



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
FEBRUARY 26, 2018**

City Council Chambers
Lansing, Michigan

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

PRESENT: Council Members Dunbar, Garza, Jackson, Hussain, Spadafore, Spitzley, Washington, Wood

ABSENT: None

President Wood asked people to remember the victims and survivors of the Parkland, FL shooting during the moment of Meditation. The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Wood.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Spitzley

To approve the printed Council Proceedings of February 12, 2018

Motion Carried

SPECIAL CEREMONIES

1. Tribute; in recognition of Herschel J. Roper

Council Member Jackson spoke about the contribution of Mr. Roper to the Lansing community.

Mr. Roper thanked the Council for the recognition.

RESOLUTION #2018-028

BY COUNCIL MEMBERS DUNBAR, GARZA, HUSSAIN, JACKSON,
SPADAFOR, SPITZLEY, WASHINGTON AND WOOD
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Herschel J. Roper has been a long time member of the Lansing community; and

WHEREAS, Herschel J. Roper was a teacher in the Lansing School District bringing his level of expertise and experience to Pattengill Middle School, Sexton High School, Gardner Middle School, Eastern High School and Otto Middle School. Herschel also impacted the Lansing area and college community when he taught at Lansing Community College on the Social Services and Health Careers; and

WHEREAS, Herschel J. Roper in his role as a director and supervisor brought guidance and assistance to the Lansing Community through the Michigan Tri-County Community Mental Health Board Comprehensive Substance Abuse Treatment Program and the Tri-County Community Mental Health Board; and

WHEREAS, Herschel J. Roper served in the United States Army from December 1961 through November 1967 where he was a Special Forces Ranger and Paratrooper and went on to serve the Country

through the Honor Guard and guarded the Tomb of the Unknown Soldier and participated in President John F. Kennedy's funeral.

THEREFORE BE RESOLVED THAT the Lansing City Council acknowledges and commends Herschel J. Roper on his many accomplishments for our Country and the many impacts he has had on the Lansing community.

By Council Member Jackson

Motion Carried

2. Tribute; in recognition of the National Association of Women in Construction Lansing, MI Chapter #177

Council Member Spitzley spoke about the

On behalf of Mayor Schor, Samantha Harkins presented a Proclamation.

Melanie Myers spoke about Women in Skill Trades (WIST) here in Lansing

RESOLUTION #2018-029

BY COUNCIL MEMBERS DUNBAR, GARZA, HUSSAIN, JACKSON,
SPADAFOR, SPITZLEY, WASHINGTON AND WOOD
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the National Association of Women in Construction Lansing, MI Chapter #177 has distinguished itself since February 20, 1971 as the voice of women in construction in the City of Lansing; and

WHEREAS, NAWIC is dedicated to the advancement of women in the construction industry. Integrity, professionalism, respect and courtesy are all fundamental values of NAWIC; and

WHEREAS, NAWIC is very involved and committed to community development and educational programs, and represent the Association to others within and outside of the construction industry.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council wishes to recognize the NAWIC Lansing, MI Chapter #177 for their continued service to the community. May you continue on in your journey and service for many more years to come.

By Council Member Spitzley

Motion Carried

3. Mayoral Presentation; Red Cedar Development Update

Samantha Harkins, Chief of Staff to Mayor Schor, spoke about the project.

Bob Trezise, Executive Director of the Lansing Economic Area Partnership (LEAP) presented details about the Red Cedar Development and the negotiation process.

Frank Kass, Continental/Ferguson Lansing LLC, spoke about the development in the flood plain and the benefits it would have to the City.

Pat Lindemann, Ingham County Drain Commissioner spoke about how the development would prevent flooding progression to the north side of Michigan Ave.

Council members asked questions regarding the development.

COMMENTS BY COUNCIL MEMBERS AND THE CITY CLERK

Vice President Washington announced her First Contact constituent meeting and thanked Mayor Schor's administration for handling of the recent flood.

Council Member Hussain announced a Southwest Action Group meeting.

President Wood announced the Rejuvenating South Lansing meeting,

COMMUNITY EVENT ANNOUNCEMENTS

Samantha Wilbur announce the Michigan Democratic Party Convention.

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 Schor, Sam Harkins, spoke about resources for flooding issues.

