



MINUTES
Committee on City Operations
Tuesday, November 1, 2022 @ 4:30 p.m.
City Council Conference Room

CALL TO ORDER

Council Member Daniels called the meeting to order at 4:33 p.m.

PRESENT

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

OTHERS PRESENT

Sherrie Boak, Council Office Manager
Mary Bowen, OCA
Matt Staples, OCA
Jim Smiertka, OCA
Scott Sanford, Code Compliance
Brian Jackson, Deputy Clerk
Tirstan Walters
Abdoulaye Noiaye
Min Hu, Kings Property LLC

MINUTES

Council Member Daniels passed the gavel to Council Member Hussain.

MOTION BY COUNCIL MEMBER DANIELS TO APPROVE THE MINUTES FROM OCTOBER 4, 2022, AS PRESENTED. MOTION CARRIED 2-0.

MOTION BY COUNCIL MEMBER DANIELS TO APPROVE THE MINUTES FROM OCTOBER 18, 2022, AS PRESENTED. MOTION CARRIED 2-0.

Council Member Hussain passed the gavel to Council Member Daniels.

PUBLIC COMMENT

Assistant Chief Backus stated they do not have any issue with mandating by the State, however he provided examples and spoke in opposition to some of the proposed changes in 872.17, 872.20 and 872.22. He added that if the ordinance was repealed it would not let the City address non-consent towing and non-city licensed contractors interfering with an accident scene.

Discussion/Action

RESOLUTION – Appointment; Tirstan Walters as an At-Large member of the Park Board for a term to expire June 30, 2024

Mr. Walters provided a brief general overview of his interest in this board. He noted he is in Ward 1, and his interest for this Board based on his MSU degree from MSU and his belief that green spaces have a positive impact on environmental health

The Committee spoke briefly to Mr. Walters on the role the advisory board has and asked what his thoughts he had on parts of the park system that could use more support or need of equitability. Mr. Walters noted he is aware of disparity depending on where you are at in the City but did not have specifics, however he was aware of programs and resources that can be expanded from the community centers.

MOTION BY COUNCIL MEMBER HUSSAIN TO APPROVE THE RESOLUTION FOR THE APPOINTMENT; TIRSTAN WALTERS AS AN AT-LARGE MEMBER OF THE PARK BOARD FOR A TERM TO EXPIRE JUNE 30, 2024. MOTION CARRIED 2-0.

ORDINANCE – Ordinance to repeal licensing requirements for Massage Therapists

Mr. Jackson referred to the OCA. Mr. Smiertka stated this along with two other proposed ordinance repeals were suggestions from the City Clerk based on redundant licensing from the State.

MOTION BY COUNCIL MEMBER HUSSAIN TO APPROVE THE ORDINANCE TO REPEAL LICENSING REQUIREMENTS FOR MASSAGE THERAPISTS. MOTION CARRIED 2-0.

ORDINANCE – Ordinance to repeal licensing requirements for Wreckers

Council Member Hussain noted comments earlier by the LPD Assistant Chief and asked the City Attorney if the changes can be brought back to the Committee. At that time the City Attorney will advise the Committee if the changes are significant enough for a new public hearing as well. Mr. Smiertka confirmed.

Mr. Smiertka asked his staff if the fees are set by Council, and Mr. Staples recited the ordinance which in turn Mr. Smiertka then stated they would create a resolution on the fees as well.

MOTION BY COUNCIL MEMBER HUSSAIN TO TABLE THE ORDINANCE TO REPEAL LICENSING REQUIREMENTS FOR WRECKERS FOR FURTHER AMENDMENTS TO THE ORDINANCE PER STATEMENTS BY THE LPD ASSISTANT CHIEF. MOTION CARRIED 2-0

RESOLUTION – Claim Appeal; Claim #1909, Abdoulaye Noiaye for \$150 in red tag monitoring fees at 4630 Christiansen Rd

Mr. Sanford explained the property was purchased at the Ingham County Tax sale in 2021 at which time the owner was advised of the tag, which was first installed in 2017, prior to the purchase and encouraged to contact Code for the list of repairs. As of March 2022 there were no permits for work, but a roof permit was applied for April 2022, however to date there have been no inspections

Ms. Bowen confirmed Claims Review denied the claim based on proper protocol being followed.

Mr. Noiaye explained the process he has gone through as a first-time home buyer. He explained that after purchasing from the County, he appealed with the County for the price he

paid for what he considered was a home in bad condition. Mr. Noiaye then explained the process he took to remove items with a dumpster. Mr. Sanford explained to the claimant that this appeal was one he filed for the red tag, not the trash. Mr. Noiaye explained he had two claims with the OCA and was not aware of how the red tag process worked and was told he needed to get a license (permit) and appealed that he is not responsible for the tags before he purchased.

Council Member Daniels asked Mr. Sanford if the tag was pulled once the permit was filed. Mr. Sanford stated the monitoring fee/tag was suspended since the owner pulled a permit, however, there has been no work in 180 days or inspections, so that permit expired and it went back to tag billing.

Mr. Sanford provided the owner his business card so they can continue discussion and asked the Committee to forgive this \$150 claim.

MOTION BY COUNCIL MEMBER HUSSAIN TO GRANT THE CLAIM APPEAL; CLAIM #1909, ABDOULAYE NOIAYE FOR \$150 IN RED TAG MONITORING FEES AT 4630 CHRISTIANSEN RD DUE TO THE REQUEST FROM THE CODE COMPLIANCE OFFICE TO FORGIVE THE CLAIM. MOTION CARRIED 2-0.

RESOLUTION – Claim Appeal; Claim #1911, Kings Property LLC for \$1057 in trash fees at 2306 E Michigan Ave

Mr. Sanford stated it was cited in April 2022 and inspected 13 days later and the violations were still present, referencing the photos.

Min Hu, partner with LLC, and stated the property was an investment prior to 2020. It was suspended during the pandemic. She then referenced the photos and noted there was a board between the two buildings, and it was not evident there were items behind the board in the gap area between the buildings. Ms. Hu expanded her explanation noting there was someone squatting in their building and placing trash outside and after calling the LPD and meeting them on site he asked them to patrol the area more often. At that time, they installed security on the building and chains on the vacant lot. Ms. Hu appealed to the Committee that it was unfair to be punished for something someone else did. She noted in the end of her presentation she has an architect and engineer working on designs for this property.

Council Member Hussain asked if this was commercially zoned and when it was purchased. Ms. Hu noted it is mixed use and they did purchase a few years ago, but the pandemic put things on hold. She confirmed it was secured and does not understand how material is being dumped on property.

The Committee reviewed the timeline, the photos, and the notification process. Ms. Hu confirmed they have someone on site monthly, but it appeared to happen between those visits. She also acknowledged that she did ask for emails from Code but was told they utilize the mail and cannot do the email process. Council Member Daniels noted that the contractor has been paid already and so the Committee needs to speak also to the taxpayers when granting claims. Council Member Hussain noted that the standards for residents and non-residents is the same, and there is an expectation for both.

MOTION BY COUNCIL MEMBER HUSSAIN TO DENY THE CLAIM APPEAL; CLAIM #1911, KINGS PROPERTY LLC FOR \$1057 IN TRASH FEES AT 2306 E MICHIGAN AVE. MOTION CARRIED 2-0.

Council Member Daniels informed the claimant the Council will see this claim on November 14, 2022.

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; 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 5:14 pm

Submitted by Sherrie Boak

Recording Secretary, Lansing City Council

Approved by the Committee on November 15, 2022