



MINUTES
Committee on Public Safety
Thursday, September 5, 2019 @ 3:30 p.m.
City Council Conference Room, 10th Floor

CALL TO ORDER

The meeting was called to order at 3:52 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
Mary Bowen, Assistant City Attorney
Joseph Abood, Chief Deputy City Attorney
Amanda O'Boyle, Assistant City Attorney
Scott Sanford, Code Compliance
Lisa Hagen, Council Legal Analyst
Jennifer Smith- Zande, City Clerk's Office
Mary Ellen Purificato

Public Comment

No public comment at this time.

MINUTES

MOTION BY COUNCIL MEMBER HUSSAIN TO APPROVE THE MINUTES FROM AUGUST 15, 2019. MOTION CARRIED 2-0.

DISCUSSION/ACTION

DISCUSSION – City Attorney Update – 3801 Walton

Mr. Abood informed the Committee that a premise inspection is scheduled. One was already performed and the OCA, Council Member Garza and a building inspector were present, however a second one has been schedule with the Building Official and Officer Colby. At this time, Mr. Abood could not provide the date and time of that inspection, but would provide that to the Committee. He then stated that after that inspection the OCA will take the results and determine how to proceed. Council Member Wood asked for a timeline and Mr. Abood was not able to provide that, however acknowledged he would have that by the 9/19/2019 Committee meeting.

RESOLUTION – Introduction & Setting Public Hearing; Chapter 1300 Amendments

Council Member Wood referenced the two drafts, noting the only change from what the Committee voted on at the last meeting was the buffering at parks and day cares the buffering was moved back to 500'. It was confirmed that the draft labeled "Planning Board Recommendation" would be changed to "Draft #1F", and Draft #1E" was what came out of the Planning board. Council Member Wood added that based on communications with the Administration they have concurred with the ordinance from the Committee with the change to the 500' buffer. The OCA was then asked about amending the ordinance to address the sale of alcohol at the social clubs. Ms. O'Boyle read the State Emergency rule 13 which stated the sale or consumption of alcohol is only permitted if allowed by other State or Federal laws. and permitted unless the City prohibits it, therefore the Committee asked the OCA to add the language. Lastly, the OCA distributed draft language for page 49, a new Section 49 which would address existing business, applicants in the process and "grand fathering".

MOTION BY COUNCIL MEMBER HUSSAIN TO SET THE PUBLIC HEARING FOR SEPTEMBER 30, 2019 FOR DRAFT #1F WITH THE PROVISIONS MADE TO PAGE 49 SECTION 4 AND SECTION 5, AND THE ADDITIONAL LANGUAGE TO ADDRESS LIQUOR LICENSES. MOTION CARRIED 2-0.

Council Member Wood asked Ms. Hagen to create a memo outlining the differences between the current and new ordinance, and on 9/23/2019 the Committee of the Whole will go through it. She asked that the memo include the details that the social clubs and micro-businesses are included because if they do not opt out they have to make these uses competitive.

DISCUSSION – Correction Notice Fees

Ms. Bowen informed the Committee that the OCA is still working on an analysis and proposal and anticipate information at the September 19, 2019 meeting. Mr. Abood added that when Council looks to increase fees they have to justify with the cost and not make it a revenue endeavor. Council Member Hussain asked Mr. Sanford when the original \$75 fee was established. Mr. Sanford was not able to provide a date, but in his opinion it was older than 20 years, and inflation should be taken into consideration.

DISCUSSION – FY 2020/2021 Budget Priorities

Council Office Manager highlighted proposed amendments from other Committees, and noted the document will be Draft 2 in the Committee of the Whole Monday night.

The Committee reviewed page 6, III a). Council Member Hussain stated to Mr. Sanford, that at past meetings it was noted that Code needs assistance, however Council needs to know what they need, specific to numbers and funding. Mr. Sanford acknowledged he cannot provide that because he believes they are never at full staff due to retirements and leaves. He did confirm that they have the equipment just not the people. Council Member Hussain then inquired into if HR can do something to reach out to people when they are not hired and advise them on what they need to do to qualify for future employment.

After review of all 111 a) the Committee determined to keep everything currently in the document from the previous year because it continues to address the concerns.

Other

Update from City Attorney's Office; City of Jackson Ordinance on Relocation Assistance for Displaced Tenants

Ms. Hagen informed the Committee that in April Council Member Spadafore had asked the OCA to begin working on an ordinance based on the City of Jackson's ordinance and since that time the draft she wrote went through the OCA Ordinance Committee and she is now in the process of rewriting it. Council Member Wood informed Council Member Hussain that she

has spoken to Council Member Spadafore and asked it come through this Committee and he can attend those meetings as well.

Council Member Wood asked Ms. Hagen to coordinate a meeting with the OCA and Brian McGrain to address the recent sign complaints and feedback from businesses with concerns. It was noted to Ms. Hagen that Mr. McGrain had indicated there were some proposed changes and they were going to follow up, however Council has not heard back. Council Member Hussain asked if the businesses owners are pushing back on the 20% window coverage or are upset that the ordinance that has been in place is now being enforced. Council Member Wood stated her understanding was that it was a combination of both.

Parking Ordinance Changes – Chapter 404

Ms. Bowen confirmed for the Committee that the changes from Draft 3 to the recent Draft 4 dated 9/5/2019 could be found on page 7, lines 10-13. This now states “No more than one annual permit and one temporary permit may be granted per residential parcel within a permit zone at any given time; no more than 4 temporary permits may be granted per calendar year;” Ms. Bowen then referenced the last meeting where the discussion was on defining “designate parking”. Council Member Wood clarified that the Committee wanted it clear that if a resident received a permit it was clearly defined the designated area, so they did not believe their permit allowed them to park in already designated “no parking” areas. Ms. Bowen acknowledged that the ordinance does not have a Definitions” section, and the Committee confirmed for her that they were not specific on where it was stated in the document, but that it needed to be stated.

Council Member Wood asked Ms. Hagen to provide a bullet point memo on the changes, what the process is, etc.

Council Member Wood asked the OCA to review page 8 lines 21-23 and page 9 line 1 which spoke to “zones”, noting there are only two (2) zones; 1- Downtown, 1- Residential. The OCA was asked to work with Public Service, specifically Andy Kilpatrick to confirm the correct zones and language.

The Committee will review the ordinance at their September 19, 2019 meeting, setting the hearing at that time and at Council on September 30, 2019 for October 14, 2019.

Council Member Wood informed the Committee that the new 911 Dispatch Director will be at the October 3, 2019 Committee meeting.

ADJOURN

Adjourned at 4:34 p.m.

Submitted by Sherrie Boak,

Recording Secretary

Lansing City Council

Approved as presented: September 19, 2019