

**REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF LANSING, MICHIGAN
CITY COUNCIL CHAMBERS, 10TH FLOOR
LANSING CITY HALL
124 W. MICHIGAN AVENUE**



AGENDA FOR JUNE 26, 2017

TO THE HON. MAYOR AND MEMBERS OF THE CITY COUNCIL:

The following items were listed on the agenda in the City Clerk's Office in accordance with Section 3-103(2) of the City Charter and will be ready for your consideration at the regular meeting of the City Council on Monday, June 26, 2017 at 7:00 p.m. at the Council Chambers, 10th Floor, City Hall.

I. ROLL CALL

II. MEDITATION AND PLEDGE OF ALLEGIANCE

III. READING AND APPROVAL OF PRINTED COUNCIL PROCEEDINGS

Approval of the Printed Council Proceedings of June 12, 2017

IV. CONSIDERATION OF LATE ITEMS (Suspension of Council Rule #9 is needed to allow consideration of late items. Late items will be considered as part of the regular portion of the meeting to which they relate.)

V. TABLED ITEMS

VI. SPECIAL CEREMONIES

VII. COMMENTS BY COUNCIL MEMBERS AND CITY CLERK

VIII. COMMUNITY EVENT ANNOUNCEMENTS (Time, place, purpose, or definition of event – 1 minute limit)

IX. SPEAKER REGISTRATION FOR PUBLIC COMMENT ON LEGISLATIVE MATTERS

X. MAYOR'S COMMENTS

XI. SHOW CAUSE HEARINGS

XII. PUBLIC COMMENT ON LEGISLATIVE MATTERS (Legislative matters consist of the following items on the agenda: public hearings, resolutions, ordinances for introduction, and ordinances for passage. The public may comment for up to three minutes. Speakers must sign up on white form.)

A. SCHEDULED PUBLIC HEARINGS

1. In consideration of renaming Lansing City Hall as David C. Hollister City Hall

2. In consideration of an Ordinance to Amend Section 830.06, Liquor Licenses

XIII. COUNCIL CONSIDERATION OF LEGISLATIVE MATTERS

A. REFERRAL OF PUBLIC HEARINGS

B. CONSENT AGENDA

1. BY COUNCIL MEMBERS BROWN CLARKE, HUSSAIN, DUNBAR, HOUGHTON, SPITZLEY, WASHINGTON, WOOD, AND YORKO
 - a. Tribute; in recognition of New York State Assemblyman Michael Blake
 - b. Tribute; in recognition of Reverend David Ford's Fifty-seventh Birthday
2. BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
 - a. SLU-1-2017; 700 E. Oakland; Residential Use in "I" Heavy Industrial District
 - b. Setting a Public Hearing in consideration of SLU-2-2017: Special Land Use Permit, 3600 N. Grand River Avenue, Residential Land Use in the "H" Light Industrial District
3. BY THE COMMITTEE ON GENERAL SERVICES
 - a. Fireworks Display by Wolverine Fireworks for the City of Lansing's Independence Day Celebration
 - b. Community Funding; Lansing Children's Choir
 - c. Claim Denial; Claim #1387, \$330.00 for grass and weed removal fee at 202 W Jolly Road
4. BY THE COMMITTEE ON PUBLIC SAFETY
 - a. Confirmation of appointment of Wyatt Ludman as an At Large Member of the Board of Fire Commissioners for a term to expire June 30, 2019
5. BY THE COMMITTEE ON PUBLIC SERVICES
 - a. Confirmation of appointment of Larry Leatherwood as a Member of the Lansing Entertainment and Public Facilities Authority (LEPFA) Board for a term to expire June 30, 2020
 - b. Confirmation of appointment of James Stajos as a Member of the Lansing Entertainment and Public Facilities Authority (LEPFA) Board for a term to expire June 30, 2019
6. BY THE COMMITTEE ON WAYS AND MEANS

- a. Setting a Public Hearing in consideration of the Principal Shopping District (PSD) Assessment for Year 2018 to Fiscal Year 2020
- b. Grant Acceptance; National Endowment for the Arts
- c. Housing and Urban Development (HUD), 2016 Continuum of Care Homeless Assistance Programs Notice of Funding Availability (NOFA)

C. RESOLUTIONS FOR ACTION

- 1. BY THE COMMITTEE OF THE WHOLE
 - a. Fiscal Year 2017 Year-End Budget Amendment

D. REPORTS FROM COUNCIL COMMITTEES

E. ORDINANCES FOR INTRODUCTION and Setting of Public Hearings

- 1. BY THE COMMITTEE ON GENERAL SERVICES
 - a. Amend Chapter 608, Section 608.04 Allowing Sale and Consumption of Alcohol on Public Property at the South Washington Office Complex
- 2. BY THE COMMITTEE ON PUBLIC SAFETY
 - a. Regulation and Licensing of Medical Marihuana Establishments

F. ORDINANCES FOR PASSAGE

- 1. BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
 - a. Z-2-2017; 5025 S. Pennsylvania Avenue, Rezoning from “E-2” Local Shopping District to “F” Commercial District
 - b. Z-3-2017; 3512 S. Martin Luther King Jr. Blvd., Rezoning from “F” Commercial & “J” Parking Districts to “H” Light Industrial District
- 2. BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
 - a. Establishment of a Historic District for Central United Methodist Church

XIV. SPEAKER REGISTRATION FOR PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

XV. REPORTS OF CITY OFFICERS, BOARDS, AND COMMISSIONS; COMMUNICATIONS AND PETITIONS; AND OTHER CITY RELATED MATTERS
(Motion that all items be considered as being read in full and that the proper referrals be made by the President)

A. 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
2. Letter(s) from the Mayor re:
 - a. Act-12-2016, Vacate Jerome Street between Pennsylvania & Holmes; Sparrow Hospital
 - b. Transportation Alternatives Grant; Kalamazoo Street Bike Lane Extension; Non-motorized, ADA and Safety-Related Improvements to Kalamazoo Street and the River Trail
 - c. Assessment Roll for Sidewalk; Jolly Rd. Rehabilitation

B. COMMUNICATIONS AND PETITIONS, AND OTHER CITY RELATED MATTERS

1. Notices from the Michigan Liquor Control Commission regarding:
 - a. Transfer ownership of escrowed 2017 Class C and SDM licensed business with Sunday Sales Permit (PM), Specific Purpose Permit (Food), Dance-Entertainment Permit, Outdoor Service (1 Area), Catering Permit, and (2) Bars from Excellent Entertainment, LLC, to be held in escrow; New Living Quarters Permit, Seems Like A Good Idea, LLC, 601 E Michigan Ave
 - b. New SDM license issued with Sunday Sales Permit (AM) and New Gas Pumps, Ba Brown LLC, 1000 E Mt Hope Ave
2. Claim Appeal; Claim #1423, Carlos Cuellar for board up fee at 1728 Pattengill Ave
3. Affidavit of Disclosure; John David Lomakoski, Lansing Police Department
4. Property Tax Appeal; Eastside Community Action Center, 1001 Dakin St.

XVI. MOTION OF EXCUSED ABSENCE

XVII. REMARKS BY COUNCIL MEMBERS

XVIII. REMARKS BY THE MAYOR OR EXECUTIVE ASSISTANT

XIX. PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS (City government related matters are issues or topics relevant to the operation or governance of the city. The public may comment for up to three minutes. Speakers must sign up on yellow form.)

XX. ADJOURNMENT



CHRIS SWOPE, CITY CLERK

Persons with disabilities who need an accommodation to fully participate in this meeting should contact the City Clerk's Office at (517) 483-4131 (TDD (517) 483-4479). 24 hour notice may be needed for certain accommodations. An attempt will be made to grant all reasonable accommodation requests.

CITY OF LANSING
NOTICE OF PUBLIC HEARING

The Lansing City Council will hold a public hearing on Monday, **June 26, 2017**, at 7:00 p.m. in Council Chambers, 10th Floor, Lansing City Hall, 124 W. Michigan Avenue, Lansing, Michigan for the purpose of approving or opposing the:

Renaming the current Lansing City Hall, and any future site of Lansing City Hall to the David C. Hollister City Hall.

For more information, please call Lansing City Council at 517-483-4177. If you are interested in this matter, please attend the public hearing or send a representative. Written comments will be accepted between 8 a.m. and 5 p.m. on City business days if received before 5 p.m., on the day of the Public Hearing at the City Clerk's Office, Ninth Floor, City Hall, 124 West Michigan Ave., Lansing, MI 48933 or email city.clerk@lansingmi.gov.

Chris Swope, Lansing City Clerk, MMC/CMMC
www.lansingmi.gov/Clerk
www.facebook.com/LansingClerkSwope



**Application for Naming and Renaming Memorials
In the
City of Lansing, Michigan**

Proposed name: David C. Hollister City Hall

Basis and significance of proposed name: David C. Hollister has dedicated his life to public service, and in particular to the City of Lansing. He has made significant contributions and exemplified the highest ideals of stewardship in each of his seven careers: teacher, county commissioner, legislator, Mayor of Lansing, State department director, CEO of Prima Civitas Foundation, and independent consultant. David C. Hollister presided as the Mayor of Lansing from 1994—2003. As Mayor, he created a vision that Lansing become a world class city and began a major revitalization of the City that is still underway. Some of his accomplishments as Mayor include: Established a regional effort to keep and expand General Motors in the Lansing area including the two new state-of-the-art auto manufacturing facilities located downtown and in Delta township as part of an Act 425 regional tax-sharing agreement, Built Oldsmobile Stadium and attracted the Lansing Lugnuts, Restored historic Old Town as a center of artistic and cultural activity, Renovated and constructed over 2,000 housing units, collaborated with the State of Michigan to build five new state office buildings in downtown Lansing, Sponsored a Blue Ribbon Committee of School Improvement that led to 26 different initiatives including HOPE scholarship program, Youth Court, and Project PLAY which rebuilt over 80 playgrounds in the City, Created the first municipal-sponsored Cesar Chavez Commission, Utilized community development block grant funds to establish an Entrepreneur Institute of Mid-Michigan designed to serve low-income people interested in starting a business, initiated the Common Ground music festival, and initiated Neighborhood Improvement Grants to empower citizen-led neighborhood improvement. During his career, Hollister has received numerous Awards and Honors, including: Children's Defense Fund- Washington, D.C.- Child Care Legislator of the Year, National Association of Social Workers, Michigan Chapter- Public Citizen of the Year, Michigan Women's Studies Association, Inc.- Phillip A. Hart Award, Jewish National Fund Tree of Life Award, Leonard Peters Lifetime Achievement Award, and Dr. Martin Luther King, Jr. Legacy Award. Even in retirement, Hollister continues to be actively involved in civic engagement including being a Board member for the Michigan Institute of Contemporary Art, Member of the Information Technology Empowerment Center Executive Board, Lansing Promise Executive Board, Facility for Rare Isotope Beams Committee, and Samaritas (formerly Lutheran Social Services) Advisory Board. He has also been involved with multiple publications and productions, most notably the novel "Second Shift: the Inside Story of the Keep GM Movement," published by McGraw Hill, 2016 and "Second Shift: from Crisis to Collaboration" a documentary film, 2015.

Object, site, or street to be named or renamed: the current Lansing City Hall, and any future site of Lansing City Hall

Current name (if applicable): Lansing City Hall

When you are done with this form, please return it to:

Chris Swope, City Clerk
Lansing City Clerk's Office

Ninth Floor, City Hall, 124 W. Michigan Ave., Lansing, MI 48933-1695
clerk@lansingmi.gov

Impact on residents: No impact foreseen

Impact on businesses: No impact foreseen

Projected implementation cost if application is approved: Nominal

Proposed funding: No additional funds will be needed

Anticipated support and/or opposition to the proposal: It is anticipated that there will be general support for the honorary naming of City Hall after a former, and still well-known and respected, Mayor of Lansing. Potential opposition is not anticipated with respect to the renaming of City Hall.

If the Proposed Memorial involves changing a street name, this application must be accompanied by payment for the estimated cost of mailing notice to owners of all properties with mailing addresses on the subject street and on corners which intersect the subject street.

Applicant's Name: Mayor Virg Bernero

Date: April 11, 2017

Applicant's Address: 124 W. Michigan Ave., 9th floor, City Hall

City: Lansing State: MI Zip: 48933

Main Contact Number: (517) 483-7638 Secondary Contact Number: (517) 483-4141

If you have questions please call: 517-483-4131

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LANSING CITY CLERK

When you are done with this form, please return it to:
Chris Swope, City Clerk
Lansing City Clerk's Office
Ninth Floor, City Hall, 124 W. Michigan Ave., Lansing, MI 48933-1695
clerk@lansingmi.gov

CITY OF LANSING
NOTICE OF PUBLIC HEARING

The Lansing City Council will hold a public hearing on **Monday, June 26, 2017**, at 7:00 p.m. in Council Chambers, 10th Floor, Lansing City Hall, 124 W. Michigan Avenue, Lansing, Michigan to consider an Ordinance of the City of Lansing, Michigan, to amend chapter 830, section 830.06 of the Lansing codified ordinances providing criteria for revocation or objection to transfer, issuance or renewal of licenses to permit the sale of beer and wine and/or spirits on premises.

For more information, please call Lansing City Council at 517-483-4177. If you are interested in this matter, please attend the public hearing or send a representative. Written comments will be accepted between 8 a.m. and 5 p.m. on City business days if received before 5 p.m., on the day of the Public Hearing at the City Clerk's Office, Ninth Floor, City Hall, 124 West Michigan Ave., Lansing, MI 48933 or email city.clerk@lansingmi.gov.

Chris Swope, Lansing City Clerk
www.lansingmi.gov/Clerk
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DRAFT #2
June 8, 2017

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AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND

Section 1. That Section 830.06 of the Codified Ordinances of the City of Lansing, Michigan, be and is hereby amended to read as follows:

Upon determination of the existence of any one or more of the following elements or grounds, the City may recommend revocation of an already existing license or object to the transfer, issuance or renewal of a license:

(b) A person who, at the time of application or renewal of any license already issued under this chapter, would not be eligible for such license upon a first application, as determined by any State or local law;

license. A limited partnership shall not be disqualified from being issued or holding a license, as long as all general partners are qualified to obtain such a license;

(d) A corporation if any officer, manager or director thereof, or a stock owner or stockholders owning in the aggregate more than five percent **(5%)** of the stock of such corporation, would not be eligible to receive a license under this chapter for any reason;

(E) TO A PERSON HAVING BUSINESS CONDUCTED AT THAT LOCATION BY A MANAGER OR AGENT, UNLESS SUCH MANAGER OR AGENT POSSESSES THE SAME QUALIFICATIONS REQUIRED FOR THE LICENSE APPLICANT;

(eF) A person who has been convicted of a violation of any Ffederal or Sstate law concerning the manufacture, possession or sale of alcoholic liquor or a controlled substance, where such violation occurred on the licensed premises;

(fG) Any premises where there exists a violation of any applicable City building, electrical, mechanical, plumbing or fire code or any City zoning law, or of any applicable public health law or regulation, any State MICHIGAN Liquor Control Commission rule or regulation of any other applicable City ordinance or Sstate law;

~~(g) Any premises where the applicant or licensee suffers or allows or intends to allow in or upon the premises a person who exposes to public view any pubic region, anus or genitals, as well as other types of nudity prohibited by statute or local ordinance. No on-premises licensee shall suffer or allow in or upon the licensed premises the showing of films, television slides or other electronic reproduction depicting scenes wherein any person exposes to the public view any pubic region, anus or genitals, as well as other types of nudity prohibited by statute or local ordinance. This prohibition does not apply to any publicly broadcast television transmission from a Federally licensed station.~~

~~(h) Any premises where the applicant or licensee suffers or allows or intends to allow in or upon the premises a person who performs, or simulates performance of, the following~~

~~explicit sexual activities: sexual intercourse, masturbation, sodomy, bestiality, fellatio or cunnilingus. No on-premises licensee shall suffer or allow in or upon the licensed premises the showing of films, television slides or other electronic reproduction depicting scenes wherein a person performs, or simulates performance of, the following explicit sexual activities: sexual intercourse, masturbation, sodomy, bestiality, fellatio or cunnilingus. This prohibition shall not apply to any publicly broadcast television transmission from a Federally licensed station.~~

(iH) Any premises where it is determined by Council that the premises do not, or will not reasonably soon after the commencement of operations, have adequate off-street parking, lighting, refuse disposal facilities, screening and noise control, or where a nuisance does or will exist as determined by applicable City ordinances;

(jI) If Council determines that the proposed location is inappropriate, considering the desirability of establishing a location in developed, commercial areas in preference to isolated, undeveloped areas; traffic safety; accessibility to the site from abutting roads; capability of abutting roads to accommodate such commercial activity; distance from public or private schools for minors; proximity of an inconsistent zoning classification; and accessibility from primary roads or State highways;

(J) FOR PREMISES, UNLESS THE SALE OF BEER, WINE OR SPIRITS IS SHOWN TO BE INCIDENTAL AND SUBORDINATE TO OTHER PERMITTED BUSINESS USES UPON THE SITE, SUCH AS, BUT NOT LIMITED TO, FOOD SALES, MOTEL OPERATIONS OR RECREATIONAL ACTIVITIES;

(k) If the applicant or licensee owes personal OR REAL property taxes; ~~or~~, SPECIAL ASSESSMENTS, SEWER OR WATER CHARGES THAT ARE DELINQUENT FOR THE PREMISES;

(l) If the applicant or licensee has filed an application containing false information with the City Clerk.

