Council Conference Room, 10th Floor

CALL TO ORDER

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

ROLL CALL

Council Member Carol Wood, Chair
Council Member Adam Hussain, Vice Chair
Council Member Jeremy Garza, Member

OTHERS PRESENT

Sherrie Boak, Council Staff
Jim Smiertka, City Attorney
Samantha Harkins, Mayor's Office
Council Member Washington – arrived at 3:54 p.m.
Deshon Leek
Mark Mello
Jim Harker
Julee Rodocker
Kathy Miles
Elaine Womboldt
MaryEllen Purificato
Bobby Ina, Representative from Ohio Sheet Metal Workers

Minutes

MOTION BY COUNCIL MEMBER HUSSAIN TO APPROVE THE MINUTES FROM MARCH 26, 2018 AS PRESENTED. MOTION CARRIED 3-0.

MOTION BY COUNCIL MEMBER HUSSAIN TO APPROVE THE MINUTES FROM MARCH 27, 2018 AS PRESENTED. MOTION CARRIED 3-0.

MOTION BY COUNCIL MEMBER HUSSAIN TO APPROVE THE MINUTES FROM APRIL 11, 2018 AS PRESENTED. MOTION CARRIED 3-0.

DISCUSSION/ACTION:

Council Member Wood amended the agenda to accommodate the Mayor's office and moved agenda item E. "ORDINANCE – Amend Chapter 1426 by addition Section 1426.07; Fire and Smoke Damper Inspection Program" first.

ORDINANCE – Amend Chapter 1426 by addition Section 1426.07; Fire and Smoke Damper Inspection Program

Ms. Harkins distributed a red lined version of the Mayor's changes to the Ordinance dated 4/12/2018 and marked Draft 1.5. Council Member Wood outlined the process that had occurred up to this point. Ms. Harkins acknowledged that the Mayor had spoken to Union and the City Staff about some concerns with the first draft, and therefore the handout was the red line version of their suggestions and what was agreed upon in those conversations to make it workable. Ms. Harkins went on to summarize the changes which eliminated the timeline and deadlines because there needs to be research preformed into the City buildings to determine where the dampers would be and how old. Their suggested changes would require inspections to be done by certified inspectors, but not lock the City into a program that the Administration believes they cannot afford or sustain. Council Member Wood asked if the Administration is proposing not even doing the program. Ms. Harkins clarified that if the Committee and Council concur with the changes; the inspection will occur and will be done by qualified inspections, but not every four (4) years. Currently right now there are only two (2) certified inspectors. Mr. Ina added that there are four (4) contractors in the process of getting their certification. Council Member Wood acknowledged she understood the Administration concern that once it is inspected they might find that there is not the funding to make it come into compliance, however suggested specifying in the ordinance that one (1) building get done per year. The Council would understand that there is a potential and it can be built into the budget to address. She then suggested a survey of all the buildings to make a determination. Ms. Harkins pointed out that it would be a challenge because they believe City Hall alone would take 100 hours. Chief Talifarro spoke noting that for his department, without knowing where the dampers actually are, it is hard to determine the commitment absent any idea of any of the costs. There is an uncertainty of the equipment for the test and how to identify. Council Member Wood suggested starting with the two newest Fire Halls. Council Member Garza supported the program for safety, and Council Member Hussain stated he was surprised with the suggestion to cancel the program, asking for some effort on a systematically annual year to go through the buildings, and was opposed to moving the changes. Mr. Bennett added that the concern is not with the construction but the life cycle of the duct work. That is when the inspection becomes more difficult, time consuming to get to them, the maintenance and the timing on the fire alarms. Council Member Wood suggested moving forward with the recently submitted ordinance with the Council working with the Administration to develop a plan to phase in a program. They can put in the budget priorities for the FY2019/2020 budget in September, 2018. The draft was changed to be labeled "Draft 2" not "Draft 1.5". Council Member Wood concluded by encouraging the Administration to review every lease from this point forward to make sure the dampers have been inspected prior to the City signing the lease, which would eliminate the City having to take on the cost of inspecting those.

Council Member Hussain asked if there needed to be a new public hearing set based on the recent changes. Mr. Smiertka answered the question, stating the changes were not significant and it was the same topic, so there would not need to be another hearing.

MOTION BY COUNCIL MEMBER HUSSAIN TO APPROVE ORDINANCE DRAFT 2 DATED APRIL 12, 2018 TO AMEND CHAPTER 1426 AND ADD SECTION 1426.07. MOTION CARRIED 3-0.

RESOLUTION – Appointment of Julee Rodocker, Board of Police Commissioners; 2nd Ward Member; Term to Expire 6/30/2022

Ms. Rodocker outlined her experience on advisory boards, participation in the Citizen's Police Academy, and building trust between the community and the Police Department. She noted

she had already inquired and she would not have to step down from any of her advisory board roles.

Council Member Hussain asked how she planned to reach the communities. Ms. Rodocker assured the Committee she had not problems stepping out of Ward 2 and build trust and relationships, and her hope is that once that is done they will build community trust. Council Member Hussain encouraged her to pursue having Commission meetings in the Wards.