PUBLIC COMMENT ON LEGISLATIVE MATTERS

Elaine Womboldt spoke in opposition about the Red Cedar Development.

Hamid R Khorrami spoke about Claim #1438.

Merry Stanford spoke in opposition about the Red Cedar Development.

LEGISLATIVE MATTERS

RESOLUTIONS

RESOLUTION #2018-030

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

RESOLVED, that the City of Lansing, Michigan, does hereby accept the terms of the Agreement as received from the Michigan Department of Natural Resources and that the City of Lansing Parks and Recreation Department does hereby specifically agree, but not by way of limitation, as follows:

1. To appropriate all funds necessary to complete the project during the project period and to provide Twenty Two Thousand Five Hundred (\$22,500.00) dollars to match the grant authorized by the DEPARTMENT.

2. To maintain satisfactory financial accounts, documents, and records to make them available to the DEPARTMENT for auditing at reasonable times in perpetuity.

3. To regulate the use of the property acquired and reserved under this Agreement to assure the use thereof by the public on equal and reasonable terms.

4. To comply with any and all terms of said Agreement included all terms not specifically set forth in the foregoing portions of this Resolution.

By Council Member Hussain

Motion Carried

RESOLUTION #2018-031

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

WHEREAS, Kathleen S. Martin, sought to eliminate a special assessment of \$407.00 for trash and debris removal fees, and all associated penalties and interest, on the property tax bill for 913 Moores River Drive (Tax ID #33-01-01-20-427-081); and

WHEREAS, upon filing a claim to the Committee on General Services, the claim in the amount of \$407.00 was denied on February 13, 2018.

THEREFORE, BE IT RESOLVED, that the City Council, hereby, denies the claim of Kathleen S. Martin in the amount of \$407.00 for trash and debris removal fees, and all associated penalties and interest on the property tax bill for 913 Moores River Drive (Tax ID #33-01-01-20-427-081).

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

By Council Member Hussain

Motion Carried

RESOLUTION #2018-032

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

WHEREAS, Hamid R Khorrami, sought to eliminate a special assessment of \$500.00 for board up fees, and all associated penalties and interest, on the property tax bill for 834 Gier Street (Tax ID #33-01-01-03-352-401); and

WHEREAS, upon filing a claim to the Committee on General Services, the claim in the amount of \$500.00 was denied on February 13, 2018.

THEREFORE, BE IT RESOLVED, that the City Council, hereby, denies the claim of Hamid R Khorrami in the amount of \$500.00 for board up fees, and all associated penalties and interest on the property tax bill for 834 Gier Street (Tax ID #33-01-01-03-352-401).

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

By Council Member Hussain

Motion Carried

RESOLUTION #2018-033

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

WHEREAS, fees for services are to be approved by Lansing City Council; and

WHEREAS, administration is submitting fees for considered and approval prior to program implementation; and

WHEREAS, the Parks and Recreation Department desires to make a program of recreation services available to residents of Lansing and non-residents of Lansing; and

WHEREAS, the Parks and Recreation Department desires to offer these services at fees that recover the costs of providing these services;

WHEREAS, the new fees proposed are to compensate the Department of Parks and Recreation and help offset the costs involved in facilitating a Men's Adult Baseball League;

ADULT BASEBALL PROPOSED FEES:

	<u>Current fee</u>	<u>Proposed fee</u>
30+ Adult Baseball	\$907.00	\$1,007.00
40+ Adult Baseball	\$907.00	\$1,007.00
Adult Baseball City League	\$1,249.00	\$1,350.00

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council approves the fee schedule as stated above in this resolution, effective on the date of passage of this resolution for Recreation Equipment and Services.

