



AGENDA
Committee on Public Safety
Thursday, April 18, 2019 @ 3:30 p.m.
City Council Conference Room, 10th Floor

Council Member Wood, Chair
Council Member Spitzley, Vice Chair
Council Member Hussain, Member

- 1. Call to Order**
- 2. Roll Call**
- 3. Minutes**
 - April 11, 2019
- 4. Public Comment on Agenda Items**
- 5. Discussion:**
 - A. DISCUSSION – Ingham County Animal Control
 - B. RESOLUTION – Set Show Cause Hearing; 840 Maple Hill Avenue
 - C. City Attorney Updates:
 - Future of a Police Sub Station at Walnut Park
 - 3801 Walton
- 6. Other**
- 7. Adjourn**



DATE April 18, 2019

[illegible]

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MINUTES

**Committee on Public Safety
Thursday, April 11, 2019 @ 3:30 p.m.
City Council Conference Room, 10th Floor**

CALL TO ORDER

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

ROLL CALL

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

OTHERS PRESENT

Sherrie Boak, Council Staff
Joseph Abood, Chief Deputy City Attorney
Andy Kilpatrick, Public Service Director
Elaine Womboldt
Mary Ellen Purificato

Public Comment

No public comment at this time.

DISCUSSION/ACTION

City Attorney Updates

Future of a Police Sub Station at Walnut Park

Mr. Abood confirmed he spoke to Joe Whitsett with TWG and with the LPD Chief and encouraged them to communicate with each other. Mr. Abood stated he would have a report at the April 18th Committee meeting, but hoped to have a meaningful report from both parties by the May 2, 2019 meeting. Council Member Wood informed him the questions she is looking to be answered included a confirmation they are moving forward with the substation, who will be paying for the upgrades to make it compliant and what would be the anticipated date LPD would be on site.

3801 Walton

Mr. Abood submitted the signed letter from Mr. Kruger, property owner. It was noted received in Law on April 1, 2019 and had an attachment which outlined the status on the 7 items. Council Member Wood asked if the items were now complete since the letter gave a deadline of March 31st. Mr. Abood could not provide that information, but stated City Attorney Smiertka continues to follow up with the owners. Council Member Wood asked what happens if the items are not done, and Mr. Abood stated the community officer has requested it go to Circuit Court. So Law is currently reviewing it to see if there is enough information to get a ruling in

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court. There was been no extension requested or granted and it has to be all done immediately.

Trash/Recycle Bin Enforcement (Ordinance 2018-1237)

Mr. Kilpatrick confirmed that one ticket was written but they are still working out the details on mailing, mailing to whom and posting on the property. They have checked 20-30 properties. They are also working on determining if they need to attach photos or when it should be posted on the property. Committee members recommend the department purchase portable printers so things can be printed on site and they do not need to come back to the office before they go back out and post. Mr. Kilpatrick stated they are also working with Law on if they have to post the photos or if they photos just have to be on file for if or when they appeal. They are in the test pilot program with the enforcement and City Works, and once it has been confirmed as workable they will put that tab on the Lansing Connect. With the inspection request photos can be attached directly to it. Lastly he stated he will initiate a call to Code Compliance to see if there are any others, other than the 20-30 they are currently aware of. Committee suggested they look at Lyons, Seymour, and Sheldon streets.

Mr. Kilpatrick then outlined the process which is to have Code Compliance tag, share that information with Public Service, and when there is a violation Public Service will check it, ticket it and mail to the owner, occupant and place notice on the property. They can mail to the occupant and post or hand deliver to occupant.

Council Member Wood requested that Law and Public Service look into a process in the future that when an ordinance is passed, they need to be prepared at the time of passage to enforce it.

Mr. Kilpatrick noted items for the Committee to consider for the future of the ordinance including specifics for right of way because it currently states it cannot be between the sidewalk and curb, add something to the bill for residents to pay the violation, an appeal process and speak to the department on what they are seeing while ticketing to make the enforcement better.

Ms. Womboldt asked for clarification on the process. Mr. Kilpatrick confirmed notifications are provided to the owner and the occupant and that was also confirmed by Mr. Abood.

Council Member Wood encouraged Mr. Kilpatrick to take any information from the owner that states it is a rental and send to Code Compliance so they can address rental registration with them.

Ms. Purificato supported the recommendations made.

Mr. Kilpatrick stated he would have an update at the May meeting. Council Member Wood encouraged them to utilize any mailing they do on recycling and bins to update the public on this ordinance.

