



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
OCTOBER 11, 2021**

Tony Benavides Lansing City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 p.m. by President Spadafore

PRESENT: Council Members Betz, Dunbar, Garza, Hussain, Jackson, Spadafore, Spitzley

ABSENT: Council Member Wood

A quorum was present.

Chief Deputy City Clerk Jackson asked people to remember Mary Reynolds, who recently passed away, during the moment of Meditation. The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Spadafore.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Vice President Hussain

To approve the printed Council Proceedings of September 13, 2021

Motion Carried

SPECIAL CEREMONIES

RESOLUTION #2021-192

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Lansing Branch of the National Association for the Advancement of Colored People (NAACP) is celebrating its 55th Annual Freedom Fund Celebration and 1st Virtual Event Dinner, with a theme of "Passion Led Us Here... Our Passion. Our Call. Our Action" on Saturday, October 16, 2021; and

WHEREAS, in 1919, the Lansing branch of the NAACP was chartered under the leadership of Mr. C. A. Campbell who fought diligently to enforce civil rights laws for the community, and for over 100 years, the NAACP has led the movement on social rights and equality; and

WHEREAS, The *National Association for the Advancement of Colored People* (NAACP) works at the local, state, and national levels to ensure: political, educational, social and economic equality of all citizens and to eliminate and remove all barriers of racial discrimination; and

WHEREAS, the 2021 keynote speakers will be Attorney, Author, CNN contributing speaker and former South Carolina State Representative Bakari Sellers and Michigan Lt. Governor Garlin Gilchrist; and

WHEREAS, the NAACP 55th Annual Freedom Fund Celebration and 1st Virtual Event Dinner offers an opportunity for the community to come together in support of the NAACP Lansing Branch, and share in the celebration! The effort put forth through the Lansing Branch has made vast strides in integrating the Lansing community.

BE IT RESOLVED, the Lansing City Council, hereby, acknowledges the Lansing Branch of the National Association for the Advancement of Colored People on its 55th Annual Freedom Fund Celebration and 1st Virtual Event Dinner and expresses our admiration and gratitude to its members for their achievements and commitment to the City of Lansing and its residents. We applaud the NAACP Lansing Branch for many years of success and diligence in the fight for equality and anticipate many more to come.

By Council Member Spadafore

Motion Carried

Looping Sherrie, Fonda Brewer, President Spadafore and Mayor Schor spoke in support of the tribute and shared details about the upcoming televised broadcast of the the Freedom Fund Celebration.

Mayoral Proclamation, National Indigenous People's Day

Becky Roy and Geordie Roy along with Steven Sochay and Mayor Schor spoke in support of the proclamation

COMMENTS BY COUNCIL MEMBERS AND THE CITY CLERK

Council Member Spitzley announced Geronimo Lerma was named 2020 nonprofit of the year for footprints of Michigan and also started their campaign Boots On The Playground. Council Member Spitzley, also announced Women's Center of Greater Lansing treat yourself event and the Healing Hearts project will have a another gathering.

Council Member Hussain thanked Brady Hawkins and Lisa Fountain for supporting local citizens. Council Member Hussain, also thanked Dick Peffley, Mr. Williams and Calvin Jones for quickly handling the street light emergency. Then, he spoke about the art project and praised all involved. Finally, Council Member Hussain requested that Mayor Schor address questions regarding code compliance.

Chief Deputy City Clerk Jackson gave a reminder on how individuals can vote during the upcoming general election, and gave information on the upcoming Souls to the Polls & Trunk-or-Treat event.

COMMUNITY EVENT ANNOUNCEMENTS

Loretta Stanaway announced the annual Race to Restore 5K Run/Walk.

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON LEGISLATIVE MATTERS

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

MAYOR'S COMMENTS

Mayor Schor addressed Council Member Hussain's questions in regards to code compliance staffing. He shared details about the recently passed state budget and thanked individuals involved. Then, he acknowledged the westside community and Lisa Fountain for trash clean up. Mayor Schor thanked the community service unit for their Faith in Blue event, and thanked the Chamber of Commerce for their Grub Crawl. He shared details about the south Lansing art installation ribbon cutting, neighborhood resource summit on November 4th, update on the Neighborhood programs and grant application are open on October 22th and online grant applications are now available.