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.

Approved as to form:

City Attorney

Dated: _____

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

WHEREAS, Michael Blake was born on Christmas Day in North Central Bronx. He graduated from Medill School of Journalism at Northwestern University; and

WHEREAS, Mr. Blake is the Assemblyman of the 79th District in New York State, representing parts of Concourse Village, Morrisania, Melrose, Belmont, Claremont and East Tremont. He is passionate about urban entrepreneurship, Minority and women owned businesses, community learning, sustainable communities and empowering young men of color; and

WHEREAS, Mr. Blake is also the Founding Principal of Atlas Strategy Group, which focuses on political and economic empowerment for communities of color. Along with being an Exhorter in the African Methodist Episcopal Church and a Certified Lay Speaker in the United Methodist Church; and

WHEREAS, In 2006 Michael Blake successfully co-organized three state house campaigns in that election cycle and promoted to become the Director of External Affairs for the Michigan House of Representatives serving in Michigan Speaker of the House Andy Dillon's cabinet; and

WHEREAS, Mr. Blake was honored as one of "The Root 100" in 2012, featured in Jet magazine as one of the 15 black politicians behind President Obama's re-election and recognized by MSNBC in 2011 as one of the Top 10 Black Politicians on the rise.

THEREFORE, BE IT RESOLVED, the Lansing City Council commends Mr. Michael Blake on all his honors and accomplishments and wishes him continued success in all his endeavors.

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

WHEREAS, Reverend David Ford was born June 25, 1960 in Detroit, Michigan. He attended Detroit Public Schools and pursued a degree in Christian Education. Reverend Ford is married to Minister Cassandra Ford they have (9) nine children, and (14) fourteen grandchildren; and

WHEREAS, Reverend Ford received his calling into the ministry in November 1987 and preached his first sermon on December 18, 1988. He received his Ministerial license on May 2, 1990 and was ordained on May 16, 1995 at Dayspring Baptist Church in Detroit, Michigan; and

WHEREAS, Reverend Ford is the founder of Praise and Worship Service Church of Detroit, Michigan and served as the Pastor for more than seventeen years. He was then called upon to accept a position in March 2012 as interim pastor of Friendship Baptist Church in Lansing, Michigan; and

WHEREAS, January 2013 Reverend Ford became the eighth pastor of Friendship Baptist Church. However the membership under the leadership of Reverend Ford became the Friendship House of Prayer Baptist Church; and

WHEREAS, Reverend Ford is a sought after guest preacher, teacher and workshop leader in Lansing as well as Detroit and Ann Arbor. He is a gifted musician, singer, and counselor for the membership of the church. Reverend Ford is dedicated to serving God, committed to building God's Kingdom, his congregation and the community.

THEREFORE BE IT RESOLVED THAT the Lansing City Council, along with his friends and family hereby pay tribute to the honor and accomplishments of Reverend David Ford and we wish him a Happy Birthday and many more!

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

SLU-1-2017

Residential Use in the "I" Heavy Industrial District
700 E. Oakland & 3 Vacant Parcels to its South

WHEREAS, Summit Street Development, LLC has requested a Special Land Use permit (SLU-1-2017) to permit up to 522 residential units on the property bounded by Oakland Avenue to the north, May Street to the south, Prudden Street to the east and a former railroad right-of-way to the west; and

WHEREAS, the property is zoned "I" Residential District, where residential use is permitted subject to obtaining a Special Land Use permit; and

WHEREAS, a review was completed by staff evaluating the character, location and impact of the proposal on the surrounding area, the environment and public services as well as its consistency with the existing zoning and land use patterns in the area and with the objectives of the Design Lansing Comprehensive Plan; and

WHEREAS, the Planning Board held a public hearing on April 4, 2017, at which the applicant's representatives spoke in favor of the request and 4 persons asked questions, two of whom expressed concerns about its impact on the residential neighborhood to the east; and

WHEREAS, the Planning Board, at its April 18, 2017 meeting, voted (4-0) to recommend approval of SLU-1-2017 for a Special Land Use to permit up to 522 residential units on the property bounded by Oakland Avenue to the north, May Street to the south, Prudden Street to the east and a former railroad right-of-way to the west; and

WHEREAS, the City Council held a public hearing regarding SLU-1-2017 on June 12, 2017; and

WHEREAS, the Committee on Development and Planning has reviewed the report and residential development recommendation of the Planning Board and concurs therewith; and

NOW THEREFORE BE IT RESOLVED that the Lansing City Council hereby approves SLU-1-2017, a Special Land Use permit to permit up to 522 residential units on the property bounded by Oakland Avenue to the north, May Street to the south, Prudden Street to the east and a former railroad right-of-way to the west

BE IT FURTHER RESOLVED that this Special Land Use permit shall remain in effect only so long as the petitioner fully complies with this resolution, and if the petitioner fails to comply, the Special Land Use permit may be terminated by City Council Resolution.

DRAFT

BE IT FINALLY RESOLVED that in granting this request, the City Council determines the following:

1. The proposed residential development is compatible with the essential character of the surrounding area, as designed.
2. The proposed residential development will not change the essential character of the surrounding area.
3. The proposed residential development will not interfere with the general enjoyment of adjacent properties.
4. The proposed residential development will not impact adjacent properties as it will not be detrimental to the use or character of the property under consideration.
5. The proposed residential development will not impact the health, safety and welfare of persons or property in the surrounding area.
6. The proposed residential development can be adequately served by essential public facilities and services.
7. The proposed residential development will not place any demands on public services and facilities in excess of current capacities.
8. The proposed residential development is consistent with the intent and purposes of the Zoning Code and the Design Lansing Master Plan.
9. The proposed residential development will comply with the requirements of the "I" Heavy Industrial District.

BY THE COMMITTEE ON DEVELOPMENT & PLANNING
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, July 24, 2017, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the Ordinance for rezoning:

SLU-2-2017: Special Land Use Permit, 3600 N. Grand River Avenue, Residential Land Use in the "H" Light Industrial District

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the City Clerk has forwarded an application for a City License, which has been routinely processed without objection, and is ready for final action by this Council; and,

WHEREAS, all required signatures have been obtained supporting the application for a fireworks display license;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, approves the application for a City License as follows:

FIREWORKS DISPLAY LICENSE:

Wolverine Fireworks Display Inc. for a public display of fireworks in the City of Lansing at to be held on July 4, 2017

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Lansing Children's Choir has requested \$500.00 to defray costs associated with the Music, Art, Drama, and Dance (M.A.D.D.) Camp to be held July 10, 2017 – July 14, 2016; and

WHEREAS, the maximum total amount of the Community Funding Account to be awarded to an organization in one fiscal year is \$500.00; and

WHEREAS, the Committee on General Services met on June 22, 2017 and approved \$500.00, to be allocated from Fiscal Year 2017; and

BE IT RESOLVED that the Lansing City Council, hereby approves an allocation from the Community Funding Account to the Lansing Children's Choir in the amount of \$500.00 to defray costs associated with the Music, Art, Drama, and Dance (M.A.D.D.) Camp to be held July 10, 2017 – July 14, 2017.

NOW BE IT FURTHER RESOLVED that the Mayor and the Finance Department shall process this request by charging \$500.00 to the Fiscal Year 2017 City Council Community Promotion Account – 101.112101.741289.0.

BE IT RESOLVED that the Lansing Children's Choir shall submit a written analysis of the event, including information regarding the number of attendees, a detailed account as to contributors, funds received, expended and residual funds to the Lansing City Council within 60 days after the event.

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Anne Nicole Tegue sought to eliminate a special assessment of \$330.00 for grass and weeds removal fees, and all associated penalties and interest, on the property tax bill for 202 W. Jolly Road (Tax ID #33-01-01-33-378-271); and

WHEREAS, upon filing a claim to the Committee on General Services, the claim in the amount of \$330.00 was denied on June 22, 2017.

THEREFORE, BE IT RESOLVED, that the City Council, hereby, denies the claim in the amount of \$330.00 of the claim filed by Anne Nicole Tegue for grass and weed removal fees and all associated penalties and interest on the property tax bill for 202 W Jolly Road (Tax ID #33-01-01-33-378-271).

BE IT FURTHER RESOLVED, that the City Attorney shall take the appropriate steps to process this claim.

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

WHEREAS, the Mayor made the appointment of Wyatt Ludman of 500 E. Michigan Avenue in Lansing, MI, 48912, as an At-Large Member of the Board of Fire Commissioners for a term to expire June 30, 2019; and

WHEREAS, the nominee has been vetted by the Mayor's office and meets the qualifications as required by the City Charter; and

WHEREAS, the Committee on Public Safety met and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the appointment of Wyatt Ludman of 500 E. Michigan Avenue in Lansing, MI, 48912, as an At-Large Member of the Board of Fire Commissioners for a term to expire June 30, 2019.

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

WHEREAS, the Mayor made the appointment of Larry Leatherwood of 812 Canton Drive, Lansing, MI, 48917, as an At-Large Member to the LEPFA Board for a term to expire June 30, 2020.

WHEREAS, the nominee has been vetted by the Mayor's Office and meets the qualifications as required by the City Charter;

WHEREAS, the Committee on Public Services met and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the appointment of Larry Leatherwood of 812 Canton Drive, Lansing, MI, 48917, as an At-Large Member to the LEPFA Board for a term to expire June 30, 2020.

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

WHEREAS, the Mayor made the appointment of James Stajos of 3011 Crofton Drive, DeWitt, MI, 48820, as an At-Large Member to the LEPFA Board for a term to expire June 30, 2019.

WHEREAS, the nominee has been vetted by the Mayor's Office and meets the qualifications as required by the City Charter;

WHEREAS, the Committee on Public Services met and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the appointment of James Stajos of 3011 Crofton Drive, DeWitt, MI, 48820, as an At-Large Member to the LEPFA Board for a term to expire June 30, 2019.

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

WHEREAS, the City of Lansing desires to encourage and support shopping and commercial activity in the Principal Shopping District area by public improvement to develop, redevelop, promote economic activity, and provide for the maintenance, security, and operation of the Principal Shopping District by such public improvement which especially benefits any property within a district; and

WHEREAS, the City of Lansing desires to encourage promotional efforts, business recruitment in all zones and physical improvements and maintenance services (in zone "A") of the Principal Shopping District; and

WHEREAS, the City of Lansing has determined that this should be provided through special assessment zones established for the purpose of financing Principal Shopping District activities; and

WHEREAS, the City of Lansing has determined that the cost of providing such services should be recovered by a special assessment against properties especially benefited as authorized by Act No. 120 of the Public Acts of 1961, as amended, and Chapters 812 and 1026 of the Lansing Code of Ordinances; and

WHEREAS, the City of Lansing has reviewed the proposed special assessment boundaries; and

WHEREAS, the City of Lansing has also reviewed the proposed services within the boundaries with an estimated cost of these services;

NOW, THEREFORE, BE IT RESOLVED that the special assessment zones for the Principal Shopping District are established by City Council as follows:

Principal Shopping District: Beginning at the intersection of West right-of-way line of S. Capitol Avenue and the north right-of-way line of W. St. Joseph Street, "Point of Beginning," North along S. Capitol Avenue right-of-way line to the center-line of W. Washtenaw Street, west along the centerline of W. Washtenaw Street to the center-line of Townsend Street, north along the center-line of Townsend Street to the center-line of W. Allegan Street, then east along the W. Allegan Street center-line to the center-line of S. Capitol Avenue, north along the S. Capitol Avenue center-line to the center-line of W. Saginaw Street, east along the W. Saginaw Street center-line to the west right-of-way line of N. Washington Avenue, north along the N. Washington Avenue right-of-way line to the north right-of-way line of W. Grand River Avenue, east along the W. Grand River Avenue right-of-way line to the west right-of-way line of Turner Street, north along the Turner Street right-of-way line to the north right-of-way line of Clinton Street, east along Clinton Street right-of-way to the east right-of-way line of Center Street, south along the Center Street right-of-way line to the north right-of-way line of Liberty Street, east along' the Liberty Street right-of-way line to the centerline of N. Cedar Street, south along the

N. Cedar Street center-line to the south right-of-way line of East Grand River Avenue, east along the E. Grand River Avenue right-of-way line to the west right-of-way line of N. Larch Street, south along the N. Larch Street right-of-way line to the center-line of E. Shiawassee Street, east along the E. Shiawassee Street center-line to the west right-of-way line of the Conrail right-of-way, south along the Conrail right-of-way line to the south right-of-way line of E. Michigan Avenue, west along the E. Michigan Avenue right-of-way to the east right-of-way line of S. Larch Street, south along the S. Larch Street right-of-way line to the center-line of E. Kalamazoo Street, then west along E. Kalamazoo Street center-line to the center-line of S. Larch Street, then south along the S. Larch Street center-line to the north right-of-way line of St. Joseph Street (extended), west along the St. Joseph Street right-of-way line (extended) to the Point of Beginning.

The Principal Shopping District, as described herein, shall contain zones as described below:

Zone A: Beginning at the intersection of the center-line of W. Shiawassee Street and the centerline of N. Capitol Avenue, the "Point of Beginning -A", east along the center-line of Shiawassee Street to the west right-of-way line of the Conrail right-of-way, south along the Conrail right-of-way line to the center-line of E. Michigan Avenue, west along the center-line of E. Michigan Avenue to the center-line of S. Cedar Street, south along the S. Cedar Street center-line to the center-line of E. Kalamazoo Street, west along the E. Kalamazoo Street center-line to the center-line of Museum Drive, northwesterly along the center-line of Museum Drive to the north line of Impression Five Condominium (extended), west along the said north line of Impression Five Condominium (extended) to the center-line of the Grand River, southeasterly along the center of the Grand River to the center-line of E. Kalamazoo Street, continuing along the center-line of E. Kalamazoo Street to the center-line of Grand Avenue, south along the Grand Avenue center-line to the center-line of W. Lenawee Street, west along the W. Lenawee Street center-line to the west right-of-way line of S. Capitol Avenue, north along the west right-of-way line of S. Capitol Avenue to W. Washtenaw street, west along the centerline of W. Washtenaw Street to the centerline of Townsend Street, north along the centerline of Townsend Street to the centerline of W. Allegan Street, then east along the W. Allegan Street center-line of W. Allegan Street to the center-line of S. Capitol Avenue, north along the S. Capitol Avenue center-line to the Point of Beginning –A.

