



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
MARCH 13, 2017**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:02 p.m. by Vice President Wood

PRESENT: Council Members Brown Clarke, Dunbar, Houghton, Hussain, Washington, Wood

ABSENT: Council Members Spitzley, Yorko

Chief Deputy City Clerk Brian Jackson asked people to remember Geoffrey Livernois, Clerk Swope's nephew, who recently passed away. The Council observed a moment of Meditation followed by the Pledge of Allegiance led by Vice President Wood.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Brown Clarke

To approve the printed Council Proceedings of February 27, 2017

Motion Carried

**COMMENTS BY COUNCIL MEMBERS
AND THE CITY CLERK**

Council Member Washington spoke of the Cooperative Community Design Event regarding the future of the East Lansing Food Co-op, the 8th Annual César Chávez Memorial Event, and the Quaker Spring Cleanup.

Council Member Hussain shared details about his Third Ward constituent meetings.

Council Member Houghton spoke of the Marscot Park event to clean up the park, a spaghetti fundraiser at Mt. Hope STEAM School, the Forest View Neighborhood meeting, and the Old Everett Neighborhood meeting.

Vice President Wood shared information about the Men Making A Difference Inc. fundraiser.

Chief Deputy City Clerk Jackson shared information on the new election equipment that will be used for the August City primary.

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON LEGISLATIVE MATTERS**

Chief Deputy City Clerk Jackson announced that the public comment registration form(s) for those intending to address Council on legislative matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

MAYOR'S COMMENTS

Executive Assistant to Mayor Bernero, Randy Hannan, shared details

about the State of the City, and the Mobile Food Pantry, action items that set the public hearing. Lastly, Mr. Hannan gave thanks to the Board of Water and Light workers and City staff during the severe wind storm last week.

PUBLIC COMMENT ON LEGISLATIVE MATTERS

Legislative Matters included the following public hearings:

1. In consideration of the 2016/2017 Special Assessment Roll for Snow and Ice Removal

Chief Deputy City Clerk Jackson acknowledged 7 written appeals of the Special Assessment that will be made part of the Public Hearing Record.

Council Member Dunbar gave an overview of the Public Hearing.

Elaine Womboldt spoke in support of the rental property ordinance.

LEGISLATIVE MATTERS

REFERRAL OF PUBLIC HEARINGS

1. In consideration of the 2016/2017 Special Assessment Roll for Snow and Ice Removal
REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

RESOLUTIONS

RESOLUTION 2017-041

BY COUNCIL MEMBERS BROWN CLARKE, DUNBAR, HOUGHTON,
HUSSAIN, SPITZLEY, WASHINGTON, WOOD, AND YORKO
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, César Chávez was born on March 31, 1927, in the North Gila River Valley in Arizona, on the small family farm his grandfather homesteaded. César Chávez's father lost the farm during the Great Depression, forcing the family to join some 30,000 farmworkers who followed the crops throughout California and lived in tents and makeshift housing that often lacked a bathroom, electricity, or running water. He was 10 years old when he began working in the fields and was forced to leave school after the 8th grade to help support his family; and

WHEREAS, César Chávez became an organizer for the Community Service Organization (CSO), a barrio based group, where he coordinated voter registration drives, fought racial and economic discrimination, organized new CSO chapters across California and Arizona, and rose to become the CSO's national director from 1958 to 1962. After leaving the CSO, Chavez co-founded the United Farm Workers (UFW) and, under his leadership, the UFW organized strikes and boycotts to protest for, and later win, higher wages for those farm workers in the grape and vegetable industries. The UFW was instrumental in the passage of the Agricultural Labor Relations Act, which became the first law governing farm labor in the continental United States; and

WHEREAS, for more than three decades, César Chávez led the first successful farm workers union in American history, achieving dignity, respect, fair wages, medical coverage, and pension benefits. His motto

in life "Si se puede" (It can be done) embodies the uncommon and invaluable legacy he left for the world's benefit; and

WHEREAS, March 31 is now Cesar Chavez Day in the United States, a national holiday honoring the life and memory of this great labor leader, role model and hero of our United States of America and should be greatly recognized by all for his unwavering efforts of assuring fair wages, good living and humane working conditions, health care, education, and respect for American farm workers continuing to this very day; and

WHEREAS, Friday, March 31, 2017, marks the 8th Annual Cesar E. Chavez Memorial Observance "What is at stake is human dignity. If a man is not accorded respect he cannot respect himself and if he does not respect himself, he cannot demand it."; and

WHEREAS, the keynote speaker for the event is Attorney Tonatzin M. Alfaro Maiz, the former Assistant Attorney General with the State of Michigan Department of Attorney General.

