



MINUTES
Committee on City Operations
Tuesday, July 19, 2022 @ 4:00 p.m.
City Council Conference Room

CALL TO ORDER

Council Member Spitzley called the meeting to order at 4:00p.m.

PRESENT

Council Member Spitzley, Chair
Council Member Daniels, Vice-Chair
Council Member Hussain, Member

OTHERS PRESENT

Sherrie Boak, Council Office Manager
Lisa Hagen, OCA
Jim Smiertka, OCA
Joan Lenhard – ARRIVED AT 4:25PM
Ann Parry, Dept. Public Service
Brian Jackson, Deputy City Clerk – ARRIVED AT 4:32PM
Nicholas Montry, Dept. Public Service
Michelle Smalley, Dept. Public Service
Andy Kilpatrick, Dept. Public Service
Andreas Kaliyanakis, snow assessment
Charles Hauser, Granger

MINUTES

MOTION BY COUNCIL MEMBER DANIELS TO APPROVE THE MINUTES FROM JUNE 21, 2022, AS PRESENTED. MOTION CARRIED 3-0.

PUBLIC COMMENT

No public comment at this time.

Discussion/Action

RESOLUTION – Re-Appointment; Samara Morgan as an At-Large member of the Board of Public Service for a term to expire June 30, 2026

Councilmember Spitzley stated this is a reappointment and asked if there were any questions, Councilmember Hussain stated for the record this is a family member but no conflict of interest.

MOTION BY COUNCIL MEMBER DANIELS TO APPROVE THE RESOLUTION FOR THE REAPPOINTMENT; SAMARA MORGAN AS AN AT-LARGE MEMBER OF THE BOARD OF PUBLIC SERVICE FOR A TERM TO EXPIRE JUNE 30, 2026. MOTION CARRIED 3-0.

RESOLUTION – Appointment; Joan Lenhard as an At-Large member of the Park Board for a term to expire June 30, 2026

Councilmember Spitzley moved to the next item as Ms. Lenhard was not present yet.

Ms. Lenhard indicated she previously worked with the Parks & Recreation Department for the City and in Dallas, TX and her education is in therapeutic recreation, she is familiar with the department and the struggles for the parks. Councilmember Daniels asked if she had any creative ideas/thoughts for solar panels for parks and more accessibility for nighttime. Ms. Lenhard said she would like to think but agreed that the parks should be accessible 24/7 for those that work night shifts and for those with disabilities. Councilmember Hussain encouraged Ms. Lenhard to also look at the accessibility for those without disabilities too like the parks with fitness equipment that not all parks have.

MOTION BY COUNCIL MEMBER DANIELS TO APPROVE THE RESOLUTION FOR THE APPOINTMENT; JOAN LENHARD AS AN AT-LARGE MEMBER OF THE PARK BOARD FOR A TERM TO EXPIRE JUNE 30, 2026. MOTION CARRIED 3-0.

RESOLUTION – Noise Special Permit; C & D Hughes, Inc. to allow for Pennsylvania Avenue Reconstruction on Saturdays from 8:00AM to 5:00PM from now through Fall 2022

Councilmember Spitzley indicated the hearing was on July 11th, Ms. Parry stated there was one public comment, but it was positive.

MOTION BY COUNCIL MEMBER DANIELS TO APPROVE THE RESOLUTION FOR THE NOISE SPECIAL PERMIT; C & D HUGHES, INC. TO ALLOW FOR PENNSYLVANIA AVENUE RECONSTRUCTION ON SATURDAYS FROM 8:00AM TO 5:00PM FROM NOW THROUGH FALL 2022. MOTION CARRIED 3-0.

RESOLUTION – In consideration of Special Assessment; Snow and Ice Removal Winter 2021-2022

Councilmember Spitzley asked if anyone was present for any addresses for appeal. Mr. Kaliyanakis spoke on his below.

2211 & 2213 Turner Street

Mr. Kaliyanakis spoke on the past when they had volunteers that assisted with things like snow shoveling and possibly mowing grass. He stated the property he owns has two addresses, but it is one building and only has two addresses for mail delivery, that it is one parcel. One renter has a young autistic child, and the other was lazy and left him with a large utility bill along with the two \$289 charges. Councilmember Spitzley asked what addresses Mr. Kaliyanakis was referring to and he responded 2211 and 2213 Turner St. Councilmember Spitzley then asked for confirmation on if this is listed as one parcel or two and do we charge by parcel or address. Councilmember Hussain confirmed it was one parcel, and Mr. Kilpatrick stated if it was one trip then it should only be one charge. Ms. Smalley confirmed it was one trip.

MOTION BY COUNCIL MEMBER HUSSAIN TO AMEND THE ROLL FOR WINTER 2021/2022 AND REMOVE THE AMOUNT OF \$289 FOR ADDRESS 2213 TURNER STREET. MOTION CARRIED 3-0.

Councilmember Spitzley stated the Committee can refer Mr. Kaliyanakis to Councilmember Wood for assistance with volunteers for the Capital Area Disability Network, he asked about the other charge. Councilmember Hussain stated it is the responsibility of the owner even if renter to assure the obligation is met, therefore the amount for 2211 stands.