RESOLUTION #2021-193

BY THE COMMITTEE ON CITY OPERATIONS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor has made the appointment of Cordelia Black as an At Large member of the Human Relations and Community Services Board for a term to expire June 30, 2022; 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 City Operations met on October 6, 2021, and took affirmative action.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the appointment of Cordelia Black as an At Large member of the Human Relations and Community Services Board for a term to expire June 30, 2022.

By Council Member Dunbar

Motion Carried

RESOLUTION #2021-194

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

WHEREAS, the Mayor has made the appointment of Andrew Abood as an At Large member of the Board of Police Commissioners for a term to expire June 30, 2025; 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 on October 7, 2021, and took affirmative action.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the appointment of Andrew Abood as an At Large member of the Board of Police Commissioners for a term to expire June 30, 2025.

By Council Member Garza

Motion Carried

RESOLUTION #2021-195

BY THE COMMITTEE OF THE WHOLE

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor has made the appointment of Matthew (Dusty) Horwitt as an At Large member of the Board of Water and Light for a term to expire June 30, 2023; 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 of the Whole met on October 11, 2021 and took affirmative action.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the appointment of Matthew (Dusty) Horwitt as an At Large member of the Board of Water and Light for a term to expire June 30, 2023.

By Council Member Hussain

Motion Carried

PUBLIC COMMENT ON LEGISLATIVE MATTERS

Legislative Matters included the following public hearing:

In consideration of Noise Special Permit; MDOT request to allow for I-496 Freeway reconstruction on weekdays from 8 PM to 7 AM and any time on weekends or holidays for the period January 24, 2022, through December 1, 2022 and for the period March 1, 2023 through November 15, 2023

Council Member Dunbar gave an overview of the public hearing.

Public Comment on Legislative Matters:

Loretta Stanaway spoke about legislative matters.

Greg Losch spoke about the noise special permit.

LEGISLATIVE MATTERS**REFERRAL OF PUBLIC HEARINGS**

In consideration of Noise Special Permit; MDOT request to allow for I-496 Freeway reconstruction on weekdays from 8 PM to 7 AM and any time on weekends or holidays for the period January 24, 2022, through December 1, 2022 and for the period March 1, 2023 through November 15, 2023

REFERRED TO THE COMMITTEE ON CITY SERVICES

ORDINANCES FOR PASSAGE**PASSAGE OF ORDINANCE**

An Ordinance of the City of Lansing, Michigan, for the purpose of amending the Lansing Codified Ordinances by adding Chapter 266, Sections 266.01-266.03, to establish an Arts and Culture Commission in and for the City of Lansing including membership, duties and meetings.

Was read a second time by its title and adopted by the following roll call vote:

Yeas: Council Members Betz, Dunbar, Garza, Hussain, Jackson, Spadafore, Spitzley

Nays: None

ORDINANCE #1294

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND THE LANSING CODIFIED ORDINANCES BY ADDING CHAPTER 266, SECTIONS 266.01-266.03, TO ESTABLISH AN ARTS AND CULTURE COMMISSION IN AND FOR THE CITY OF LANSING INCLUDING MEMBERSHIP, DUTIES, AND MEETINGS.

THE CITY OF LANSING ORDAINS:

Section 1. That Chapter 266, Sections 266.01-266.03, of the Code of Ordinances of the City of Lansing, Michigan be and is hereby amended to read as follows:

CHAPTER 266 – ~~Mal Advisory Board~~ ARTS AND CULTURE COMMISSION.

266.01 – ESTABLISHMENT; POWERS AND DUTIES.

THERE IS HEREBY ESTABLISHED AN ARTS AND CULTURE COMMISSION IN AND FOR THE CITY. THE ARTS AND CULTURE COMMISSION SHALL:

- (A) MAKE RECOMMENDATIONS REGARDING ALL ARTS AND CULTURAL ACTIVITIES WITHIN THE CITY OF LANSING;
- (B) DEVELOP AND RECOMMEND ONGOING ARTS AND CULTURE PERFORMANCE MEASURES AND BEST PRACTICES;
- (C) FULFILL ALL ADVISORY BOARD FUNCTIONS SET FORTH IN SECTION 5-106 OF THE CITY CHARTER.

266.02 – MEMBERSHIP; TERMS; VACANCIES.