BE IT RESOLVED, the Lansing City Council working with the Ad Hoc Committee on Diversity and Inclusion's supports and encourages the residents of Lansing to attend the 8th Annual Cesar E. Chavez Memorial Observance "What is at stake is human dignity. If a man is not accorded respect he cannot respect himself and if he does not respect himself, he cannot demand it" held on Friday, March 31, 2017 at 12:00 p.m.

By Vice President Wood

Motion Carried

RESOLUTION 2017-042

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING
RESOLUTION TO SET A PUBLIC HEARING FOR
BROWNFIELD PLAN #67
2200 BLOCK REDEVELOPMENT PROJECT

WHEREAS, the Lansing Brownfield Redevelopment Authority has prepared and forwarded an approved Brownfield Plan pursuant to and in accordance with the provisions of the Brownfield Redevelopment Financing Act, Public Act 381 of 1996, as amended, for property commonly referred to as 2216 and 2224 East Michigan Avenue located in the City of Lansing; and

WHEREAS, prior to Council's action on this request, it is necessary to hold a public hearing on the Plan, to allow for any resident, taxpayer or ad valorem taxing unit the right to appear and be heard;

WHEREAS, maps, plats, and a description of the brownfield plan are available for public inspection at the Lansing Economic Area Partnership, 1000 South Washington, Suite 201, Lansing, MI 48912, and that all aspects of the brownfield plan are open for discussion at the public hearing.

NOW, THEREFORE, BE IT RESOLVED that a public hearing be held in the City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing, Michigan, on March 27, 2017 at 7:00 p.m. on Brownfield Plan #67 – 2200 Block Redevelopment Project under the Brownfield Redevelopment Financing Act, for property more particularly described as:

2224 E. Michigan Avenue Lansing, MI 48912. Parcel number 33-01-01-14-304-391 LOTS 363 & 364 LESLIE PARK SUB.

2216 E. Michigan Avenue Lansing, MI 48912. Parcel number 33-01-01-304-401 LOTS 360, 361 & 362 LESLIE PARK SUB.

And that the City Clerk cause notice of such hearing to be published twice in a publication of general circulation, no less than 10 days or more than 40 days prior to the date of the public hearing, and that the City Clerk also cause the legislative body of each taxing unit levying ad valorem taxes on this property, to be notified of Brownfield Plan #67 2200 Block Redevelopment Project and the scheduled public hearing.

By Council Member Brown Clarke

Motion Carried

RESOLUTION 2017-043

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING
RESOLUTION TO SET A PUBLIC HEARING FOR
BROWNFIELD PLAN #20a-rev1
LORANN OILS, INC. EXPANSION REDEVELOPMENT PROJECT –
AMENDMENT #1

WHEREAS, the Lansing Brownfield Redevelopment Authority has prepared and forwarded an approved Brownfield Plan pursuant to and in accordance with the provisions of the Brownfield Redevelopment Financing Act, Public Act 381 of 1996, as amended, for property commonly referred to as 4518 Aurelius Road located in the City of Lansing; and

WHEREAS, prior to Council's action on this request, it is necessary to hold a public hearing on the Plan, to allow for any resident, taxpayer or ad valorem taxing unit the right to appear and be heard;

WHEREAS, maps, plats, and a description of the brownfield plan are available for public inspection at the Lansing Economic Area Partnership, 1000 South Washington, Suite 201, Lansing, MI 48912, and that all aspects of the brownfield plan are open for discussion at the public hearing.

NOW, THEREFORE, BE IT RESOLVED that a public hearing be held in the City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing, Michigan, on March 27, 2017 at 7:00 p.m. on Brownfield Plan #20a-rev1 – LorAnn Oils, Inc. Redevelopment Project – Amendment #1 under the Brownfield Redevelopment Financing Act, for property more particularly described as:

Part of the Southeast ¼ of Section 34, T4N, R2W, City of Lansing, Ingham County, Michigan, being more particularly described as follows; Commencing at the East ¼ Corner of said Section 34; thence S00°01'03"W, 744.50 feet along the East line of said Section 34; thence N89°53'43"W, 356.24 feet to the point of beginning of the following described Parcel; thence continuing N89°53'43"W, 193.76 feet; thence S00°01'03"W, 168.07 feet, parallel with the said East line; thence S89°19'29"E, 193.77 feet; thence N00°01'03"E, 170.00 feet, parallel with the said East line to the Point of Beginning. Containing 0.75 acres, more or less and subject to any easements or restriction of use of record. Parcel Number: 33-01-01-34-426-016, Ingham, County, Michigan.