2822 Cooley Drive

Councilmember Spitzley asked if anyone was present for this appeal, and Mr. Smiertka stated they did not have to be present for the Committee meeting just have the appeal ahead of the hearing. Councilmember Spitzley asked if there were any questions, there were none.

MOTION BY COUNCIL MEMBER DANIELS TO DENY THE APPEAL FOR 2822 COOLEY DRIVE ON THE SNOW AND ICE ASSESSMENT WINTER ROLL FOR 2021/2022. MOTION CARRIED 3-0.

1915 Moores River Drive

Councilmember Spitzley asked if anyone was present for this address, there were none, and there were no questions.

MOTION BY COUNCIL MEMBER HUSSAIN TO DENY THE APPEAL FOR 1915 MOORES RIVER DRIVE ON THE SNOW AND ICE ASSESSMENT WINTER ROLL FOR 2021/2022. MOTION CARRIED 3-0.

Ms. Lenhard arrived at 4:25pm and Councilmember Spitzley asked to return to the first item for Ms. Lenhard's appointment.

2201 Turner Street

Councilmember Spitzley asked if anyone was present for this address, there were none, and there were no questions.

MOTION BY COUNCIL MEMBER DANIELS TO DENY THE APPEAL FOR 2201 TURNER STREET ON THE SNOW AND ICE ASSESSMENT WINTER ROLL FOR 2021/2022. MOTION CARRIED 3-0.

MOTION BY COUNCIL MEMBER HUSSAIN TO APPROVE THE RESOLUTION AS AMENDED FOR THE SPECIAL ASSESSMENT WINTER ROLL; SNOW AND ICE REMOVAL WINTER 2021-2022. MOTION CARRIED 3-0.

ORDINANCE – Ordinance to Amend Chapter 1060, Licensing of Waste Haulers

Ms. Richmond indicated that Deputy Clerk Jackson was on his way to speak on the concerns the Clerk's office has. Mr. Kilpatrick asked what concerns the Clerk's office had, Ms. Hagen responded she believes they think the definitions were too broad. Councilmember Hussain asked law what the penalty is if not licensed, Ms. Hagen stated first offense is \$25, second is \$50, and subsequent up to \$250, but the charges can be changed by Council resolution. Councilmember Spitzley asked if changed can be made now within this ordinance or later. Ms. Hagen suggested adding another subsection within the same chapter.

Mr. Hauser referenced page 1, line 23 confirming curbside schedule does not require anything more specific. Mr. Kilpatrick stated the Director of Public Service sets the city's schedule and council approves, a private hauler may have a different day and they would need to know what that is so it wouldn't conflict. Mr. Smiertka offered instead of the word 'applicable' they could put in 'as provided' by section 1060.05b. Mr. Hauser stated his concern is they will be told a certain

day then the city will change it. Councilmember Spitzley asked if that was an anticipation, Mr. Kilpatrick stated they just need to know the days. Mr. Hauser said he appreciates all the changes but is also concerned that after (applicable) it is open/ended and leave interpretation.

Brian Jackson arrived at 4:32pm

Ms. Hagen asked if they take it out and put it in 1060.05b will that provide the Clerk's office and Public Service what they need, Mr. Kilpatrick stated as long as it's provided in one place it's not an issue. Councilmember Spitzley indicated then they didn't need 1060.05, and she feels it is overkill and overlap and that isn't needed. Mr. Kilpatrick again confirmed if it's in the application we don't need it anywhere else but having a map of boundaries may be helpful.

Councilmember Spitzley asked Mr. Jackson if the license states anything about schedules and he stated no. Mr. Hauser indicated he felt it was too much public information to have a map for private haulers. Ms. Hagen suggested that the three departments, (law, clerk's office, and public service), have a meeting to discuss along with the definitions and bring back to a future committee meeting, and she asked for possible dates. Councilmember Spitzley confirmed that August 16th would be sufficient and to have another draft available for that meeting, all concurred.

Other

PENDING UPDATE – Notice from the Michigan Liquor Control Commission; LE&O Mansion LLC request for transfer ownership 2021 Resort Class C License issued under MCL 436.1531(2), and SDM licensed business with Sunday Sales Permit (PM) for Class C License – Spirits and Mixed Spirit Drink and Dance-Entertainment Permit from Gus's LLC; Transfer location to 6810 Cedar St, Ste A, Lansing; transfer governmental unit under MCL 436.1531(1) from Lansing Township to Lansing City; New Sunday Sales Permit (AM); new Sunday Sales Permit (PM) for SDM License – Mixed Spirit Drink at 6810 S Cedar St Suite A, (RID #RQ-2111-19427) **Original Agenda 01/18/2022*

Notice from the Michigan Liquor Control Commission; Batter Up, LLC request for new Non-Transferable Class C License issued under MCL 436.1521(A)(1)(B), Downtown Development Authority License and a Non-Transferable new SDM License under MCL 436.1533(5)(A), (RID #RQ-2110-18571) **Original Agenda 03/01/2022*

Adjourn

Adjourned at 4:50pm

Submitted by Sherrie Boak

Recording Secretary, Lansing City Council

Approved by the Committee on September 6, 2022