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

REVISED AGENDA FOR NOVEMBER 5, 2018

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, November 5, 2018 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

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

II. 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 **blue** form.*)

A. SCHEDULED PUBLIC HEARINGS

1. In consideration of an Ordinance to Amend Chapter 297 to clarify the investigation, hearing and appeal process to allow the Department of Human Relations & Community Services to investigate, City Council to designate a Hearing Officer, and City Council President to hear appeals

2. In consideration of an Ordinance to Amend Chapter 404, Section 404.01 to provide for the impoundment of vehicles or other transportation devices that are improperly parked or abandoned

3. In consideration of an Ordinance to Amend Chapter 812, Section 812.04 to include within the prohibited transportation devices on sidewalks in the Principal Shopping District for electric scooters and other similar devices

XIII. COUNCIL CONSIDERATION OF LEGISLATIVE MATTERS

A. REFERRAL OF PUBLIC HEARINGS

B. CONSENT AGENDA

1. BY COUNCIL MEMBERS DUNBAR, GARZA, HUSSAIN, JACKSON, SPADAFORE, SPITZLEY, WASHINGTON, WOOD

   a. Tribute; in recognition of the Potter Walsh Neighborhood Association's 25th Anniversary

2. BY THE COMMITTEE ON DEVELOPMENT AND PLANNING

   a. Brownfield Plan # 74; 930 W. Holmes LLC; Midwest Self Storage Development at 930 W Holmes Rd.

   b. Setting a Public Hearing in consideration of Brownfield Plan #75; 600 E. Michigan-Lansing LLC; Capital City Market at 600-636 E. Michigan Avenue, 117 S. Larch Street, 146-147 S. Larch Street, and 601-637 Barnard Street

   c. Setting a Public Hearing in consideration of Brownfield Plan #54 Amendment 1; Y-Site LLC; Metro Place Project at 301 W. Lenawee Street

3. BY THE COMMITTEE ON GENERAL SERVICES

   a. Claim Disposition, Claim #1608, Trisha Passini for $7,050.00 in trash fees at 207 Astor Avenue

   b. Claim Disposition, Claim #1607, Terry Gorham for $3,174.00 in trash fees at 2907 Creston Avenue

c. Claim Disposition, Claim #1584, JC Gemini III-C, LCC for $2,529 in trash fees at 1824 Davis Avenue

4. BY THE COMMITTEE ON WAYS AND MEANS

a. Settlement; Workers Compensation Claim #2062876-00684

5. BY THE COMMITTEE OF THE WHOLE

a. PA 202 Corrective Action Plans; ERS Pension System, ERS OPEB Plan., and Police & Fire OPEB Plan

C. RESOLUTIONS FOR ACTION

D. REPORTS FROM COUNCIL COMMITTEES

E. ORDINANCES FOR INTRODUCTION and Setting of Public Hearings

F. ORDINANCES FOR PASSAGE

1. BY THE AD HOC COMMITTEE ON DIVERSITY AND INCLUSION

a. An Ordinance to Amend the Purchasing, Contracts, and Sales Ordinance, Chapter 206 by adding sexual orientation and gender identity to Nondiscrimination Provision

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

b. Request for Recognition of Non-Profit Status; Capital Area Golf for Youth, formerly known as The First Tee of Mid-Michigan

c. General Fund Status Report for FY 2019, First Quarter

d. Purchase Agreement between the City of Lansing and Capital Area Soccer League

2. Letter(s) from the Mayor re:

a. Sole Source Purchase; Lansing Police Department request for Elite Defense as the vendor for the purchase of helmets and face shields

b. Act-6-2018; Vacate LaBelle Street west of Edgewood Blvd.

c. FY2019 Bulletproof Vest Partnership Grant

d. Appointment; Ronald Embry as a 2nd Ward Member of the Human Relations and Community Services Advisory Board for a term to expire June 30, 2022

e. Reappointments; Joseph Ruth and Jonathan Lum to the Michigan Avenue Corridor Improvement Authority and Julie Rowe to the Human Relations and Community Services Advisory Board

B. COMMUNICATIONS AND PETITIONS, AND OTHER CITY RELATED MATTERS

1. Claim Appeal; Claim #1594, Bobbie Maxwell for $330.00 in grass violations at 2319 Greenbelt

2. Communication from the Capital Area Transportation Authority, Proposed Amendment to the Articles of Incorporation of Capital Area Transportation Authority

3. Affidavit of Disclosure; Shawnyne Wohlfert, Lansing Police Department

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

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

NOTICE IS HEREBY GIVEN that a Public Hearing will be held on Monday, November 5, 2018 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 amending the City of Lansing, Michigan Codified Ordinances by amending Chapter 297, Sections 297.09, 297.10, 297.11 and 297.12 to clarify the investigation, hearing and appeal process to allow the Department of Human Relations & Community Services to investigate, City Council to designate a Hearing Officer, and City Council President to hear appeals.

For more information, please call 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
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DRAFT

DRAFT #1
OCTOBER 16, 2018

ORDINANCE NO. ___________

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND THE LANSING CODIFIED ORDINANCES BY AMENDING CHAPTER 297, SECTIONS 297.09, 297.10, 297.11, AND 297.12 TO CLARIFY THE INVESTIGATION, HEARING AND APPEAL PROCESS TO ALLOW THE DEPARTMENT OF HUMAN RELATIONS & COMMUNITY SERVICES TO INVESTIGATE, CITY COUNCIL TO DESIGNATE A HEARING OFFICER, AND CITY COUNCIL PRESIDENT TO HEAR APPEALS.

THE CITY OF LANSING ORDAINS:

Section 1. That Chapter 297, Sections 297.09, 297.10, 297.11, and 297.12, of the Codified Ordinances of the City of Lansing, Michigan, be and are hereby amended to read as follows:

297.09. - Other exceptions as required by law.

This chapter shall not be construed to limit rights granted by State or Federal Constitution, law, rule or regulation, including but not limited to, the following:

(a) It is permissible to discriminate in employment, public accommodation, public services, housing, and health care based on a person's age, income level, or mental or physical limitations when such discrimination is required or allowed by Federal~~,~~ OR State CONSTITUTION or local ~~constitution,~~ law, INCLUDING BUT NOT LIMITED TO THE CITY CHARTER ~~rule or regulation~~.

(b) It is permissible for a governmental institution to restrict access to any of its facilities or to restrict employment opportunities based on duly adopted institutional policies that conform to Federal~~,~~ OR State CONSTITUTION or local ~~constitution,~~ law, INCLUDING BUT NOT LIMITED TO THE CITY CHARTER ~~rule or regulation~~.

(c) This chapter shall not be read to prohibit or interfere with the exercise of a person's first amendment rights.

(d) It is permissible for a religious organization or institution to restrict employment opportunities, housing facilities, or accommodations that are operated as a direct part of religious activities to persons who are members of or who conform to the moral tenets of that religious institution or organization.

(e) It is permissible to limit occupancy in a housing development or to provide public accommodations or employment privileges or assistance to persons of low income, over 55 years of age, or who have a physical or mental limitation.

(f) It is permissible to discriminate based on a person's age when State, Federal, or local law requires it.

(g) It is permissible to refuse to enter into a contract with an unemancipated minor.

(h) Nothing in this chapter shall affect, replace, or diminish the duties, obligations, rights, or remedies as otherwise provided by any union contract, collective bargaining agreement, or Federal~~,~~ OR State CONSTITUTION or local ~~constitution,~~ law, INCLUDING BUT NOT LIMITED TO THE CITY CHARTER ~~rule or regulation~~, which shall control over this chapter.

(i) This chapter shall not be read to require an employer, whether public or private, to provide benefits to unmarried domestic partners in contravention of Article I, Section 25 of the Michigan Constitution.

297.10. - Complaints.

(a) Any person claiming to be discriminated against or harassed in violation of this ordinance may file with the Human Relations and Community Services Department ("~~the~~ ~~d~~Department") a complaint, in writing, setting forth with reasonable specificity the person or persons alleged to have violated this chapter, the specific nature of the violation and the date(s) of the alleged violation. A person filing a complaint must do so within 180 days of the incident forming the basis of the complaint.

(b) To the extent permitted by law, all written complaints of discrimination in employment, public accommodation, public services, and housing received by the ~~d~~Department shall be kept confidential.

(c) Upon receipt of the complaint the ~~d~~Department shall:

(1) Be responsible for INVESTIGATING AND determining whether there is sufficient evidence of a violation of this chapter. If the ~~d~~Department determines that sufficient evidence of a violation exists~~, THE~~ DEPARTMENT SHALL:~~it will refer the matter to the office of the city attorney.~~

~~(d) Upon receipt of a referral from the department, the Office of the City Attorney shall:~~

i. Contact the Claimant to discuss its concerns and schedule an informal conference (estimated time within 45 days);

ii. Ensure there are no undue burdens placed on a Claimant, which might discourage filing of a discrimination complaint;

iii. Commence and complete the complaint investigation~~, mediation/conciliation, and recommendation process~~ in a timely manner.

(e) The Office of the City Attorney shall be responsible for promulgating and publishing rules and guidelines for processing, investigating, mediating/conciliating, and recommending resolution of ~~the~~ complaintS.

297.11. - Investigation and hearing.

(a) During an investigation~~, the~~ DEPARTMENT~~Office of the City Attorney~~ may request the appearance of witnesses and the production of books, papers, records or other documents that may be relevant to a violation or alleged violation of this chapter.

(b) If the DEPARTMENT~~Office of the City Attorney~~ determines that the complaint and preliminary evidence gathered indicates a ~~prima facie~~ violation of an ordinance in this chapter, the ~~Office of the~~ City COUNCIL~~Attorney~~ shall DESIGNATE~~assign~~ a HEARING OFFICER~~person within the department~~ to conduct a hearing ~~(hereinafter referred to as the "Hearing Officer")~~ within 90 days after completion of THE~~its preliminary~~ investigation. The person who is alleged to have committed a violation (the "Respondent") and the Claimant shall be sent by regular mail at least 14 days in advance, notice of the COMPLAINT, scheduled date and time of the hearing and a request for each to appear. At the hearing, testimony MAY~~will~~ be taken. All testimony shall be on the record, under oath and either recorded or transcribed. Both Claimant and Respondent shall be allowed to testify, present evidence, bring witnesses to testify, and ~~to~~ cross examine all witnesses at the hearing. FORMAL~~Technical~~ rules of evidence shall not apply.