Council Member Wood encouraged Ms. Rodocker to approach the Commissioners and review their rules and procedures to require that all Commissioners attend the Citizen's Police Academy. She then was asked what her opinion was on moving the jail out of City Hall, and encouraged her to speak to LPD officers and the impact it will have on them. Ms. Rodocker confirmed she has never been approached with that but has been approached on touring all County jails due to the recent Ingham County proposal.

Council Member Garza asked Ms. Rodocker to consider using the crime mapping to review where the problem areas are in the 2nd Ward.

MOTION BY COUNCIL MEMBER GARZA ATO APPROVES THE RESOLUTION TO APPOINT JULEE RODOCKER AS THE 2ND WARD MEMBER OF THE BOARD OF POLICE COMMISSIONERS. MOTION CARRIED 3-0.

RESOLUTION – Appointment of Deshon Leek; Plumbing Board Journeyman Plumber; Term to Expire 6/30/2022

Council Member Wood pointed out to Mr. Leek that this position required certification and asked if he had that. Mr. Leek assured the Committee he was certified, and had been an active member since 2000, and over the last several years have held a leadership role in his job. Council Member Hussain asked if this position required it to be from a Ward and was assured it did not. Council Member Garza spoke in support of Mr. Leek in this role. Council Member Wood asked Mr. Leek if he was approached by the Administration or someone from the City to make a decision a certain way, would he pursue what they wanted. Mr. Leek felt he could uphold the code as written.

MOTION BY COUNCIL MEMBER HUSSAIN TO APPROVE THE RESOLUTION TO APPOINT DESHON LEEK TO THE PLUMBING BOARD AS THE JOURNEYMAN POSITION. MOTION CARRIED 3-0.

RESOLUTION – Set Show Cause Hearing; Make Safe or Demolish; 816 Hickory Street

Mr. Stanford provide details on the property, including the red tag date of February 2, 2016, the date of the fire, the estimated cost of repairs at \$135,365.00, the building value at \$5,871.00 and SEV of \$6,800. The demolition board held their show cause hearing on February 22, 2018 with the order to demolish on March 22, 2018. As of April 5, 2018 none of the required permits had been pulled. There was a new owner in 2017, however they did not know it was already in the demolition process or that the fire funds in the amount \$12,000, would be returned to the original owner. This also meant they could not let it transfer to the County Land Bank. The \$12,000 will be transferred to cover the cost of the demolition.

MOTION BY COUNCIL MEMBER HUSSAIN TO APPROVE THE RESOLUTION TO SET THE SHOW CAUSE HEARING FOR APRIL 30, 2018 FOR THE MAKE SAFE OR DEMOLISH AT 816 HICKORY STREET. MOTION CARRIED 3-0.

RESOLUTION – Set Show Cause Hearing; Make Safe or Demolish; 902 E. Kalamazoo Street

Mr. Sanford began by outlining the details on the property, which included a red tag date of August 24, 2016, the estimated cost of repairs at \$193,636, with a building value at \$41,860. Currently there are expired permits, and building office met with an architect on April 11, 2018 however as of the date of this meeting there were not permits pulled. The fire funds on this property were at \$12,200.

MOTION BY COUNCIL MEMBER HUSSAIN TO APPROVE THE RESOLUTION TO SET THE SHOW CAUSE HEARING FOR APRIL 30, 2018 FOR THE MAKE SAFE OR DEMOLISH AT 902 E. KALAMAZOO. MOTION CARRIED 3-0.

DISCUSSION – Ordinance to Add Chapter 662; Section 622.01; RE: Gambling

Mr. Smiertka informed the Committee that his office was writing a stand-alone ordinance for the City to adopt which would not reference the State Statue. The Home Rule Act allows a City to adopt building safety code, and the vehicle code by referenced, but when the City ordinance is more than \$1,000 or more than 93 days in jail the City cannot adopt the State Statue by reference. A draft will be ready for the Committee to review at the May 9, 2018 meeting. Council Member Garza asked how many establishments were in the City. Mr. Smiertka confirmed at least 2-3, and asked the Committee if there were specifics they wanted addressed in the ordinance. Council Member Hussain had a concern with the timing of enforcement because he was told currently then LPD uses the State and that process takes time, so he was also interested in a City ordinance. Mr. Smiertka assured the Committee he would continue the work on the ordinance to address the issues and simplify it, preparing to present to the Committee on May 9, 2018.

Ms. Womboldt spoke in support of the ordinance.

DISCUSSION – Law Overview on Senate Bill 107 “Tenant Permission Law”

Mr. Sanford informed the Committee that the State decided to add this to the Housing Code, and it applies to multi-family units, and has not affected anything the City is doing or stopped any inspections.

UPDATE from Law – Newspaper Delivery Licensure

Mr. Smiertka remarked that there is already a littering an unlawful deposits ordinance in the Code of Ordinances, and it is standard as a misdemeanor so tickets can be written now to the person who is actually depositing the papers. Mr. Smiertka continued by adding that there is second topic of discussion which is how to address the company or organization distributing them throughout the City. He suggested regulations, reasonably related and tailored to specify where the newspapers have to be distributed on the property. Mr. Smiertka suggested drafting an ordinance to make it a civil infraction and public nuisance, and tailored for where it would be allowed to be distribute; a box, porch, door mat, etc. Council Member Wood asked the draft be presented for the May 9, 2018 meeting.