And that the City Clerk cause notice of such hearing to be published twice in a publication of general circulation, no less than 10 days or more than 40 days prior to the date of the public hearing, and that the City Clerk also cause the legislative body of each taxing unit levying ad valorem taxes on this property, to be notified of Brownfield Plan #20a-rev1 – LorAnn Oils, Inc. Redevelopment Project – Amendment #1 and the scheduled public hearing.

By Council Member Brown Clarke

Motion Carried

RESOLUTION #2017-044

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

Resolution to Set a Public Hearing Regarding the Establishment of an
Obsolete Property Rehabilitation Act District
At 629 West Hillsdale Street

WHEREAS, DED Development, LLC, the owner of the property located at 629 West Hillsdale Street in the City of Lansing, Michigan (the "Property") has requested in writing that the City of Lansing establish an Obsolete Property Rehabilitation District (the "District") as enabled by Public Act 146 of 2000, the "Obsolete Property Rehabilitation Act" (the "Act"), and

WHEREAS, DED Development, LLC has purchased the property and will be the legal owner of greater than fifty percent (50%) of all taxable value of the property located within the proposed District, and

WHEREAS, the property in question and the proposed boundary of the District is legally described as:

LOT 1 CAPITOL COMMONS URBAN RENEWAL PLAT NO 1, Ingham County, Michigan -- Parcel Number: 33-01-01-16-360-002

WHEREAS, the Act requires that before establishing the District the Lansing City Council shall give written notice by certified mail to the owners of all real property within the proposed District and shall hold a public hearing in order to provide an opportunity for owners, residents or other taxpayers of the City of Lansing to appear and be heard regarding the establishment of the District.

NOW THEREFORE BE IT RESOLVED that a public hearing be held in the City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing, Michigan, on Monday, March 27, 2017 at 7:00 p.m. for the purpose of receiving public comment on the establishment of an Obsolete Property Rehabilitation District under the provisions of Public Act 146 of 2000 and that the Clerk shall publish once in a publication of general circulation within the community a notice of the scheduled public hearing and that the notice appear not less than 10 or more than 30 days prior to the date of the hearing and that the Clerk also cause the owner of property within the proposed district to receive written notice of the public hearing to be delivered by certified mail.

By Council Member Brown Clarke

Motion Carried

RESOLUTION #2017-045

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

Resolution to Set a Public Hearing Regarding the Granting of an
Obsolete Property Rehabilitation Act Certificate
At 629 West Hillsdale Street

WHEREAS, DED Development, LLC, owner of the property located at 629 West Hillsdale Street in the City of Lansing, Michigan (the "Property") has applied to the City of Lansing for the City to approve the issuance of an Obsolete Property Rehabilitation Exemption Certificate (the "OPRA Certificate"), pursuant to the Michigan Obsolete Property Rehabilitation Act, being Public Act 146 of 2000 (the "Act"); and

WHEREAS, the Property in question of the Certificate is legally described as:

LOT 1 CAPITOL COMMONS URBAN RENEWAL PLAT NO 1, Ingham County, Michigan -- Parcel Number: 33-01-01-16-360-002, and

WHEREAS, the Act requires that before granting a Certificate the Lansing City Council hold a public hearing in order to provide an opportunity for the applicant, the City Assessor, a representative of the affected taxing units, the residents, and other taxpayers of the City of Lansing general public appear and be heard regarding the approval of the OPRA Certificate.

NOW THEREFORE BE IT RESOLVED that a public hearing be held in the City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing, Michigan, on Monday, March 27, 2017 at 7:00 p.m. for the purpose of receiving public comment on the approval of an OPRA Certificate under the provisions of Public Act 146 of 2000 and that the Clerk shall publish once in a publication of general circulation within the community a notice of the scheduled public hearing and that the notice appear not less than 10 or more than 30 days prior to the date of the hearing.

By Council Member Brown Clarke

Motion Carried

RESOLUTION #2017-046

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

Resolution to Set a Public Hearing Regarding the Establishment of an
Obsolete Property Rehabilitation Act District
1101 and 1103 South Washington Street

WHEREAS, Best Case ScenaREO, LLC, the owner of the property located at 1101 and 1103 South Washington Street in the City of Lansing, Michigan (the "Property") has requested in writing that the City of Lansing establish an Obsolete Property Rehabilitation District (the "District") as enabled by Public Act 146 of 2000, the "Obsolete Property Rehabilitation Act" (the "Act"), and

WHEREAS, Best Case ScenaREO, LLC has purchased the property and will be the legal owner of greater than fifty percent (50%) of all taxable value of the property located within the proposed District, and

WHEREAS, the property in question and the proposed boundary of the District is legally described as:

W 80 FT LOT 40 SPARROWS SUB OF BLOCK 200

WHEREAS, the Act requires that before establishing the District the Lansing City Council shall give written notice by certified mail to the owners of all real property within the proposed District and shall hold a public hearing in order to provide an opportunity for owners, residents or other taxpayers of the City of Lansing to appear and be heard regarding the establishment of the District.