~~(c) A failure of either the Claimant or the Respondent to cooperate with the Office of the City Attorney may result in an adverse determination for that person at the hearing.~~

(Ord. No. 1120, § 1, 12-18-06; Ord. No. 1203, § 1, 9-26-16)

297.12. - Findings and recommendations.

The Hearing Officer shall make findings of fact based on the testimony and evidence introduced at the hearing and shall recommend such relief as the Hearing Officer deems appropriate. The Claimant and Respondent shall have the right to appeal the Hearing Officer's findings and recommendations in writing within 30 days to the PRESIDENT OF CITY COUNCIL~~Hearing Officer~~. On appeal, the hearing record and Hearing Officer's findings and recommendations shall be reviewed by the PRESIDENT OF City COUNCIL~~Attorney~~ who shall approve, approve with modification, or disapprove of the findings and recommendations. After the City COUNCIL PRESIDENT'S~~Attorney's~~ review, the ~~Hearing Officer's~~FINAL findings and recommendations shall be served by regular mail on the Claimant and Respondent. The parties shall have 30 days to comply with such findings and recommendations, unless otherwise provided by the Hearing Officer OR, IN THE EVENT OF AN APPEAL, CITY COUNCIL PRESIDENT.

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, 2027.

Approved as to form:

____
City Attorney

Dated: ______________________________

Approved by Ordinance Review Committee

CITY OF LANSING
NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a Public Hearing will be held on Monday, November 5, 2018 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 amending the City of Lansing, Michigan Codified Ordinances to amend to Chapter 404, Section 404.01 of the Lansing Codified Ordinances to provide for the impoundment of vehicles or other transportation devices, including but not limited to bicycles, electric bicycles, scooters, electric scooters, skateboards, and electric skateboards that are improperly parked or abandoned.

For more information, please call 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

ORDINANCE NO. ______

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND CHAPTER 404, SECTION 404.01 OF THE LANSING CODIFIED ORDINANCES TO PROVIDE FOR THE IMPOUNDMENT OF VEHICLES OR OTHER TRANSPORTATION DEVICES, INCLUDING BUT NOT LIMITED TO BICYCLES, ELECTRIC BICYCLES, SCOOTERS, ELECTRIC SCOOTERS, SKATEBOARDS, AND ELECTRIC SKATEBOARDS, THAT ARE IMPROPERLY PARKED OR ABANDONED.

THE CITY OF LANSING ORDAINS:

Section 1. That Section 404.01 of the Lansing Code of Ordinances of the City of Lansing is hereby amended as follows:

404.01– ADOPTION OF THE UTC

For the purpose of supplementing the regulations contained in the MVC, the Uniform Traffic Code for Cities, Townships, and Villages, promulgated by the Michigan State Police in 2003 ("UTC"), 2009 AC, R 28.1001 et seq., copies of which are available in the City Clerk's Office, is adopted by reference, as though set forth herein in full, with the following additions and alterations:

(a) Where the UTC uses "this Governmental Unit" or "the Governmental Unit," it shall mean "the City."

(b) Where the UTC uses "the ordinance making body," it shall mean "council."

(c) Subsection (1) of Rule 125 shall read: The Office of Traffic Engineer is hereby established. The Traffic Engineer shall exercise the powers and duties of the office in a manner that is consistent with prevailing traffic engineering and safety practices and in the best interests of the City. If a traffic engineer is not appointed, then the authority of the traffic engineer shall be vested in the Director of Public Service or his or her designee.

(d) The following language is added to the end of Rule 140: The fee for such a permit shall be established by council resolution.

(e) The following language is added to the end of Rule 141: The operating hours for all metered parking in the Lansing Municipal Parking System are 8:00 a.m. through 6:00 p.m., Monday through Friday.

(f) The following language is added after Rule 151:

(1) The Traffic Engineer or his or her designee may establish truck routes within the City and designate which of the truck routes are subject to springtime restrictions. The Traffic Engineer shall maintain and make available, for a fee established by council resolution, maps displaying the truck routes and indicating which of the truck routes are subject to springtime restrictions.

(2) No person shall operate a truck on a street not designated as part of a truck route, except for either of the following purposes:

(A) Travelling directly from a truck route to a destination where freight is being picked up or delivered, or

(B) Travelling directly to a truck route from a point of origin.

(g) The following language is added to the end of Rule 153:

All permanent traffic control orders in effect on the effective date of this ordinance and not inconsistent with the provisions of this ordinance shall remain in effect until rescinded or modified by traffic control order.

(h) The following language is added to the end of Rules 155 and 156: The fees for these permits shall be set by council resolution.

(i) The following language is added after Rule 618:

1. The Police Department may impound any ~~bicycle~~VEHICLE OR TRANSPORTATION DEVICE, INCLUDING BUT NOT LIMITED TO BICYCLES, ELECTRIC BICYCLES, SCOOTERS, ELECTRIC SCOOTERS, SKATEBOARDS, AND ELECTRIC SKATEBOARDS from a public way or public property when it is (A) improperly parked ~~and creating a hazard~~CONTRARY TO SECTION 674 OF THE MICHIGAN VEHICLE CODE, MCL 257.674, UNLESS OTHERWISE LAWFULLY PERMITTED, or (B) abandoned.
2. Upon impounding a ~~bicycle~~VEHICLE OR TRANSPORTATION DEVICE, the Police Department shall give notice to the owner in any manner reasonably calculated to inform the owner that the ~~bicycle~~VEHICLE OR TRANSPORTATION DEVICE was impounded and how to retrieve the ~~bicycle~~VEHICLE OR TRANSPORTATION DEVICE. Unless a manner more likely to notify the owner is available, notice may be given in the form of a newspaper announcement or posting on the Police Department's website describing the provisions of this subsection.
3. Upon payment of any storage fees incurred by the City, the ~~bicycle~~VEHICLE OR TRANSPORTATION DEVICE shall be returned to its owner.

4. Any ~~bicycle~~VEHICLE OR TRANSPORTATION DEVICE not claimed within six months of its impoundment may be donated, upon approval by council, to a State licensed charitable organization.

5. State licensed charitable organizations may apply to participate in the City's ~~bicycle~~VEHICLE OR TRANSPORTATION DEVICE donation program by submitting the following to the City Clerk: (A) Proof of State licensure as a charitable organization; (B) A mission statement or other description of the organization's purpose; (C) A description of the intended use of the ~~bicycles~~VEHICLES OR TRANSPORTATION DEVICES, including any method and eligibility criteria for distribution; (D) An agreement to indemnify and hold harmless the City for any damages resulting from donation of the ~~bicycles~~VEHICLES OR TRANSPORTATION DEVICES; and (E) An agreement to provide, upon request, a list of the names and addresses of any recipients of the ~~bicycles~~VEHICLES OR TRANSPORTATION DEVICES. The City Clerk shall submit any such applications to council for referral to the appropriate committee.

6. The City will attempt to donate ~~bicycles~~VEHICLES OR TRANSPORTATION DEVICES on a rotating basis to all approved organizations in roughly equal numbers. Donated ~~bicycles~~VEHICLES OR TRANSPORTATION DEVICES must be picked up from the quartermaster unit by the recipient organization. Any donated ~~bicycles~~VEHICLES OR TRANSPORTATION DEVICES that are not picked up by the recipient organization may be donated to another approved organization in the discretion of the quartermaster unit.

(j) The following language is added after Rule 822:

No person shall park any vehicle on either side of any street between 2:00 a.m. and 5:00 a.m. of any day.

(k) The following language is added after Rule 822:

(1) No detached trailer shall be parked in any street or alley.

(2) No truck with three or more axles on the power unit shall be parked in any street for more than one hour.

(3) No vehicle shall project more than 20 feet from the curb when parked.

Section 2. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules inconsistent with the provisions hereof are hereby repealed in their entirety and shall be null and void and of no effect.

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 on December 31, 2027.

APPROVED BY ORDINANCE REVIEW COMMITTEE

OF THE OFFICE OF THE CITY ATTORNEY

CITY OF LANSING
NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a Public Hearing will be held on Monday, November 5, 2018 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 amending the City of Lansing, Michigan Codified Ordinances to amend to Chapter 812, Section 812.04 of the Lansing Codified Ordinances to include within the prohibited transportation devices on sidewalks in the principal shopping district electric bicycles, electric skateboards, scooters, electric scooters, and electrical personal assistive mobility devices and to require signs to this effect be erected in compliance with Section 660 of the Michigan Motor Vehicle Code MCL 257.660.

For more information, please call 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

ORDINANCE NO. ______

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND CHAPTER 812, SECTION 812.04 OF THE LANSING CODIFIED ORDINANCES TO INCLUDE WITHIN THE PROHIBITED TRANSPORTATION DEVICES ON SIDEWALKS IN THE PRINCIPAL SHOPPING DISTRICT ELECTRIC BICYCLES, ELECTRIC SKATEBOARDS, SCOOTERS, ELECTRIC SCOOTERS, AND ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICES; AND TO REQUIRE SIGNS TO THIS EFFECT BE ERECTED.

THE CITY OF LANSING ORDAINS:

Section 1. That Section 812.04 of the Lansing Code of Ordinances of the City of Lansing is hereby amended as follows:

812.04. – Prohibited Activities.

(a) No person shall do any of the following in the Principal Shopping District without first obtaining a permit to do so, in addition to any permit issued by the City Clerk for the same activity throughout the City:

(1) Engage in the business of a peddler, solicitor, canvasser, transient merchant, itinerant merchant, or itinerant vendor, as those terms are defined in Article I of Chapter 844 of the Lansing Codified Ordinances;

(2) Engage in the business of selling ice cream, ice cream products or confections, as that term is defined in Article II of Chapter 844;

(3) Engage in the activities of a street performer;

(4) Engage in the activities of a charitable solicitor;

(5) Maintain a temporary encroachment.