- (A) THE ARTS AND CULTURE COMMISSION SHALL CONSIST OF TWELVE (12) MEMBERS WHO ARE REGISTERED ELECTORS OF THE CITY WHO ARE APPOINTED BY THE MAYOR, WITH THE ADVICE AND CONSENT OF CITY COUNCIL.
- (B) MEMBERS SHALL BE APPOINTED BEFORE JULY 1 OF THE YEAR OF APPOINTMENT AND SHALL SERVE UNTIL JUNE 30 OF THE YEAR IN WHICH THEIR TERMS EXPIRE OR UNTIL THEIR SUCCESSORS QUALIFY FOR OFFICE.
- (C) EIGHT MEMBERS SHALL BE FROM THE CITY-AT-LARGE AND ONE MEMBER SHALL BE APPOINTED FROM EACH OF THE FOUR WARDS.
- (D) THE TERMS OF OFFICE FOR THE MEMBERS SHALL BE FOUR YEARS, EXCEPT FOR THE FOLLOWING MEMBERS FIRST-APPOINTED TERMS:

- (1) THE FIRST WARD MEMBER SHALL BE APPOINTED FOR ONE YEAR.
- (2) THE SECOND WARD MEMBER SHALL BE APPOINTED FOR TWO YEARS.
- (3) THE THIRD WARD MEMBER SHALL BE APPOINTED FOR THREE YEARS.
- (4) THE FOURTH WARD MEMBER SHALL BE APPOINTED FOR FOUR YEARS.
- (5) AT-LARGE MEMBERS SHALL BE APPOINTED FOR ONE, TWO, THREE, AND FOUR YEARS RESPECTIVELY.

- (E) THEREAFTER, ALL SUBSEQUENT ARTS AND CULTURE COMMISSION MEMBERS SHALL BE APPOINTED FOR FOUR YEAR TERMS.

- (F) VACANCIES SHALL BE FILLED FOR THE REMAINDER OF THE UNEXPIRED TERM.

266.03 – RULES OF PROCEDURE; MEETINGS; SUPPLY OF FACILITIES AND SERVICES.

THE ARTS AND CULTURE COMMISSION SHALL ORGANIZE ITSELF PURSUANT TO SECTION 5-105 OF THE LANSING CITY CHARTER, INCLUDING THE PUBLIC NOTICE AND PARTICIPATION REQUIREMENTS THEREIN AND SUBJECT TO THE OPEN MEETINGS ACT. THE OFFICE OF THE MAYOR SHALL PROVIDE MEETING SPACE AND SUCH STAFF ASSISTANCE AS IS REASONABLE AND NECESSARY TO ENABLE THE ARTS AND CULTURE BOARD TO CARRY OUT ITS DUTIES.

Section 2. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules inconsistent with the provisions are 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, and shall expire December 31, 2029.

CONSENT AGENDA

By Council Member Hussain

To approve all items on the Consent Agenda.

Motion Carried

RESOLUTION #2021-196

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

WHEREAS, the Ingham County Board of Commissioners made the reappointment of Ayanna Neal and Jacqueline Straub to the Ingham County/City of Lansing Community Corrections Advisory Board for to a term expiring September 17, 2024;

WHEREAS, the Committee on Public Safety met and took affirmative action on October 7, 2021.

BE IT RESOLVED, that the Lansing City Council hereby affirms the reappointments of Ayanna Neal and Jacqueline Straub to the Ingham County/City of Lansing Community Corrections Advisory Board for to a term expiring September 17, 2024

Adopted as part of the Consent Agenda

RESOLUTION #2021-197

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

WHEREAS, the Battle Creek Community Foundation and the U.S. Attorney's Office of the Western District of Michigan through Project Safe Neighborhoods (PSN) Task Force Community Project Fund has available funding for reducing gun violence, improving neighborhoods, reducing crime and promoting neighborhood safety; and

WHEREAS, the Lansing Police Department applied for a Project Safe Neighborhood grant on October 28, 2020; and

WHEREAS, the Lansing Police Department was informed on August 30, 2021, that it has been selected to receive PSN funding in the amount of \$6,420; and

WHEREAS, the grant period is 8/30/2021 through 8/30/2022; and

WHEREAS, local match funds are not required; and

WHEREAS, the grant funds will be used to support a marketing campaign that distributes 225 backpacks to the Lansing Youth Football League; and

WHEREAS, each backpack would contain the team name and the police logo on it; and

WHEREAS, the Lansing Police Department would present the bags to each team member; and

WHEREAS, the backpack, branded with the police logo, would serve as a visible indication that the Lansing Police Department supports its community youths.