By Vice President Washington

Motion Carried

RESOLUTION #2018-034

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING
RESOLUTION APPROVING APPLICATION TO MICHIGAN
DEPARTMENT OF
TRANSPORTATION FOR LOCAL BRIDGE PROGRAM FUNDING

WHEREAS the Michigan Department of Transportation (MDOT) is currently soliciting applications for candidate projects for the Local Bridge Program to be funded in the 2021 fiscal year; and

WHEREAS May 1, 2018 is the anticipated deadline for submitting the applications; and

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

WHEREAS the City of Lansing, Public Service Department, intends to submit Local Bridge Program funding applications to MDOT for the following five projects listed in the order of priority and funding category:

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

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

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

#	Project	Estimated Construction Cost	City's Share		
			Match 5%	Engineering 25%	TOTAL
1	Aurelius Rd over Pawlowski Creek	\$396,000	\$19,800	\$99,000	\$118,800
2	E Elm St over Red Cedar River	\$2,965,000	\$148,250	\$741,250	\$889,500
3	S Washington over Grand River	\$330,000	\$16,500	\$82,500	\$99,000
4	N Grand River Ave over Grand River	\$1,501,000	\$75,050	\$375,250	\$450,300
5	N M.L. King Jr Blvd over Grand River	\$158,000	\$7,900	\$39,500	\$47,400

WHEREAS, any one or any combination of the above five projects could be approved for 2021 funding; and

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council approves the submittal of the FY 2021 funding applications for the MDOT's Local Bridge Program as listed in the priority above.

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

By Vice President Washington

Motion Carried

RESOLUTION #2018-035

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

Resolved by the City Council of the City of Lansing that a second public hearing be set for Monday, March 12, 2018 at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of supporting and/or opposing the Ordinance amending the Payment in Lieu of Taxes (PILOT) for PORTER SENIOR APARTMENTS.

This second hearing date is due to the verification by the City Clerk's office that the required notification was not published in required time for the hearing.

By Council Member Hussain

Motion Carried

RESOLUTION #2018-036

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

WHEREAS, the Baseball Tomorrow Fund has available funding for improving fields for youth baseball/softball; and

WHEREAS, the grant will be used to improve the baseball/softball fields at Quentin Park; and

WHEREAS, the grant will be carried through by Lansing Parks and Recreation; and

WHEREAS, the total for these activities is \$141,414.00; and

WHEREAS, the improvements provided will include improved drainage and the addition of fencing and dugouts to both fields at Quentin Park;

NOW, THEREFORE BE IT RESOLVED that the City Council approves the acceptance of the Grant from the Baseball Tomorrow Fund for

\$60,000.00 for February 2018-June 2018; and

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

By Vice President Washington

Motion Carried

RESOLUTION #2018-037

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

WHEREAS, the Lansing Police Department (LPD) submitted a 65% Michigan Justice Training Fund Grant to the Michigan Commission on Law Enforcement Standards (MCOLES); and

WHEREAS, the Michigan Commission on Law Enforcement Standards has awarded \$24,332.40 to the City of Lansing; and

WHEREAS, the award will pay for the speaker costs of \$15,800 while conducting "Surviving Verbal Conflict: Verbal De-Escalation" training; and

WHEREAS, the award of \$24,332.40 requires a 35% local match from the City totaling \$8,532.40 split into two categories – Travel (\$4,500) and Personnel Costs (\$4,032.40/In-Kind);

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council approves acceptance Michigan Commission on Law Enforcement Standards (MCOLES) grant total amount of \$24,332.40 for the grant period beginning January 1, 2017 and ending December 31, 2017; and

BE IT FINALLY RESOLVED, 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 Vice President Washington

Motion Carried

REPORTS FROM COUNCIL COMMITTEES

ORDINANCE FOR INTRODUCTION

The Committee on Development and Planning introduced:

An Ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by providing for the rezoning of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the Code for property located at:

Z-1-2018: Rezone from "H" Light Industrial district to "G-1" Business district, the property bounded by E. Michigan Avenue to the north, Barnard Street to the south, S. Larch Street to the west and the railroad right-of-way to the east, with the following exceptions (property not included in the rezoning):

- 628 E. Michigan Avenue
- Vacant parcel at the southeast corner of E. Michigan Avenue & S. Larch Street
- 629 Barnard Street & the adjoining vacant parcel to its east
- 119 S. Larch Street, except the north 16.5 thereof

- 2 parcels located immediately south of 119 S. Larch Street

The Ordinance was read by its title for a first time and referred to the Committee on Development and Planning.