(b) No person shall use a bicycle, ELECTRIC BICYCLE, skateboard, ELECTRIC SKATEBOARD, SCOOTER, ELECTRIC SCOOTER, ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICE, or in-line skates on the sidewalk in Zone A without first obtaining a permit to do so. SIGNS TO THIS EFFECT SHALL BE ERECTED IN COMPLIANCE WITH SECTION 660 OF THE MICHIGAN MOTOR VEHICLE CODE, MCL 257.660.

Section 2. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules inconsistent with the provisions hereof are hereby repealed in their entirety and shall be null and void and of no effect.

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 on December 31, 2027.

APPROVED BY THE ORDINANCE REVIEW COMMITTEE
OF THE OFFICE OF THE CITY ATTORNEY

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Potter-Walsh Neighborhood Association was formed October 26, 1993 with the late Juanita Mitchell-Chapman as the first president. She had a strong and genuine concern for the community and positive changes began to happen in the neighborhood; and

WHEREAS, some of the accomplishments include semi-annual neighborhood clean-up, participation in Neighborhoods in Bloom, picnics, and annual night out; and

WHEREAS, a partnership was formed with Eastside Community Action Center where their monthly meetings are held. They also developed a cookbook and distributed it to community members, currently they are working on a community newsletter that will include tips to help the residents; and

WHEREAS, in 2017 the Potter-Walsh Association established an eastside softball game that brought people together who had never met, and allowed the opportunity to utilize the beautiful Walsh Park; and

WHEREAS, over the twenty-five years there have been many improvements in the neighborhood including a decrease in crime, drugs, criminal activity, and domestic violence just to name a few.

THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, encourages residents of the City of Lansing to join in the Potter-Walsh Neighborhood Association 25th Anniversary Celebration! We express a special “thank you” to all of the neighbors that have and continue to help improve the area for the citizens of Lansing.

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BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING
RESOLUTION APPROVING BROWNFIELD PLAN #74
930 W. HOLMES RD. REDEVELOPMENT PROJECT

WHEREAS, the Brownfield Redevelopment Authority (the 'Authority') of the City of Lansing, pursuant to and in accordance with the provisions of the Brownfield Redevelopment Financing Act, Public Act, Public Act 381 of 1996, as amended, (the 'Act') has prepared a Brownfield Plan, submitted to Council and placed on file in the office of City Clerk, LBRA Brownfield Plan #74 – 930 W. Holmes Rd. Redevelopment Project (the 'Plan'); and

WHEREAS, a public hearing was held by the Lansing City Council on October 22, 2018 and at least 10 days before the public hearing the taxing jurisdictions were provided notice to be fully informed about the fiscal and economic implications of the proposed Plan and given a reasonable opportunity to express their views and recommendations regarding the Plan in accordance with Section 13 (10) and 14(1) of the Act; and

WHEREAS, the Lansing City Council, before and during its public hearing on October 22, 2018 reviewed testimony and evidence regarding the Plan, and found that:

1. the Plan provides for the reimbursement of costs attributable to eligible activities to the developer and the Authority,

2. the Project includes, in addition to the eligible activities identified in the Plan, the redevelopment of the property,

3. the Project may result in new private investment of approximately $4,185,550,

4. the Plan provides for the capture of property tax increment revenues due to the private investment on the site, and devotes them to repaying the Authority for its costs associated with eligible activities it performs, and to repaying the developer for their costs associated with eligible actives they perform, in accordance with the Plan,

WHEREAS, the Authority Board of Directors, at its meeting on September 7, 2018, unanimously recommended approval of the Plan, for this Project;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, after having duly considered the Plan, finds it is in compliance with the provisions of the Act and further finds:

- The Plan constitutes a public purpose under the Act;

- The Plan meets all of the requirements for a Brownfield Plan set forth in Section 13 of the Act;

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- The proposed method of financing the costs of the eligible activities, as described in the Plan, is feasible and the Authority has the ability to arrange the financing;

- The costs of the eligible activities proposed in the Plan are reasonable and necessary to carry out the purposes of the Act; and

- The amount of the captured taxable value estimated to result from the adoption of the Plan is reasonable.

IT IS FINALLY RESOLVED that the Lansing City Council hereby approves the LBRA 'Brownfield Plan #74 – 930 W. Holmes Rd. Redevelopment Project'.

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BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING
RESOLUTION TO SET A PUBLIC HEARING FOR
BROWNFIELD PLAN #75
CAPITAL CITY MARKET REDEVELOPMENT PROJECT

WHEREAS, the Lansing Brownfield Redevelopment Authority has prepared and forwarded an approved Brownfield Plan pursuant to and in accordance with the provisions of the Brownfield Redevelopment Financing Act, Public Act 381 of 1996, as amended, for property commonly referred to as 600 East Michigan Avenue located in the City of Lansing; and

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

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

NOW, THEREFORE, BE IT RESOLVED that a public hearing be held in the City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing, Michigan, on November 19, 2018 at 7:00 p.m. on Brownfield Plan #75 – Capital City Market Redevelopment Project under the Brownfield Redevelopment Financing Act, for property more particularly described as:

A parcel of land in Block 242, Original Plot, City of Lansing, Ingham County, Michigan, as recorded in Liber 2 of Plots, Page 36, Ingham County Records, Connard's Subdivision on Lot 1, Block 242, Original Plot, City of Lansing, Ingham County, Michigan, as recorded in Liber 1 of Plots, Page 31, Ingham County Records, and in Barnard's Subdivision on Lots 2, 3 and 4, Block 242, Original Plot, City of Lansing, Ingham County, Michigan as recorded in Liber 1 of Plots, Page 32, Ingham County Records, the surveyed boundary of said parcel described as: Beginning at the Northwest corner of said Connard's Subdivision; thence S89*25'55"E along the North line of said Connard's Subdivision 425.18 feet (recorded as 425.04 feet) to the Northeast corner of said Connard's Subdivision; thence S00*06'32"W along the East line of said Connard's Subdivision, the East line of said Block 242, and the East line of said Barnard's Subdivision 521.16 feet to the Southeast corner of Block 1, said Barnard's Subdivision; thence N89*29'27"W along the South line of said Block 1 a distance of 429.20 feet (recorded as 429.00 feet) to the Southwest corner of said Block 1; thence N00*33'03"E along the West line of said Barnard's Subdivision 121.50 feet to the Northwest corner of Block 1 of said Barnard Suvdivision; S89*28'32"E along the north line of said Block 1 of Barnards Subdivision 135.00 feet to the East line of the West 135 feet of Lot 2, said Block 242; thence N00*33'02"E along said East line 78.23 feet to the South line of the North 8 feet of said Lot 2, Block 242; thence S89*18'57E along said south line 30.00 feet to the Southerly Extension of the East line of Lot 23, said

DRAFT

Connard's Subdivision; thence N00*33'03"E along said Southerly extension of the East line of said Lot 23 and the East line of Lots 23, 22, 21, and 20, said Connard's Subdivision 179.36 feet to the South line of the North 16.50 feet of said Lot 20; thence N89*26'46"W along said South line 165.00 feet to the West line of said Connard's Subdivision; thence N00*33'03"E along said West line 142.49 feet to the point of beginning; said parcel containing 4.19 acres more or less; said parcel subject to all easements and restrictions if any,

and that the City Clerk cause notice of such hearing to be published twice in a publication of general circulation, no less than 10 days or more than 40 days prior to the date of the public hearing, and that the City Clerk also cause the legislative body of each taxing unit levying ad valorem taxes on this property, to be notified of Brownfield Plan #75 – Capital City Market Redevelopment Project and the scheduled public hearing.

DRAFT

XIII B. 2. c.

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING
RESOLUTION TO SET A PUBLIC HEARING FOR
AMENDED BROWNFIELD PLAN #54
METRO PLACE PARK BROWNFIELD REDEVELOPMENT PROJECT

WHEREAS, the Lansing Brownfield Redevelopment Authority has prepared and forwarded an approved Brownfield Plan pursuant to and in accordance with the provisions of the Brownfield Redevelopment Financing Act, Public Act 381 of 1996, as amended, for property commonly referred to as 301 West Lenawee located in the City of Lansing; and

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

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

NOW, THEREFORE, BE IT RESOLVED that a public hearing be held in the City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing, Michigan, on November 19, 2018 at 7:00 p.m. on Amended Brownfield Plan #54 – Metro Place Park Brownfield Redevelopment Project under the Brownfield Redevelopment Financing Act, for property more particularly described as:

Parcel Number: 33-01-01-16-379-083; LOTS 1 THRU 4 & 9 THRU 12; BLOCK 147 ORIG PLAT, and, Parcel Number: 33-01-01-16-379-061; E 7 R LOT 5 & W 3 R OF N 3 R LOT 5 BLOCK 147 ORIG PLAT.

And that the City Clerk cause notice of such hearing to be published twice in a publication of general circulation, no less than 10 days or more than 40 days prior to the date of the public hearing, and that the City Clerk also cause the legislative body of each taxing unit levying ad valorem taxes on this property, to be notified of Brownfield Plan #54 – Metro Place Park Brownfield Redevelopment Project and the scheduled public hearing.

DRAFT

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

WHEREAS, Trisha Passini, sought to eliminate a special assessment of $7,050.00 for trash and debris removal fees, and all associated penalties and interest, on the property tax bill for 207 Astor Avenue (Tax ID #33-01-01-28-336-221); and

WHEREAS, upon filing a claim to the Committee on General Services, the claim in the amount of $7,050.00 was denied on October 23, 2018.

THEREFORE, BE IT RESOLVED, that the City Council, hereby, denies the claim of in the amount of $7,50.00 for trash and debris removal fees, and all associated penalties and interest on the property tax bill for 207 Astor Avenue (Tax ID #33-01-01-28-336-221).

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

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

WHEREAS, Terry Gorham, sought to eliminate a special assessment of $3,174.00 for trash and debris removal fees, and all associated penalties and interest, on the property tax bill for 2907 Creston Avenue (Tax ID #33-01-01-04-177-241); and

WHEREAS, upon filing a claim to the Committee on General Services, the claim in the amount of $3,174.00 was denied on October 23, 2018.