Zone B: Beginning at the intersection of west right-of-way line of N. Washington Avenue and the north right-of-way line of W. Grand River Avenue, the "Point of Beginning -B," east along the W. Grand River right-of-way line to the west right-of-way line of Turner Street, north along the Turner Street right-of-way line to the north right-of-way line of Clinton Street, east along the Clinton Street right-of-way line to the east right-of-way line of Center Street, south along the Center Street right-of-way line to the north right-of-way line of Liberty Street, east along the Liberty Street right-of-way line to the center, line of N. Cedar Street, south along the N. Cedar Street center-line to the centerline of E. Maple Street, west along E. Maple Street center-line (as aligned) to the west right-of-way line of N. Washington Avenue, north along the N. Washington Avenue right-of-way line to the Point of Beginning –B.

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Zone C -North: Beginning at the intersection of the center-line of N. Capitol Avenue and the center-line of W. Shiawassee Street, the "Point of Beginning -C (North)," north along the N. Capitol Avenue center-line to the center-line of W. Saginaw Street, east along the W. Saginaw Street center-line to west right-of-way line of N. Washington Avenue, north along the N. Washington Avenue right-of-way line to the center-line of E. Maple Street, east along E. Maple Street (as aligned) center-line to the center-line of N. Cedar Street, north along the N. Cedar Street center-line to the south right-of-way line of E. Grand River Avenue, east along the E. Grand River Avenue right-of-way line to the west right-of-way line of N. Larch Street, south along the N. Larch Street right-of-way line to the center-line of E. Shiawassee Street, west along the E. Shiawassee Street Center-line to the Point of Beginning - C (North).

Zone C -South: Beginning at the intersection of the west right-of-way line of S. Capitol Avenue and the center-line of W. Lenawee Street, the "Point of Beginning -C (South)," east along the W. Lenawee Street center-line to the center-line of Grand Avenue, north along Grand Avenue centerline to the center-line of E. Kalamazoo Street, east along the Kalamazoo Street center-line to the center of the Grand River, northwesterly along the center-line of the Grand River to the north line of Impression Five Condominium (extended), east along the north line of Impression Five Condominium (extended) to the center-line of Museum Drive, southeasterly along the center-line of Museum Drive to the center-line of E. Kalamazoo Street, east along the Kalamazoo Street centerline to the center-line of S. Cedar Street, north along the Cedar Street center-line to the center-line of E. Michigan Avenue, east along the E. Michigan Avenue center-line to the west right-of-way line of the Conrail right-of-way, south along the Conrail right-of-way line to the south right-of-way line of E. Michigan Avenue, then west along the E. Michigan Avenue right-of-way line to the east right-of-way line of S. Larch Street, south along the S. larch Street right-of-way line to the center-line of E. Kalamazoo Street, west along the E. Kalamazoo Street center-line to the center-line of S. Larch Street, south along the S. larch Street center-line to the north right-of-way line of St. Joseph Street (extended), west along the St. Joseph Street right-of-way line (extended) to the west right-of-way line of S. Capitol Avenue, then north along the S. Capitol Avenue right-of-way to the Point of Beginning -C (South).

BE IT FURTHER RESOLVED, that the Principal Shopping District public improvements and services be supported by a special assessment of these costs against the properties especially benefited as follows:

ZONE A -13.6 cents per square foot for first floor and 6.2 cents per square foot for second floors and above, parking structures at the rate of 4.9 cents per square foot for the main floors and 2.47 cents per square foot for second floors and above, parking lots at 4.9 cents per square foot, vacant land at 1.24 cents per square foot, and industrial & manufacturing properties at 2.47 cents per square foot for the first floor and 1.24 cents per square foot for second floors and above for FY18;

14 cents per square foot for first floor and 6.39 cents per square foot for second floors

and above, parking structures at the rate of 5.05 cents per square foot for the main floors and 2.54 cents per square foot for second floors and above, parking lots at 5.05 cents per square foot, vacant land at 1.27 cents per square foot, and industrial & manufacturing properties at 2.54 cents per square foot for the first floor and 1.27 cents per square foot for second floors and above for FY19;

14.42 cents per square foot for first floor and 6.58 cents per square foot for second floors and above, parking structures at the rate of 5.2 cents per square foot for the main floors and 2.62 cents per square foot for second floors and above, parking lots at 5.2 cents per square foot, vacant land at 1.3 cents per square foot, and industrial & manufacturing properties at 2.62 cents per square foot for the first floor and 1.3 cents per square foot for second floors and above for FY20;

ZONE B -9.2 cents per square foot for first floor and 3.45 cents per square foot for second floors and above, parking structures at the rate of 4.6 cents per square foot for the main floors and 2.3 cents per square foot for second floors and above, parking lots at 4.6 cents per square foot, vacant land at 1.15 cents per square foot, and industrial & manufacturing properties at 2.3 cents per square foot for the first floor and 1.15 cents per square foot for second floors and above;

ZONE C (North & South) -2 cents per square foot for first floor and 1 cent per square foot for second floors and above, parking structures at the rate of 2 cents per square foot for the main floors and 1 cent per square foot for second floors and above, parking lots at 2 cents per square foot, vacant land at 1 cent per square foot, and industrial & manufacturing properties at 2 cents per square foot for the first floor and 1 cent per square foot for second floors and above;

BE IT FURTHER RESOLVED, that the cost and expense of making estimates, plans and assessments incidental to the preparation of the assessment and the role, and providing notices shall be included in the expense of the assessment.

BE IT FURTHER RESOLVED, that the Principal Shopping District public improvement and services be financed by a special assessment of these costs against the properties especially benefited as contained in the assessment Roll No. PSD17-A/PSD17-B/PSD17-C compiled by the City Assessor.

BE IT FURTHER RESOLVED, that in zones "A," "B," and "C" (North & South), all property owners whose assessment would otherwise exceed \$10,000.00 per one parcel, shall be capped at no more than \$10,000.00 per one parcel on an annual basis.

BE IT FURTHER RESOLVED, that in zones "A," "B," and "C " (North & South), any property owned by a non-profit entity which as received a Federal IRS Section 501(c)(3) non-profit designation shall have their property assessment capped at 40% of the proposed assessment rate; provided that said entity shall file with the City Assessor, not later than August 15, 2017 a written application for non-profit Principal Shopping District designation, together with a copy of said determination of IRS Section 501 (c)(3) status.

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BE IT FURTHER RESOLVED, that a public hearing be held July 31, 2017, at 7:00 pm in the City Council Chamber, 10th Floor City Hall, Lansing, Michigan to consider the establishment of the Principal Shopping District special assessment roll.

BE IT FINALLY RESOLVED, that the notice to the affected owners of the properties in said district be given at least 12 (twelve) day notice prior to the date of the hearing and in accordance with Chapter 1026 of the Lansing Code of Ordinances.

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

WHEREAS, the City of Lansing was awarded a grant in the amount of \$40,000.00 (Forty-thousand and no/100) by the National Endowment for the Arts (NEA) Art Works program to support the design of a permanent outdoor stage at Adado Riverfront Park on the Grand River in downtown Lansing; and

WHEREAS, a permanent outdoor stage at Adado Riverfront Park would greatly enhance the City of Lansing's arts and cultural assets by providing a seasonal venue for community festivals, concerts, outdoor theater and other community activities; and

WHEREAS, the City has partnered with the Arts Council of Greater Lansing to complete the grant activities, which will include two (2) community charrettes to gather input from stakeholders on conceptual designs for the proposed stage and its surrounding environs; and

WHEREAS, the City of Lansing will provide matching funds in the amount of \$40,000.00 (Forty-thousand and no/100) for a total project budget of \$80,000.00 (Eighty-thousand and no/100);

NOW, BE IT RESOLVED that the City of Lansing accepts the aforementioned grant from the NEA Art Works program to support the design of a permanent outdoor stage at Adado Riverfront Park; and

BE IT FINALLY RESOLVED that the Administration is authorized to create appropriate accounts and to make the necessary operating transfers for the expenditure and control of the balance of the grant funds.

BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Department of Human Relations and Community Services (HRCS) as the Collaborative Applicant for the Continuum of Care for the Lansing, East Lansing, Ingham County area, will be receiving renewal grants from the Department of Housing and Urban Development (HUD) under the 2016 Continuum of Care Homeless Assistance Programs Notice of Funding Availability (NOFA) application; and

WHEREAS, these renewal grants will help fund programs for at least the following agencies: Advent House Ministries, Capital Area Community Services, Child and Family Charities - Gateway Division, Greater Lansing Housing Coalition, Mid-Michigan Recovery Services, Lansing Housing Commission, Volunteers of America Michigan, and the HRCS -HMIS and Planning funds, for a one-year period to support existing Continuum of Care initiatives; and

WHEREAS, the HRCS Department is to receive from HUD an amount up to \$2,551,559; and

WHEREAS, each agency shall be responsible for securing the required cash or in-kind match requirements stipulated by HUD in receiving said grants, while HRCS will continue to be responsible for securing a 25% cash and in-kind match for the HMIS and Planning grants;

NOW, THEREFORE, BE IT RESOLVED the City of Lansing, Michigan, accepts the terms of the grant as stipulated by HUD and the City of Lansing does hereby specifically agree, but not by way of limitation, as follows:

1. That the administration is authorized to create appropriate accounts and transfer necessary funds to administer and monitor the grants and to appropriate such additional funds as shall be necessary to complete the project subject to the City Council transfer policies.
2. To maintain satisfactory financial accounts, documents, and records to make them available to HUD for auditing at reasonable times.
3. To implement the project and provide such funds, services, and materials as may be necessary to satisfy the terms of said Agreements.
4. To authorize the Mayor of the City of Lansing to be the local authorized representative to sign documents in behalf of the City of Lansing.
5. To comply with any and all terms of said HUD agreements, including all terms not specifically set forth in the foregoing portion of this resolution.

BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, adjustments are needed in the fiscal year 2016/2017 budget to allocate the budgeted vacancy factor; and

WHEREAS, additional resource requirements are anticipated in the Police Department for overtime and the Financial Empowerment Center for parole programs; and

WHEREAS, additional appropriations are requested for information technology security and software enhancements; and

WHEREAS, income tax revenues are anticipated to exceed the amount budgeted for FY 2016/2017;

NOW, THEREFORE, BE IT RESOLVED that the following FY 2016/2017 year-end budget amendment be approved:

	Increase/ (Reduction)
GENERAL FUND	
<u>General Fund Revenues</u>	
Income Tax Revenue	<u>\$1,520,000</u>
Change in General Fund Revenues	<u>\$1,520,000</u>
 <u>General Fund Expenditures</u>	
Police Department – Personnel (Overtime)	\$200,000
Financial Empowerment Center – Operating (parole programs)	20,000
Transfer to Capital Improvement Fund (Technology Security/Software)	650,000
Transfer to Fleet Fund (Packer Trucks)	<u>650,000</u>
	<u>\$1,520,000</u>
 Internal Audit - Personnel (Vacancies)	\$(30,000)
District Court – Personnel (Vacancies)	(50,000)
City Attorney’s Office - Personnel (Vacancies)	(140,000)
Finance Department - Personnel (Vacancies)	(200,000)
Fire Department - Personnel (Vacancies)	(250,000)
Human Relations and Community Services - Personnel (Vacancies)	(130,000)
Non-Departmental - Vacancy Factor	<u>800,000</u>
	<u>\$0</u>
 Change in General Fund Expenditures	<u>\$1,520,000</u>
 CAPITAL IMPROVEMENTS FUND	
<u>Capital Improvement Fund Revenues</u>	
Transfer from General Fund	<u>\$650,000</u>
Change in CIP Fund Revenues	<u>\$650,000</u>

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Capital Improvements Fund Expenditures

Technology Security/Software	<u>\$650,000</u>
Change in CIP Fund Expenditures	<u>\$650,000</u>

FLEET FUND

Fleet Fund Revenues

Transfer from General Fund	<u>\$650,000</u>
Change in Fleet Fund Revenues	<u>\$650,000</u>

Fleet Fund Expenditures

Vehicles (Packer Trucks)	<u>\$650,000</u>
Change in Fleet Fund Expenditures	<u>\$650,000</u>

INTRODUCTION OF ORDINANCE

Council Member Houghton introduced:

An Ordinance of the City of Lansing, Michigan, to amend Chapter 608, Section 608.04 of the Lansing Codified Ordinances, restricting sale and consumption of alcohol on public property by allowing sale and consumption of alcohol at the South Washington Operations Center (SWOC), subject to restrictions on sale and consumption of alcohol in parks and deleting the Scott House as a permitted location.

The Ordinance is referred to the Committee on General Services

**BY THE COMMITTEE ON GENERAL SERVICES
RESOLUTION SETTING PUBLIC HEARING**

RESOLVED BY THE CITY COUNCIL, CITY OF LANSING, that a public hearing be set for July 10, 2017 at 7:00 p.m. in the City Council Chambers, 10th Floor Lansing City Hall, 124 W. Michigan Ave., Lansing, MI for the purpose of considering An Ordinance of the City of Lansing, Michigan, to amend Chapter 608, Section 608.04 of the Lansing Codified Ordinances, restricting sale and consumption of alcohol on public property by allowing sale and consumption of alcohol at the South Washington Operations Center (SWOC), subject to restrictions on sale and consumption of alcohol in parks and deleting the Scott House as a permitted location.

Interested Persons are invited to attend this Public Hearing

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND
CHAPTER 608, SECTION 608.04 OF THE LANSING CODIFIED ORDINANCES,
RESTRICTING SALE AND CONSUMPTION OF ALCOHOL ON PUBLIC PROPERTY BY
ALLOWING SALE AND CONSUMPTION OF ALCOHOL AT THE SOUTH WASHINGTON
OPERATIONS CENTER (SWOC), SUBJECT TO RESTRICTIONS ON SALE AND
CONSUMPTION OF ALCOHOL IN PARKS AND DELETING THE SCOTT HOUSE AS A
PERMITTED LOCATION.

THE CITY OF LANSING ORDAINS:

Section 1. That Section 608.04 of the Codified Ordinances of the City of Lansing,
Michigan, be and is hereby amended to read as follows:

608.04. Restrictions on sale and consumption on public property.

(a) No person shall:

(1) Sell, consume or possess in an open container alcoholic beverages in the public streets,
public places, parks, alleys, sidewalks, City-owned parking facilities or the Turner-Dodge House,
except as provided in this section; or

(2) Sell, consume or possess in an open container alcoholic beverages in a private parking lot or
facility, including, but not limited to, shopping center parking lots or parking areas adjacent to
commercial establishments which are utilized by patrons of the commercial establishment, unless
such person has in his or her possession, in writing, the express permission or consent of the
owner or lessee, or the lawful agent of the owner or lessee, of such lot or facility. This paragraph
shall not apply to any event sponsored or authorized in writing by the owner or lessee of such
premises.