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council approves acceptance of the PSN Grant from the Battle Creek Community Foundation in the amount of \$6,420 for the grant period August 30, 2021 through August 30, 2022; 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 awarded grant funds.

Adopted as part of the Consent Agenda

RESOLUTION #2021-198

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

WHEREAS, the last flood data for the Sycamore Creek was completed in 1978 and the Federal Emergency Management Agency (FEMA) has determined that this data no longer reflects the current potential flood risk for this stream;

WHEREAS, it has been determined that the installation of a new streamgage in Sycamore Creek, located at Holt Road near Holt, Michigan, is necessary to take measurements through the US Geological Survey (USGS) National Water Information System;

WHEREAS, the City of Lansing has entered into a Joint Funding Agreement with USGS for the purposes of installing a streamgage on Sycamore Creek, performing field and analytical work, and updating maps and reports based upon data collected between 2020 and 2025 (the "Project");

WHEREAS, this Project benefits the City of Lansing, the Board of Water and Light, Delhi Charter Township, and Ingham County (the "Parties");

WHEREAS, the Parties have entered into a subagreement to address cost-sharing of the Project;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves acceptance of the subagreement;

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 subagreement.

Adopted as part of the Consent Agenda

RESOLUTION #2021-199

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

WHEREAS, the Lansing Code Compliance Officer has declared a certain structure at 4108 Deerfield Ave., Parcel # 33-01-01-31-251-141 legally described as LOT 118 Pleasant Subdivision, No. 1., City of Lansing to be an unsafe and dangerous building and requested the property owner be ordered to demolish or otherwise make safe the structure; and

WHEREAS, the Code Compliance Officer red tagged the said structure on April 10, 2018 and requested the property owner be ordered to demolish or otherwise make safe the structure; and

WHEREAS, on March 25, April 22, May 27, and July 22, 2021, the Lansing Demolition Board held a meeting to consider and make a recommendation on whether to declare the structure a dangerous building, as defined in the Housing Law of Michigan (MCLA 125.539) and the Lansing Housing and Property Maintenance Code (Ord. 1460.01, et seq.), and ordered the property owner to make safe or demolish the structure by August 22, 2021; and

WHEREAS, the Code Compliance Office has determined that compliance with the order of the Lansing Demolition Hearing Board officer has not occurred; and

WHEREAS, the Housing Law of Michigan and the Lansing Codified Ordinances require that a hearing be conducted to give the property owner an opportunity to show cause why a dangerous structure should not be demolished or otherwise made safe;

NOW, THEREFORE, BE IT RESOLVED that a show cause hearing for Monday, October 25, 2021 at 7:00 p.m. in Tony Benavides Lansing City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan in consideration of the finding and order of the Lansing Demolition Hearing Board Officer regarding the structure at 4108 Deerfield Avenue, as legally described above, to give the owner, or the owner's agent, the opportunity to appear and show cause why the building should not be demolished or otherwise made safe; and to approve, disapprove, or modify the order of the hearing officer to demolish or make safe the subject structure.

BE IT FINALLY RESOLVED that the Lansing City Council requests that the Code Compliance Officer notify the owner of said property of the opportunity

to appear and present testimony at the hearing, as required by law.

Adopted as part of the Consent Agenda

RESOLUTION #2021-200

BY THE COMMITTEE ON CITY OPERATIONS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Sunset Realty LLC sought to eliminate a special assessment of \$1,592 for trash and debris removal fees, associated penalties and interest, on the property tax bill for 705 Princeton Avenue (ID #33-01-01-08-481-162); and

WHEREAS, upon filing a claim to the Committee on City Operations, the Committee met on October 6, 2021, and denied the claim in the amount of \$1,592.

THEREFORE, BE IT RESOLVED, the City Council, hereby denies the claim in the amount of \$1,592 for trash and debris removal fees, associated penalties and interest on the property tax bill for 705 Princeton Avenue (Tax ID #33-01-01-08-481-162).