THEREFORE, BE IT RESOLVED, that the City Council, hereby, denies the claim of in the amount of $3,174.00 for trash and debris removal fees, and all associated penalties and interest on the property tax bill for 2907 Creston Avenue (Tax ID #33-01-01-04-177-241).

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

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

WHEREAS, JC Gemini III-C, LLC, sought to eliminate a special assessment of $2,529.00 for trash and debris removal fees, and all associated penalties and interest, on the property tax bill for 1824 Davis Avenue (Tax ID #33-01-01-21-362-221); and

WHEREAS, upon filing a claim to the Committee on General Services, the Committee met on October 23, 2018 and partially granted the claim in the amount of $2,067.00, leaving a remaining balance owing of $462.00.

THEREFORE, BE IT RESOLVED, that the City Council, hereby, partially grants the claim in the amount of $2,067.00 for trash and debris removal fees, and all associated penalties and interest on the property tax bill for 1824 Davis Avenue (Tax ID #33-01-01-21-362-221), leaving a balance owing of $462.00

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

BY THE COMMITTEE ON WAYS AND MEANS

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, it is proposed that a claim be resolved by virtue of entering into a settlement agreement with claimant 2062876-00684, in which, the City of Lansing would agree to pay Plaintiff the sum of Ninety-Two Thousand, Six Hundred and Four Dollars and Twenty Cents ($92,604.20) in exchange for a complete redemption and release of the City from any past, present, and future liability regarding any alleged injuries/illnesses whatsoever;

WHEREAS, the proposed settlement is recommended by the Mayor, the Department of Human Resources Director, the City of Lansing's Fund Administrator, and the City Attorney;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby approves the payment of Ninety-Two Thousand, Six Hundred and Four Dollars and Twenty Cents ($92,604.20) pursuant to said proposed settlement agreement as a full and final settlement of said action.

BE IT FINALLY RESOLVED that the City Attorney is authorized to prepare and execute the requisite documents to complete settlement of the aforementioned lawsuit.

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

WHEREAS, Public Act 202 of 2017 established funding thresholds for defined benefit pension and defined benefit retiree healthcare (also referred to as Other Post Employment Benefit, “OPEB”) plans for municipalities in the State of Michigan at a 60% funding ratio and a not-to-exceed percentage-of-revenue threshold of 10% and a 40% funding ratio and a not-to-exceed percentage-of-revenue threshold of 12% for defined benefit OPEB plans; and

WHEREAS, the City of Lansing’s Employee Retirement System had a funding ratio of 57.6%, with total City pension contributions totaling 14.9% as of June 30, 2017; and

WHEREAS, the City of Lansing’s Employee Retirement System OPEB Plan had a funding ratio of 23.6% and its Police and Fire OPEB plan has a funding ratio of 11.6%, with combined City pension contributions totaling 19.8% as of June 30, 2017; and

WHEREAS, the City of Lansing received a Preliminary Review of Underfunded Status and Notice of Deficiencies from the State Department of Treasury dated March 1, 2018; and

WHEREAS, the City of Lansing applied for a waiver for the City’s Employee’s Retirement System, the Employee’s Retirement System OPEB Plan, and the Police and Fire OPEB Plan, and received notification of denial of all three waiver applications on May 17, 2018; and

WHEREAS, Public Act 202 of 2017 requires the City file a corrective action plan for each of its PA 202-defined underfunded plans no later than November 13, 2018;

NOW, THEREFORE BE IT RESOLVED, that the City Council approves that the three (3) corrective action plans for the City’s Employee’s Retirement System, the Employee’s Retirement System OPEB Plan, and the Police and Fire OPEB Plan and remittance to the State of Michigan.

PASSAGE OF ORDINANCE

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND THE PURCHASING, CONTRACTS, AND SALES ORDINANCE, CHAPTER 206 OF THE LANSING CODIFIED ORDINANCES, BY ADDING SEXUAL ORIENTATION AND GENDER IDENTITY TO NONDISCRIMINATION PROVISION, SECTION 206.20(b).

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

COUNCIL MEMBER	YEAS	NAYS
DUNBAR	☐	☐
GARZA	☐	☐
HUSSAIN	☐	☐
JACKSON	☐	☐
SPADAFORE	☐	☐
SPITZLEY	☐	☐
WASHINGTON	☐	☐
WOOD	☐	☐
	______	______

☐ ADOPTED ☐ FAILED

DRAFT #2
September 25, 2018

ORDINANCE NO: ______

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND THE PURCHASING, CONTRACTS, AND SALES ORDINANCE, CHAPTER 206 OF THE LANSING CODIFIED ORDINANCES, BY ADDING SEXUAL ORIENTATION AND GENDER ~~IDENTIFY~~ IDENTITY TO NONDISCRIMINATION PROVISION, SECTION 206.20(b).

THE CITY OF LANSING ORDAINS:

Section 1. That Chapter 206, Section 20(b), of the Codified Ordinances of the City of Lansing, Michigan, be and is hereby amended to read as follows:

206.20(b) – Nondiscrimination clause in City Contracts

All contracting agencies of the City, or any department thereof, shall include in all contracts hereafter negotiated or renegotiated by them, for and on behalf of the City, a provision obligating the contractor or employer not to discriminate against any qualified employee or qualified applicant for employment with respect to hire, terms, conditions or privileges of employment, or a matter directly or indirectly related to employment because of age, race, color, religion, national origin, sex, GENDER ~~IDENTIY~~ IDENTITY, SEXUAL ORIENTATION, height, weight, ~~handicap~~ DISABILITY, marital status or political ~~orientation~~ AFFILIATION, and shall require such contractor or employer to include a similar provision in all subcontracts.

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.

XV A.1.a

Chris Swope
Lansing City Clerk

November 2, 2018

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
Medical MarihuanaCommission	September 28, 2018
Lansing Entertainment and Public Facilities Authority	September 25, 2018

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

Chris Swope, CMC, CMMC
Lansing City Clerk

Lansing City Clerk's Office
Ninth Floor, City Hall, 124 W. Michigan Ave., Lansing, MI 48933-1695
517-483-4131 □ 517-377-0068 FAX
www.lansingmi.gov/clerk □ clerk@lansingmi.gov

XV A. 1. b.

BY THE <<COMMITTEES>>
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Capital Rea Golf for Youth, Inc. has requested a resolution of recognition as a Local Nonprofit Organization operating in the City of Lansing for the purpose of obtaining a charitable gaming license pursuant to MCL 432.103 (9); and

WHEREAS, the City Attorney has reported that, based on a review of the documentation submitted, the applicant qualifies as a Local Nonprofit Organization;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, recognizes the Capital Rea Golf for Youth, Inc. as a Local Nonprofit Organization operating in the City of Lansing for the purpose of obtaining a charitable gaming license.

BE IT FURTHER RESOLVED the City Clerk is requested to provide a copy of this resolution to the Capital Rea Golf for Youth, Inc. of 1526 East Mt. Hope Avenue Lansing, MI 48910.

City of Lansing, Michigan
Application for Request for Non-Profit Status in the City of Lansing

Organization Name (As Incorporated): Capital Area Golf for Youths, Inc.

Address: 1526 E. Mt. Hope Ave.

City: Lansing State: MI Zip: 48910

Contact Person: Rachel Lubahn

Main Contact Number: (517) 977-1722 Secondary Contact Number: (___) ______

Email Address: rlubahn@thefirstteemidmichigan.org

Please include the following with your application:

✓ a. A copy of your 501(c)3 Designation

✓ b. A copy of your Articles of Incorporation

✓ c. A copy of your Bylaws
- ✓ Includes in bylaws a dissolution provision a plan to distribute all the remaining assets to ensure that
  1. All financial and contractual obligations are fulfilled and that
  2. Remaining assets are distributed only to one or more similar nonprofit, tax exempt organizations and/or institutions

✓ d. Non-refundable application fee of $100.00 or fee waiver request*

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

[signature] 10/22/18

Signature **Date**

*Fee waiver request

I hereby certify that the assets of this non-profit organization are less than $2,500 and I request the fee be waived. The fee would cause an extreme hardship because:

I am requesting a waiver of the $100 application fee as our application is only a name change request from our DBA to our actual name (Capital Area Golf for Youths).

[signature] 10/22/18

Signature **Date**

Please submitted completed application and attached documents, 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
City.clerk@lansingmi.gov 517-483-4131

INTERNAL REVENUE SERVICE
P. O. BOX 2508
CINCINNATI, OH 45201

DEPARTMENT OF THE TREASURY

Date: MAR 19 2008

CAPITOL AREA GOLF FOR YOUTHS INC
C/O JAMES P ANDERTON
124 W ALLEGAN ST STE 700
LANSING, MI 48933

Employer Identification Number:
26-1745419
DLN:
17053018328048
Contact Person:
DIANE M GENTRY ID# 31181
Contact Telephone Number:
(877) 829-5500
Accounting Period Ending:
December 31
Public Charity Status:
170(b)(1)(A)(vi)
Form 990 Required:
Yes
Effective Date of Exemption:
December 3, 2007
Contribution Deductibility:
Yes
Advance Ruling Ending Date:
December 31, 2011
Addendum Applies:
No

Dear Applicant:

We are pleased to inform you that upon review of your application for tax exempt status we have determined that you are exempt from Federal income tax under section 501(c)(3) of the Internal Revenue Code. Contributions to you are deductible under section 170 of the Code. You are also qualified to receive tax deductible bequests, devises, transfers or gifts under section 2055, 2106 or 2522 of the Code. Because this letter could help resolve any questions regarding your exempt status, you should keep it in your permanent records.

Organizations exempt under section 501(c)(3) of the Code are further classified as either public charities or private foundations. During your advance ruling period, you will be treated as a public charity. Your advance ruling period begins with the effective date of your exemption and ends with advance ruling ending date shown in the heading of the letter.

Shortly before the end of your advance ruling period, we will send you Form 8734, Support Schedule for Advance Ruling Period. You will have 90 days after the end of your advance ruling period to return the completed form. We will then notify you, in writing, about your public charity status.

Please see enclosed Publication 4221-PC, Compliance Guide for 501(c)(3) Public Charities, for some helpful information about your responsibilities as an exempt organization.

CAPITOL AREA GOLF FOR YOUTHS INC

We have sent a copy of this letter to your representative as indicated in your power of attorney.