(b) Beer or wine may be sold and/or consumed in City parks, upon approval of the Mayor, if:

(1) For sales of beer and wine, a special license for such sale is obtained from the Michigan Liquor Control Commission and if the Mayor approves the license application prior to the issuance of the license. Approval by the Mayor shall be granted only if the license is to be utilized in conjunction with a City-approved cultural, ethnic or community activity open to the public or if the license is to be utilized in conjunction with a City-approved tourist or convention activity; or

(2) For consumption only, where no sales occur, approval is granted for the consumption of beer and wine at a City-approved cultural, ethnic or community activity open to the public, or in conjunction with a City-approved tourist or convention activity, provided that with respect to either the sale of beer and wine, or consumption, where no sales occur, the requirements set forth in subsections (g), (h) and (i) hereof are met. Prior Mayoral approval shall not be required for the sale and/or consumption of beer and wine at the Turner-Dodge House, Scott House and Park, ~~and~~ Cooley Gardens AND SOUTH WASHINGTON OPERATIONS CENTER.

(c) Notwithstanding the limitations set forth in subsection (b) hereof, beer or wine may be sold for consumption at Kircher Field or Ranney Field if a special license for such sale is obtained from the Michigan Liquor Control Commission and if the Mayor approves the license application prior to the issuance of the license. Approval of the Mayor shall be granted for the sale and/or consumption of beer and wine at Kircher Field or Ranney Field only in conjunction with City-approved district, State, regional or national adult athletic tournaments and if the requirements set forth in subsections (g), (h), and (i) hereof are met.

(d) Notwithstanding the limitations set forth in subsection (b) hereof, beer or wine may be sold for consumption, and may be consumed, within the grounds of the Turner-Dodge House,

1 Scott ~~House and~~ Park, Cooley Gardens, or Fenner Nature Center, provided that all permits
2 required by the Department of Parks and Recreation have been obtained, a special license, if
3 applicable, has been obtained from the Michigan Liquor Control Commission, and the
4 requirements set forth in subsections (g), (h), and (i) hereof are met. Rental fees for the Turner-
5 Dodge House, the Scott ~~House and~~ Park, Cooley Gardens, or Fenner Nature Center shall be set
6 by resolution of Council. Use of the Turner-Dodge House, Scott ~~House and~~ Park, Cooley
7 Gardens, or Fenner Nature Center in conjunction with the sale of beer or wine for consumption
8 shall not be limited to public events, but may also include private events.

9 (e) Beer or wine may be sold for consumption within the concession area or any other area
10 within the perimeter of the Groesbeck Golf Course, provided that, if sold, a license for such sale
11 has been obtained from the Michigan Liquor Control Commission, and provided, further, that
12 any such consumption or sale shall be contingent upon approval by the Department of Parks and
13 Recreation and subject to such rules or restrictions as the Department may establish.

14 (f) Sale and consumption of alcoholic beverages may occur within the concession area or any
15 other area within the City Market or its environs, provided that, if sold, a license for such sale
16 has been obtained from the Michigan Liquor Control Commission and the sale and for
17 consumption occurs within a clearly demarcated area in compliance with the license, and
18 provided, further, that any such sales for consumption shall be contingent upon approval by the
19 Lansing Entertainment and Public Facilities Authority (LEPFA) and subject to such rules or
20 restrictions as LEPFA may establish. Notwithstanding section (i) herein, any such applicant shall
21 file with the City Clerk proof of a personal injury and property damage insurance policy insuring
22 such applicant against any liability imposed on such applicant or the City arising out of the sale
23 or consumption of alcoholic beverages, and naming the City and LEPFA as additional insureds.

Such policy shall provide for payment in the event of injury to or death of one person or more than one person, and for the payment for property damage in amounts set by Council resolution on the basis of recommendations by the Finance Department. This requirement may be waived or the amounts of such required insurance reduced by resolution of Council finding that such a reduction or waiver is in the public interest.

(g) Beer or wine may be sold for consumption within the streets, alleys, sidewalks and public places within the boundaries of the Downtown Mall and environs, as defined in Section 812.01 of the Business Regulation and Taxation Code, provided that the following conditions are satisfied:

(1) The request has been approved by the Mayor.

(2) The individual, group or organization making the application obtains a special license for such sale and consumption from the Michigan Liquor Control Commission.

(3) The individual, group or organization has complied with subsections (g), (h), (i) and (j) hereof.

(4) Any other conditions which the Mayor may require have been met.

(h) The City Clerk shall provide a form on which the applicant shall provide the following information:

(1) The name and address of the applicant;

(2) The name of the organization, if applicable;

(3) The type of event;

(4) The date of the application;

(5) The date and time of the event planned;

(6) The purpose of the event;

- 1 (7) The estimated number of persons attending;
- 2 (8) The name of the insurance company, if applicable, from which the necessary public liability
- 3 policy will be or has been obtained;
- 4 (9) Proof that the proper rental fee has been paid, if applicable; and
- 5 (10) The security measures which the applicant proposes to utilize.

6 Upon the applicant's payment of an application fee, as determined by resolution of Council, the

7 City Clerk shall forward the completed application form to the Police Department and to the

8 Department of Parks and Recreation for review.

9 (i) Whenever a special license for the sale and/or consumption of beer or wine in City parks, or

10 within the Downtown Mall and environs or upon the grounds of the Turner-Dodge House,

11 ~~Scott House and~~ Park, Cooley Gardens, or Fenner Nature Center is required, the applicant shall

12 file with the City Clerk proof of a personal injury and property damage insurance policy insuring

13 such applicant against any liability imposed on such applicant or the City arising out of the sale

14 or consumption of beer or wine. Such policy shall provide for payment in the event of injury to

15 or death of one person or more than one person, and for payment for property damage in

16 amounts set by Council resolution on the basis of recommendations by the Finance Department.

17 Such policy shall have a provision to the effect that the insurance company shall notify the City

18 Clerk at least ten days prior to the expiration of such policy. However, this requirement may be

19 waived or the amounts of such required insurance reduced by resolution of Council finding that

20 such a reduction or waiver is in the public interest.

21 (j) The applicant shall be solely responsible for providing adequate security, in the form of

22 adequate personnel and fencing, as determined by the Department of Parks and Recreation.

1 Approval by the Department of the applicant's plan for security shall be obtained prior to any
2 application being approved or any event being scheduled.

3 (k) No person shall sell or dispense beer or wine for consumption in City parks, in any
4 container other than a paper or plastic container. No person shall sell or dispense beer or wine for
5 consumption within the Turner-Dodge House in any container other than a paper or plastic
6 container unless prior written permission has been received from the Department of Parks and
7 Recreation.

8 (l) (1) Notwithstanding any provision set forth in this Section 608.04 to the contrary, beer or
9 wine may be sold for consumption on the premises, and may be consumed, at public or private
10 events or functions within the grounds of the Potter Park Zoo Exploration and Discovery Center
11 and Plaza, provided:

12 a. Dispensing of beer or wine shall be conducted by persons or entities not affiliated with Potter
13 Park Zoo or any of its auxiliary organizations;

14 b. No beer or wine may be sold or dispensed during hours when the Potter Park Zoo is open to
15 the general public;

16 c. For sales of beer or wine for consumption on the premises an appropriate license shall be
17 obtained from the Michigan Liquor Control Commission; furthermore, prior mayoral approval is
18 required, which approval shall only be granted in conjunction with a City-approved cultural,
19 ethnic or community activity open to the public, or in conjunction with a City-approved tourist or
20 convention activity;

21 d. Intoxicating liquors (i.e. distilled rather than fermented alcoholic beverages) may not be sold
22 on the premises.

(2) Commencing July 1, 2001, rental fees for the Potter Park Zoo Exploration and Discovery Center and Plaza shall be set by resolution of City Council.

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.

Approved as to form:

City Attorney

Dated: _____

INTRODUCTION OF ORDINANCE

Council Member Hussain introduced:

An Ordinance of the City of Lansing, Michigan to replace Chapter 1300 of the City of Lansing Codified Ordinances in its entirety; to provide for the regulation and licensing of medical marihuana establishments; to establish land use and zoning requirements attendant thereto; to protect the public health, safety, and welfare of the City of Lansing; to set licensing fees for the purpose of defraying the costs associated with the implementation and enforcement of the provisions of the chapter; and to provide penalties for violations of the chapter.

The Ordinance is referred to the Committee on Public Safety

**RESOLUTION SETTING PUBLIC HEARING
BY CITY COUNCIL**

RESOLVED by the City Council, City of Lansing, that a public hearing be set for _____, 2017 at 7:00 p.m. in the City Council chambers, 10th floor Lansing City Hall, 124 W. Michigan Ave., Lansing, MI for the purpose of considering an Ordinance of the City of Lansing, Michigan to replace Chapter 1300 of the City of Lansing Codified Ordinances in its entirety; to provide for the regulation and licensing of medical marihuana establishments; to establish land use and zoning requirements attendant thereto; to protect the public health, safety, and welfare of the City of Lansing; to set licensing fees for the purpose of defraying the costs associated with the implementation and enforcement of the provisions of the chapter; and to provide penalties for violations of the chapter.

Interested Persons are invited to attend this Public Hearing

THIS ITEM NOT AVAILABLE AT TIME OF PRINT

PASSAGE OF ORDINANCE

An Ordinance of the City of Lansing, Michigan, Providing for the Rezoning of a parcel of real property located in the City of Lansing, Michigan and for the revision of the district maps adopted by section 1246.02 of the Code of Ordinances.

Z-2-2017: 5025 S. Pennsylvania Avenue, Rezoning from "E-2" Local Shopping District to "F" Commercial District

Is read a second time by its title. The Ordinance was reported from the Committee on Development & Planning and is on the order of immediate passage.

COUNCIL MEMBER	YEAS	NAYS
BROWN CLARKE	☐	☐
DUNBAR	☐	☐
HUSSAIN	☐	☐
HOUGHTON	☐	☐
SPITZLEY	☐	☐
WASHINGTON	☐	☐
WOOD	☐	☐
YORKO	☐	☐

☐ ADOPTED

☐ FAILED

DRAFT

ORDINANCE # _____

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1246.02 OF THE CODE OF ORDINANCES.

The City of Lansing ordains:

Section 1. That the district maps adopted by and incorporated as Section 1246.02 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification of the property described as follows:

Case Number: Z-2-2017

Parcel Number's: 33-01-01-34-376-131

Legal Descriptions: Lots 35 & 36 Except the South 7 Feet thereof, Pleasant Ridge Plat, City of Lansing, Ingham County, MI, from "E-2" Local Shopping and "J" Parking districts to "F" Commercial district

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

Section 3. This ordinance was duly adopted by the Lansing City Council on _____, 2017, and a copy is available in the office of the Lansing City Clerk, 9th Floor, City Hall, 124 W. Michigan Avenue, Lansing, MI 48933.

Section 4. This ordinance shall take effect upon the expiration of seven (7) days from the date this notice of adoption is published in a newspaper of general circulation.



PASSAGE OF ORDINANCE

An Ordinance of the City of Lansing, Michigan, Providing for the Rezoning of a parcel of real property located in the City of Lansing, Michigan and for the revision of the district maps adopted by section 1246.02 of the Code of Ordinances.

Z-3-2017: 3512 S. M. L. King Jr. Blvd., Rezoning from "F" Commercial & "J" Parking Districts to "H" Light Industrial District

Is read a second time by its title. The Ordinance was reported from the Committee on Development & Planning and is on the order of immediate passage.

COUNCIL MEMBER	YEAS	NAYS
BROWN CLARKE	☐	☐
DUNBAR	☐	☐
HUSSAIN	☐	☐
HOUGHTON	☐	☐
SPITZLEY	☐	☐
WASHINGTON	☐	☐
WOOD	☐	☐
YORKO	☐	☐

☐ ADOPTED

☐ FAILED

DRAFT

ORDINANCE # _____

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1246.02 OF THE CODE OF ORDINANCES.

The City of Lansing ordains:

Section 1. That the district maps adopted by and incorporated as Section 1246.02 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification of the property described as follows:

Case Number: Z-3-2017

Parcel Numbers: 33-01-01-32-201-223

Legal Descriptions: COMMENCING AT THE NORTH 1/4 CORNER OF SAID SECTION 32; THENCE S89DEG 48MIN 18SEC E 881.10 FEET ALONG THE NORTH LINE OF SAID SECTION 32 FOR A PLACE OF BEGINNING; THENCE CONTINUING ALONG SAID NORTH LINE S89DEG 48MIN 18SEC E 200.00 FEET; THENCE S00DEG 20MIN 42SEC W 33.00 FEET; THENCE N89DEG 48MIN 18SEC W 74.76 FEET ALONG THE SOUTH RIGHT-OF-WAY LINE OF HOLMES ROAD (33 FEET 1/2 WIDTH); THENCE S00DEG 11MIN 42SEC W 365.67 FEET; THENCE S89DEG 48MIN 18SEC E 284.73 FEET; THENCE N03DEG 16MIN 38SEC E 236.01 FEET ALONG THE WEST RIGHT-OF-WAY LINE OF MARTIN LUTHER KING JR. BOULEVARD (100 FEET WIDE); THENCE S89DEG 48MIN 18SEC E 22.70 FEET; THENCE S00DEG 20MIN 42SEC W 496.76 FEET; THENCE N89DEG 56MIN 45SEC W 695.71 FEET ALONG THE NORTH LINE OF THE PLAT OF MONTCLAIR NO. 1, AS RECORDED IN LIBER 16 OF PLATS, PAGE 46 OF THE INGHAM COUNTY RECORDS; THENCE N00DEG 20MIN 42SEC E 418.47 FEET; THENCE S89DEG 48MIN 18SEC E 250.00 FEET; THENCE N00DEG 20MIN 42SEC E 243.00 FEET TO THE PLACE OF BEGINNING, CONTAINING 6.44- ACRES OF LAND, MORE OR LESS, BEING SUBJECT TO THE RIGHTS OF THE PUBLIC OVER THE NORTH 33.00 FEET, AS OCCUPIED BY HOLMES ROAD AND ON THE EAST BY MARTIN LUTHER KING JUNIOR BOULEVARD THEREOF, SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD, IF ANY, EXCEPT THE

DRAFT

DRAFT

NORTH 243 FEET THEREOF, CITY OF LANSING, INGHAM COUNTY, MI, FROM "J" PARKING & "F" COMMERCIAL DISTRICTS TO "H" LIGHT INDUSTRIAL DISTRICT.

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

Section 3. This ordinance was duly adopted by the Lansing City Council on _____, 2017, and a copy is available in the office of the Lansing City Clerk, 9th Floor, City Hall, 124 W. Michigan Avenue, Lansing, MI 48933.

Section 4. This ordinance shall take effect upon the expiration of seven (7) days from the date this notice of adoption is published in a newspaper of general circulation.

PASSAGE OF ORDINANCE

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN TO AMEND CHAPTER 1220 BY ADDING A NEW SECTION 1220.26 TO THE LANSING CODIFIED ORDINANCES FOR THE PURPOSE OF ESTABLISHING THE CENTRAL UNITED METHODIST CHURCH HISTORIC DISTRICT, A SINGLE-RESOURCE LOCAL HISTORIC DISTRICT LOCATED AT 215 N. CAPITOL AVENUE (A.K.A. 200 W. OTTAWA STREET) PPN 33-01-01-16-180-041, IN THE CITY OF LANSING, MICHIGAN, AND DEFINING ITS BOUNDARIES IN ACCORDANCE WITH CHAPTER 1220.

Is read a second time by its title. The Ordinance was reported from the Committee of the Whole and is on the order of immediate passage.

COUNCIL MEMBER	YEAS	NAYS
BROWN CLARKE	☐	☐
DUNBAR	☐	☐
HOUGHTON	☐	☐
HUSSAIN	☐	☐
SPITZLEY	☐	☐
WASHINGTON	☐	☐
WOOD	☐	☐
YORKO	☐	☐

☐ ADOPTED	☐ FAILED	_____
----------------------------------	---------------------------------	-------

DRAFT

Chp 1220, Sec 26

DRAFT
6/23/2017

ORDINANCE NO. 1220.26

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN TO AMEND CHAPTER 1220 BY ADDING A NEW SECTION 1220.26 TO THE LANSING CODIFIED ORDINANCES FOR THE PURPOSE OF ESTABLISHING THE CENTRAL UNITED METHODIST CHURCH HISTORIC DISTRICT, A SINGLE-RESOURCE LOCAL HISTORIC DISTRICT LOCATED AT 215 N. CAPITOL AVENUE (A.K.A. 200 W. OTTAWA STREET) PPN 33-01-01-16-180-041, IN THE CITY OF LANSING, MICHIGAN, AND DEFINING ITS BOUNDARIES IN ACCORDANCE WITH CHAPTER 1220.