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

Adopted as part of the Consent Agenda

RESOLUTIONS

RESOLUTION #2021-201

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

WHEREAS, the Code Compliance Officer has determined that the building located at 4511 S MLK JR BLVD, Parcel # 33-01-01-32-427-031 legally described as LOT 25 & N 12 FT LOT 26 & W 3 FT OF N 100 LOT 28 SONNENBERGS HALF ACRE SUB., City of Lansing is an unsafe or dangerous building as defined in Section 108.1 of the International Property Maintenance Code as adopted by Lansing Codified Ordinance 1460.01, and the Housing Law of Michigan, and the building was red tagged on December 7, 2018; and

WHEREAS, a hearing was held by the Lansing Demolition Board on May 27, 2021, at which the Hearing Officers determined that said building was an unsafe and dangerous building and ordered the building demolished or made safe by July 27, 2021; and

WHEREAS, said Hearing Officers filed a report of their findings and order with the City Council and requested the City Council to take appropriate action under the Lansing Codified Ordinances and the Housing Law of Michigan; and

WHEREAS, the Housing Law of Michigan and Lansing Codified Ordinances require a hearing be conducted to give the property owner an opportunity to show cause why a dangerous structure should not be demolished or otherwise made safe; and

WHEREAS, the City Council held a public show cause hearing on Monday, September 20, 2021, to review the findings and the order of the Hearing Officers, and the owners were notified in writing of said hearing and had an opportunity to appear and show cause why said building should not be demolished or otherwise made safe; and

WHEREAS, the Code Compliance Office has determined that compliance with the order of the Lansing Demolition Hearing Board Officer has not occurred.

NOW, THEREFORE, BE IT RESOLVED that the owner(s) of 4511 S Martin Luther King Jr. Blvd, as legally described above, are hereby directed to comply with the order of the Hearing Officers to demolish or otherwise make safe the said building within 60 days from the date of this resolution, October 11, 2021.

BE IT FURTHER RESOLVED that the property owner(s) is hereby notified that this order must be appealed within twenty days pursuant to MCL 125.542 and should the owners fail to comply with the Hearing Officers' order for demolition or make safe, the Code Compliance Officer is hereby directed to proceed with demolition of said building.

BE IT FURTHER RESOLVED, whether demolition is accomplished by said property owner or the City, that appropriate seeding and restoration of property take place to avoid run-off to adjacent properties.

BE IT FURTHER RESOLVED that if the demolition is accomplished by the City, the cost of such demolition shall be a lien against the real property and shall be reported to the City Assessor.

BE IT FINALLY RESOLVED that the owners in whose name the property appears upon the last local tax assessment record shall be notified by the City Assessor of the amount of such cost by first class mail at the address shown on the records. Upon the owner's failure to pay the same within sixty (60) days after mailing by the City Assessor of the notice of the amount thereof, the amount of said costs shall be a lien and shall be filed and recovered as provided by law and the lien shall be collected and treated in the same manner as provided for property tax liens under the general property tax act.

By Council Member Garza

Motion Carried

RESOLUTION #2021-202

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

WHEREAS, deceased Retired Detective Ronald Seyka serviced on the Lansing Police Department's Special Tactics and Rescue Team (START) from 1996 through 2010; and

WHEREAS, Detective Seyka's position in the department included a volunteer assignment that required hours of additional training per month as well as call backs in the middle of the night; and

WHEREAS, Detective Seyka participated in the safe resolution of 107 high risk incidents; and

WHEREAS, on March 5, 2020, Detective Seyka lost his battle with cancer; and

WHEREAS, this year, for the second consecutive year, the family of deceased Detective Ronald Seyka, along with Mr. Chaz King, a family friend, hosted the Annual Ron Seyka Memorial Golf Outing in Mason, Michigan in honor of Detective Seyka; and

WHEREAS, last year, \$6,367.26 of the funds from the golf outing were donated to LPD's START Unit; and

WHEREAS, this year, Mr. King is donating \$10,614 to LPD's START Unit as a result of the June 18, 2021, Second Annual Ron Seyka Memorial Golf Outing; and

WHEREAS, the START Unit also received a donation of \$2,500 on July 16, 2021, from Modern Woodmen of America; and

WHEREAS, START intends to use the combined \$13,114 donation amounts to upgrade the Unit's movable ballistic shields from Level IIIA to Level III because Level III provides better protection for officers.

BE IT FINALLY BE RESOLVED, the Lansing City Council approves acceptance of the two donations to the START Unit totaling \$13,114.