NOW THEREFORE BE IT RESOLVED that a public hearing be held in the City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing, Michigan, on Monday, March 27, 2017 at 7:00 p.m. for the purpose of receiving public comment on the establishment of an Obsolete Property Rehabilitation District under the provisions of Public Act 146 of 2000 and that the Clerk shall publish once in a publication of general circulation within the community a notice of the scheduled public hearing and that the notice appear not less than 10 or more than 30 days prior to the date of the hearing and that the Clerk also cause the owner of property within the proposed district to receive written notice of the public hearing to be delivered by certified mail.

By Council Member Brown Clarke

Motion Carried

RESOLUTION #2017-047

BY THE COMMITTEE ON PUBLIC SERVICE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, each property owner in the Glenburne Subdivision, by accepting a deed to property within the Subdivision, is per the Declarations of Covenants, Conditions and Restrictions filed with Eaton County, Michigan by the developer, Francis M. Fine, a member of the Glenburne Subdivision Association; and

WHEREAS, per the Declarations, members of the Association jointly own and are collectively responsible for the maintenance of an 11 acre green space within the Subdivision, known as Glenburne Commons; and

WHEREAS, the City of Lansing through its Code Compliance Office has determined the current state of the Commons requires immediate nuisance abatement in order to eliminate hazards to public health and safety; and

WHEREAS, the City Council Public Service Committee has considered options for maintenance and will hold a public hearing on March 27, 2017 to make the affected residents aware of the special assessment on their Winter 2017 tax bill; and

WHEREAS, the City of Lansing has established the need for a special assessment district that includes all properties of the Glenburne Subdivision Association for the purpose of financing the mowing and maintenance of the Commons; and

WHEREAS, the Lansing Fire Department, Code Enforcement Section has calculated the estimated cost for mowing two times per month and trash clean up at \$15,000.00 per year for an estimate of \$48.23 per parcel per year.

NOW THEREFORE BE IT RESOLVED, that the City Council hereby determines there is a public necessity to mow and maintain the Glenburne Commons and hereby establishes the Glenburne Commons special assessment district that includes all of the parcels within this area:

Glenburne Subdivision

Glenburne Subdivision No. 2

Glenburne Subdivision No. 3

Glenburne Subdivision No. 4

Glenburne Subdivision No. 5

Part of the North 2 and South East ¼ of Section 36, T4N, R3W

City of Lansing, Eaton County, Michigan

BE IT FURTHER RESOLVED, the special assessment shall include all direct costs for mowing and trash removal, as well as indirect costs for determining estimates, preparing of the assessment and the roll, providing notices and for the assessment to be reviewed and adjusted annually based on actual cost to provide this service.

BE IT FURTHER RESOLVED, that the Office of Code Compliance has determined the necessary cost estimates for the special assessment

as contained in this resolution in sufficient detail to establish the special assessment district commencing 2017, and the applicable assessment to the properties in the district, and to furnish this information to the Mayor and City Council.

BE IT FURTHER RESOLVED, the initial annual assessment is estimated to be \$48.23 per parcel for calendar year 2017.

BE IT FINALLY RESOLVED, a public hearing will be held on March 27, 2017, to give notice of the establishment of a special assessment district for Glenburne Commons and the cost to be assessed by the City Assessor for preparation of the assessment roll as authorized by Public Act No. 59 of 1978, as amended and Chapter 1026 of the Lansing Code of Ordinances.