OTHER

Council Member Garza asked Mr. Sanford to inspect the used car dealership at the corner of Jolly and Pennsylvania to make sure it is legal. Mr. Sanford stated that is building and zoning and Mr. Bennett would need to be asked to check that. He did add that the EDP department I working on a new reporting system so that every City enforcement and permitting department can see activity.

Council Member Hussain asked if tickets had been issued per the last meetings, to the adjacent property owners of EDS for the dilapidated fencing. Mr. Sanford did not have an update, so Council Staff was asked to contact Mr. McGrain and Mr. Bennett for the status.

Council Member Hussain asked for an update on the commercial lighting ordinance, and was told it was currently still with the Planning Board. Council Member Hussain then inquired into any updates on the progress at Logan Square. Council Member Wood stated there were no updates, and asked Law to follow up with the LPD if they did six (6) month enforcement letters.

Ms. Womboldt spoke on her frustration with the condition at Logan Square and also stated she had asked for the ownership information for 930 W. Holmes but did not have it yet. Council Member Wood assured her she was working on it from when it was requested in General Services.

Mr. Harkin voiced his concern with the services the LPD has currently been performing in his neighborhood, which he believed was not sufficient. He cited multiple incidents where he contact LPD regarding activity at his neighbors. Council Member Wood asked if he had spoken to the Chief of Police and Mr. Harkins stated yes and no. Council Member Wood then stated if Mr. Harkins was interested, she would initiate a meeting with the Chief and him to address the issues one at a time, at which Mr. Harkin asked if the Chief could provide police reports and 911 dispatch information.

Ms. Miles spoke on a situation in her neighborhood.

ADJOURN

The meeting was adjourned at 5:08 p.m.

Submitted by

Sherrie Boak, Council Office Manager

Lansing City Council

Approved:

Intentionally Left Blank



ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND
CHAPTER 664, SECTION 664.04, OF THE LANSING CODIFIED ORDINANCES TO ADD
GAMBLING, GAMBLING OPERATIONS AND GAMING AS DISORDERLY PREMISES;
TO DECLARE ANY SUCH ACTIVITY OR PREMISES AS A PUBLIC NUISANCE; TO
PROVIDE FOR THE FORFEITURE OF REAL AND PERSONAL PROPERTY USED IN THE
CONDUCT OF SUCH PROHIBITED ACTIVITIES.

THE CITY OF LANSING ORDAINS:

Section 1. That Chapter 664, Section 664.04 of the Codified Ordinances of the City of
Lansing, Michigan, be and is hereby amended to read as follows:

(A) DEFINITIONS.

AS USED IN THIS SECTION.

GAMBLING MEANS TO PLAY, DEAL, OPERATE, CARRY ON, CONDUCT, MAINTAIN
OR EXPOSE FOR PAY, MONEY, CREDIT, PROPERTY OR ANYTHING OF VALUE, ANY
GAMBLING GAME.

GAMBLING GAME MEANS ANY GAME PLAYED WITH CARDS, DICE, EQUIPMENT OR
A MACHINE, INCLUDING ANY MECHANICAL, ELECTROMECHANICAL OR
ELECTRONIC DEVICE WHICH SHALL INCLUDE COMPUTERS AND CASHLESS
WAGERING SYSTEMS FOR MONEY, CREDIT, OR ANY REPRESENTATIVE OF
VALUE, BUT DOES NOT INCLUDE GAMES PLAYED WITH CARDS IN PRIVATE
HOMES OR RESIDENCES IN WHICH NO PERSON MAKES MONEY FOR OPERATING
THE GAME EXCEPT AS A PLAYER. GAMBLING GAME SHALL NOT INCLUDE ANY

1 GAME OR ACTIVITY AUTHORIZED OR LICENSED PURSUANT TO STATE LAW OR
2 REGULATION.

3 *GAMBLING OPERATION* MEANS THE CONDUCT OF GAMBLING GAMES

4 *GAMING* MEANS TO DEAL, OPERATE, CARRY ON, CONDUCT, MAINTAIN OR

5 EXPOSE OR OFFER FOR PLAY ANY GAMBLING GAME OR GAMBLING OPERATION.

6 (B) No person shall:

7 ~~(a)~~ (1) Permit or allow any premises owned, occupied or controlled by him or her to be
8 used or occupied by persons engaged in ~~any act of illegal gambling~~ GAMBLING, A
9 GAMBLING OPERATION, OR GAMING, or in any illegal sale of intoxicating liquor;

10 ~~(b)~~ (2) Permit or allow any fight or disturbance on any premises owned, occupied or
11 controlled by him or her;

12 ~~(c)~~ (3) Transport any person to a place where he or she knows ACTIVITIES
13 PROHIBITED BY THIS SECTION or other illegal activities are practiced, encouraged
14 or allowed for the purpose of enabling the person transported to engage in ANY
15 ACTIVITY PROHIBITED BY THIS SECTION or any other illegal activity;

16 ~~(d)~~ (4) Knowingly attend, frequent, operate or be an occupant of a place of ~~illegal~~
17 ~~gambling~~ GAMBLING OR GAMBLING OPERATION or THE illegal sale of
18 intoxicating liquor, or a place where any other illegal business or occupation is
19 permitted or conducted;

20 ~~(e)~~ (5) Except as allowed by law, keep, maintain or permit the use of a Gaming room,
21 Gaming table, Gambling equipment or any policy or pool tickets, to be used for
22 Gaming, Gambling, OR GAMBLING OPERATION on any premises occupied or

controlled by him or her, or place, receive or transmit any bet on the outcome of any
race, contest or game of any kind whatsoever; or

~~(6)~~ (6) Attend any cock fight or dog fight.