By Council Member Hussain

Motion Carried

RESOLUTION #2021-203

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

WHEREAS, the Open Meetings Act ("OMA") has been amended to allow for individual members of a public body to hold meetings virtually in certain circumstances; and

WHEREAS, pursuant to the amended OMA, a member of a public body may attend a public meeting virtually if he/she is not able to attend in person due to military duty, a medical condition, or a local or state declared state of emergency; and

WHEREAS, procedures are required under OMA to be established in order to accommodate a member who must attend a public meeting virtually; and

WHEREAS, resolution 2020-198 outlined the procedures for virtual meetings of a public body;

WHEREAS, this resolution is intended to supplement resolution 2020-198, and indicate specific procedures for a member's in person absence due to a qualifying OMA exemption;

WHEREAS, these procedures shall apply to all City of Lansing boards and commissions that are considered "public bodies" pursuant to OMA; and

NOW, THEREFORE, BE IT RESOLVED that the following are the established procedures related to the hosting of virtual meetings and accommodating for the virtual presence of any member, in accordance with the Open Meetings Act, as amended:

- Until December 31, 2021 a member of a public body may attend a meeting virtually due to any of the qualifying reasons articulated in the OMA.
 - Members of the public body may attend a public meeting virtually only to accommodate their in-person absence due to military duty, a medical condition, or a declared local or statewide state of emergency or disaster. The local state of emergency or state of disaster exception only applies to permit the virtual attendance of a member of the public body who resides in the affected area or to permit the electronic meeting of a public body that usually holds its meetings in the affected area.
- Virtual meetings shall take place via telephonic conferencing or video conferencing system which enables two-way communication between the public body, and members of the public
 - Notice of a public meeting held virtually, or notice that an individual member is attending virtually, shall be provided on the City of Lansing's weekly meeting schedule, and the meeting's agenda, which is posted online in accordance with the OMA provisions
 - This notice shall be posted at least 18 hours prior to meeting.
 - Notice shall include information describing how to access the meeting, the reason for the meeting to be held virtually, instructions on how to participate, and information regarding how persons with disabilities may participate in the meeting
 - If a member will be attending the public meeting virtually, then the meeting notice shall indicate such, and provide contact information of that member so that the public may ask questions or provide input prior to the scheduled meeting
- For members of the public body who are attending a public meeting virtually due to military duty:

- The member must notify the chair and the individual preparing the meeting agenda, as soon as possible, but no later than 24 hours before the meeting, to inform him/her of the need for virtual attendance due to offsite military duty
 - Once the chair acknowledges receipt of the request to attend the public meeting virtually, then the agenda shall be updated and posted to indicate that the member is attending virtually due to military duty
 - There is no obligation for a member attending a meeting virtually due to military duty to announce his/her location at the outset of the meeting.
- For members of the public body who are attending a public meeting virtually due to a medical condition:
 - Pursuant to the OMA, medical condition is defined as an “illness, injury, disability, or other health-related condition.”
 - If a member of the public body has a medical condition that precludes in person attendance, such that attending the meeting in person could either exacerbate the member’s medical condition or expose other members to a contagious medical condition, then the member may request to attend virtually
 - Requests for a medical condition exemption shall be made in writing by the member to the chair of board/commission and the individual preparing the meeting agenda no later than 24 hours prior to the meeting.
 - Written requests to attend the meeting virtually due to a medical condition must be accompanied by a medical provider’s attestation that a documented medical necessity exists such that the member may not attend the meeting in person
 - If permission is granted by the chair, then the member may attend the meeting virtually
 - Once permission has been granted for a member to attend virtually, then the agenda shall be updated and posted to indicate that the member is attending virtually due to a medical condition
 - At the outset of the meeting, the member must state their location by disclosing the city and state he/she is attending the meeting from
- For members of the public body who are attending a public meeting virtually due to a local or statewide state of emergency, he/she must announce at the outset of the meeting their virtual presence, and their physical location by stating the City and State from which he/she is attending
 - The stated location for the member(s) attending virtually must be included in the meeting minutes
 - If the entire public body is participating in the meeting virtually, the reason for the virtual meeting must be provided at the outset of the meeting, and be included in the meeting minutes.
- If any member of the public body is attending the public meeting virtually, then all votes shall be taken via roll call. This provision suspends Council Rule 36.
- Pursuant to OMA, these procedures shall expire on December 31, 2021, unless otherwise extended by the State Legislature.

By Council Member Hussain

Motion Carried

ORDINANCES FOR INTRODUCTION

INTRODUCTION OF ORDINANCE

The Committee of the Whole introduced:

An Ordinance of the City of Lansing, Michigan, to repeal and replace the existing Zoning Ordinance and map, being Part 12, Title 6 of the Lansing Codified Ordinances in its entirety, except for Chapter 1300 – Marihuana Operations, with a form based code and zoning map.