Sincerely,

Robert Choi
Director, Exempt Organizations
Rulings and Agreements

Enclosures: Publication 4221-PC
Statute Extension

Part X Public Charity Status *(Continued)*

e 509(a)(4)—an organization organized and operated exclusively for testing for public safety. ☐

f 509(a)(1) and 170(b)(1)(A)(iv)—an organization operated for the benefit of a college or university that is owned or operated by a governmental unit. ☐

g 509(a)(1) and 170(b)(1)(A)(vi)—an organization that receives a substantial part of its financial support in the form of contributions from publicly supported organizations, from a governmental unit, or from the general public. ☑

h 509(a)(2)—an organization that normally receives not more than one-third of its financial support from gross investment income and receives more than one-third of its financial support from contributions, membership fees, and gross receipts from activities related to its exempt functions (subject to certain exceptions). ☐

i A publicly supported organization, but unsure if it is described in 5g or 5h. The organization would like the IRS to decide the correct status. ☐

6 If you checked box g, h, or i in question 5 above, you must request either an advance or a definitive ruling by selecting one of the boxes below. Refer to the instructions to determine which type of ruling you are eligible to receive.

a **Request for Advance Ruling:** By checking this box and signing the consent, pursuant to section 6501(c)(4) of the Code you request an advance ruling and agree to extend the statute of limitations on the assessment of excise tax under section 4940 of the Code. The tax will apply only if you do not establish public support status at the end of the 5-year advance ruling period. The assessment period will be extended for the 5 advance ruling years to 8 years, 4 months, and 15 days beyond the end of the first year. You have the right to refuse or limit the extension to a mutually agreed-upon period of time or issue(s). Publication 1035, *Extending the Tax Assessment Period*, provides a more detailed explanation of your rights and the consequences of the choices you make. You may obtain Publication 1035 free of charge from the IRS web site at www.irs.gov or by calling toll-free 1-800-829-3676. Signing this consent will not deprive you of any appeal rights to which you would otherwise be entitled. If you decide not to extend the statute of limitations, you are not eligible for an advance ruling. ☑

Consent Fixing Period of Limitations Upon Assessment of Tax Under Section 4940 of the Internal Revenue Code

For Organization

James F. Anderson V	James F. Anderson, V	1/15/08
(Signature of Officer, Director, Trustee, or other authorized official)	(Type or print name of signer)	(Date)
	Secretary/Director	
	(Type or print title or authority of signer)	

For IRS Use Only

Robert Choi	MAR 19 2008
IRS Director, Exempt Organizations	(Date)

b **Request for Definitive Ruling:** Check this box if you have completed one tax year of at least 8 full months and you are requesting a definitive ruling. To confirm your public support status, answer line 6b(i) if you checked box g in line 5 above. Answer line 6b(ii) if you checked box h in line 5 above. If you checked box i in line 5 above, answer both lines 6b(i) and (ii). ☐

(i) (a) Enter 2% of line 8, column (e) on Part IX-A. Statement of Revenues and Expenses. ____________

(b) Attach a list showing the name and amount contributed by each person, company, or organization whose gifts totaled more than the 2% amount. If the answer is "None," check this box. ☐

(ii) (a) For each year amounts are included on lines 1, 2, and 9 of Part IX-A. Statement of Revenues and Expenses, attach a list showing the name of and amount received from each disqualified person. If the answer is "None," check this box. ☐

(b) For each year amounts are included on line 9 of Part IX-A. Statement of Revenues and Expenses, attach a list showing the name of and amount received from each payer, other than a disqualified person, whose payments were more than the larger of (1) 1% of line 10, Part IX-A. Statement of Revenues and Expenses, or (2) $5,000. If the answer is "None," check this box. ☐

7 Did you receive any unusual grants during any of the years shown on Part IX-A. Statement of Revenues and Expenses? If "Yes," attach a list including the name of the contributor, the date and amount of the grant, a brief description of the grant, and explain why it is unusual. ☐ Yes ☑ No

BCS/CD-541 (Rev. 12/05)

MICHIGAN DEPARTMENT OF LABOR & ECONOMIC GROWTH
BUREAU OF COMMERCIAL SERVICES

Date Received	(FOR BUREAU USE ONLY)
	This document is effective on the date filed, unless a subsequent effective date within 90 days after received date is stated in the document.

FILED

MAR 1 3 2008

Tran Info: 1 13707327-1 03/11/08
Chk#: 122030 Amt: $10.00
ID: 70246U

Administrator
BUREAU OF COMMERCIAL SERVICES

Name		
James F. Anderton, V, Esq.		
Address		
124 W. Allegan, Suite 700		
City	State	Zip Code
Lansing	MI	48933

EXPIRATION DATE: DECEMBER 31, 2013

Document will be returned to the name and address you enter above.
If left blank document will be mailed to the registered office.

CERTIFICATE OF ASSUMED NAME

For use by Corporations, Limited Partnerships and Limited Liability Companies
(Please read information and instructions on reverse side)

Pursuant to the provisions of Act 284, Public Acts of 1972 (profit corporations), Act 162, Public Acts of 1982 (nonprofit corporations), Act 213, Public Acts of 1982 (limited partnerships), or Act 23, Public Acts of 1993 (limited liability companies), the corporation, limited partnership, or limited liability company in item one executes the following Certificate:

1. The name of the corporation, limited partnership, or limited liability company is:
   Capitol Area Golf for Youths, Inc.

2. The identification number assigned by the Bureau is: 70246U

3. The assumed name under which business is to be transacted is:
   The First Tee of Mid-Michigan

4. This document is hereby signed as required by the Act.

COMPLETE ITEM 5 ON LAST PAGE IF THIS NAME IS ASSUMED BY MORE THAN ONE ENTITY.

Signed this 7 day of March, 2008

By James F Anderton V
(Signature)

James F. Anderton, V
(Type or Print Name)

Secretary
(Type or Print Title or Capacity)

(Limited Partnerships Only - Indicate Name of General Partner if the General Partner is a corporation or other entity)

4

MICHIGAN DEPARTMENT OF LABOR AND ECONOMIC GROWTH – BUREAU OF COMMERCIAL SERVICES

Date Received		(FOR BUREAU USE ONLY) This document is effective on the date filed, unless a subsequent effective date within 90 days after received date is stated in the document.
		FILED
Name: James F. Anderton, V, Esq.		DEC 06 2007
Address: 124 W. Allegan, Suite 700		
City: Lansing State: MI Zip Code: 48933		Administrator BUREAU OF COMMERCIAL SERVICES EFFECTIVE DATE:

Tran Info: 13426974-1 12/03/07
Chk#: 120735 Amt: $20.00
ID: LOOMIS EWERT PARSLEY DAVIS & GOTTIN

Document will be returned to the name and address you enter above. If left blank document will be mailed to the registered office.

70246U

ARTICLES OF INCORPORATION

OF

CAPITOL AREA GOLF FOR YOUTHS, INC.

These Articles of Incorporation are signed by the incorporator for the purpose of forming a nonprofit Corporation pursuant to the provisions of, and Act 162 of Public Acts of 1982 (the "Act"), as amended, as follows:

ARTICLE I

The name of the corporation is Capitol Area Golf for Youths, Inc.

ARTICLE II

A. This Corporation is organized exclusively for charitable, religious, and educational purposes, including, for such purposes, the making of distributions to organizations that qualify as exempt organizations under Section 501(c)(3) of the Internal Revenue Code of 1986 (the "Code") or corresponding section of any future federal tax code.

B. This Corporation is organized with the exclusive purpose of providing youth services to enhance values and provide character education through golf and other lawful activities in Mid-Michigan, and doing any and all things necessary, required and not expressly prohibited by the laws of the State of Michigan and not inconsistent with the requirements of a nonprofit charitable organization under Section 501(c)(3) of the Code or corresponding section of any future federal tax code.

C. Notwithstanding any other provision of these Articles, all the income and earnings of the Corporation shall be used exclusively for corporate purposes, and no part of the net income or net earnings of the Corporation shall inure to the benefit or profit of or be distributed or distributable to any director, officer, member, trustee, individual, firm, corporation, partnership, association or other private person except that the Corporation shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purposes set forth in this Article II.

D. No substantial part of the activities of the Corporation shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and the Corporation shall not participate in, or intervene in (including the publishing or distribution of statements) in a political campaign on behalf of any candidate for public office.

E. Notwithstanding any other provisions of these Articles, the exclusive purpose of the Corporation shall be to carry on only those activities permitted to be carried on (a) by a corporation exempt from federal income tax under Section 501(c)(3) of the Code (or corresponding provision of any future United States Internal Revenue Law), or (b) by a corporation, contributions to which are deductible under Section 170(c)(2) of the Code (or corresponding provision of any future United States Internal Revenue Law).

F. Notwithstanding any other provision of these Articles, the Corporation shall in no manner be controlled by or under the direction of or acting in the substantial interest of any private individual, firm, corporation, partnership or association seeking to derive profit or gain therefrom or seeking to eliminate or minimize losses in any dealing or transactions with the Corporation.

G. No individual member or director of the Corporation or other private person shall have any title to or interest in the corporate property or earnings in his or her individual or private capacity.

ARTICLE III

The Corporation is organized on a non-stock basis. The assets which the Corporation possesses are:

Real property:	None
Personal property:	None

Corporation is to be financed under the following general plan: By gift, grant, bequest, devise or loan, including federally guaranteed or insured loans and grants, advances, grants or loans, and contributions and grants from individuals and organizations, and other sources which may be available.

The Corporation is organized on a directorship basis.

ARTICLE IV

(1) The street address and mailing address of the initial registered office is: 124 W. Allegan Street, Suite 700, Lansing, Michigan 48933

(2) The name of the initial resident agent at the registered office is:
Jeffrey L. Green, Esq.

