



MINUTES
Committee on City Operations
Tuesday, October 18, 2022 @ 3:30 p.m.
City Council Conference Room

CALL TO ORDER

Council Member Spitzley called the meeting to order at 3:30p.m.

PRESENT

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

OTHERS PRESENT

Sherrie Boak, Council Office Manager
Matt Staples, OCA
Mary Bowen, OCA
Brian Phillips, Phillips Orchards
Luisa Franjul
Eduardo Mora-Zavala
Alfonso Civile

MINUTES

Council Member Spitzley moved the minutes for action to the next meeting.

PUBLIC COMMENT

No public comment at this time.

Discussion/Action

RESOLUTION – Liquor License Application; SmythPhillips Company for an Off-Premises Testing Room License and Sunday Sales Permit (AM) at 3000 Vine St

Mr. Phillips outlined the proposed business, which will be a cider tasting room, sales and a portion of the space will be a mini-version of their bakery and sales from their orchard.

Council Member Spitzley asked what their intention is to open, and Mr. Phillips acknowledged their hope was to be November.

MOTION BY COUNCIL MEMBER DANIELS TO APPROVE THE RESOLUTION FOR THE LIQUOR LICENSE APPLICATION; SMYTHPHILLIPS COMPANY FOR AN OFF-PREMISE TESTING ROOM LICENSE AND SUNDAY SALES PERMIT (AM) AT 3000 VINE ST. MOTION CARRIED 2-0.

RESOLUTION – Claim Appeal; Claim #1913, Luisa Franjul for \$455 in grass violation fees at 1802 Stirling Avenue

Mr. Sanford outlined the violation with compliance and reinspection dates. Mr. Sanford referenced the photos in the packet of what the contractor did.

Ms. Franjul noted she purchased the home in February but was still living in Florida and was having to make arrangements to maintain. She admitted she was able to get someone to shovel the snow, but was not able to get someone immediately to maintain.

Council Member Spitzley referenced the packet and asked if she reached out for an extension. Ms. Franjul admitted she did not but was not aware she could.

Mr. Civile spoke on behalf as the claimant; related to the claimant. Mr. Civile explained that the realtor was attempting to help them, but then they lost contact with them. He then stated his appeal due to family medical situations.

Council Member Spitzley asked if she had any other arrangements for the mail. Ms. Franjul stated she did not receive any notification until August. Mr. Sanford stated they mail to the address the assessor has listed. Mr. Civile stated when he was at the house he obtained the mail and there was a change of address form and the notice of the fees for this.

Council Member Spitzley explained the process that the Committee considers.

Ms. Bowen confirmed that the Claims Review Committee met on this, and based on the documents all the procedures were followed so the Claims Review Committee denied the claim.

Mr. Civile appealed the costs and need for consideration.

Council Member Spitzley explained that if Council denies Monday, then they can make arrangements with Treasury. Mr. Civile asked if there is a way to extend the payment.

MOTION BY COUNCIL MEMBER DANIELS TO DENY THE CLAIM APPEAL; CLAIM #1913, LUISA FRANJUL FOR \$455 IN GRASS VIOLATION FEES AT 1802 STIRLING AVENUE.
MOTION CARRIED 2-0.

RESOLUTION – Claim Appeal; Claim #1907, Eduardo Mora-Zavala for \$1,413 in trash fees at 301 S Foster Avenue

Mr. Sanford informed the Committee that the property was cited in March with compliance in the same month. He referenced the photos to note the timeline when the contractor arrived.

Ms. Bowen confirmed the Committee reviewed the documentation and they agreed to reduce the charge by \$400. It appears they considered the change due to the amount of construction material that was removed.

Mr. Mora-Zavala confirmed when he purchased in January there was not debris, and during the following months he was cleaning up the property because it was vacant for 9 months. The post office deemed it vacated since it had been vacant for 9 months. Because of this situation with the mail, he stated he did not get mail until April. Mr. Mora-Zavala referenced the photos and explained where his trailer was located in the garage so that it was not left outside. In addition he noted the type of trash was not personal trash but was trash from the neighboring

commercial trash. He also confirmed from neighbors that commercial trash is constantly dumped in that alley. Council Member Spitzley asked if he was getting mail now and he confirmed.

Council Member Daniels explained that anything granted is then become the responsibility of the City because Code compliance has already paid the contractor.

Mr. Mora-Zavala again appealed the types of materials that were on site.