The Ordinance was read a first time by its title and referred to the Committee of the Whole

RESOLUTION #2021-204

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

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, November 8, 2021, at 7 p.m. in the Tony Benavides Lansing City Council Chambers, 124 W. Michigan Avenue, Lansing Michigan, for the purpose of:

Approving or opposing the adoption of a form-based code and zoning map that would repeal and replace the current zoning ordinance/map, being Part 12, Title 6 of the City of Lansing Codified Ordinances in its entirety, except for Chapter 1300 – Marihuana Operations.

By Council Member Hussain

Motion Carried

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

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

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

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

Motion Carried

- Reports from City Officers, Boards and Commissions:

Letter(s) from the City Clerk re:

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

City Council Meeting Schedule for 2022
REFERRED TO THE COMMITTEE OF THE WHOLE

City of Lansing Ward Apportionment Plan
REFERRED TO THE COMMITTEE OF THE WHOLE

Letter(s) from the Mayor re:

Grant Acceptance; Domestic Violence Services (DVS) Capital Area Response Effort (CARE) Programs Grant
REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND TO THE INTERNAL AUDITOR

Grant Acceptance; Office of Highway Safety Planning (OHSP) Bicycle/Pedestrian Safety Grant
REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND TO THE INTERNAL AUDITOR

Grant Acceptance; Federal American Rescue Plan Act Funds (ARPA) for public health, economic impacts and government services due to COVID-19
REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND TO THE INTERNAL AUDITOR

Grant Acceptance; Cities for Financial Empowerment Fund (CFE Fund) planning grant for Local Consumer Protection Initiative
REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND TO THE INTERNAL AUDITOR

Grant Acceptance; Michigan State Housing and Development Authority Neighborhood Stabilization Program Income Grant
REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND TO THE INTERNAL AUDITOR

Traffic Control Order Nos. 21-19 and 21-20; regulate parking along Haverhill Drive and Winterset Drive
REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

Traffic Control Order No. 21-15; regulate parking along Taffy Parkway between Hughes Road and Haag Road
REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

Traffic Control Order 21-16; regulate traffic at the intersection of Lansing Avenue and Queen Street
REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

Traffic Control Order No. 21-18; add a stop sign at the intersection of Magnolia Avenue and Marcus Street
REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

Traffic Control Order No. 21-17; add a stop sign at the intersection of Cross Street and Lansing Avenue
REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

Appropriation Acceptance; State of Michigan funds for staffing Lansing Police Department Cold Case Unit and for the purchase and installation of security cameras and other public safety improvements
REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND TO THE INTERNAL AUDITOR

Appointment; John Shaski as a member of the Saginaw Street Corridor Improvement Authority for a term to expire June 30, 2025
REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

Appointment; Elizabeth O'Leary as Chief Labor Negotiator
REFERRED TO THE COMMITTEE OF THE WHOLE

- Communications and Petitions, and Other City Related Matters:

Affidavit of Disclosure; Katrina Urista, Human Relations and Community Services Department
REFERRED TO THE BOARD OF ETHICS

Fiscal Year 2021 Board of Water and Light Audited Financial Statements
REFERRED TO THE COMMITTEE OF THE WHOLE

MOTION OF EXCUSED ABSENCE

By Council Member Spitzley to excuse Council Member Wood from tonight's proceedings.

Motion Carried

REMARKS BY COUNCIL MEMBERS

Council Member Spitzley made a clarification about the property on 744 North Martin Luther King. She also thanked Senator Hertel and Mayor Schor for the \$75,000 toward cold cases.

Council Member Dunbar had a question about paperless copies of the packet.

Council Member Spadafore recognized that it was also National Coming Out Day.

REMARKS BY THE MAYOR OR EXECUTIVE ASSISTANT

Mayor Schor spoke about wanted to thank everyone involved in the new Arts and Culture Board.

PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

Cole Bouck spoke about Council President Spadafore's response to his inquiry.

Belinda Fitzpatrick spoke about code compliance.

Eric Crosley spoke about the deadline on trash cart payments.

Nicklas Zande spoke about the proposed ward boundaries plan.

Larry Hutchinson spoke about voting.

ADJOURNED TIME 8:21 P.M.



CHRIS SWOPE, CITY CLERK