



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
JULY 10, 2017**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:22 p.m. by President Spitzley

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

ABSENT: None

Vice President Wood asked people to remember Bob Alexander whose memorial service will be on Friday and Council Member Brown Clarke asked people to remember several families who lost loved ones last week during the moment of Meditation. The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Spitzley.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Vice President Wood

To approve the printed Council Proceedings of June 26, 2017

Motion Carried

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

Council Member Hussain shared details about the Men Making a Difference cookout.

Tina Houghton shared details about the Neighbors of Scotts Wood community meeting.

City Clerk Swope shared details on upcoming Meet and Greet events to interact with the new voting system.

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

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

MAYOR'S COMMENTS

Executive Assistant to Mayor Bernero, Randy Hannan, spoke about the Common Ground Music Festival, the Fourth of July Celebration, the Mayor's Ramadan Dinner, the Mobile Food Pantry, the Taste of Downtown Event and the resolution to name Lansing City Hall as the David C. Hollister Lansing City Hall.

PUBLIC COMMENT ON LEGISLATIVE MATTERS

Legislative Matters included the following public hearings:

1. In consideration of Z-8-2016; Rezoning 3001 S. Washington Avenue; "D-1" Professional Office and "J" Parking Districts to "F" Commercial District

Council Member Brown Clarke gave an overview of the public hearing.

• Public Comment on Legislative Matters:

Deb Parrish spoke against the Groesbeck Golf Course Entrance through Ormond Park.

Loretta Stanaway spoke against the renaming of City Hall.

Elaine Womboldt spoke against Z-8-2016.

Melissa Hubert spoke against Z-8-2016 and other various city matters.

Suzanne Elms-Barclay spoke about various legislative matters.

Kathleen Badgley spoke about concerns with construction at Ormond Park.

Jill Jones spoke against Z-8-2016.

Kathy Miles spoke about various city matters.

Dot Johnson spoke against Z-8-2016.

LEGISLATIVE MATTERS

REFERRAL OF PUBLIC HEARINGS

1. In consideration of Z-8-2016; Rezoning 3001 S. Washington Avenue; "D-1" Professional Office and "J" Parking Districts to "F" Commercial District

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

CONSENT AGENDA

By Vice President Wood

To approve item 1a on the Consent Agenda.

There were no items remaining on the Consent Agenda.

RESOLUTION #2017-170

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

WHEREAS, Bishop Samuel Duncan, Jr attended Lansing Public Schools from elementary through high school graduating from J. W. Sexton High School. He then attended Western Michigan University and graduated with a Bachelors of Arts in Accounting. He also holds a Master of Arts in Theology from Grand Rapids Theological Seminary. Bishop Duncan is married to Evangelist Dorothy Duncan they have (2) two children, and (4) grandchildren; and

WHEREAS, Bishop Duncan was appointed pastor of the Lansing Church of God In Christ in June 1992. He has served at all levels of ministry, Youth Department, Budget Director, Platform Chairman, Member of the Jurisdictional Ordination Board, District Superintendent, and Administrative Assistant to the late Bishop Marvin C. Pryor; and

WHEREAS, Bishop Duncan was consecrated as Bishop in the Church of God in Christ, November 15, 2010 in St. Louis, Missouri during the 103rd Annual Holy Convocation. He oversees twenty-five churches throughout the state of Michigan including churches in Saginaw, Flint, Ann Arbor, Lansing, Grand Rapids, Kalamazoo, and Detroit; and

WHEREAS, Bishop Duncan is the Founder and CEO of New Faith Ministries. They seek to effectively utilize its collective influence to benefit Lansing resident, and to respond to the challenges and issues that face the Greater Lansing Area and beyond; and

WHEREAS, Bishop Duncan is active in the community and has served on numerous boards such as, The Clergy Forum of Greater Lansing, Habitat for Humanity, MLK Commission, and Action of Greater Lansing; and

THEREFORE BE IT RESOLVED THAT the Lansing City Council, hereby recognizes Bishop Samuel Duncan, Jr on his 25th Pastoral Anniversary Celebration! We admire your dedication to Lansing Church of God In Christ by providing cutting edge ministry, striving for excellence, and setting new standards and raising the bar for ministry.

Adopted as part of the Consent Agenda

RESOLUTIONS

RESOLUTION #2017-171

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

WHEREAS, Keys to Creativity requested \$1,000.00 to defray costs associated with facility rental for their "Community Picnic and Concert" to be held on August 27th, 2017; and

WHEREAS, the maximum total amount of 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 July 10, 2017, reviewed the request and approved \$1,000.00.

THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby approves an allocation from Community Funding Account to Keys to Creativity in the amount of \$1,000.00 to defray costs associated with facility rental for their "Community Picnic and Concert" to be held on August 27th, 2017.

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

BE IT RESOLVED that Keys to Creativity 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 Council Member Houghton

Motion Carried

RESOLUTION #2017-172

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

WHEREAS, Bluebell Park "NW#301" requested \$350.00 to defray costs associated with inflatable rentals and karaoke machine for their "National Night-Out Neighborhood Picnic" to be held on August 1, 2017; and

WHEREAS, the maximum total amount of 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 July 10, 2017, reviewed the request and approved \$350.00.

THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby approves an allocation from Community Funding Account to Bluebell Park "NW #301" in the amount of \$350.00 to defray costs associated with inflatable rentals and a karaoke machine for their "National Night-Out Neighborhood Picnic" to be held on August 1st, 2017.

BE IT FURTHER RESOLVED that the Mayor and the Finance Department shall process this request by charging \$350.00 to the Council Community Promotion Account – 101.112101.741289.0.

BE IT RESOLVED that Bluebell Park "NW#301" 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 Council Member Houghton

Motion Carried

RESOLUTION #2017-173

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

	FEDERAL & CITY CONTRIBUTION	ASSESSABLE TO PROPERTY OWNER
SIDEWALK	\$10,760.87	\$9,527.62
OTHER COSTS	\$1,002,043.50	\$0.00
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), by mailing of a notice of a public hearing, 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

By Council Member Dunbar

Motion Carried

RESOLUTION #2017-174

BY THE COMMITTEE OF THE WHOLE

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Memorial Review Board received an application requesting the renaming the current Lansing City Hall, and any future site of Lansing City Hall to the David C. Hollister Lansing City Hall and

WHEREAS, the Memorial Review Board met on May 9, 2017 and made a recommendation to the Lansing City Council to approve the request for the renaming of the current Lansing City Hall, and any future site of Lansing City Hall to the David C. Hollister Lansing City Hall; and

WHEREAS, in accordance to Chapter 1034.90 of the Code of Ordinances, a public hearing was held on June 26, 2017 in consideration of the proposal;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council approves the establishment of naming the current Lansing City Hall, and any future site of Lansing City Hall to the David C. Hollister Lansing City Hall.

By Vice President Wood

Motion Carried

RESOLUTION #2017-175

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

WHEREAS, the U.S. Department of Housing and Urban Development (HUD) requires that the City of Lansing submits the Annual Action Plan in order to receive Community Development fund resources, including Community Development Block Grant (CDBG), HOME and Emergency Solutions Grant (ESG) program funds, for the upcoming fiscal year 2017-2018; and

WHEREAS, the CDBG, HOME and ESG entitlement amount allocated to Lansing for the upcoming fiscal year, plus program income and a one-time transfer, is \$3,308,994 which is subject to adjustment by HUD; and

WHEREAS, the City estimates the amount of HOME program income to be \$294,436; and

WHEREAS, the City anticipates that HUD will approve a one-time transfer of \$412,961 NSP3 program income into the CDBG program; and

WHEREAS, pursuant to program requirements, the City has conducted a citizen participation and open review process which has included meetings and public hearings with several organizations; and

WHEREAS, the City has further promoted participation, input and review in the process by conducting two (2) separate advertised public hearings before the Lansing Planning Board, one on December 6, 2016 regarding housing and community development needs and one on February 7, 2017 regarding proposed Annual Action Plan program objectives and projected use of Federal entitlement and formula program funds; and

WHEREAS, the City did also initiate and carry out the required thirty (30) day public comment period on the proposed 2017-18 Annual Action Plan by publishing a summary of the plan in the Lansing City Pulse March 13, 2017; and

WHEREAS, a public hearing will be held by the Lansing City Council on April 10, 2017, to again receive citizen comments and recommendations and to give final review to the Annual Action Plan; and

WHEREAS, Federal regulations require the City to make certain certifications and assurances to HUD as a part of the City's application and Annual Action Plan;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Lansing adopts the Annual Action Plan for the City of Lansing that includes housing and community development goals, objectives, strategies, and budget for the use of community development fund resources for fiscal year 2017-2018 as proposed by the Committee of the Whole; and

BE IT FURTHER RESOLVED that the Mayor, as the City's Chief Executive Officer, is hereby authorized to sign the Annual Action Plan and application for FY 2017-2018, including all understandings, assurances and certifications contained therein, and to submit the grant application to the Department of Housing and Urban Development; and

BE IT FINALLY RESOLVED that the Mayor is authorized, as the official representative of the City of Lansing, to set-up budget line items, provide any and all information, to act in connection with the Annual Action Plan application and to execute all agreements, contracts and legal documents, including the agreement between the City and the Department of Housing and Urban Development, to secure CDBG, HOME and ESG funding and implement the Annual Action Plan programs.