(7) ANY ACTIVITY PROHIBITED BY THIS SECTION 664.04, OR THE
PROPERTY UPON WHICH THE PROHIBITED ACTIVITY IS OCCURRING, IS HEREBY
DECLARED TO BE A PUBLIC NUISANCE AND THE CITY ATTORNEY IS
AUTHORIZED TO BRING A CIVIL ACTION TO ENJOIN AND ABATE THE PUBLIC
NUISANCE. FURTHER, UPON CONVICTION OF A PERSON FOR ANY PROHIBITED
ACTIVITY UNDER THIS SECTION, TO COMMENCE PROCEEDINGS TO SEIZE
THROUGH FORFEITURE PROCEEDINGS ALL REAL AND PERSONAL PROPERTY
UTILIZED IN CONNECTION WITH, OR THE CONDUCT OF, THE PROHIBITED
ACTIVITY OR RELATED THERETO. THE CITY ATTORNEY MAY ENTER INTO ANY
SETTLEMENT AGREEMENT OR CONSENT JUDGMENT WHICH RESOLVES THE
ACTIONS AUTHORIZED HEREUNDER.

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

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

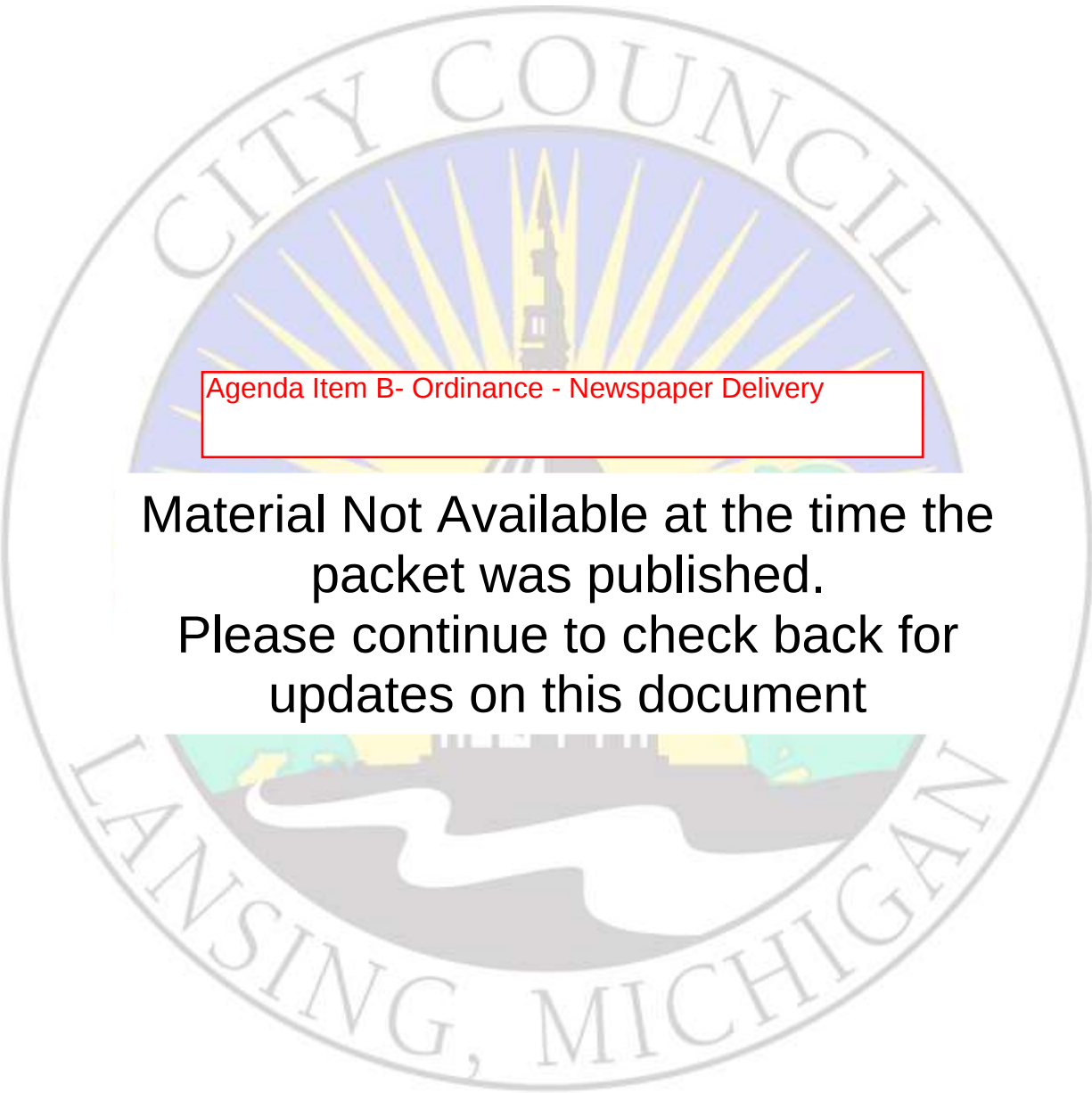
Section 4. This ordinance shall take effect on the 30th day after enactment, unless given
immediate effect by City Council.