The City of Lansing ordains:

Section 1. That Chapter 1220 of the Code of Ordinances of the City of Lansing, Michigan, be and is hereby amended by adding a new Section 1220.26 to read as follows:

1220.26. – CENTRAL UNITED METHODIST CHURCH HISTORIC DISTRICT.

THE CENTRAL UNITED METHODIST CHURCH HISTORIC DISTRICT, LOCATED AT 215 N. CAPITOL AVENUE (A.K.A. 200 W. OTTAWA STREET), BEING LEGALLY DESCRIBED AS:

Lots 4, 5, and 6, Block 95, Original Plat, City of Lansing, Ingham County, Michigan. PPN 33-01-01-16-180-041.

IS HEREBY ESTABLISHED AS A LANSING HISTORIC DISTRICT IN ACCORDANCE WITH THIS CHAPTER.

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

Section 3. Should any section, clause or phrase of this ordinance be declared to be invalid,

DRAFT

DRAFT

Chp 1220, Sec 26

DRAFT
6/23/2017

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 was duly adopted by the Lansing City Council on _____, 2017, and a copy is available in the office of the Lansing City Clerk, 9th Floor, City Hall, 124 W. Michigan Avenue, Lansing, MI 48933.

Section 5. This ordinance shall take effect upon the expiration of seven (7) days from the date this notice of adoption is published in a newspaper of general circulation.



Chris Swope
Lansing City Clerk

June 23, 2017

Members of the Lansing City Council
10th Floor City Hall
Lansing, MI 48933

Dear Councilmembers:

The Minutes from the Meetings of the following Boards, Commissions, and Authorities of the City of Lansing were placed on file in the City Clerk's Office and are available for review in the City Clerk's Office and at the following website: <http://lansingmi.gov/AgendaCenter>

BOARD NAME

DATE OF MEETING

Board of Public Service

May 11, 2017

Police and Fire Retirement System

March 21, 2017

Lansing Park Board

May 10, 2017

If my staff or I can provide further assistance or information relative to the filing of these minutes, please contact us at 483-4131.

Sincerely,

Chris Swope, CMC, CMMC
Lansing City Clerk



Virg Bernero, Mayor

OFFICE OF THE MAYOR

9th Floor, City Hall
124 W. Michigan Avenue
Lansing, Michigan 48933-1694
(517) 483-4141 (voice)
(517) 483-4479 (TDD)
(517) 483-6066 (Fax)

TO: City Council President Patricia Spitzley and Councilmembers
FROM: Mayor Virg Bernero
DATE: 6-22-17
RE: Act-12-2016, Vacate Jerome Street between Pennsylvania & Holmes

The attached correspondence is forwarded for your review and appropriate action.

VB/rh
Attachment



City of Lansing
Inter-Departmental
Memorandum



To: Virg Bernero, Mayor

From: Susan Stachowiak, Zoning Administrator

Subject: CITY COUNCIL AGENDA ITEM
Act-12-2016, Vacate Jerome Street between Pennsylvania & Holmes

Date: June 14, 2017

Please forward this resolution to City Council for placement on the Agenda.

If you have any questions, or need additional information, please give me a call.

Attachments

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

Act-12-2016, Act-12-2016, Vacate Jerome Street between Pennsylvania Ave. and N. Holmes Street.

WHEREAS, Sparrow requests that the City vacate Jerome Street between Pennsylvania Ave. and N. Holmes Street; and

WHEREAS, Sparrow owns all the property on both sides of that segment of Jerome; and

WHEREAS, the Planning Board, at its meeting on June 6, 2017, reviewed this request in accordance with its Act 33 Review procedures, and found that:

- the request can be granted without a significant impact on the circulation network,
- Sparrow traffic is already isolated from the neighborhood,
- Jerome will remain a non-motorized transportation route,
- easements for water, electric, street lighting and communications will be necessary to maintain service; and

WHEREAS, on June 6, 2017, the Board voted unanimously (5-0) to recommend approval of this request, with conditions; and

WHEREAS, the Committee on Development and Planning has reviewed the report and recommendation of the Planning Board, concurs therewith;

NOW THEREFORE BE IT RESOLVED, the Lansing City Council hereby approves Act-12-2016, and vacates the Jerome Street right-of-way between Pennsylvania Ave. and N. Holmes Street, legally described as:

TAX PARCEL NUMBER: 33-01-01-15-177-903

PART OF THE NORTHWEST 1/4 OF SECTION 15, T4N,R2W, CITY OF LANSING, INGHAM COUNTY, MICHIGAN BEING DESCRIBED AS: BEGINNING AT THE NORTHWEST CORNER OF LOT 7 OF "ASSESSOR'S PLAT NO. 1"; THENCE EASTERLY TO THE NORTHWEST CORNER OF BLOCK "B" OF "GOWER'S ADDITION"; THENCE NORTHERLY, 82.5 FEET TO THE SOUTHWEST CORNER OF BLOCK "C" OF SAID "GOWER'S ADDITION"; THENCE WESTERLY TO THE EAST LINE OF PENNSYLVANIA AVENUE; THENCE SOUTHERLY, 82.5 FEET TO THE POINT OF BEGINNING,

AND

THAT PART OF JEROME STREET PLATTED IN "GOWER'S ADDITION" LYING WESTERLY OF A LINE DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHWEST CORNER OF BLOCK "A" OF "GOWER'S ADDITION"; THENCE WESTERLY, ALONG THE SOUTHERLY LINE OF JEROME STREET, 16.98 FEET; THENCE 51.70 FEET ALONG A 69.39 FOOT RADIUS CURVE TO THE LEFT, SAID CURVE HAVING A CENTRAL ANGLE OF 42°41'23" AND A CHORD

OF NORTHWESTERLY, 50.51 FEET; THENCE NORTHERLY, 38.11 FEET TO THE SOUTHEAST CORNER OF BLOCK "C" OF "GOWER'S ADDITION" AND THE POINT OF ENDING, ALL WITHIN THE CITY OF LANSING, INGHAM COUNTY, MICHIGAN,

with the following conditions:

- Sparrow and the City of Lansing enter into a maintenance agreement for the signal at Jerome Street & Pennsylvania Avenue
- The non-motorized access along Jerome, from Pennsylvania Ave. to Holmes St. will be preserved.
- The street light agreement (for Jerome St.) with Board of Water and Light will be transferred to Sparrow.
- The agreement with ACD for their cell network antenna would need to be transferred to/renegotiated with Sparrow.
- Easements for existing utilities (water, electric, communications) will be reserved.

BE IT FINALLY RESOLVED that the Mayor, on behalf of the City, is authorized to sign and execute all necessary documents to effectuate the aforesated transaction subject to its prior approval as to content and form by the City Attorney.

STAFF REPORT

SUMMARY:

Sparrow Health System requests the vacation of Jerome Street between Holmes and Pennsylvania Avenue. Sparrow owns all the property on both sides of that segment of Jerome.

Staff recommends the following finding and recommendation:

Finding: The request can be granted without a significant impact on the circulation network. Sparrow traffic is already isolated from the neighborhood, and Jerome will remain a non-motorized transportation route. Easements for water, electric, street lighting and communications will be necessary to maintain service.

Recommendation: Approval, with conditions:

- Sparrow enters into a maintenance agreement for the signal at Jerome & Penn.
- The non-motorized access along Jerome, from Penn to Holmes will be preserved.
- The street light agreement (for Jerome St.) with Board of Water and Light will be transferred to Sparrow.
- The agreement with ACD for their cell network antenna would need to be transferred to/renegotiated with Sparrow.
- Easements for existing utilities (water, electric, communications) will be reserved.

BACKGROUND INFORMATION:

APPLICANT/OWNER: Sparrow Health System
1215 Michigan Ave.
Lansing, MI 48912

EXISTING LAND USE: Street right of way (ROW)

EXISTING ZONING: Unzoned ROW

SIZE & SHAPE: Jerome Street - Rectangular in shape, approx. 82.5' x 1240.5', 102,403 square feet (approx..)

SURROUNDING LAND USE: N: Sparrow facilities, Lansing Eastern High School
S: Sparrow Hospital and parking structure.
E: Sparrow-owned property, residential.
W of Holmes: Sparrow Hospital.
W. of Penn: Residential a"Commercial.

SURROUNDING ZONING: N and S: "DM-4", "C" Residential districts

E: "F-1" Commercial district, "C" Residential district.
W. of Penn: "F-1" Commercial district. "DM-3"
Residential district.

MASTER PLAN DESIGNATION: The Design Lansing Comprehensive Plan designates the Sparrow property for Institutional use. The transportation plan designates Jerome Street as a non-motorized transportation route.

CASE HISTORY:

In June of 1902, the City acquired the Jerome St. ROW segment between N. Pennsylvania and N. Holmes Street for \$400.

Since the late 1990s, traffic diverters were installed on Holmes Street at Jerome and Eureka Streets to isolate Sparrow related vehicular traffic from the adjacent neighborhoods.

In 2005, the City entered into a license agreement for three utility tunnels under and across Jerome Street between the main building and Central Utility Plant on Jerome.

In the *Walk-Bike Lansing* and *Design Lansing* plans (2012), Jerome Street was designated as an E-W non-motorized transportation route in lieu of directing bicycle traffic onto Michigan Avenue. This designation was affirmed in the *Design Lansing* Comprehensive Plan.

Sparrow has also combined the former Eastern High School practice field with the Central Utility Plant parcel at 1223 Jerome Street.

BACKGROUND:

The sanitary and storm sewers within the vacated rights of way only serve the Sparrow-owned parcels on either side. The water mains, gas mains and electric lines appear to serve other properties therefore easements are proposed for these. The sidewalks are part of the City's non-motorized transportation system, therefore an easement or other arrangement for their continuation is needed.

AGENCY RESPONSES:

AT&T: No response received.

Board of Water and Light:

LBWL Electric: BWL Electric approves the plan based off of the following: That the BWL is given a written easement for areas where we have electric utilities. BWL has primary ductlines and distribution in the mentioned area.

LBWL Water Operations: The water mains along Jerome and N. Holmes must be protected by

easement.

LBWL Environmental Wellhead Protection: This project lies within the Board of Water & Light Wellhead Protection Area. Care must be exercised during construction to minimize the exposure of contaminated soils to weather and subsequent loss to the groundwater. Construction machinery should be parked on paved areas when not in use, and leakage of petroleum products and other potential contaminants must be immediately cleaned up and properly disposed of. Newly exposed soil could offer a route for contaminants into local groundwater.

City Attorney: No response received.

Fire Marshall:

I spoke with a representative at Sparrow Hospital. I confirmed that the vacation of the streets in question would not negatively affect Fire Department access.

Parks and Recreation: No comments.

Public Service - Engineering:

In general, we see no reason why this Jerome Street segment could/should not be vacated as requested.

Extensive dye testing of storm and sanitary sewers revealed that the sewers within the Jerome and Holmes Street rights-of-way do not serve other properties, so no easements for these utilities need be reserved.

Public Service, Transportation:

- If the road is vacated and one of the approaches at the Jerome/Penn intersection becomes a private road/drive, Sparrow would be subject to paying for ¼ of the signal maintenance for that intersection.
- Jerome is shown as a non-motorized connection on the City's non-motorized plan. It is important that this connection be preserved, to maintain the network density for walkers and bikers. An alternate alignment through that area could be acceptable.
- Street light agreement will need to be transferred to Sparrow.
- The agreement with ACD for their cell network antenna would need to be transferred to or renegotiated with Sparrow.
- Easements for existing utilities (water, electric, communications) would need to be retained.

ANALYSIS:

Location: Since Sparrow acquired the Eastern High School property Jerome Street essentially bisects the Sparrow holdings. Jerome Street traffic will become increasingly Sparrow-related, and take

on the role of a private drive. Its function as a non-motorized transportation route should be preserved.

Character: The character of the street will change with any expansion of Sparrow's footprint. Again, the non-motorized route function would remain, although the alignment may change.

Extent: The extent of the vacation is from the east side of Pennsylvania to the the middle (approx.) of Holmes Street. The eastern end was carefully delineated so as to separate the sewers which serve the Sparrow property from those that serve the adjacent neighborhood. (See map.)

RECOMMENDATION

Finding: The request can be granted without a significant impact on the circulation network. Sparrow traffic is already isolated from the neighborhood, and Jerome will remain a non-motorized transportation route. Easements for water, electric, street lighting and communications will be necessary to maintain service.

Recommendation: Staff recommends that the City vacate the Jerome Street ROW (Pennsylvania Ave. to N. Holmes, with these conditions:

- Sparrow enters into a maintenance agreement for the signal at Jerome & Penn
- The non-motorized access along Jerome, from Penn to Holmes will be preserved
- The street light agreement (for Jerome St.) with Board of Water and Light will be transferred to Sparrow
- The agreement with ACD for their cell network antenna would need to be transferred to/renegotiated with Sparrow
- Easements for existing utilities (water, electric, street lighting, communications) will need to be reserved.



Virg Bernero, Mayor

OFFICE OF THE MAYOR

9th Floor, City Hall
124 W. Michigan Avenue
Lansing, Michigan 48933-1694
(517) 483-4141 (voice)
(517) 483-4479 (TDD)
(517) 483-6066 (Fax)

TO: City Council President Patricia Spitzley and Councilmembers
FROM: Mayor Virg Bernero
DATE: 6-22-17
RE: Transportation Alternatives Grant: Kalamazoo St Bike Lane Extension

The attached correspondence is forwarded for your review and appropriate action.

VB/rh
Attachment



City of Lansing
Inter-Departmental
Memorandum



To: Virg Bernero, Mayor

From: Mitchell Whisler, Assistant City Engineer

Subject: CITY COUNCIL AGENDA ITEM - Transportation Alternatives Grant: Kalamazoo St
Bike Lane Extension

Date: June 16, 2017

Please forward this resolution to City Council for placement on the Agenda.

If you have any questions, or need additional information, please give me a call.

Attachments

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

WHEREAS, the Public Service Department of the City of Lansing received a Conditional Commitment letter from the Michigan Department of Transportation of our selection to receive a Federal Transportation Alternatives Program (TAP) grant totaling up to \$180,000 in federal funds for the Kalamazoo Street Bike Lane Extension project; and

WHEREAS, the local match is 20% up to \$45,000 of the total estimated project cost of \$225,000; and

WHEREAS, the project will widen Kalamazoo Street between Cedar Street and Larch Street to accommodate restriping Kalamazoo Street to include bike lanes from Larch Street to Washington Square; and

WHEREAS, the project includes curb radius improvement and an ADA compliant pathway connection to the River Trail at the northwest quadrant of Cedar Street and Kalamazoo Street; and

WHEREAS, the Public Service Department is requesting acceptance of the TAP grant; and

WHEREAS, the proposed enhancements are identified in the Tri-County Regional Planning Commission's Transportation Improvement Program; and

WHEREAS, the City of Lansing recognizes the importance of the continued maintenance of these and other enhancements and has committed to implementing a maintenance plan/program over the design life of the facility constructed with TAP funding and has budgeted sufficient monies to ensure the continued maintenance of the enhancements; and

WHEREAS, Mitchell Whisler, a staff engineer for the Public Service Department, will act as the agent on behalf of the Kalamazoo Street Bike Lane Extension project; and

WHEREAS, Chad A. Gamble, P.E., Director of Public Service and Chief Operations Officer is authorized to sign a project agreement upon receipt of a funding award; and

WHEREAS, the Administration and the City Council recognize the importance and need for safe, alternate modes of transportation for all users;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, approves acceptance of the Transportation Alternatives Program grant for the purposes of funding of non-motorized, ADA and safety related improvements to Kalamazoo Street and the River Trail;

BE IT FINALLY RESOLVED, the Administration is authorized to receive the funds, create the necessary accounts, and make necessary transfers for administration in accordance with the requirements of the grantor.