Ordinance Amendment for Parking (Ordinance 2018-1235)

Mr. Abood provided copies of community ordinances including those from

- Plymouth
- Ann Arbor
- Ypsilanti
- Milwaukee
- East Lansing

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- Grand Rapids
Toronto

The Committee went through the ordinances where Law had highlighted the sections that spoke to permits and fees or fines. Council Member Hussain noted his original question from the last meeting was also how many vehicles per address could be permitted and allowed to park in the street in other communities. He noted he was not opposed to one permit per house, but to his recollection he heard during the public meetings in 2018 that the residents who spoke at them wanted more than one.

The Committee discussed parking allowances, restrictions at a residence where there were no permits, how a new owner could petition for a permit and the appeal process. Council Member Wood asked the OCA to draft ordinance amendments on what they have seen from the presented municipalities along with addressing the request on the number of permits per household. The discussion will continue at the May 2, 2019 meeting with Law and Mr. Kilpatrick with Public Service for his input on the streets in the City, including the safe width of a street to park on both sides, safe width for an emergency vehicle to drive down it and safe width for parking on one side and one side with an emergency vehicle.

OTHER

Council Member Wood voiced concerns she has heard recently on dog incidents and the process Ingham County Animal Control follows. She asked Law if the City can help with the process on the vicious dog, or is this entirely up to Ingham County Animal Control. Mr. Abood clarified that it is strictly with Ingham County and the City has no ability or authority to enforce the County regulations. Mr. Abood stated he would reach out to the County Prosecutor when Council Member Wood can provide him with the specifics on the concerns she recently heard. Council Member Hussain asked what things the City can enforce, and Mr. Abood noted that when a complaint comes into the LPD, they investigate it and then forward to the Ingham County Animal Control after they make their determination on if it is something the City can address or it needs to be addressed by the County.

Council Member Wood suggested making contact with Ingham County Animal Control to attend the next meeting on April 18, 2019.

Other

Council Member Hussain asked the Committee chairperson to look into a better way to prioritize properties where issues are raised.

Council Member Wood asked Law about the status of 5025 S Pennsylvania where a rezoning was denied but a dispensary opened up. Mr. Abood confirmed that the applicants did file a lawsuit and after being heard in court and the Court of Appeals it was ruled against the City. Therefore the only steps would be the Supreme Court and Law does not believe there is sufficient grounds to take it to the Supreme Court, therefore they are fully licensed and occupied.

MINUTES

MOTION BY COUNCIL MEMBER HUSSAIN TO APPROVE THE MINUTES FROM MARCH 21, 2019. MOTION CARRIED 2-0.

ADJOURN

Adjourned at 4:40 p.m.

Submitted by Sherrie Boak, Recording Secretary
Lansing City Council

Approved as presented: _____

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

ADDRESS:	840 MAPLEHILL AVENUE
PARCEL NUMBER:	33-01-01-34-155-171

SHOW CAUSE HEARING DATE:	
DEMOLITION CASE FILE #:	2018-D014

LISTED TAXPAYER:	ANDRUS, JOHN D
INTERESTED PARTIES:	
SEV INFORMATION:	\$26,500.00
LAND VALUE:	\$10,552.00
BUILDING VALUE:	\$42,355.00
LOT SIZE:	"60" X "105"

HOUSING CODE VIOLATION LTR:	8/16/2018
ORIGINAL RED TAG DATE:	8/15/2018
ZONING:	"A"
ESTIMATE OF REPAIRS:	\$93,499.50
PICTURES:	YES
OTHER:	

LEGAL DESCRIPTION:	LOT 510 MAPLE HILL
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ORDER OF DEMOLITION BOARD

DEMOLITION BOARD MEETING DATE:	1/24/2019
ORDER:	MAKE SAFE OR DEMOLISH BY 3/24/19
REASON/CONDITIONS:	UNSAFE STRUCTURE
HEARING OFFICER:	DAVE MUYLLE

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:	4/2/2019
SHOW CAUSE HEARING DATE:	
PUBLIC SAFETY COMMITTEE WILL REVIEW:	

840 MAPLEHILL AVENUE

● Original Red Tag Date

● 8/16/2018

● Submitted Into Make Safe Or Demolish Process

● 11/28/2018

● Property Vacant/Repairs Exceed Building SEV

● Property vacant more than 180 days

● Repairs exceed building SEV

● Title Information

● JOHN D ANDRUS

840 MAPLEHILL AVENUE

Property Value Information

- SEV

- \$26,500.00 (*as of 4/01/2019*)

- Structure

- \$42,35.00 (*as of 4/01/19*)

- Land

- \$10,552.00 (*as of 4/01/19*)