ARTICLE V

The name and address of the incorporator is as follows:

Jeffrey L. Green — 124 W. Allegan Street, Suite 700, Lansing, MI 48933

ARTICLE VI

A. The Board of Directors of the Corporation shall maintain charge, control and management of the business, property, affairs and funds of the Corporation and shall have the power and authority to do and perform all acts and functions permitted for an organization described in Section 501(c)(3) of the Code (or comparable provisions of subsequent legislation) not inconsistent with these Articles of Incorporation or with the laws of the State of Michigan. In addition to, and not in limitation of, all powers, express or implied, now or hereafter conferred upon boards of directors of nonprofit corporations, and in addition to the powers mentioned in and implied from Article II, the Board of Directors shall have the power to borrow or raise money for corporate purposes, to issue bonds, notes or debentures, to secure such obligations by mortgage or other lien upon any and all of the property of the corporation, whether at the time owned or thereafter acquired.

B. A volunteer director of the Corporation shall not be personally liable to the Corporation for monetary damages for a breach of fiduciary duty as a director except that a director remains liable:

(1) For any breach of the director's duty of loyalty to the Corporation;

(2) For any acts or omissions not in good faith or that involve intentional misconduct or knowing violation of law;

(3) For any violation of Section 551(1) of Act No. 162 of Public Acts of 1982, as amended;

(4) For any transaction from which the director derived an improper personal benefit;

(5) For any act or omission occurring before the effective date of this Article as filed by the Michigan Department of Labor and Economic Growth for which the director was otherwise personally liable; and

(6) For any act or omission that is grossly negligent.

The Corporation shall assume all liability to any person other than the Corporation for all acts or omissions of a volunteer director occurring on or after the date of this Article as filed by the Michigan Department of Labor and Economic Growth incurred in the good-faith performance of the volunteer director's duties; provided, however, that the Corporation shall not be considered to have assumed any liability to the extent such assumption is inconsistent with the status of the Corporation as an organization described in Section 501(c)(3) of the Code, or comparable provisions of subsequent legislation.

If, after the adoption of this Article, the Michigan Nonprofit Corporation Act is hereafter amended to further eliminate or limit the liability of a director, then the liability of any director to the Corporation (in addition to the circumstances in which a director is not personally liable as set forth in the preceding paragraph) shall be limited to the fullest extent permitted by the Michigan Nonprofit Corporation Act, as so amended; except to the extent such limitation, elimination or assumption of liability is inconsistent with the status of the Corporation as an organization described in Section 501(c)(3) of the Code.

Any repeal or modification of this Article shall not adversely affect any right or protection of a director of the Corporation existing at the time of such repeal or modification.

C. The Corporation hereby assumes the liability for all acts or omissions of a non-director volunteer, as that term is defined in the Michigan Nonprofit Corporation Act, provided all of the following are met:

(1) The volunteer was acting or reasonably believed he or she was acting within the scope of his or her authority.

(2) The volunteer was acting in good faith.

(3) The volunteer's conduct did not amount to gross negligence or willful and wanton misconduct.

(4) The volunteer's conduct was not an intentional tort.

(5) The volunteer's conduct was not a tort arising out of the ownership, maintenance, or use of a motor vehicle for which tort liability may be imposed as provided in section 3135 of the insurance code of 1956, Act No. 218 of the Public Acts of 1956, being section 500.3135 of the Michigan Compiled Laws.

(6) The volunteer's act or omission occurred on or after the effective date of this Article as filed by the Michigan Department of Labor and Economic Growth.

ARTICLE VII

Upon dissolution of the Corporation, assets remaining after providing for debts and obligations of the Corporation shall be distributed for one or more exempt purposes within the meaning of Section 501(c)(3) of the Code, or corresponding section of any future federal tax code, to that organization exempt from tax under Section 501(c)(3) of the Code (or comparable provisions of subsequent legislation) as may be designated by the Board of Directors or to the federal government, or to a state or local government, for public purposes. Any such assets not disposed of shall be disposed of by the circuit court of the county in which the principal office of the organization is then located, exclusively for such purposes or to such organization or organizations, as said court shall determine, which are organized and operated exclusively for such purposes.

Article VIII

Any action required or permitted by the Act to be taken at an annual or special meeting of the directors may be taken without a meeting, prior notice, or a vote, if a consent in writing setting forth the action so taken is signed by the directors having not less than the minimum number of votes that would be necessary to authorize or take the action at a meeting at which all directors entitled to vote were present and voted. Prompt notice of the taking of the corporate action without a meeting by less than unanimous vote shall be given to directors who have not consented in writing.

Article IX

When a compromise, an arrangement, or a plan of reorganization is proposed between this corporation and its creditors, a court of equity jurisdiction within this state may order a meeting of the affected creditors. The corporation, a creditor or director of the corporation, or a receiver appointed for the corporation may apply to the court for a meeting. The meeting shall be summoned in such manner as the court directs. If a majority in number representing 3/4 in value of the affected creditors agree to a compromise or arrangement, the compromise, arrangement, or reorganization of this corporation resulting from the compromise or arrangement, if approved by the court, shall be binding on all the creditors and directors of this corporation, and also on this corporation.

I, the incorporator, sign my name this 30 day of November, 2007.

Jeffrey L. Green

Name of person or organization remitting fees:
Loomis, Ewert, Parsley, Davis & Gotting, P.C.

Prepared by:
James F. Anderton, V, Esq. (517) 482-2400

BYLAWS

OF

CAPITOL AREA GOLF FOR YOUTHS, INC.
(a Michigan nonprofit corporation)

ARTICLE I

OFFICES

Section 1. Location. The principal office of the Corporation shall be located in Lansing, Michigan. The Corporation may have such other offices, either within or without the State of Michigan, as the Board of Directors may designate or as the business of the Corporation may require.

Section 2. Business Office. The business office of the Corporation may be, but need not be, the same as the principal office. The address of the registered office may be changed from time to time by the Board of Directors. The home office of the registered agent of the Corporation may be identical to such registered office.

ARTICLE II

DIRECTORS

Section 1. Number. The number of Directors shall not be less than five (5) nor more than twenty-five (25). Directors need not be residents of the State of Michigan. The first Board under these Bylaws shall consist of the following ten (10) Directors: Kris Nicholoff, Gregory Eaton, Charles Clark, Jeffrey Green, Stephen Ruthenberg, Kellie Dean, Lee Kliebert, Sherill Pittman, Michael Atkins, and J.V. Anderton. Thereafter, within the limits above specified, the number of Directors shall be determined by resolution of the Board of Directors at its annual meeting. The Directors shall be elected at the annual meeting of the Board of Directors except as provided in Section 2 of this Article, and shall hold office for the terms for which they are elected and until their death, resignation, removal, or their successors are elected and qualified. Any Board member may be removed from the Board with or without cause by vote of at least two-thirds (2/3) of the Directors serving. However, before any removal, the Director to be removed shall be given not less than 14 days' notice prior to the removal action to present in person or in writing the reasons that person believes he or she should not be removed.

Section 2. Vacancy. Any vacancy occurring in the Board of Directors may be filled by the affirmative vote of a majority of the remaining Directors though less than a quorum of Board of Directors. A directorship to be filled because of an increase in the number of Directors or to fill a vacancy may be filled by the Board for a term of office continuing only until the next election of Directors.

Section 3. Resignation. Any director may resign at any time by providing written notice to the Corporation. The resignation will be effective on receipt of the notice or at a later time designated in the notice. A successor shall be appointed as provided in Section 2 of this Article II.

Section 4. Management of Business Affairs. The business affairs of the Corporation shall be managed by, or under the direction of, its Board except as otherwise provided by statue or in the Articles of Incorporation.

Section 5. Books. The Board of Directors may keep the books of the Corporation at such place or places as they may from time to time determine, within or without the State of Michigan.

Section 6. Compensation. There shall be no remuneration to the Board for carrying out their duties and responsibilities of members of the Board. Reimbursement for incurred expenses may be authorized by the Board.

ARTICLE III

MEETINGS OF THE BOARD OF DIRECTORS

Section 1. Location. Regular or special meetings of the Board of Directors may be held either within or without the State of Michigan at such time and place as may be fixed from time to time by the Board of Directors.

Section 2. First Meeting of Board. The first meeting of the newly elected Board of Directors shall be held at such time and place as shall be fixed by the vote of the Directors, at the annual meeting, or at a special meeting called for the election of a new Board of Directors; and no notice of such meeting shall be necessary to the newly elected Directors in order legally to constitute the meeting, provided a quorum shall be present, or it may convene at such place and time as shall be fixed by the consent in writing of all the Directors.

Section 3. Notice - Regular Meetings. Regular meetings of the Board of Directors may be held upon such notice or without notice and at such time and at such place as shall from time to time be determined by the Board. The annual meeting of the Corporation shall be held on the first Tuesday of March.

Section 4. Notice - Special Meetings. Special meetings of the Board of Directors may be called by the Chairperson of the Board or the President on three (3) days' notice to each Director, either personally or by mail or by telegram; special meetings shall be called by the Secretary in like manner and on like notice on the written request of at least one-third (1/3) of the voting Directors or such other number of Directors as may be determined from time to time.

Section 5. Attendance/Notice. A Director's attendance at or participation in a meeting constitutes a waiver of notice of the meeting, unless the Director at the beginning of the meeting, or upon his or her arrival, objects to the meeting or the transaction of business at the meeting and does not thereafter vote for or assent to any action taken at the meeting. Neither the business to be transacted at nor the purpose of a regular or special meeting need be specified in the notice or waiver of notice of the meeting.

Section 6. Attendance Via Telephone Conference Call. A Director may attend and participate in any meeting of the Directors or any joint election meeting of the Members and Directors by a conference telephone or similar communications equipment by which all persons participating in the meeting may communicate with each other if all participants are advised of the communications equipment and the names of the participants in the conference are divulged to all participants. Such participation in a meeting constitutes presence in person at the meeting.

Section 7. Quorum. At least one-third (1/3) of the voting members of the Board then in office constitutes a quorum for transaction of business unless the Articles of Incorporation provide for a larger or smaller number. The vote of the majority of Board members present at a meeting at which a quorum is present constitutes the action of the Board unless the vote of a larger number is required by statute, the Articles of Incorporation or these By-laws. If a quorum shall not be present at any meeting of the Board, the Directors present thereat may adjourn the meeting from time to time, without notice other than announcement at the meeting, until a quorum shall be present.