Grant Summary

Date: 04/18/2017

Page: 1 of 2

Grant Type: Transportation Alternatives Program

Grant Number: 2016008

Section	Applicant	Description (rpt)	Current Grant Amount	Total Match	Total Amount	Grant %	Status	Grant Year
01	Lansing	TCRPC: Kalamazoo Street Bike Lane Extension	\$180,000.00	\$45,000.00	\$225,000.00	80.00%	Approved	2017
Total:			\$180,000.00	\$45,000.00	\$225,000.00	80.00%		

Section Grant Section Description

01 TRI-COUNTY REGIONAL PLANNING COMMISSION FY 2017 TAP AWARD

The City of Lansing will extend the existing bike lanes on Kalamazoo Street from Larch Street to Washington Square. The proposed work includes widening Kalamazoo Street between Larch and Cedar streets and re-striping Kalamazoo from Cedar to Washington Square. When completed, the project will fill a gap in the non-motorized system that connects the Michigan State University campus with downtown Lansing and the Lansing River Trail. This project is identified as a priority in the City of Lansing's Non-Motorized Plan.

The project budget is \$225,000, including \$180,000 in federal Transportation Alternatives Program funds awarded by the Tri-County Regional Planning Commission and \$45,000 in matching funds from the City of Lansing.

Nonmotorized Funding Condition

This project must be designed and constructed in accordance with the standards in the American Association of State Highway and Transportation Officials (AASHTO) Guide for the Development of Bicycle Facilities, 2012 edition. The standards for off-road trails include a minimum 10' width with a minimum of 2' clear zone on each side. The standards for bridges or boardwalks include a minimum 14' width between rub rails. In addition, bridges and boardwalks should meet a minimum H-10 design load rating. For roadways with no curb and gutter, the standards for on-road paved shoulders include a minimum 4' width facility on each side of the road. If parking is permitted, the standards for bike lanes include a minimum width of 5'. The project must also be designed and constructed in accordance with the Michigan Manual on Uniform Traffic Control Devices (MMUTCD).

Funding Condition

Transportation Alternatives Program (TAP) funding is conditional upon the items mentioned in the correspondence from the MDOT Office of Economic Development conveying the conditional commitment, supporting documentation, as well as fund availability. Federal transportation funding could be subject to congressional approval of a rescission, reducing or eliminating the remaining unobligated funds. The amount of TAP funding that Congress has authorized for expenditure is provided on a first come, first served basis to the projects that have completed the steps necessary to request federal fund authorization from the Federal Highway Administration. These steps typically include submitting completed plans, a cost estimate, specifications, and obtaining all necessary permits, clearances, an executed agreement, and matching funds.

Important Note on TAP Funding for Local Agencies

Federal TAP funds shall be applied to the eligible items of the total participating project cost up to the lesser of: (1) the TAP grant amount, or (2) an amount such that 80 - 81.85 percent, the maximum federal participation ratio for such funds, is not exceeded at the time of the award of the construction contract. The balance of the participating project cost, after deduction of TAP Funds, shall be the responsibility of the grant applicant. All of the non-participating cost shall be the responsibility of the grant applicant. In addition to the limits mentioned above, TAP funds are capped at the applicable low bid amount and shall not be applied to any extra construction costs or construction over-runs; these costs shall be the responsibility of the grant applicant.



LANSING CITY COUNCIL

GRANT INFORMATION FORM

(Required for all grant applications and acceptances)

REFERRAL DATE:

GRANT NAME: Transportation Alternatives Program: Kalamazoo Street Bike Lane Extension

DEPARTMENT: Public Service Department

CONTACT PERSON (INCLUDE EMAIL AND PHONE): Mitchell Whisler – 517.483.4249

APPLICATION DATE 2017 AWARD DATE: 4/18/17

GRANT CYCLE: Check One: ☒ Annual ☐ One-Time

FUND AMOUNT: \$180,000 (Breakdown below should total this amount)

GOODS & SERVICES

PERSONNEL

CONSTRUCTION \$180,000.00

LAND \$0.00

OTHER (Training)

CITY MATCH (IF APPLICABLE): \$45,000.00

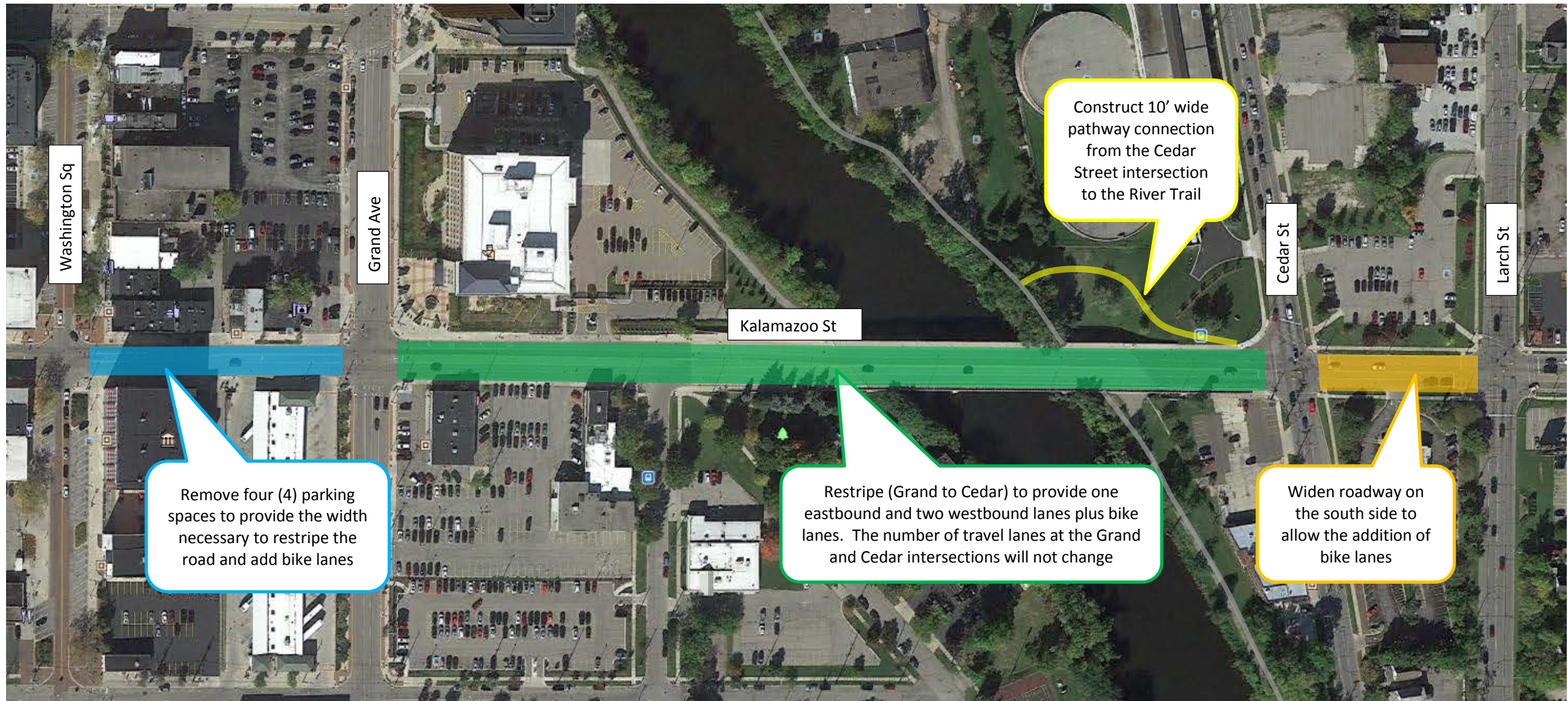
GRANT PAYS FOR: Widening of Kalamazoo between Cedar and Larch, restriping the roadway, pathway connection to the River Trail, radii improvements and some paving

FUND ALLOCATIONS (Please describe the purpose of the grant and allowable uses):

The purpose of the grant is for non-motorized uses.

Kalamazoo Street Bike Lane Extension and River Trail Access Project

The City of Lansing is seeking input on a project it is designing to extend the Kalamazoo Street bike lanes, which currently end at Larch Street, to Washington Square and provide a handicapped accessible route from the Cedar/Kalamazoo intersection to the River Trail. The project is funded through a federal grant and matching state gas and weight tax (Act 51) revenue and is scheduled for the spring of 2018. If you have comments or questions about this project, please contact Andy Kilpatrick, the City's transportation engineer, at andrew.kilpatrick@lansingmi.gov or 483-4248.





Virg Bernero, Mayor

OFFICE OF THE MAYOR

9th Floor, City Hall
124 W. Michigan Avenue
Lansing, Michigan 48933-1694
(517) 483-4141 (voice)
(517) 483-4479 (TDD)
(517) 483-6066 (Fax)

TO: City Council President Patricia Spitzley and Councilmembers
FROM: Mayor Virg Bernero
DATE: June 22, 2017
RE: Assessment roll for sidewalk as part of Jolly Rd. Rehabilitation

The attached correspondence is forwarded for your review and appropriate action.

VB/rh
Attachment



City of Lansing
Inter-Departmental
Memorandum



To: Virg Bernero, Mayor

From: Chad A. Gamble, P.E., Director of Public Service

Subject: CITY COUNCIL AGENDA ITEM - Assessment Roll for Sidewalk / Jolly Rd. Rehabilitation

Date: June 20, 2017

Please forward this resolution to City Council for placement on the Agenda.

If you have any questions, or need additional information, please give me a call.

Attachments

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

PUBLIC IMPROVEMENT III

WHEREAS, pursuant to the Public Improvement I/II resolution adopted by this council on February 27, 2017, the City Assessor has completed the assessment roll for sidewalk repair and construction, and furnished the following information:

PROJECT TITLE: Jolly Road Rehabilitation
MDOT JN 133093A

PROPERTY BENEFITED:

All lands fronting Jolly Road between Wise Road and Pleasant Grove Road, excepting all public streets and alleys and other land deemed not benefited; and

ENGINEER'S ESTIMATE, COST OF IMPROVEMENTS:

ASSESSMENT ROLL NO. B-096

	<u>FEDERAL & CITY CONTRIBUTION</u>	<u>ASSESSABLE TO PROPERTY OWNER</u>
SIDEWALK	\$10,760.87	\$9,527.62
<u>OTHER COSTS</u>	<u>\$1,002,043.50</u>	<u>\$0.00</u>
TOTAL COSTS	\$1,012,804.37	\$9,527.62

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council will hold a public hearing on Monday, July 24, 2017 at 7:00 PM, in the Council Chambers, to review, prior to confirmation, said assessment roll; and

BE IT FURTHER RESOLVED that the City Clerk and the Public Service Director are hereby requested to give due notice of this public hearing as provided by Chapter 1020, Section 1026.06(c)(1), of the Code of Ordinances by publishing a notice of a public hearing in a daily newspaper of the City, not more than twenty days and not less than ten days before such public hearing. Said notice shall include the time and place of the hearing; a description of the section or area of the City determined by Council to be within the assessment district as contained in the special assessment roll; where the special assessment roll is on file and may be examined; that any person aggrieved by the assessments as contained in the special assessment roll, or the necessity of the improvement, may file a written objection thereto which must be delivered to the City Clerk prior to the close of the hearing, or the person may appear and protest the same at the public hearing in person or by his or her representative; that the appearance and protest or written protest in the manner described is required if the person desires to appeal the amount of the assessment to the Michigan Tax Tribunal; and that any appeal to the Michigan Tax Tribunal must be taken within thirty days of the confirmation of the special

assessment roll, provided a protest was timely made.

BE IT FINALLY RESOLVED, that pursuant to the requirement of 1962 PA 162, as amended, MCL 211.741, et seq.; MSA 5.3534(1), et seq., appearance and protest at the hearing in the special assessment proceedings is required in order to appeal the amount of the special assessment to the State Tax Tribunal. An owner or party in interest, or his or her agent may appear in person at the hearing to protest the special assessment, or shall be permitted to file his or her appearance or protest by letter and his or her personal appearance shall not be required.

Funds are available for the City of Lansing's share of the project in accounts as follows:

		<u>Account Number</u>
City Share of Sidewalk	\$10,760.87	410 933690 974200 013026
Assessment Roll B-096	\$9,527.62	Acct to be established
Federal Funding	\$428,350.00	Federal STP Funding
City STP Match	\$96,360.00	202.453601.974100.50013
Sanitary Sewer	\$80,405.16	590.933610.973000.20100
Water Main Replacement	\$396,928.34	PO to be established

RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

SHELLY EDGERTON
DIRECTOR

June 13, 2017

Eugene Paul Rathbun Jr
% Seems Like A Good Idea, LLC
(paul@rathbunagency.com)

RID # 904399

Reference/Transaction: Transfer ownership of escrowed 2017 Class C and SDM licensed business with Sunday Sales Permit (PM), Specific Purpose Permit (Food), Dance-Entertainment Permit, Outdoor Service (1 Area), Catering Permit, and (2) Bars from Excellent Entertainment, LLC, to be held in escrow; Cancel existing SDM License, Sunday Sales Permit (PM), Specific Purpose Permit (Food), Dance-Entertainment Permit, Outdoor Service Area, Catering Permit, and Additional Bar Permit (leaving a total of 1 bar); New Living Quarters Permit.

Please let this letter serve as notice the Michigan Liquor Control Commission has referred your application to our Enforcement Division for investigation of your request.

Applicant/Licensee: Seems Like A Good Idea, LLC

Business address and phone number: 601 E Michigan Ave, Lansing 48912, Ingham County

Home address and phone number of partner(s)/subordinates:

Eugene Paul Rathbun Jr, 113 Pere Marquette Unit 222, Lansing MI 48912, B (517) 482-1316, Email: paul@rathbunagency.com

As part of the licensing process, an investigation is required by the Michigan Liquor Control Commission Enforcement Division. The Enforcement investigation will be conducted from the following designated District Office:

Lansing District Office (866) 813-0011

You may contact your designated District Office regarding any appointments or questions on documentation requested by the Investigator. **Failure to provide requested information or to keep scheduled appointments will cause the application to be returned to the Lansing office for cancellation.**

Since this request is a transfer under MCL 436.1529(1), approval of the local unit of government is not required. However, a copy of this notice is also being provided to **Local Governmental Unit** should they wish to submit an opinion on the application or advise of any local non-compliance issues.

Under administrative rule R 436.1105, the Commission shall consider the opinions of the local residents, local legislative body, or local law enforcement agency with regard to the proposed business when determining whether an applicant may be issued a license or permit.

Under administrative rule R 436.1003, the licensee shall comply with all state and local building, plumbing, zoning, sanitation, and health laws, rules, and ordinances as determined by the state and local law enforcements officials who have jurisdiction over the licensee. The licensee must obtain all other required state and local licenses, permits, and approvals before using this license for the sale of alcoholic liquor. Approval of this license by the Michigan Liquor Control Commission does not waive any of these requirements.