By Council Member Dunbar

Motion Carried

RESOLUTION #2017-048

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

2017 Michigan Natural Resources Trust Fund Grants

WHEREAS, Lansing Parks and Recreation proposes applying for a grant from the Michigan Natural Resources Trust Fund for purchase and installation of a Universally Accessible Canoe/Kayak Launches; and

WHEREAS, the launch will be located on the Grand River at the Lansing City Market; and

WHEREAS, the launch will provide river access throughout the City ultimately enhancing recreation and quality of life; and

WHEREAS, on March 23, 2015 the City Council adopted Resolution #077 the City of Lansing Parks and Recreation Five Year Master Plan for 2015 – 2020; and

WHEREAS, Michigan Natural Resources Trust Fund (MNRTF) grants are currently available for goals contained in the Parks and Recreation Five Year Master Plan; and

WHEREAS, the Park Board recommended on March 8, 2017 applying for the MNRTF grant for the purchase and installation of a Universally Accessible Canoe/Kayak Launch on the Grand River at the Lansing City Market, to the Michigan Department of Natural Resources (MDNR); and

WHEREAS, the MNRTF requires a resolution from the governing body of the applicant supporting the application and committing the amount and source of the required match specified in the application; and

WHEREAS, the MNRTF requires a public hearing to be held for the purpose of receiving public comment in consideration of the submission of the grant application to MNRTF.

THEREFORE BE IT RESOLVED that a public hearing be held in the City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing, Michigan, on March 27, 2017 at 7:00 p.m. for the purpose of receiving public comment in consideration of the submission of a grant to MNRTF for the purchase and installation of a Universally Accessible Canoe/Kayak Launches on the Grand River at the Lansing City Market.

The Clerk shall publish once in a publication of general circulation within the community a notice of the March 27, 2017 scheduled public hearing and that the notice appear not less than 10 or more than 30

days prior to the date of the hearing.

By Council Member Washington

Motion Carried

RESOLUTION #2017-049

BY THE COMMITTEE ON WAY AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

2017 Michigan Natural Resources Trust Fund Grants

WHEREAS, Lansing Parks and Recreation proposes applying for a grant from the Michigan Natural Resources Trust Fund for purchase and installation of a Universally Accessible Canoe/Kayak Launches; and

WHEREAS, the launch will be located on the Grand River at Moores Park; and

WHEREAS, the launch will provide river access throughout the City ultimately enhancing recreation and quality of life; and

WHEREAS, on March 23, 2015 the City Council adopted Resolution #077 the City of Lansing Parks and Recreation Five Year Master Plan for 2015 – 2020; and

WHEREAS, Michigan Natural Resources Trust Fund (MNRTF) grants are currently available for goals contained in the Parks and Recreation Five Year Master Plan; and

WHEREAS, the Park Board recommended on March 8, 2017 applying for the MNRTF grant for the purchase and installation of a Universally Accessible Canoe/Kayak Launch on the Grand River at Moores Park, to the Michigan Department of Natural Resources (MDNR); and

WHEREAS, the MNRTF requires a resolution from the governing body of the applicant supporting the application and committing the amount and source of the required match specified in the application; and

WHEREAS, the MNRTF requires a public hearing to be held for the purpose of receiving public comment in consideration of the submission of the grant application to MNRTF.

THEREFORE BE IT RESOLVED that a public hearing be held in the City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing, Michigan, on March 27, 2017 at 7:00 p.m. for the purpose of receiving public comment in consideration of the submission of a grant to MNRTF for the purchase and installation of a Universally Accessible Canoe/Kayak Launches on the Grand River at Moores Park.

The Clerk shall publish once in a publication of general circulation within the community a notice of the March 27, 2017 scheduled public hearing and that the notice appear not less than 10 or more than 30 days prior to the date of the hearing.

By Council Member Dunbar

Motion Carried

RESOLUTION #2017-050

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

2017 Michigan Natural Resources Trust Fund Grants

WHEREAS, Lansing Parks and Recreation proposes applying for a grant from the Michigan Natural Resources Trust Fund for purchase

and installation of a Universally Accessible Canoe/Kayak Launches; and

WHEREAS, the launch will be located at Crego Park Kruger Landing on the Red Cedar River; and

WHEREAS, the launch will provide river access throughout the City ultimately enhancing recreation and quality of life; and

WHEREAS, on March 23, 2015 the City Council adopted Resolution #077 the City of Lansing Parks and Recreation Five Year Master Plan for 2015 – 2020; and

WHEREAS, Michigan Natural Resources Trust Fund (MNRTF) grants are currently available for goals contained in the Parks and Recreation Five Year Master Plan; and

WHEREAS, the Park Board recommended on March 8, 2017 applying for the MNRTF grant for the purchase and installation of a Universally Accessible Canoe/Kayak Launch on the Red Cedar River at Crego Park Kruger Landing, to the Michigan Department of Natural Resources (MDNR); and

WHEREAS, the MNRTF requires a resolution from the governing body of the applicant supporting the application and committing the amount and source of the required match specified in the application; and

WHEREAS, the MNRTF requires a public hearing to be held for the purpose of receiving public comment in consideration of the submission of the grant application to MNRTF.