Section 8. Written Consent to Action. Unless otherwise provided by the Articles of Incorporation, action required or permitted to be taken pursuant to authorization voted at a meeting of the Board may be taken without a meeting if, before or after the action, all members of the Board then in office consent thereto in writing. The written consents shall be filed with the minutes of the proceedings of the Board. The consent has the same effect as a vote of the Board for all purposes.

ARTICLE IV

NOTICES

Section 1. Service. When a notice or communication is required or permitted by these By-laws or statute to be given by mail, it shall be mailed, except as otherwise provided herein or in said statute, to the person to whom it is directed at the address designated by him/her for that purpose or, if none is designated, at his/her last known address. The notice or communication is given when deposited, with postage thereon prepaid, in a post office or official depository under the exclusive care and custody of the United States postal service. The mailing shall be registered, certified or other first-class mail except where otherwise provided by statute.

Section 2. Waiver. When, under statutory requirements or the Articles of Incorporation or these By-laws or by the terms of an agreement or instrument, the Corporation or the Board or any committee thereof may take action after notice to any person or after lapse of a prescribed period of time, the action may be taken without notice and without lapse of the period of time, if at any time before or after the action is completed the person entitled to notice or to participate in the action to be taken, submits a signed waiver of such requirements.

ARTICLE V

COMMITTEES

Section 1. General Powers. The Board, by resolution adopted by a vote of a majority of its Directors, may designate one or more committees, each committee consisting of one or more Directors. The Board may also designate one or more Directors as alternate committee members who may replace an absent or disqualified member at a committee meeting. If a committee member is absent or disqualified from voting, then members present at a meeting who are not disqualified from voting may, whether or not they constitute a quorum, unanimously appoint an alternate committee member to act at the committee meeting in place of the absent or disqualified member. All committees designated by the Board shall serve at the pleasure of the board.

A committee designated by the Board may exercise any powers of the Board in managing the Corporation's business and affairs, to the extent provided by resolution of the Board. However, no committee shall have the power to

(a) amend the articles of incorporation;
(b) adopt an agreement of merger or consolidation;
(c) amend the bylaws of the corporation;
(d) fill vacancies on the board; or
(e) fix compensation of the directors for serving on the board or on a committee.

Section 2. Meetings. Committees shall meet as directed by the Board, and their meetings shall be governed by the rules provided in Article III for meetings of the Board. Minutes shall be recorded at each committee meeting and shall be presented to the Board.

Section 3. Consent to Committee Actions. Any action required or permitted to be taken pursuant to authorization of a committee may be taken without a meeting if, before or after the action, all members of the committee consent to the action in writing. Written consents shall be filed with the minutes of the committee's proceedings.

ARTICLE VI

OFFICERS

Section 1. Officers. The officers of the Corporation shall be elected by the Board of Directors and shall be a president, secretary, treasurer and/or such other officers as may be determined by the Board.

Section 2. Election. The Board of Directors at its first meeting shall elect a nominee for president, and shall elect a secretary, treasurer, and such other officers determined by the Board, none of whom need be a member of the Board. Any two offices may be held by the same person.

Section 3. Additional Officers. The Board of Directors may appoint such other officers, assistant officers, employees and agents as it deems necessary and prescribe their powers and duties.

Section 4. Term. An officer elected or appointed shall hold office for the term for which he/she is elected or appointed and until his/her successor is elected or appointed and qualified or until his/her resignation or removal. An officer elected or appointed by the Board may be removed by the Board with or without cause. An officer may resign at any time by providing written notice to the Corporation. The resignation will be effective on receipt of the notice or at a later time designated in the notice. Elections shall be held at the annual meeting.

CHAIRPERSON OF THE BOARD

Section 5. Duties. The Chairperson of the Board shall preside at all meetings of the Board of Directors.

THE PRESIDENT

Section 6. Duties. The President shall be the chief executive officer of the Corporation; in the absence of the Chairperson of the Board, shall preside at all meetings of the Board of Directors; shall have general and active management of the business of the Corporation; shall in consultation with the other officers of the Corporation develop an operating and capital expenditure budget for the Corporation and shall see that all orders and resolutions of the Board of Directors are carried into effect.

Section 7. Execution of Documents. The President shall execute bonds, mortgages and other contracts except where required or permitted by law to be otherwise signed and executed and except where the signing and execution thereof shall be expressly delegated by the Board of Directors to some other officer or agent of the Corporation.

THE VICE-PRESIDENT

Section 8. Duties. The Vice-President, if any, or, if there shall be more than one, the Vice-Presidents in the order determined by the Board of Directors, shall, in the absence or disability of the President, perform the duties and exercise the powers of the President and shall perform such other duties and have such other powers as the Board of Directors may from time to time prescribe. The Vice-President, in his/her capacity as Assistant Chairperson of the Board of Directors shall act in that capacity in the absence of the Chairperson.

THE SECRETARY

Section 9. Duties. The Secretary shall attend all meetings of the Board of Directors and record all the proceedings of the meetings of the Corporation and of the Board of Directors in a book to be kept for that purpose and shall perform like duties for the standing committees when required. The Secretary shall give, or cause to be given, notice of all special meetings of the Board of Directors, and shall perform such other duties as may be prescribed by the

Board of Directors or President, under whose supervision the Secretary shall be. The Secretary shall have custody of the corporate seal of the Corporation, if one is authorized, and the Secretary or an Assistant Secretary shall have authority to affix the same to any instrument requiring it and, when so affixed, it may be attested by the signature of the Secretary or by the signature of such Assistant Secretary. The Board of Directors may give general authority to any other Officer to affix the seal of the Corporation and to attest the affixing by his/her signature.

Section 10. Assistant. The Assistant Secretary, if there be one or, if there be more than one, the Assistant Secretaries in the order determined by the Board of Directors, shall in the absence or disability of the Secretary perform the duties and exercise the powers of the Secretary and shall perform other duties and have such other powers as the Board of Directors may from time to time prescribe.

THE TREASURER

Section 11. Duties. The Treasurer shall have the custody of the corporate funds and securities and shall keep full and accurate accounts of receipts and disbursements in books belonging to the Corporation and shall deposit all moneys and other valuable effects in the name and to the credit of the Corporation in such depositories as may be designated by the Board of Directors.

Section 12. Accounting. The Treasurer shall disburse the funds of the Corporation as may be ordered by the Board of Directors, taking proper vouchers for such disbursements, and shall render to the President and the Board of Directors, at its regular meetings or when the Board of Directors so requires, an account of all his/her transactions as Treasurer and of the financial condition of the Corporation.

Section 13. Bond. If required by the Board of Directors, the Treasurer shall give the Corporation a bond in such sum and with such surety or sureties as shall be satisfactory to the Board of Directors for the faithful performance of the duties of the office of Treasurer and for the restoration to the Corporation, in case of his/her death, resignation, retirement or removal from office, of all books, papers, vouchers, money and other property of whatever kind in his/her possession or under his/her control belonging to the Corporation.

Section 14. Assistant. The Assistant Treasurer, if there be one, or, if there be more than one, the Assistant Treasurers in the order determined by the Board of Directors, shall in the absence or disability of the Treasurer perform the duties and exercise the powers of the Treasurer and shall perform such other duties and have such other powers as the Board of Directors may from time to time prescribe.

ARTICLE VII

INDEMNIFICATION OF DIRECTORS AND OFFICERS

Section 1. Third-Party Suits. To the extent permitted by Michigan law from time to time in effect and subject to the provisions of this Article VII, the Corporation shall indemnify a person who was or is a party to or is threatened to be made a party to a threatened, pending, or completed action, suit, or proceeding, whether civil, criminal, administrative or investigative, and whether formal or informal, other than an action by or in the right of the Corporation, by reason of the fact that he or she is or was a Director, officer, employee, nondirector volunteer, or agent of the Corporation, or is or was serving at the request of the Corporation as a director, officer, partner, trustee, employee, nondirector volunteer, or agent of another foreign or domestic corporation, business corporation, partnership, joint venture, trust, or other enterprise, whether for profit or not for profit, against expenses (including attorneys' fees), judgments, penalties, fines, and amounts paid in settlement actually and reasonably incurred by him or her in connection with the action, suit or proceeding, if the person acted in good faith and in a manner he or she reasonably believed to be in or not opposed to the best interests of the Corporation and the person submits a written claim for indemnification as hereinafter provided and, with respect to a criminal action or proceeding, had no reasonable cause to believe his or her conduct was unlawful and the person submits a written claim for indemnification as hereinafter provided. The termination of an action, suit, or proceeding by judgment, order, settlement, conviction, or upon a plea of *nolo contendere* or its equivalent shall not of itself create a presumption that the person did not act in good faith and in a manner which he or she reasonably believed to be in or not opposed to the best interests of the Corporation and, with respect to a criminal action or proceeding, had reasonable cause to believe his or her conduct was unlawful.

The right to indemnification conferred in this section shall be a contract right.

Section 2. Suits By or in the Right of the Corporation. To the extent permitted by Michigan law from time to time in effect and subject to the provisions of this Article VII, the Corporation shall indemnify a person who was or is a party to or is threatened to be made a party to a threatened, pending, or completed action or suit by or in the right of the Corporation to procure a judgment in its favor by reason of the fact that he or she is or was a Director, officer, employee, nondirector volunteer, or agent of the Corporation, or is or was serving at the request of the Corporation as a director, officer, partner, trustee, employee, nondirector volunteer, or agent of another foreign or domestic corporation, business corporation, partnership, joint venture, trust, or other enterprise, whether for profit or not for profit, against expenses, including actual and reasonable attorneys' fees, and amounts paid in settlement incurred by the person in connection with the action or suit if the person acted in good faith and in a manner the person reasonably believed to be in or not opposed to the best interests of the Corporation and the person provides a written claim for indemnification as hereinafter provided. Indemnification shall not be made, however, for a claim, issue, or matter in which the person shall have been found liable to the Corporation unless and only to the extent that the court in which the action or suit was brought has determined upon application that, despite the adjudication of liability but in view of all the circumstances of the case, the person is fairly and reasonably entitled to indemnification for expenses which the court considers proper.

The right to indemnification conferred in this section shall be a contract right.