RESOLUTION #2018-038

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, March 26, 2018, 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:

Z-1-2018: Rezone from "H" Light Industrial district to "G-1" Business district, the property bounded by E. Michigan Avenue to the north, Barnard Street to the south, S. Larch Street to the west and the railroad right-of-way to the east, with the following exceptions (property not included in the rezoning):

- 628 E. Michigan Avenue
- Vacant parcel at the southeast corner of E. Michigan Avenue & S. Larch Street
- 629 Barnard Street & the adjoining vacant parcel to its east
- 119 S. Larch Street, except the north 16.5 thereof
- 2 parcels located immediately south of 119 S. Larch Street

By Council Member Hussain

Motion Carried

ORDINANCE FOR INTRODUCTION

The Committee on Public Services introduced:

An Ordinance of the City of Lansing, Michigan, to amend Chapter 656.05 of the Lansing Codified Ordinances by providing for the times city parks are closed.

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

RESOLUTION #2018-039

RESOLUTION SETTING PUBLIC HEARING
By the Committee on Public Services

RESOLVED BY THE CITY COUNCIL, CITY OF LANSING, that a public hearing be set for Monday, March 12 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 656.05 of the Lansing Codified Ordinances by providing for the times city parks are closed, and setting a Public Hearing.

Interested Persons are invited to attend this Public Hearing

By Council Member Spadafore

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 Washington that all items be considered as being read in full and that President Wood 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. The Re-adoption and Recodification of Codified Ordinances
 REFERRED TO THE COMMITTEE OF THE WHOLE

- c. Report of Board, Authority, and Commission Term Expirations
 REFERRED TO THE COMMITTEE OF THE WHOLE

2. Letter(s) from the Mayor re:
 - a. Act-4-2017, Easement for Consumers Energy's North Lansing Pipeline Project
 REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- b. Act-5-2017, 1620 Sunset Ave., Consumers Energy North Lansing Pipeline Easement
 REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- c. Assessment Roll GB-2017 for the removal of trash and grass in Glenburne Commons
 REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

- d. Payment in Lieu of Taxes (PILOT) for Camelot Hills
 REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- e. Payment in Lieu of Taxes (PILOT) extension for Friendship Manor Apartments
 REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- f. Community Development Block Grant (CDBG) 2018-2019 Action Plan
 REFERRED TO THE COMMITTEE OF THE WHOLE

- g. Red Cedar Development, Amended and Restated Real Estate Purchase and Development Agreement, Ferguson/Continental Lansing, LLC.
 REFERRED TO THE COMMITTEE OF THE WHOLE

- h. Appointment of Paul G. Connors as an At-Large Member of the Board of Review for a term to expire June 30, 2021
 WITHDRAWN

- i. Appointment of Kurt F. Berryman as an At-Large Member of the Board of Zoning Appeals for a term to expire June 30, 2020
 REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- j. Appointment of Jordan Leaming as a City of Lansing Member of the Capital Regional International Airport Authority for a term to expire September 30, 2020
 REFERRED TO THE COMMITTEE ON INTERGOVERNMENTAL RELATIONS

- k. Appointment of Frederick Schaible as a Member of the Elected Officers Compensation Commission for a term to expire October 1, 2025
 REFERRED TO THE COMMITTEE OF THE WHOLE

- l. Appointment of Derek Melot as a Member of the Elected Officers Compensation Commission for a term to expire October 1, 2026
 REFERRED TO THE COMMITTEE OF THE WHOLE

- m. Appointment of Gillian Dawson as a Member of the Elected Officers Compensation Commission for a term to expire October 1, 2027
 REFERRED TO THE COMMITTEE OF THE WHOLE

- n. Appointment of Paul G. Connors as an At-Large Member of the Historic District Commission for a term to expire June 30, 2019
 REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

• Communications and Petitions, and Other City Related Matters:

1. Claim Appeal; Claim #1509, Jose Lopez for Grass and Weeds at 1012 Ontario St.
REFERRED TO THE COMMITTEE ON GENERAL SERVICES

PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

Bob Gray spoke about various City matters.

Tyler McCastle spoke about the Red Cedar Development.

Samantha Wilbur spoke about Medical Marihuana.

Jerren Osmar spoke about Medical Marihuana.

Emily Walkowski spoke about Medical Marihuana.

Gillian Dawson spoke about Medical Marihuana.

Mara Zumberg spoke about Medical Marihuana.

Steve Monti spoke about Medical Marihuana.

ADJOURNED TIME 10:00 P.M.

CHRIS SWOPE, CITY CLERK