THEREFORE BE IT RESOLVED that a public hearing be held in the City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing, Michigan, on March 27, 2017 at 7:00 p.m. for the purpose of receiving public comment in consideration of the submission of a grant to MNRTF for the purchase and installation of a Universally Accessible Canoe/Kayak Launches on the Red Cedar River at Crego Park Kruger Landing.

The Clerk shall publish once in a publication of general circulation within the community a notice of the March 27, 2017 scheduled public hearing and that the notice appear not less than 10 or more than 30 days prior to the date of the hearing.

By Council Member Washington

Motion Carried

RESOLUTION #2017-051

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

RESOLUTION APPROVING APPLICATION TO MICHIGAN
DEPARTMENT OF
TRANSPORTATION FOR LOCAL BRIDGE PROGRAM FUNDING

WHEREAS the Michigan Department of Transportation (MDOT) is currently soliciting applications for candidate projects for the Local Bridge Program to be funded in the 2020 fiscal year; and

WHEREAS May 1, 2017 is the anticipated deadline for submitting the applications; and

WHEREAS up to five funding applications for bridge projects can be submitted in accordance with the MDOT Call for Projects; and

WHEREAS the City of Lansing, Public Service Department, intends to

submit Local Bridge Program funding applications to MDOT for the following four projects listed in the order of priority and funding category:

<u>Priority</u>	<u>Project</u>	<u>Funding Category</u>
1.	Aurelius Road over Pawlowski Creek	Rehabilitation
2.	Aurelius Road over GTW RR	Replacement
3.	E Elm Street over Red Cedar River	Replacement
4.	S. Washington Avenue over Grand River	Preventative Maintenance
5.	N Grand River Avenue over Grand River	Rehabilitation

WHEREAS, if successful, the City would receive state or federal funding to finance 95% of construction cost, and the City would fund 5% of the construction and 100% of the engineering costs for any bridge project selected; and

WHEREAS the estimated construction cost of the above listed projects and City's share of construction and engineering costs are tabulated below; and

#	Project	Estimated Construction Cost	City's Share		TOTAL
			Match 5%	Engineering 25%	
1	Aurelius Rd over Pawlowski Crk	\$396,000.00	\$19,800.00	\$99,000.00	\$118,000.00
2	Aurelius Road over GTW RR	\$2,649,000.00	\$132,450.00	\$662,250.00	\$794,700.00
3	E Elm St over Red Cedar River	\$2,316,000.00	\$115,800.00	\$579,000.00	\$994,800.00
4	S Washington at Grand River	\$330,000.00	\$16,500.00	\$82,500.00	\$99,000.00
5	N Grand River Ave over Grand River	\$1,501,000.00	\$75,050.00	\$375,250.00	\$450,300.00

WHEREAS, any one or any combination of the above five projects could be approved for 2020 funding.

THEREFORE, BE IT RESOLVED that the Lansing City Council approves the submittal of the FY 2020 funding applications for the MDOT's Local Bridge Program as listed in the priority above.

BE IT FURTHER RESOLVED that upon grant award, the Mayor is authorized through the Public Service Director to appropriate administratively the necessary accounts for the Local Bridge Program funding and City costs associated with any bridge project selected will be budgeted in ACT 51 funds.

By Council Member Brown Clarke

Motion Carried

HELD OVER UNDER THE RULES

BY THE COMMITTEE OF THE WHOLE

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, pursuant to Rule 41 of the Lansing City Council Rules, a proposed rule revision shall be placed on the Council Agenda for Council receipt and review, but "shall not be considered for adoption sooner than the next council meeting".

THEREFORE BE IT RESOLVED, that the City Council hereby moves to amend the City Council Rule 27 as fully set forth below.

LANSING CITY COUNCIL RULE

Rule 27. Rules in Committee. The Rules of Council shall be observed in the Committee of the Whole except for limiting debate and moving to vote immediately AND FURTHER EXCEPT THAT WHEN THE COMMITTEE OF THE WHOLE MEETS AT A SCHEDULED TIME, PUBLIC COMMENT SHALL BE GOVERNED BY RULE 17. A motion that the Committee rise shall always be in order and shall be decided without debate. Motions recommending action by Council shall take precedence in the same order as analogous motions in Council. A

motion to reconsider shall be in order in the Committee of the Whole.

By Council Member Brown Clarke

Per Council Rule #41, the motion cannot be voted on until the next Council Meeting.