MICHIGAN LIQUOR CONTROL COMMISSION
Retail Licensing Division
(866) 813-0011

cc: City of Lansing via email (city.clerk@lansingmi.gov)
Excellent Entertainment, LLC via email (schneiderdq@msn.com)

MICHIGAN LIQUOR CONTROL COMMISSION
ANDREW J. DELONEY, CHAIRMAN
525 W. Allegan St. • P.O. BOX 30005 • LANSING, MICHIGAN 48909
www.michigan.gov/lcc • 866-813-0011

RE: 1728 Pattengill Ave Lansing MI 48910

6-12-2017

Lansing City Council,

Please be advised that I am currently appealing the decision for denial. I am submitting an appeal in writing within my 30-day date period of the letter to the Lansing City Clerk to be placed on the council's agenda. I look forward to meeting with the council over this issue. My position is I should not be held liable when I was not contacted to address the situation. I should have been advised of the situation by the police so I could make sure to board the window myself. If this was done in the first place this mishap would have been avoided. I may be contacted at via phone at (517) 749-1069 and my primary address is 624 Park Blvd Lansing MI 48910. Thank you for your time.

Carlos Cuellar



RECEIVED
2017 JUN 16 AM 11:54
LANSING CITY CLERK



City of Lansing

OFFICE OF THE CITY ATTORNEY

James D. Smiertka, City Attorney

June 6, 2017

Carlos Cuellar
624 Park Blvd
Lansing, MI 48910

Re: Claim – 1728 Pattengill Ave

Dear Mr. Cuellar:

Please be advised that the Claims Review Committee reviewed the claim you submitted in the amount of \$560.00 for property located at 1728 Pattengill Ave, Lansing, Michigan, and denied the claim you filed with the City of Lansing.

You have the right to appeal the decision of the Claims Review Committee to the Lansing City Council. If you desire to do so, please submit your appeal in writing, within thirty (30) days of the date of this letter, to the Lansing City Clerk, 9th Floor, City Hall, Lansing, MI 48933, for placement on the Council's agenda.

If you have any questions concerning this matter, please contact this office.

Sincerely,

A handwritten signature in blue ink that reads "Venus Kumar".

Venus Kumar
Paralegal

DATE: 5/23/2017

PPN: 33-01-01-20-37-201
DATE SUBMITTED: 5/05/2017
ADDRESS OF VIOLATION: 1728 Pattengill Avenue
LISTED TAXPAYER OF RECORD: Cuellar, Carlos
OTHER TAXPAYER OF RECORD:
CLAIMANT: Cuellar, Carlos
CLAIMANT'S ADDRESS: 627 Park Boulevard
East Lansing, MI 48823

1423

TYPE OF ACTIONS CONTESTED: Board Up
VIOLATION DATE: 5/05/2017
NOTIFICATION DATE: 5/05/2017
2ND NOTICE ASSESSMENT DATE:
AMOUNT OF ASSESSMENT: \$560.00
CONTRACTOR NAME - INVOICE NO. - DATE: Lansing Teen Challenge
LTC-127 5/05/2017
AMOUNT OF CLAIM: \$560.00

ADDITIONAL ACTIONS CONTESTED:

VIOLATION DATE:
NOTIFICATION DATE:
2ND NOTICE ASSESSMENT DATE:
AMOUNT OF ASSESSMENT:
CONTRACTOR NAME - INVOICE NO. - DATE:
AMOUNT OF CLAIM:
MEMO DATE - INVOICE NO.:

HISTORY:	Board Up 5/05/2017	Grass Violation 5/05/2017	Failure to Register 12/13/2016
CITATIONS IN PREVIOUS YEAR:	Grass Violation 5/17/2016	Trash Violation 7/07/2016	Trash Violation 9/21/2016

CLAIMANT'S CIRCUMSTANCES: See Attached

CODE OFFICER'S NOTES: This property was boarded on 5/05/2017 due to the property being open and accessible. Code Enforcement Officer Mike Morrison stated he was called to the residence by the Lansing Police Department and requested to contact the board up crew to secure the property. The City of Lansing is not required to contact the owner prior to securing the property board ups are done on an emergency basis. This office recommends denial of the claim.



City of Lansing

OFFICE OF THE CITY ATTORNEY

Claim Form – Special Assessments

Please provide the following information so we can contact you regarding your claim.

NAME: Carlos Cuellar DATE: 5/18/17

MAILING ADDRESS: 624 Park Blvd.

CITY: Lansing STATE: MI ZIP CODE: 48910

TELEPHONE: [REDACTED]

Please provide the following information on the incident(s) for which you are filing a claim. IF YOU DO NOT PROVIDE ALL OF THE INFORMATION BELOW, WE MAY NOT BE ABLE TO PROCESS YOUR CLAIM.

ADDRESS: 1728 Pattengill Ave. PARCEL NO. _____

DATE OF INCIDENT: 5/10/17 AMOUNT YOU WERE BILLED: \$560.00

TOTAL AMOUNT YOU ARE CONTESTING: \$560.00

TYPE OF ASSESMENT: Board Up Fees

Please give a detailed description of the circumstances surrounding the incident, including why you feel the City should not have charged you this fee. You may attach additional pages or documentation to this form as needed.

Sliding glass door was broken out from a break in. I was not contacted and given a chance to fix the door. I should not be held liable.

A description of the claims review process is available on our website at: http://www.lansingmi.gov/attorney/Claims_review_process.jsp



TEEN CHALLENGE
INTERNATIONAL
The First Step Toward Recovery for the Drug Addicted
LANSING, MICHIGAN

LANSING TEEN CHALLENGE COUNCIL WORK ORDER
FOR ACCOUNTS RECEIVABLE

Date: 5-5-17 Time: 2:30 P.M. Department Requesting _____ City of Lansing-PNDD _____ Individual Requesting _____ Code Compliance _____
Location: 1728 PATTENGILL AVE. Building: HOUSE
Contact Person: MICHAEL MURRISON Phone: _____

RECORD OF MATERIAL USED OUT OF STOCK:

QUANTITY	DESCRIPTION	UNIT COST	AMOUNT	WORK REQUESTED
2	SHEETS TIM			BOARDED-UP BACK DOOR
2	RACKS OF NAILS			
				ARRIVE! 2:45 P.M.
				LEAVE! 2:55 P.M.

RECORD OF MATERIAL USED OUT OF STOCK:

QUANTITY	DESCRIPTION	UNIT COST	AMOUNT	PERSONNEL	DATE	TIME TAKEN	PERSONNEL	DATE	TIME TAKEN
				RANDALL	5-5-17	10 MIN			
				LUTZ	5-5-17	10 MIN			

FORM COMPLETED BY: Michael Randall

DATE COMPLETED: 5-5-17

**Nuisance Fees**

City of Lansing Treasurers Office
124 W Michigan Ave 1st Floor
Lansing, MI 48933
Ph: (517) 483-4361 Fx: (517) 377-0169

Nuisance Fee Billing Statement

Date Created: 05/10/2017

Due Date: 06/09/2017

Pay Invoice In Full



CUELLAR CARLOS

624 PARK BLVD

EAST LANSING MI 48823

Inv Number: 00093584

Parcel: 33-01-01-20-379-201

Address: 1728 PATTENGILL AVE



Parcel: 33-01-01-20-379-201

Bill Detail

Invoice Number	Date of Service	Enforcement Num	Address	Amount Due
00093584		E17-03608	1728 PATTENGILL AVE	\$560.00
Fee Details:		Quantity	Description	Balance
		1.000	Title Search/Board-Up (Res) Admi	\$ 265.00
		295.000	Title Search/Board-Up (Res) Cont	\$ 295.00
Total Amount Due				\$ 560.00

Questions regarding this invoice: Contact **CODE COMPLIANCE** at 517.483.4361

Payment Information:

- Make checks payable to: City of Lansing
- Mail payments or pay in person at:
City of Lansing Treasurers Office
124 W Michigan Ave 1st Fl
Lansing MI 48933
- In order to assure proper credit, please send the top portion of this bill along with your payment.
- Payment in full is due within 30 days from the billing date
- Any unpaid balance remains as a lien against this property and will be added to the next property tax bill.

Appeals Process:

If you intend to appeal this nuisance fee and it is attached to your tax bill, you or your agent must file a written protest with the Claims Review Committee within 30 days after the nuisance fee is placed on the July or December Tax Roll. Claims forms are available in the City Attorney's Office and the City of Lansing's web address: www.lansingmi.gov. Return completed claim to: Lansing City Attorney's Office, 124 West Michigan Ave 5th Fl, Lansing, MI 48933

Other Information:

- July property taxes are due and payable on or before August 31st. December property taxes are due and payable on or before February 14th.
- For Red Tag Monitoring Fees Only – invoices not paid within 30 days are subject to a 5% penalty which will be applied on the 31st day.

By Authority of the Lansing City Council - Ordinance Numbers 655, 676, 1060.08 and 1460.04

Payments may be made online or in person Monday thru Friday 8:00 a.m. - 4:30 p.m., at the above address or by mail



Mayor Virg Bernero

**LANSING FIRE DEPARTMENT
FIRE MARSHAL'S OFFICE
CODE ENFORCEMENT SECTION**

316 N. Capitol Ave Lansing, MI 48933-1238
(517) 483-4361 FAX (517) 377-0100

Notice Printed: 05/05/2017

Emergency Board-Up Notice

CUELLAR CARLOS
624 PARK BLVD
EAST LANSING, MI 48823

Inspection Type: Safety
Inspection Date: 05/05/2017
Compliance Due Date: 05/05/2017

Warning: *Failure to comply with the requirements of this notice may result in the issuance of a Municipal Civil Infraction Violation Ticket. (Fines: \$500 per day for each violation)*

Violation Location: 1728 PATTENGILL AVE
Parcel No: 33-01-01-20-379-201

The above referenced address was found to have certain violations of the Lansing Housing and Premises Code, Chapter 108. The following is a list of openings that were not able to be secured at time of inspection. All openings found at time of board up by the contractors were secured.

Front door / Rear door / Side door / Patio door / Front porch door

INSPECTOR COMMENTS: *SLIDING GLASS DOORS.*

Due to the condition of the structure this dwelling has been declared an **UNSAFE STRUCTURE**, and was boarded under section 109.2 of the Lansing Housing and Premises Code, Section 109 Emergency Measures.

Pursuant to Section 107.2 of the IPMC, you have the right to appeal this notice of violation. In accordance with Section 106.3 any action taken by the City on such premises shall be charged against the real estate upon which the structure is located and shall be a lien upon such real estate.

This dwelling has been declared, **UNSAFE AND DANGEROUS** as defined in section 108 of the Lansing Housing and Premises Code. Signs have been posted at each entrance that read - **DO NOT ENTER, UNSAFE TO OCCUPY**. It is a misdemeanor to occupy this building, or to remove or deface this notice. Said dwelling shall remain vacant until this office has conducted a complete inspection and approved all corrections.

If you have any questions or concerns about complying within the time indicated, you may contact at (517) 483 4052 Monday through Friday between the hours of **8-9 - AM** or **12-1 - PM**.

Officer: Mike Morrison Mike.Morrison@lansingmi.gov

This does not guarantee discovery or reporting of all code violations or property defects, manifest or latent, which exist at the property inspected. The City of Lansing, its officers and employees, shall not be liable for any injury or damage, including incidental or consequential damages, claimed to be a result of any failure to discover or report code violations or property defects.

As specified by section 107 - Notices and Orders - a copy of this violation was sent to:
Owner of Record: CUELLAR CARLOS, , EAST LANSING, MI 48823



OFFICE OF THE CITY ATTORNEY



MEMORANDUM

To: LYNNE PUENTE, Code Compliance
From: VENUS KUMAR, Paralegal
Subject: SPECIAL ASSESSMENTS CLAIM; Carlos Cuellar
Date of Incident: May 10, 2017
Date: June 16, 2017

Attached is a Claim Form received by this office from Carlos Cuellar for \$560.00 due to Board Up violations at 1728 Pattengill Ave.

Please have the history of this incident investigated and compile all records, data, back up information, and the like and return to me so that Billie O'Berry can review the information and make a determination as to whether the City is liable or not.

Thank you for your assistance.

/vmk
Attachments



City of Lansing

OFFICE OF THE CITY ATTORNEY

James D. Smiertka, City Attorney

June 6, 2017

Carlos Cuellar
624 Park Blvd
Lansing, MI 48910

Re: Claim – 1728 Pattengill Ave

Dear Mr. Cuellar:

Please be advised that the Claims Review Committee reviewed the claim you submitted in the amount of \$560.00 for property located at 1728 Pattengill Ave, Lansing, Michigan, and denied the claim you filed with the City of Lansing.

You have the right to appeal the decision of the Claims Review Committee to the Lansing City Council. If you desire to do so, please submit your appeal in writing, within thirty (30) days of the date of this letter, to the Lansing City Clerk, 9th Floor, City Hall, Lansing, MI 48933, for placement on the Council's agenda.

If you have any questions concerning this matter, please contact this office.

Sincerely,

A handwritten signature in blue ink that reads "Venus Kumar".

Venus Kumar
Paralegal

DATE: 5/23/2017

PPN: 33-01-01-20-37-201
DATE SUBMITTED: 5/05/2017
ADDRESS OF VIOLATION: 1728 Pattengill Avenue
LISTED TAXPAYER OF RECORD: Cuellar, Carlos
OTHER TAXPAYER OF RECORD:
CLAIMANT: Cuellar, Carlos
CLAIMANT'S ADDRESS: 627 Park Boulevard
East Lansing, MI 48823

1423

TYPE OF ACTIONS CONTESTED: Board Up
VIOLATION DATE: 5/05/2017
NOTIFICATION DATE: 5/05/2017
2ND NOTICE ASSESSMENT DATE:
AMOUNT OF ASSESSMENT: \$560.00
CONTRACTOR NAME - INVOICE NO. - DATE: Lansing Teen Challenge
LTC-127 5/05/2017
AMOUNT OF CLAIM: \$560.00

ADDITIONAL ACTIONS CONTESTED:

VIOLATION DATE:
NOTIFICATION DATE:
2ND NOTICE ASSESSMENT DATE:
AMOUNT OF ASSESSMENT:
CONTRACTOR NAME - INVOICE NO. - DATE:
AMOUNT OF CLAIM:
MEMO DATE – INVOICE NO.:

HISTORY:	Board Up 5/05/2017	Grass Violation 5/05/2017	Failure to Register 12/13/2016
CITATIONS IN PREVIOUS YEAR:	Grass Violation 5/17/2016	Trash Violation 7/07/2016	Trash Violation 9/21/2016

CLAIMANT'S CIRCUMSTANCES: See Attached

CODE OFFICER'S NOTES: This property was boarded on 5/05/2017 due to the property being open and accessible. Code Enforcement Officer Mike Morrison stated he was called to the residence by the Lansing Police Department and requested to contact the board up crew to secure the property. The City of Lansing is not required to contact the owner prior to securing the property board ups are done on an emergency basis. This office recommends denial of the claim.



City of Lansing

OFFICE OF THE CITY ATTORNEY

Claim Form – Special Assessments

Please provide the following information so we can contact you regarding your claim.

NAME: Carlos Cuellar DATE: 5/18/17

MAILING ADDRESS: 624 Park Blvd.

CITY: Lansing STATE: MI ZIP CODE: 48910

TELEPHONE: [REDACTED]

Please provide the following information on the incident(s) for which you are filing a claim. IF YOU DO NOT PROVIDE ALL OF THE INFORMATION BELOW, WE MAY NOT BE ABLE TO PROCESS YOUR CLAIM.

ADDRESS: 1728 Pattengill Ave. PARCEL NO.

DATE OF INCIDENT: 5/10/17 AMOUNT YOU WERE BILLED: \$560.00

TOTAL AMOUNT YOU ARE CONTESTING: \$560.00

TYPE OF ASSESMENT: Board Up Fees

Please give a detailed description of the circumstances surrounding the incident, including why you feel the City should not have charged you this fee. You may attach additional pages or documentation to this form as needed.