- Estimate of Repairs

- \$93,499.50

840 MAPLEHILL AVENUE

Housing Code Correction Letters

● Building Safety Inspection Date

● 08/15/2018

● Building Safety Letter Written

● 08/16/2018

● Building Safety Due Date

● 08/15/2018

840 MAPLEHILL AVENUE

Demolition Board Actions

- Demolition Board Show Cause Hearings

- 01/24/2019

- Order by Demolition Board

- MS or D by 3/24/2019

- Request Sent To City Council for Show Cause Hearing

- 04/02/2019

840 MAPLEHILL AVENUE

City Council Actions

- Show Cause Hearing Held

- 00/00/00

- Public Safety Committee Meeting

- 00/00/00

- Resolution passed by City Council

- Extension Requested By Owner

840 MAPLEHILL AVENUE

General Comments

- None of the required permits have been pulled as of 04/01/19.

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.

840 MAPLEHILL





840 MAPLEHILL AVENUE









840 MAPLEHILL AVENUE









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 840 Maplehill Avenue, Lansing, MI, 48910, Parcel # 33-01-01-34-155-171, legally described as: LOT 510 MAPLE HILL, is an unsafe or dangerous building as defined in Section 108.1.1 of the 2009 International Property Maintenance Code, as adopted and modified in Lansing Codified Ordinances Chapter 1460, Lansing Property Maintenance Code, and the Housing Law of Michigan, Public Act 167 of 1917, as amended; and

WHEREAS, the Code Compliance Office red tagged the said structure on 08/16/2018 and requested the property owner be ordered to demolish or otherwise make safe the structure; and

WHEREAS, a show cause hearing was held by the Lansing Demolition Hearing Board on 1/24/2019, at which the Hearing Officers determined that said building was an unsafe and dangerous building and ordered the building demolished or made safe by 3/24/2019; and

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

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

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council shall hold a show cause hearing on Monday, _____, at 7:00 p.m. in the Lansing City Council Chambers, 10th Floor City Hall, 124 W. Michigan Ave., Lansing, MI 48933 in consideration of the finding and order of the Lansing Demolition Hearing Board Officers regarding the structure at 840 Maplehill Avenue, Lansing, MI 48910 to give the owner, or the owner's agent, the opportunity to appear and show cause why the building should not be demolished or otherwise made safe; and to approve, disapprove, or modify the order of the hearing officer to demolish or make safe the subject structure.

BE IT FINALLY RESOLVED that the Lansing City Council requests that the Manager of Code Compliance notify the owner of said property of the opportunity to appear and present testimony at the hearing, as required by law.

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City of Lansing

OFFICE OF THE CITY ATTORNEY

James D. Smiertka, City Attorney

March 18, 2019

Bruce Kruger
7721 Williams Rd.
Lansing, MI 48911

RE: 3801 Walton

Dear Mr. Kruger,

The purpose of this letter is to summarize the remedial steps you have agreed to take with respect to 3801 Walton, as committed to at our March 6, 2019 meeting held in the City Attorney conference room. You agreed that the following will occur by March 31, 2019:

- A walk-through of the premises with Councilmember Garza and Chief Building Inspector Steve Swan including an inspection by Mr. Swan
- Provide LPD Officer Jillian Colby a tenant list and update it every six months.
- Continue the eviction process for the two tenants you mentioned during the meeting.
- Install functioning lights on all four corners of the building and arrange for the back light to be repaired.
- Connect three operational surveillance cameras and work with LPD Officer Jillian Colby on placement and to get them registered with SCRAM.
- Arrange for pest control on a monthly basis and ensure access to tenant apartments.
- Continue contact with LPD Officer Jillian Colby.
- Update and file with LPD all No Trespass letters.
- LPD Officer Jillian Colby will arrange for a risk assessment and you will cooperate with her.

Thank you for your cooperation. Please indicate acceptance and agreement below and return in the enclosed self-addressed stamped envelope.

Sincerely,

James D. Smiertka
City Attorney

Accepted and agreed:

Bruce Kruger

RECEIVED APR 04 2019

ATT. JAMES SMIENTKA

#1 WALK Thru STEED SWAN
just cosmetic repairs smoke detectors
smoke Detector Done Immediately

#2 LEADS to Jillian

#3 1 Eviction Done
1 Done April 4th

#4 5 CAMERAS Installed
for total surveillance

#5 ORKIN still goes every month
& told all tenants to let them in.

#6 updated all no trespass with LPD

#7 called Haeefines to KASTA OSBORN
to arrange risk assessments But
no call back

THESE HAVE ALL BEEN DONE
But #7