Approved as to form:

DRAFT 2
MAY 4, 2018
City Attorney

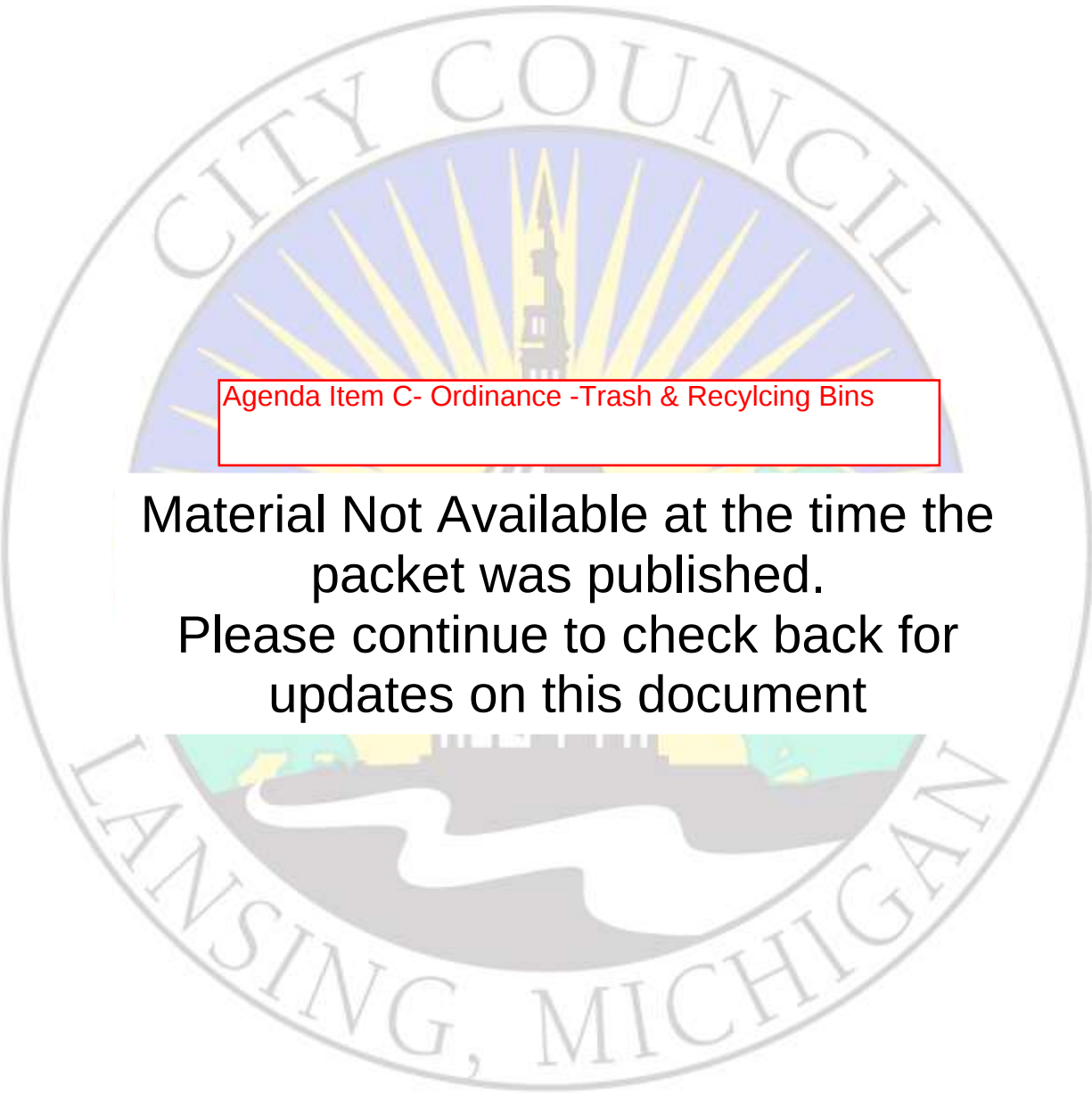
Dated: _____

1
2
3

The seal of the City of Lansing, Michigan, is a circular emblem. The outer ring contains the text "CITY COUNCIL" at the top and "LANSING, MICHIGAN" at the bottom. The inner circle features a stylized sun with rays emanating from a central point, which appears to be a lighthouse or a similar structure. Below the sun, there is a depiction of a river or a body of water with a bridge or a similar structure crossing it.