RESOLUTION #2017-052

BY THE COMMITTEE OF THE WHOLE

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Averill School at 3201 Averill Drive is the Polling Place for Ward 3, Precinct 30; and

WHEREAS, Averill School will be inaccessible and unusable as a Polling Place due to construction at the facility for the August 8, 2017 City Primary Election; and

WHEREAS, the Tabernacle of David already serves as a Polling Location for the City of Lansing; and

WHEREAS, City Clerk Chris Swope recommends that the Polling Place for Ward 3, Precinct 30 be relocated to the Tabernacle of David for the August 8, 2017 City Primary Election;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, relocates the Polling Place for Ward 3, Precinct 30 to the Tabernacle of David at 2645 W. Holmes Road for the August 8, 2017 City Primary Election, and that that the City Clerk shall notify the Registered Electors of Ward 3, Precinct 30 of the relocation.

BE IT FURTHER RESOLVED, that effective with any election after the August 8, 2017 City Primary Election, the Polling Place for Ward 3, Precinct 30 shall return to the Averill School at 3201 Averill Drive, and that the City Clerk shall notify the Registered Electors of Ward 3, Precinct 30 of the relocation.

BE IT FINALLY RESOLVED, that the City Clerk shall work to ensure proper signage to assist relocated voters in finding their Polling Place.

By Council Member Brown Clarke

Motion Carried

RESOLUTION #2017-053

BY THE COMMITTEE OF THE WHOLE

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, April 10, 2017 at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of receiving comments on the proposed CDBG resources for the Annual Action Plan submission to HUD for FY 2017-18.

By Council Member Brown Clarke

Motion Carried

ORDINANCES FOR PASSAGE

An Ordinance of the City of Lansing, Michigan to amend Chapter 1460.49 of the City of Lansing Codified Ordinances by adding the requirement that delinquent real property taxes be paid prior to issuance of a certificate of compliance for rental properties was read a second time by its title and adopted by the following roll call vote:

Yeas: Council Members Brown Clarke, Dunbar, Houghton, Hussain, Washington, Wood

Nays: None

By Council Member Hussain that the Ordinance be given immediate effect

Motion Carried

ORDINANCE NO. 1207

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND SECTION 1460.49 OF THE LANSING CODIFIED ORDINANCES BY ADDING THE REQUIREMENT THAT DELINQUENT REAL PROPERTY TAXES BE PAID PRIOR TO ISSUANCE OF A CERTIFICATE OF COMPLIANCE FOR RENTAL PROPERTIES.

THE CITY OF LANSING ORDAINS:

Section 1. That Section 1460.49(a) of Chapter 1460 of the Codified Ordinances of the City of Lansing, Michigan, be and is hereby amended to read as follows:

CHAPTER 1460. BUILDING AND HOUSING CODE.

1460.49(a). Certificates of compliance.

(a) *General.* Rental dwellings or units required by this Code to be registered shall not be occupied unless a Certificate of Compliance has been issued by the Office of Code Compliance. The Certificate of Compliance shall be issued only after an inspection of the premises has been conducted by the Office of Code Compliance; APPROPRIATE FEES HAVE BEEN PAID; AND THERE ARE NO DELINQUENT REAL PROPERTY TAXES OWED UPON THE PREMISES. A violation of this Code shall not prevent the issuance of a certificate, but the Office of Code Compliance shall not issue a certification when the existing conditions constitute a hazard to the health or safety of those who may occupy the premises. Two copies of the certificate shall be issued within 30 days after written application has been made, an inspection has been conducted, verification there are no delinquent real property taxes owed and a determination has been made that the property meets the requirements of this Code. One copy of the certificate shall be prominently displayed in the front entrance area of the rental dwelling in dwellings containing one or more rental units when any rental unit in the dwelling is vacant. If both rental units are rented then the certificate need only be kept on the premises and made available at the request of tenants or government officials. Any rental property with three or more rental units must prominently display the certificate in the front entrance area of the rental dwelling.

(b) *Occupancy if Violation is Found.* Upon a finding that there is a violation of this Code, but that the existing violation does not constitute any unsafe condition, occupancy may continue at the discretion of the Manager of Code Compliance. Allowing continued occupancy shall not nullify or otherwise effect the enforcement of any violations of this Code.

(c) *No Certificate or Expiration of Certificate.* Prior to the issuance of initial certificate or the expiration of a Certificate of Compliance, the Office of Code Compliance shall notify by regular first class mail, the registered owner and the registered agent, to arrange for a certification inspection. The registered owner shall be responsible for arranging an initial certification inspection within the time specified to register the rental dwelling in Section 1460.44(c). (Time allowed to register). The registered owner shall also be responsible for arranging for all certification inspections required thereafter prior to the expiration date on the certificate. If the registered owner fails to schedule a certification inspection before the expiration of the existing Certificate of Compliance, the fees for the certification inspection will be doubled.