By Vice President Wood

Motion Carried

ORDINANCES FOR INTRODUCTION

Council Member Hussain introduced:

An Ordinance of the City of Lansing, Michigan, to amend the Lansing Codified Ordinances by amending Chapter 1442. Signs, Section 1442.15 Window Signs; Permitted Zoning Districts

The Ordinance was read by its title for a first time and referred to the Committee on Public Safety

RESOLUTION #2017-176

RESOLUTION SETTING PUBLIC HEARING BY CITY COUNCIL

RESOLVED by the City Council, City of Lansing, that a public hearing be set for July 24, 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 1442 - Signs, Section 1442.15 - Window Signs; Permitted Zoning Districts.

Interested Persons are invited to attend this Public Hearing

Motion carried

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

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

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

By Vice President Wood that all items be considered as being read in full and that President Spitzley make the appropriate referrals

Motion Carried

• Reports from City Officers, Boards and Commissions:

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

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

PLACED ON FILE

- b. Lansing Police Department 2016 Annual Report

REFERRED TO THE COMMITTEE OF THE WHOLE AND INTERNAL AUDITOR

- c. Transfer Ownership 2017 Class C & SDM Licensed Business with Sunday Sales Permit (PM) and Dance Permit from Unicorn Tavern at 327 E. Grand River Avenue by Unicorn, LLC.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- d. Transfer Ownership and Location of Class C license and for new SDM license and new Sunday (AM & PM) sales permit at 300 N. Clippert Street, #17 by Acapulco Mexican Grill, Inc.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

2. Letter(s) from the Mayor re:

- a. Make Safe or Demolish Hearing; 1310 Jerome Street
REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- b. Make Safe or Demolish Hearing; 1025 Orchard Street
REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- c. Make Safe or Demolish Hearing; 214 Lathrop Street
REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- d. Ballot Proposal; Sidewalk Millage
REFERRED TO THE COMMITTEE OF THE WHOLE

- e. Ballot Proposal; Sale of Cooley Haze House with Historic Covenant
REFERRED TO THE COMMITTEE OF THE WHOLE

• Communications and Petitions, and Other City Related Matters:

1. Affidavit of Disclosure; Martha Rochford, Lansing Police Department
REFERRED TO THE BOARD OF ETHICS

2. Claim Appeal; Claim #1390, Aaron Wallace for trash fee for the property located at 1015 Westmoreland Avenue
REFERRED TO THE COMMITTEE ON GENERAL SERVICES

REMARKS BY COUNCIL MEMBERS

Vice President Wood requested the City Attorney to review if it was legal for a Medical Marijuana establishment vendor to promote at the Common Ground Festival.

Council Members Washington, Wood, Hussain and Spitzley shared concerns for a Medical Marijuana establishment vendor to promote at the Common Ground Festival.

City Clerk Swope shared that a new video on how to use the new voting equipment is available on the Clerk's website and Facebook page.

PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

Deb Parrish spoke about a concern with a tall grass complaint at her neighbor's home, and other city matters.

Loretta Stanaway spoke about concerns with code compliance regarding a local car dealership, and other issues.

Dot Johnson spoke about various city matters.

Elaine Womboldt spoke about medical marijuana ordinances.

Willie Hobbs spoke about his concerns with follow up on a fire at his sister's home that he claims was started by the Board of Water and Light.

Kathy Miles spoke about various city matters.

Suzanne Elms-Barclay spoke about various city matters.

Mary Reynolds spoke about various city matters.

City Attorney Jim Smierka announced that on Tuesday, July 18 at 4 p.m. at the Foster Community Center, an event would be hosted to explain the Home Occupation Ordinance.

JULY 10, 2017

COUNCIL PROCEEDINGS

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Council Member Dunbar shared details on the proposed Ballot Proposal on sidewalk repair.

ADJOURNED TIME 8:54 P.M.

CHRIS SWOPE, CITY CLERK