Agenda Item B- Ordinance - Newspaper Delivery

**Material Not Available at the time the
packet was published.
Please continue to check back for
updates on this document**

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Agenda Item C- Ordinance -Trash & Recylcing Bins

**Material Not Available at the time the
packet was published.
Please continue to check back for
updates on this document**

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

ADDRESS:	816 Hickory
PARCEL NUMBER:	33-01-01-15-355-001

SHOW CAUSE HEARING DATE:	
DEMOLITION CASE FILE #:	17-D0004

LISTED TAXPAYER:	McCants, Charles
INTERESTED PARTIES:	McCants, Charles
SEV INFORMATION:	\$6,800.00
LAND VALUE:	\$7,693.00
BUILDING VALUE:	\$5,871.00
LOT SIZE:	82.00x 73.330

HOUSING CODE VIOLATION LTR:	2/2/2016
ORIGINAL RED TAG DATE:	2/2/2016
ZONING:	C Residential
ESTIMATE OF REPAIRS:	\$135,364.00
PICTURES:	yes
OTHER:	

LEGAL DESCRIPTION:	LOT 14 BLOCK 5 LANSING IMPROVEMENT COMPANY'S ADD
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ORDER OF DEMOLITION BOARD

DEMOLITION BOARD MEETING DATE:	
ORDER:	
REASON/CONDITIONS:	
HEARING OFFICER:	

CURRENT PERMIT ACTIVITY

BUILDING:	Required, not yet pulled
ELECTRICAL:	Required, not yet pulled
MECHANICAL:	Required, not yet pulled
PLUMBING:	Required, not yet pulled
DEMOLITION:	na

CURRENT CITY COUNCIL ACTIVITY

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



LANSING FIRE DEPARTMENT FIRE MARSHAL'S OFFICE

316 N. Capitol Avenue, Suite C-1 • Lansing, MI 48933-1238
(517) 483-4361 • FAX: (517) 377-0169

CODE COMPLIANCE SECTION

Virg Bernero, Mayor

April 27, 2018

Certified Number: 7017 1450 0001 1395 3658

Charles McCants
3322 Averill
Lansing, MI 48912

Dear Charles McCants

RE: DANGEROUS BUILDING AT 816 Hickory Street SHOW CAUSE HEARING

TAKE NOTICE: In accordance with the provisions of City of Lansing Housing & Premises Code Section 1460.11 and MCL 125.538 et. seq., a Show Cause Hearing concerning the building and/or any accessory structure(s) located at 816 Hickory Street., Lansing, Michigan, is scheduled before the City Council of the City of Lansing.

HEARING TIME: April 30, 2017 @ 7:00 p.m.
HEARING PLACE: **Council Chambers 10th Floor City Hall**
124 W. Michigan Lansing, Michigan 48933

The Demolition Board has determined that the subject building, and/or any accessory structure, is "Dangerous" as defined in the aforesated laws. THE PURPOSE OF THE HEARING is to give interested parties an opportunity to take exception to the determination made by the Demolition Board and to otherwise give testimony and SHOW CAUSE WHY THE SUBJECT BUILDING(S) SHOULD NOT BE ORDERED TO BE DEMOLISHED by the City Council.

Issuance of any building and/or trade permit(s) does not, in any way, alter the demolition schedule or give rise to a cause of action to prevent the demolition of this property. The permit applicant/owner assumes any risks and costs associated with obtaining the permit(s) for the property listed above.

Sincerely,

A handwritten signature in black ink, appearing to read "B. McGrain".

Brian McGrain
Director
Economic Development & Planning

BM/lmp

Attachment

816 HICKORY ST

- Original Red Tag Date

- 02/02/2016

- Submitted Into Make Safe Or Demolish Process

- 02/16/2017

- Property Vacant/Repairs Exceed Building SEV

- Property vacant more than 180 days
 - Repairs exceed building SEV

- Title Information

- Charles McCants

816 HICKORY

Property Value Information

- SEV

- \$6,800.00 (as of 4/05/2018)

- Structure

- \$5,871.00 (*as of 4/05/2018*)

- Land

- \$7,693.00 (*as of 4/05/2018*)

- Estimate of Repairs

- \$135,364.00

816 HICKORY ST.

Housing Code Correction Letters

- Code Compliance Inspection Date

- 2/02/2016

- Code Compliance Letter Written

- 2/03/2016

- Code Compliance Due Date

- 03/03/2016

816 HICKORY ST.

Demolition Board Actions

- Demolition Board Show Cause Hearings

- 2/22/2018

- Order by Demolition Board

- MS or D by 03/22/2018

- Request Sent To City Council for Show Cause Hearing

- 03/29/2018

816 HICKORY ST.

City Council Actions

- Show Cause Hearing Held
- Public Safety Committee Meeting
- Resolution passed by City Council
- Extension Requested By Owner

816 HICKORY ST.

General Comments

- Fire-damaged structure. Fire was on 2/02/2016.
- None of the required permits have been pulled as of 4/05/2018.

RECOMMENDATIONS

● FOR NEW CASES:

- Recommend time frame for MS or D. This requires a resolution be passed by City Council –
 - 60 days for regular demolitions
 - 30 days for fire-damaged demolitions
- Table case – Stays at PS Committee level for future review.

● FOR EXTENSION REQUESTS:

- Grant extension if requested. Requires new resolution be passed by City Council.
- Deny extension requested. Case will proceed in demo process and be sent out to bid for demolition.

● FOR TABLED CASES:

- Recommend time frame for MS or D. This requires a resolution be passed by City Council –
 - 60 days for regular demolitions
 - 30 days for fire-damaged demolitions
- Return case to table – Stays at PS Committee level for future review.