The committee held discussions on types of trash, notices, mailings and the post office determination of abandoned.

Mr. Sanford reminded the Committee that per ordinance they are to cite trash where they find it. The Committee assured Mr. Sanford that they do not believe it was not something code compliance did incorrectly, it has to do with the type of trash.

MOTION BY COUNCIL MEMBER DANIELS TO APPROVE THE CLAIM APPEAL; CLAIM #1907, EDUARDO MORA-ZAVALA FOR \$1,413 IN TRASH FEES AT 301 S FOSTER AVENUE. MOTION CARRIED 2-0.

RESOLUTION – Claim Appeal; Claim #1875, Sharon and Surin Boonyasith for \$150 in red tag fees at 218 S Hayford Avenue

Mr. Sanford stated his office is encouraging the Committee to grant the claim since his belief is it should have never been a violation of red tag.

MOTION BY COUNCIL MEMBER DANIELS TO APPROVE THE CLAIM APPEAL; CLAIM #1875, SHARON AND SURIN BOONYASITH FOR \$150 FOR RED TAG FEES AT 218 S HAYFORD. MOTION CARRIED 2-0.

Other

Council Member Daniels asked about code compliance with apartments and their condition, specifically mold at Marvin Gardens. Council Member Spitzley asked Mr. Sanford if the City can address mold. Mr. Sanford stated the County Health Department no longer does inspections, so no Code Compliance then instructs them to call a mold remediation contractor. Council Member Spitzley asked for clarification if the tenant has to call and then get reimbursed by the landlord, and asked what compliance history is for Marvin Gardens. Mr. Sanford noted that all the garden level apartments have been red tagged, dealing with the upper floors, and the way it is built have the building is under ground. They are trying to keep people out of the areas where they no the problems all. They will need to work with the building department on waterproofing. Council Member Spitzley asked what happens if an inspector sees something, do they have to all someone else in to confirm black mold, and how is that relayed to the owner. Mr. Sanford stated if it falls under health then they have to rely on an outside source, which the owner or tenant can call.

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; GG Holding Co., LLC request for transfer location of escrowed 2021 Class C licensed business from 501-503-505 E Shiawassee St, Lansing to 3131 E Michigan Avenue, Lansing; new SDM licensed issued

under MCL 436.1533(5)(a), non-transferable, in conjunction; New Sunday Sales Permit (AM/PM) for Class C License – spirits and mixed spirit drink; conditional license, (RID #RQ-2205-04499) **Original Agenda 09/06/2022*

Notice from the Michigan Liquor Control Commission; BS Liquor Inc request for Conditional License; Transfer Ownership 2022 SDD & SDM License With Sunday Sales Permit (PM) For SDD License – Spirits And Sunday Sales Permit (PM) For SDM License – Mixed Spirit Drink From Love America, Inc.; New Sunday Sales Permit (AM) at 1701 W Willow St. (RID #RQ-2205-05286) **Original Agenda 09/20/2022*

Notice from the Michigan Liquor Control Commission; The Comfort Zone Cigar Lounge & Bar LLC request for Transfer Ownership Escrowed 2022 Class C and SDM Licensed Business with Sunday Sales Permit (PM) for Class C License – Spirits and Mixed Spirit Drink, Dance-Entertainment Permit, and Outdoor Service (1 area) from Leo's Outpost, Inc.; New Sunday Sales Permit (AM); New Sunday Sales Permit (PM) for SDM License – Mixed Spirit Drink at 600 S Pennsylvania Ave. (RID #RQ-2207-07920) **Original Agenda 09/20/2022*

Notice from the Michigan Liquor Control Commission; RYKY, LLC request for Transfer Ownership 2022 Class C & SDM License With Sunday Sales Permit (PM) and Outdoor Service (1 Area), new Entertainment Permit, at 2525 E Jolly Rd. (RID #RQ-2209-10378) **Original Agenda 10/18/2022*

Notice from the Michigan Liquor Control Commission; Padsinab LLC request for Conditional License; Transfer Ownership Escrowed 2022 Class C & SDM License With Dance-Entertainment Permit and Extended Hours Permit (Dance-Entertainment) to 221 S Washington Square. (RID #RQ-2208-08666) **Original Agenda 10/18/2022*

Adjourn

Adjourned at 4:08 pm

Submitted by Sherrie Boak

Recording Secretary, Lansing City Council

Approved by the Committee on November 1, 2022