(d) *Lack of Valid Certificate or Unregistered Rental Dwelling.* If the owner or agent has not registered the rental dwelling or paid the appropriate fees or arranged an initial certification inspection, the Office of Code Compliance shall issue a notice of lack of valid Certificate of Compliance to the owner and the occupants of each unit. If the registered owner or registered agent has not paid the appropriate inspection fees, or arranged a certification inspection, after a valid Certificate of Compliance has expired, the Office of Code Compliance shall issue a notice of lack of valid Certificate of Compliance to the registered owner and registered agent and the occupant of each unit. The notice shall state:

- (1) That the dwelling does not have a valid Certificate of Compliance.
- (2) That it is unlawful for any vacant unit to be reoccupied or rented.
- (3) That current tenants may be entitled to escrow rent moneys as provided for under state law.
- (4) That a placard containing this information may be posted on the dwelling and may not be removed until a new Certificate of Compliance is issued.
- (5) That the registered owner, registered agent or occupant may arrange for a certification inspection.
- (6) That if the certification inspection has not been scheduled and if the registration and inspection fees have not been paid, the Manager of Code Compliance may order the structure vacated within 30 days.

Section 2. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules inconsistent with the provisions hereof are hereby repealed.

Section 3. Should any section, clause or phrase of this ordinance be declared to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof other than the part so declared to be invalid.

Section 4. This ordinance shall take effect on the 30th day after enactment, unless given immediate effect by City Council.

**SPEAKER REGISTRATION FOR PUBLIC COMMENT
ON CITY GOVERNMENT RELATED MATTERS**

Deputy City Clerk Jackson announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

**REPORTS FROM CITY OFFICERS, BOARDS, AND
COMMISSIONS; COMMUNICATIONS AND
PETITIONS; AND OTHER CITY RELATED MATTERS**

By Council Member Brown-Clarke that all items be considered as being read in full and that Clerk Swope make the appropriate referrals.

Motion Carried

• Reports from City Officers, Boards and Commissions:

1. Letter(s) from the City Clerk re:

a. Minutes of Boards, Commissions, and Authorities placed on file in the Clerk's Office
PLACED ON FILE

b. Fireworks Displays by Lansing Lugnuts/Roger Bonney at Cooley Law School Stadium at 505 E. Michigan Ave. on various dates
REFERRED TO THE COMMITTEE ON GENERAL SERVICES

c. Special Assessment Notice Requirement Ordinance Amendment
REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

d. Noise Waiver Notice Requirement Ordinance Amendment
REFERRED TO THE COMMITTEE ON GENERAL SERVICES

2. Letter(s) from the Mayor re:
a. Claim Settlement; Workers Compensation Claim #WC20628760002014530001
REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND INTERNAL AUDITOR

b. Grant Acceptance; Grant from Cities for Financial Empowerment Fund
REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND INTERNAL AUDITOR

c. Grant Appropriation; Public Act 302 Police Training Funds
REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND INTERNAL AUDITOR

d. Michigan Natural Resources Trust Fund Grant, Universally Accessible Canoe/ Kayak Launches, Lansing City Market
REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND INTERNAL AUDITOR

e. Michigan Natural Resources Trust Fund Grant, Universally Accessible Canoe/Kayak Launches, Moores Park
REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND INTERNAL AUDITOR

f. Michigan Natural Resources Trust Fund Grant, Universally Accessible Canoe/Kayak Launches, Crego Park Kruger Landing
REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND INTERNAL AUDITOR

• Communications and Petitions, and Other City Related Matters:

1. Notice from the Michigan Liquor Control Commission regarding:
a. New SDM license, Sunday Sales Permit (AM), and Gas Pumps for Speedway LLC, 3635 South Cedar Street
REFERRED TO THE COMMITTEE ON GENERAL SERVICES

MOTION OF EXCUSED ABSENCE

By Council Member Dunbar to excuse Council Member Yorko and President Spitzley from tonight's proceedings.

Motion Carried

REMARKS BY COUNCIL MEMBERS

**PUBLIC COMMENT ON
CITY GOVERNMENT RELATED MATTERS**

Elaine Womboldt spoke about various city matters.

Thasin Sardar of East Lansing spoke in support of Lansing becoming a sanctuary city.

Claude R. Beavers spoke about various city matters.

Cassandra Baumann spoke in support of Lansing becoming a sanctuary city.

Michael Mercer of Delhi Township spoke about various city matters.

ADJOURNED TIME 8:38 P.M.

CHRIS SWOPE, CITY CLERK