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

WHEREAS, the Code Compliance Manager has determined that the building located at 816 Hickory Street, Parcel # 33-01-01-15-355-001 legally described as: LOT 14 BLOCK 5 LANSING IMPROVEMENT COMPANY'S ADD is an unsafe or dangerous building as defined in Section 108 of the Lansing Property Maintenance Code and Section 139 of the Housing Law of Michigan, being MCL 125.539 and was red tagged on 8/24/2016; and

WHEREAS, a hearing was held by the Hearing Officers on February 22, 2018, at which the Hearing Officers determined that said building was an unsafe and dangerous building and ordered the building demolished or made safe by 03/22/2018; and

WHEREAS, said Hearing Officers filed a report of their findings and order with the City Council and requested the City Council to take appropriate action under the Lansing Housing and Premises Code and the Housing Law of Michigan; and

WHEREAS, the Housing Law of Michigan and Premises Code require a hearing be conducted to give the property owner an opportunity to show cause why a dangerous structure should not be demolished or otherwise made safe; and

WHEREAS, the City Council held a public hearing on Monday, April 30, 2018, to review the findings and the order of the Hearing Officers and the owners were notified in writing of said hearing and had an opportunity to appear and show cause why said building should not be demolished or otherwise made safe; and

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

NOW, THEREFORE, BE IT RESOLVED that the owner(s) of 816 Hickory Street are hereby directed to comply with the order of the Hearing Officers to demolish or otherwise make safe the said building within 30 days from the date of this resolution, May 14, 2018.

BE IT FURTHER RESOLVED that the property owner(s) is hereby notified that this order must be appealed within twenty days pursuant to MCL 125.542 and should the owners fail to comply with the Hearing Officers' order for demolition or make safe, the Manager of Code Compliance is hereby directed to proceed with demolition of said building.

BE IT FURTHER RESOLVED whether demolition is accomplished by said property owner or the city that appropriate seeding and restoration of property take place to avoid run-off to adjacent properties.

BE IT FURTHER RESOLVED that the cost of such demolition shall be a lien against the real property and shall be reported to the City Assessor.

BE IT FINALLY RESOLVED that the owners in whose name the property appears upon the last local tax assessment record shall be notified by the City Assessor of the amount of such cost by first class mail at the address shown on the records. Upon the owners failure to pay the same within thirty (30) days after mailing by the City Assessor of the notice of the amount thereof, the amount of said costs shall be a lien and shall be filed and recovered as provided by law and the lien shall be collected and treated in the same manner as provided for property tax liens under the general property tax act.

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

ADDRESS:	902 E. Kalamazoo Street
PARCEL NUMBER:	33-01-01-15-352-261

SHOW CAUSE HEARING DATE:	
DEMOLITION CASE FILE #:	2018-D002

LISTED TAXPAYER:	Mbelu, Augustin & Joy C
INTERESTED PARTIES:	Mbelu, Augustin & Joy C
SEV INFORMATION:	\$24,500.00
LAND VALUE:	\$7,110.00
BUILDING VALUE:	\$41,860.00
LOT SIZE:	39.500 x 120.000

HOUSING CODE VIOLATION LTR:	8/24/2016
ORIGINAL RED TAG DATE:	8/24/2016
ZONING:	C Residential
ESTIMATE OF REPAIRS:	\$193,636.00
PICTURES:	yes
OTHER:	

LEGAL DESCRIPTION:	LOT 8 BLOCK 3 LANSING IMPROVEMENT COMPANYS ADD
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ORDER OF DEMOLITION BOARD

DEMOLITION BOARD MEETING DATE:	
ORDER:	
REASON/CONDITIONS:	
HEARING OFFICER:	

CURRENT PERMIT ACTIVITY

BUILDING:	2017 expired to rebuild deck, 2 2018 permits tear off tear out
ELECTRICAL:	ready to issue as of 1/05/2018, expired permit 2016
MECHANICAL:	Required, not yet pulled
PLUMBING:	ready to issue as of 11/29/2017
DEMOLITION:	na

CURRENT CITY COUNCIL ACTIVITY

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



LANSING FIRE DEPARTMENT FIRE MARSHAL'S OFFICE

316 N. Capitol Avenue, Suite C-1 • Lansing, MI 48933-1238
(517) 483-4361 • FAX: (517) 377-0169

CODE COMPLIANCE SECTION

Virg Bernero, Mayor

April 27, 2018

Certified Number: 7017 1450 0001 1395 3674

Augustin & Joy Mbelu
5517 Star Flower Drive
Haslett, MI 48840-8695

Dear Augustin & Joy Mbelu

RE: DANGEROUS BUILDING AT 902 E. Kalamazoo Street SHOW CAUSE HEARING

TAKE NOTICE: In accordance with the provisions of City of Lansing Housing & Premises Code Section 1460.11 and MCL 125.538 et. seq., a Show Cause Hearing concerning the building and/or any accessory structure(s) located at 902 E. Kalamazoo St., Lansing, Michigan, is scheduled before the City Council of the City of Lansing.

HEARING TIME: April 30, 2017 @ 7:00 p.m.
HEARING PLACE: **Council Chambers 10th Floor City Hall**
124 W. Michigan Lansing, Michigan 48933

The Demolition Board has determined that the subject building, and/or any accessory structure, is "Dangerous" as defined in the aforesated laws. THE PURPOSE OF THE HEARING is to give interested parties an opportunity to take exception to the determination made by the Demolition Board and to otherwise give testimony and SHOW CAUSE WHY THE SUBJECT BUILDING(S) SHOULD NOT BE ORDERED TO BE DEMOLISHED by the City Council.