Sliding glass door was broken out from a break in. I was not contacted and given a chance to fix the door. I should not be held liable.

A description of the claims review process is available on our website at: http://www.lansingmi.gov/attorney/Claims_review_process.jsp



TEEN CHALLENGE
INTERNATIONAL
The First Step Toward Recovery for the Drug Addicted
LANSING, MICHIGAN

LANSING TEEN CHALLENGE COUNCIL WORK ORDER
FOR ACCOUNTS RECEIVABLE

Date: 5-5-17 Time: 2:30 P.M. Department Requesting _____ City of Lansing-PNDD _____ Individual Requesting _____ Code Compliance _____
Location: 1728 PATTENGILL AVE. Building: HOUSE
Contact Person: MICHAEL MURRISON Phone: _____

RECORD OF MATERIAL USED OUT OF STOCK:

QUANTITY	DESCRIPTION	UNIT COST	AMOUNT	WORK REQUESTED
2	SHEETS TIM			BOARDED-UP BACK DOOR
2	RACKS OF NAILS			
				ARRIVE! 2:45 P.M.
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FORM COMPLETED BY: Michael Randall

DATE COMPLETED: 5-5-17

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124 W Michigan Ave 1st Floor
Lansing, MI 48933
Ph: (517) 483-4361 Fx: (517) 377-0169

Nuisance Fee Billing Statement

Date Created: 05/10/2017

Due Date: 06/09/2017

Pay Invoice In Full



CUELLAR CARLOS

624 PARK BLVD

EAST LANSING MI 48823

Inv Number: 00093584

Parcel: 33-01-01-20-379-201

Address: 1728 PATTENGILL AVE



Parcel: 33-01-01-20-379-201

Bill Detail

Invoice Number	Date of Service	Enforcement Num	Address	Amount Due
00093584		E17-03608	1728 PATTENGILL AVE	\$560.00
Fee Details:		Quantity	Description	Balance
		1.000	Title Search/Board-Up (Res) Admi	\$ 265.00
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Total Amount Due				\$ 560.00

Questions regarding this invoice: Contact **CODE COMPLIANCE** at 517.483.4361

Payment Information:

- Make checks payable to: City of Lansing
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- In order to assure proper credit, please send the top portion of this bill along with your payment.
- Payment in full is due within 30 days from the billing date
- Any unpaid balance remains as a lien against this property and will be added to the next property tax bill.

Appeals Process:

If you intend to appeal this nuisance fee and it is attached to your tax bill, you or your agent must file a written protest with the Claims Review Committee within 30 days after the nuisance fee is placed on the July or December Tax Roll. Claims forms are available in the City Attorney's Office and the City of Lansing's web address: www.lansingmi.gov. Return completed claim to: Lansing City Attorney's Office, 124 West Michigan Ave 5th Fl, Lansing, MI 48933

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Mayor Virg Bernero

**LANSING FIRE DEPARTMENT
FIRE MARSHAL'S OFFICE
CODE ENFORCEMENT SECTION**

316 N. Capitol Ave Lansing, MI 48933-1238
(517) 483-4361 FAX (517) 377-0100

Notice Printed: 05/05/2017

Emergency Board-Up Notice

CUELLAR CARLOS
624 PARK BLVD
EAST LANSING, MI 48823

Inspection Type: Safety
Inspection Date: 05/05/2017
Compliance Due Date: 05/05/2017

Warning: *Failure to comply with the requirements of this notice may result in the issuance of a Municipal Civil Infraction Violation Ticket. (Fines: \$500 per day for each violation)*

Violation Location: 1728 PATTENGILL AVE
Parcel No: 33-01-01-20-379-201

The above referenced address was found to have certain violations of the Lansing Housing and Premises Code, Chapter 108. The following is a list of openings that were not able to be secured at time of inspection. All openings found at time of board up by the contractors were secured.

Front door / Rear door / Side door / Patio door / Front porch door

INSPECTOR COMMENTS: *SLIDING GLASS DOORS.*

Due to the condition of the structure this dwelling has been declared an **UNSAFE STRUCTURE**, and was boarded under section 109.2 of the Lansing Housing and Premises Code, Section 109 Emergency Measures.

Pursuant to Section 107.2 of the IPMC, you have the right to appeal this notice of violation. In accordance with Section 106.3 any action taken by the City on such premises shall be charged against the real estate upon which the structure is located and shall be a lien upon such real estate.

This dwelling has been declared, **UNSAFE AND DANGEROUS** as defined in section 108 of the Lansing Housing and Premises Code. Signs have been posted at each entrance that read - **DO NOT ENTER, UNSAFE TO OCCUPY**. It is a misdemeanor to occupy this building, or to remove or deface this notice. Said dwelling shall remain vacant until this office has conducted a complete inspection and approved all corrections.

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Officer: Mike Morrison Mike.Morrison@lansingmi.gov

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As specified by section 107 - Notices and Orders - a copy of this violation was sent to:
Owner of Record: CUELLAR CARLOS, , EAST LANSING, MI 48823







OFFICE OF THE CITY ATTORNEY



MEMORANDUM

To: LYNNE PUENTE, Code Compliance
From: VENUS KUMAR, Paralegal
Subject: SPECIAL ASSESSMENTS CLAIM; Carlos Cuellar
Date of Incident: May 10, 2017
Date: June 20, 2017

Attached is a Claim Form received by this office from Carlos Cuellar for \$560.00 due to Board Up violations at 1728 Pattengill Ave.

Please have the history of this incident investigated and compile all records, data, back up information, and the like and return to me so that Billie O'Berry can review the information and make a determination as to whether the City is liable or not.

Thank you for your assistance.

/vmk
Attachments



RECEIVED
2017 JUN 15 PM 1:36
CITY OF LANSING
AFFIDAVIT OF DISCLOSURE
LANSING CITY CLERK

TO: CITY CLERK

DATE: 6-1-17

I John David Lomaskoski make the following disclosure under oath:
(Name)

PLEASE CHECK THE BOX AND FILL IN THE APPROPRIATE BLANKS FOR EACH OF THE FOLLOWING ITEMS

Yes No

1. ☒ ☐ I am an ☐ elected or ☐ appointed ☐ officer or ☒ employee of the City of Lansing holding the position of Police Officer in the Lansing Police Department
- ☐ ☒ I am an immediate family member related to an elected or appointed officer or employee of the City of Lansing named _____, holding the position of _____ in the _____ Department
- ☐ ☒ I am a Business Associate of an elected or appointed officer or employee of the City of Lansing named _____ holding the position of _____ in the _____ Department.
2. ☐ ☒ I may derive income or benefit directly or indirectly from the bidding of, negotiation of, solicitation of or entry into a contract with the City or from and City action detailed below. (Charter 5-505.1)
- ☐ ☒ I may have a conflict between a personal interest and the public interest, the nature of which is disclosed below. (Charter 5-505.2) [Chapter 290.04(l) of the Code of Ordinances]
- ☐ ☒ I may have a financial interest in a matter proposed to be acted upon by the City of Lansing as described below. [Chapter 290.04(l) of the Code of Ordinances]
- ☐ ☒ I make this disclosure because of a possible appearance that I may be in violation of or in conflict with the City of Lansing Ethics Ordinance as provided for in the Code of Ordinances and in the City Charter.

3. My City of Lansing position is:

☒ Full-time ☐ Part-time (less than 25 hours/wk) ☐ Unpaid

4. PLEASE DESCRIBE IN DETAIL YOUR REASON(S) FOR SUBMITTING THIS DISCLOSURE AND EXPLAIN WHY YOU THINK A CONFLICT MAY/MAY NOT EXIST.

My proposed off-duty (supplemental employment) is not a conflict of interest for the City of Lansing P.D. or me. I will not represent myself as a police officer or employee of L.P.D. in the course of my supplemental employment.

I hereby certify that this disclosure is complete and accurate to the best of my knowledge, information and belief.

The foregoing Affidavit of Disclosure was executed on this 1st day of June, 2017.

State of Michigan, County of Ingham

Subscribed and sworn to before me this 1st day of June, 2017
Michelle R. Reddish
Notary Public/or Deputy Clerk

MICHELLE R. REDDISH
NOTARY PUBLIC - STATE OF MICHIGAN
COUNTY OF INGHAM
My Commission Expires October 3, 2019
Acting in the County of _____

Ingham County, Michigan
My Commission Expires: 10-3-19

ATTACHMENT TO AFFIDAVIT OF DISCLOSURE

Please provide additional information about your outside business or employment. Of special interest to the Board is how the activities of the business or employment may directly or indirectly affect the City. This disclosure is about information and is not an indication of any anticipated conflict of interest or suspected wrongdoing. Therefore, please describe for the Board what it is you actually do and be detailed and specific. You are not required to limit your disclosure only to the following questions. For each business, include in your answer such things as:

- What is the form of your business entity and what percentage do you own? NA—

_____;

0 %

- Are you self-employed? No

- Who is your employer, if applicable? RDV Corporation

- What are the things you actually do in the business? Escort executives and for their family members to and from various locations

- Who are your clients and who receives your goods or services? NA—

- How and where are your services performed? Grand Rapids area

- How often do you do outside work? 1 x per week
(8 hours)
- Does your business or employer contract with the City? No
- In performing your business or outside employment, do you use any City facilities or equipment?
No If so, describe: _____
- Is any of your business or employment conducted in the City? No If so, describe: _____
- Does your business advertisement or circulars, if any, contain any reference to the City or your City employment? No
- Is there any additional information that you believe would assist the Board of Ethics in its review of your business or personal activities for potential conflicts of interest? No If so, please describe: _____

In providing this additional information, the Board of Ethics asks that you give special attention to the Conflicts of Interest section of the Charter found at 5-505.1 – 5-505.3. A copy is enclosed for your convenience.

LANSING CITY CHARTER

(excerpt)

5-505 CONFLICT OF INTEREST

.1 At least ten (10) days prior to the first of any of the events set forth in (A), (B), (C), (D), and (E) below, a City officer or employee who may derive any income or benefit, directly or indirectly, from a contract with the City or from any City action, shall file an affidavit with the City Clerk detailing such income and benefit to be derived:

(A) The bidding of the contract;

(B) The negotiation of the contract;

(C) The solicitation of the contract;

(D) The entry into the contract;

(E) Any City action by which the City officer or employee may derive any income or benefit, directly or indirectly.

The above provisions shall not apply to individual or collective bargaining agreements pursuant to which a City officer or employee directly or indirectly receives income or benefits in the form of official remuneration as an officer or employee, or any City action pursuant to which a City officer or employee directly or indirectly receives income or benefit as a member of the public at large or any class thereof. At the first regularly scheduled City Council meeting following the filing of an affidavit pursuant to this section, the City Clerk shall notify the City Council of such filing. In particular cases and for good cause shown, the Board may waive the ten (10) day prior notice requirement contained herein.

.2 An officer or employee who has any other conflict between a personal interest and the public interest as defined by State law, this Charter, or ordinance shall fully disclose to the City Attorney the nature of the conflict.

.3 Except as provided by law, no elective officer, appointee or employee of the City may participate in, vote upon or act upon any matter if a conflict exists.



City of Lansing

OFFICE OF THE CITY ATTORNEY

Claim Form – Special Assessments

Please provide the following information so we can contact you regarding your claim.

NAME: Eastside Community Action Center DATE: 6-20-17
 MAILING ADDRESS: 1001 DARIN Street
 CITY: LANSING STATE: MI ZIP CODE: 48912
 TELEPHONE: Home () 517-281-4931 Work () 517-853-0414
Dr. STAN PARKER - Director

Please provide the following information on the incident(s) for which you are filing a claim. IF YOU DO NOT PROVIDE ALL OF THE INFORMATION BELOW, WE MAY NOT BE ABLE TO PROCESS YOUR CLAIM.

ADDRESS: 4606 Ingham Street PARCEL NO. 33-01-01-31-405-232
 DATE OF INCIDENT: _____ AMOUNT YOU WERE BILLED: 9666.87 If paid
 TOTAL AMOUNT YOU ARE CONTESTING: 5306.27 If paid 7-31-17 by 8-31-17
 TYPE OF ASSESSMENT: Property TAXES

Please give a detailed description of the circumstances surrounding the incident, including why you feel the City should not have charged you this fee. You may attach additional pages or documentation to this form as needed.

SEE - ATTACHED Letter For Details

Property Taxes have been assessed to us
As a non profit Agency with out notice
to us for 2015 and 2016 totaling over \$9000.00
If we had recieved notice back in 2015
We would have Addressed this matter
then. The City never sent us TAX Notices
We were informed by the County, After the fact

A description of the claims review process is available on our website at: http://www.lansingmi.gov/attorney/Claims_review_process.jsp

The East Side Community Action Center

1001 Dakin St.

Lansing, MI 48912

Phone 517-853-0414 Fax 517-853-0415

June 20, 2017

Councilwoman Carol Wood
Lansing City Council -10th Floor
120 W. Michigan Ave
Lansing, MI 48933

Dear Councilwoman Wood,

Re: Special Assessment/ Property Tax

This letter is to provide you information regarding our concern in how the City Assessor Office handled property tax assessment on our property at 4606 Ingham Street in Lansing.

Situation:

We obtained a house from Wells Fargo bank through their Community Reinvestment program in July 2015. The house would be part of our Housing Opportunity Program. We provide training opportunities for youth and adults for non- technical housing repairs. During the remainder of 2015 the house was vacant as we were working on another property on the eastside. Late in 2016 we received a tax bill from Ingham County Treasurer stating we owe taxes for 2015 and 2016. We contacted the county treasurer office and had several discussions explaining we were a nonprofit center and the home was being used consistent with our programs and we believed we should not be charged property tax. Several months when by and we did not get this matter resolved. Finally I arranged a meeting with the County Treasurer and was informed he could not do anything regarding the taxes because he only collects taxes for the city. The treasurer stated I needed to discuss my concerns with the City Assessor office. Several discussions took place with staff to no avail, then I arranged a meeting with Sharon Frishman in March of this year.

At this Meeting I was informed there was nothing she could do for us because we did not request tax exemption for 2016 when she send the 2015 and 2016 tax bill to us. I informed her that we never received a bill from the city assessor's office for taxes regarding 2015 or 2016. If we had I would have contacted her office. I informed her, the first tax bill we

"Changing lives by helping people, One at a time"

received came from the Ingham County treasurer office, and once I received it I did contact his office. She stated her office had sent bills to us. Again, I informed her we never received them. At this point she called her office to get the dates of when tax notices was sent out. Then she discovered her office sent tax notices to the wrong address. The notices went to the property which was vacant. At that point I informed her that in July 2015 the property was deeded to Eastside Community Action Center, and the county had the correct address. I inquired why didn't a notice come to our address as property owner.

She basically had no real answer, and re-stated it was too late to make us tax exempt for 2016. We then discuss taxes for 2017 and were granted tax exemption for 2017.

We believe if we had received tax notices in 2015 and 2016 we would have been tax exempt also. We have contacted Wells Fargo and they have agreed to assist us with paying 2015 taxes because taxes were not discuss at the closing due to the process being completed by mail instead of an in person meeting. As a result our request is to have 2016 taxes cancelled for our center. We do not believe we should be held responsible for a mistake the city made by sending the tax notices to the property only, and not to the property owner.

In closing, any assistance you can provide in this matter would be greatly appreciated. Our center does not sell anything; all of our services are free to the residents of the city. We receive donations from various donors and funds from grants. We don't have excess funds to pay for property taxes we believe we don't owe.

If you need additional information or have questions please contact me at my office.

Sincerely,

Stan Parker, Ph.D. LMSW
Executive Director