Issuance of any building and/or trade permit(s) does not, in any way, alter the demolition schedule or give rise to a cause of action to prevent the demolition of this property. The permit applicant/owner assumes any risks and costs associated with obtaining the permit(s) for the property listed above.

Sincerely,

A handwritten signature in black ink, appearing to read "Brian McGrain".

Brian McGrain
Director
Economic Development & Planning

BM/lmp

Attachment

902 E. Kalamazoo Street

- Original Red Tag Date

- 8/24/2016

- Submitted Into Make Safe Or Demolish Process

- 10/20/2017

- Property Vacant/Repairs Exceed Building SEV

- Property vacant more than 180 days

- Repairs exceed building SEV

- Title Information

- Augustin & Joy C. Mbelu

902 E. Kalamazoo Street

Property Value Information

● SEV

● \$24,500 (*as of 4/03/18*)

● Structure

● \$41,860 (*as of 4/03/2018*)

● Land

● \$7,110.00 (*as of 4/03/2018*)

● Estimate of Repairs

● \$193,636.00

902 E. Kalamzoo St.

Housing Code Correction Letters

● Code Compliance Inspection Date

● 8/24/2016

● Code Compliance Letter Written

● 8/24/2016

● Code Compliance Due Date

● 1/03/2017

902 E. Kalamzoo St.

Demolition Board Actions

- Demolition Board Show Cause Hearings

- 2/22/2018

- Order by Demolition Board

- MS or D by 03/22/2018

- Request Sent To City Council for Show Cause Hearing

- 03/29/2018

902 E. Kalamazoo St.

City Council Actions

- Show Cause Hearing Held
- Public Safety Committee Meeting
- Resolution passed by City Council
- Extension Requested By Owner

902 E KALAMAZOO STREET.

General Comments

- Property originally tagged on 8/24/2016 then was severely fire damaged on 6/30/2017.
- Owner did not show for Demolition Board Meeting no response.
- This property two expired permits that have had no inspections. Has 2 permits that have on a ready to issue

RECOMMENDATIONS

● FOR NEW CASES:

- Recommend time frame for MS or D. This requires a resolution be passed by City Council –
 - 60 days for regular demolitions
 - 30 days for fire-damaged demolitions
- Table case – Stays at PS Committee level for future review.

● FOR EXTENSION REQUESTS:

- Grant extension if requested. Requires new resolution be passed by City Council.
- Deny extension requested. Case will proceed in demo process and be sent out to bid for demolition.

● FOR TABLED CASES:

- Recommend time frame for MS or D. This requires a resolution be passed by City Council –
 - 60 days for regular demolitions
 - 30 days for fire-damaged demolitions
- Return case to table – Stays at PS Committee level for future review.

































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

WHEREAS, the Code Compliance Manager has determined that the building located at 902 E. Kalamazoo, Parcel # 33-01-01-15-352-261 legally described as: LOT 8 BLOCK 3 LANSING IMPROVEMENT COMPANY'S ADD is an unsafe or dangerous building as defined in Section 108 of the Lansing Property Maintenance Code and Section 139 of the Housing Law of Michigan, being MCL 125.539 and was red tagged on 8/24/2016; and

WHEREAS, a hearing was held by the Hearing Officers on February 22, 2018, at which the Hearing Officers determined that said building was an unsafe and dangerous building and ordered the building demolished or made safe by 03/22/2018; and

WHEREAS, said Hearing Officers filed a report of their findings and order with the City Council and requested the City Council to take appropriate action under the Lansing Housing and Premises Code and the Housing Law of Michigan; and

WHEREAS, the Housing Law of Michigan and Premises Code require a hearing be conducted to give the property owner an opportunity to show cause why a dangerous structure should not be demolished or otherwise made safe; and

WHEREAS, the City Council held a public hearing on Monday, April 30, 2018, to review the findings and the order of the Hearing Officers and the owners were notified in writing of said hearing and had an opportunity to appear and show cause why said building should not be demolished or otherwise made safe; and

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

NOW, THEREFORE, BE IT RESOLVED that the owner(s) of 902 E. Kalamazoo are hereby directed to comply with the order of the Hearing Officers to demolish or otherwise make safe the said building within 30 days from the date of this resolution, May 14, 2018.

BE IT FURTHER RESOLVED that the property owner(s) is hereby notified that this order must be appealed within twenty days pursuant to MCL 125.542 and should the owners fail to comply with the Hearing Officers' order for demolition or make safe, the Manager of Code Compliance is hereby directed to proceed with demolition of said building.

BE IT FURTHER RESOLVED whether demolition is accomplished by said property owner or the city that appropriate seeding and restoration of property take place to avoid run-off to adjacent properties.

BE IT FURTHER RESOLVED that the cost of such demolition shall be a lien against the

real property and shall be reported to the City Assessor.

BE IT FINALLY RESOLVED that the owners in whose name the property appears upon the last local tax assessment record shall be notified by the City Assessor of the amount of such cost by first class mail at the address shown on the records. Upon the owners failure to pay the same within thirty (30) days after mailing by the City Assessor of the notice of the amount thereof, the amount of said costs shall be a lien and shall be filed and recovered as provided by law and the lien shall be collected and treated in the same manner as provided for property tax liens under the general property tax act.