Section 3. Indemnification Against Expenses. To the extent that a Director, officer, employee, nondirector volunteer, or agent of the Corporation has been successful on the merits or otherwise in defense of an action, suit, or proceeding referred to in Section 1 or 2 of this Article VII, or in defense of a claim, issue or matter in the action, suit, or proceeding, he or she shall be indemnified against actual and reasonable expenses, including attorneys' fees, incurred by him or her in connection with the action, suit, or proceeding and in any action, suit, or proceeding brought to enforce the mandatory indemnification provided in this subsection.

Section 4. Determination that Indemnification is Proper. Any indemnification under Section 1 or 2 of this Article VII, unless ordered by a court, shall be made by the Corporation only as authorized in the specific case upon a determination that indemnification of the person is proper in the circumstances because he or she has met the applicable standard of conduct set forth in said Sections 1 and 2 and upon an evaluation of the reasonableness of expenses and amounts paid in settlement. Such determination shall be made within 30 days after a written claim for indemnification has been received by the Corporation and shall be made in any of the following ways: (1) by a majority vote of a quorum of the Board consisting of Directors who were not parties or threatened to be made parties to the action, suit, or proceeding; or (2) if such a quorum is not obtainable, then by a majority vote of a committee of Directors duly designated by the Board and consisting solely of two (2) or more Directors not at the time parties or threatened to be made parties to the action, suit, or proceeding; or (3) by independent legal counsel in a written opinion, which counsel has been selected in one of the following ways: (a) by the Board or its committee in the manner described in Subsection 4(1) or 4(2) of this Article VII, or (b) if a quorum of the Board cannot be obtained under Subsection 4(1) and a committee cannot be designated under Subsection 4(2) of this Article VII, by the Board; or (4) by all independent Directors, if there be any, who are not parties or threatened to be made parties to the action, suit, or proceeding.

If a person is entitled to indemnification under Section 1 or 2 of this Article VII for a portion but not for the total amount of expenses, including attorneys' fees, judgments, penalties, fines, and amounts paid in settlement, the Corporation shall indemnify the person for the portion of the expenses, judgments, penalties, fines, or amounts paid in settlement for which the person is entitled to be indemnified.

Section 5. Reimbursement of Expenses. Reasonable expenses incurred in defending a civil or criminal action, suit, or proceeding described in Sections 1 and 2 of this Article VII may be paid by the Corporation in advance of the final disposition of such action, suit or proceeding if all of the following apply: (1) the person furnishes the Corporation a written affirmation of his or her good faith belief that he or she has met the applicable standard of conduct set forth in Sections 1 and 2 of this Article VII; (2) the person furnishes the Corporation a written undertaking, executed personally or on his or her behalf, to repay the advance if it is ultimately determined that he or she did not meet said standard of conduct; and (3) a determination is made that the facts then known to those making the determination would not preclude indemnification under the Michigan Nonprofit Corporation Act, such determination to be made as set forth in Section 4 of this Article VII. The undertaking shall be by unlimited general obligation of the person on whose behalf advances are made but need not be secured.

Section 6. Right of Indemnitee to Bring Suit. If a claim for indemnification is not paid in full by the Corporation within forty-five (45) days after a written claim has been received by the Corporation, the officer, Director, employee, nondirector volunteer, or agent who submitted the claim (hereinafter the "Indemnitee") may at any time thereafter bring suit against the Corporation to recover the unpaid amount of the claim. If successful in whole or in part in any such suit or in a suit brought by the Corporation to recover advances, the Indemnitee shall be entitled to be paid also the reasonable expenses incurred in prosecuting or defending such claim.

In any action brought by the Indemnitee to enforce a right hereunder (other than an action brought to enforce a claim for expenses incurred in defending any proceeding in advance of its final disposition where the required undertaking, if any, has been tendered to the Corporation) it shall be a defense that the Indemnitee has not met the applicable standard of conduct set forth in Section 1 or 2, and it shall also be a defense that the expenses incurred or amounts paid in settlement were unreasonable. Furthermore, in any action brought by the Corporation to recover advances, the Corporation shall be entitled to recover such advances if the Indemnitee has not met the applicable standard of conduct set forth in Section 1 or 2.

Neither the failure of the Corporation (including its Board of Directors, or independent legal counsel) to have made a determination prior to the commencement of such action that indemnification of the Indemnitee is proper in the circumstances because he or she has met the applicable standard of conduct set forth in Section 1 or 2, nor an actual determination by the Corporation (including its Board of Directors, or independent legal counsel) that the Indemnitee has not met such applicable standard of conduct or that expenses incurred or amounts paid in settlement were unreasonable, shall be a defense to an action brought by the Indemnitee or create a presumption that the Indemnitee has not met the applicable standard of conduct. In any action brought by the Indemnitee to enforce a right hereunder or by the Corporation to recover payments by the Corporation of advances, the burden of proof shall be on the Corporation.

Section 7. <u>By-laws Not Exclusive</u>. The indemnification or advancement of expenses provided under Sections 1 through 5 of this Article VII is not exclusive of other rights to which a person seeking indemnification or advancement of expenses may be entitled under the Corporation's Articles of Incorporation, By-laws, or a contractual agreement. However, the total amount of expenses advanced or indemnified from all sources combined shall not exceed the amount of actual expenses incurred by the person seeking indemnification or advancement of expenses. The indemnification provided for in Sections 1 through 5 continues as to a person who ceases to be a Director, officer, partner, trustee, employee, nondirector volunteer, or agent, and shall inure to the benefit of the heirs, executors, and administrators of the person.

Section 8. <u>Liability Insurance</u>. The Corporation may purchase and maintain insurance on behalf of any person who is or was a Director, officer, employee, nondirector volunteer, or agent of the Corporation or is or was serving at the request of the Corporation as a director, officer, partner, trustee, employee, nondirector volunteer, or agent of another corporation, business corporation, partnership, joint venture, trust or other enterprise against any liability asserted against him or her and incurred by him or her in any such capacity or arising out of his or her status as such, whether or not the Corporation would have power to indemnify him or her against such liability under the Michigan Nonprofit Corporation Act or Sections 1 through 6 of this Article VII.

Section 9. <u>Definitions</u>. As used herein, "Corporation" includes all constituent corporations absorbed in a consolidation or merger and the resulting or surviving corporation, or business corporation so that a person who is or was a Director, officer, employee, nondirector volunteer, or agent of the constituent corporation or is or was serving at the request of the constituent corporation as a Director, officer, partner, trustee, employee, nondirector volunteer, or agent of another foreign or domestic corporation, business corporation, partnership, joint venture, trust, or other enterprise whether for profit or not for profit shall stand in the same position under the provisions of this section with respect to the resulting or surviving corporation or business corporation as the person would if he or she had served the resulting or surviving corporation or business corporation in the same capacity.

As used herein, "other enterprise" shall include employee benefit plans; "fines" shall include any excise taxes assessed on a person with respect to an employee benefit plan; and "serving at the request of the Corporation" shall include any service as a Director or officer of the Corporation which imposes duties on, or involves services by, the Director or officer with respect to an employee benefit plan, its participants, or its beneficiaries; and a person who acted in good faith and in a manner he or she reasonably believed to be in the interest of the participants and beneficiaries of an employee benefit plan shall be considered to have acted in a manner "not opposed to the best interests of the Corporation or its shareholders" as referred to in Sections 1 and 2.

ARTICLE VIII

STATEMENTS

Section 1. Directors' Annual Statement. At least once in each year the Board of Directors shall cause a financial report of the Corporation for the preceding fiscal year to be made and distributed to each Director thereof within four months after the end of the fiscal year. The report shall include the Corporation's statement of income, its year-end balance sheet and, if prepared by the Corporation, its statement of source and application of funds and such other information as may be required by statute.

Section 2. Financial Statement to Directors. Upon written request of a Director, the Corporation shall mail to the Director its balance sheet as at the end of the preceding fiscal year; its statement of income for such fiscal year; and, if prepared by the Corporation, its statement of source and application of funds for such fiscal year.

ARTICLE IX

MISCELLANEOUS PROVISIONS

Section 1. Contracts. The Board of Directors may authorize any Director or officer, agent or agents, to enter into any contract or execute or deliver any instrument in the name of or on behalf of the Corporation, and such authorization may be general or confined to specific instances. In the absence of other designation, all deeds, mortgages, and instruments of assignment or pledge made by the Corporation shall be executed in the name of the Corporation by the president, the secretary, the treasurer or their designee.

Section 2. Loans. No indebtedness or borrowed money shall be contracted on behalf of the Corporation and no evidences of such indebtedness shall be issued in its name unless authorized by or under the authority of a resolution of the Board of Directors. Such authorization may be general or confined to specific instances.

Section 3. Checks, Drafts, Etc. All checks, drafts, or other orders for the payment of money, notes or other evidences of indebtedness issued in the name of the Corporation, shall be signed by such Director or Directors, agent or agents of the Corporation as determined by the Directors.

Section 4. Fiscal Year. The fiscal year of the Corporation shall correspond to each calendar year, that is, from January 1 through December 31 of each year.

ARTICLE X

AMENDMENTS

The Bylaws of the Corporation may be amended by a majority vote of the Board of Directors at any regular or special meeting of the Board, provided that each member of the Board shall have been notified in writing of the proposed amendment at least five (5) days prior to the meeting at which the proposed amendment is presented for approval. No amendment of these Bylaws that is inconsistent with the Articles of Incorporation shall become effective prior to an amendment that may be required in the Articles of Incorporation.

ARTICLE XI

DISSOLUTION

Section 1. Authorization. The dissolution of the Corporation must be authorized by the adoption of a resolution to dissolve by a vote of two thirds of the Directors present in person or by proxy at a meeting called for that purpose.

Section 2. Disposition of Assets. Upon the dissolution of the Corporation, the assets shall be disposed of as provided in the Articles of Incorporation.

Section 3. Alternate Dissolution. If there is not a quorum at two consecutive annual meetings, or if two consecutive annual meetings are not conducted, the Secretary of the Corporation shall call for dissolution of the Corporation under the terms and conditions described in this Article XI. A resolution shall be mailed to all of the Board members. The dissolution shall be authorized if two-thirds of the responding Board members approve the resolution.

ARTICLE XII

The Corporation and the Board, by their actions, shall not discriminate against any person or organization because of religion, race, color, national origin, age, sex, height, weight, marital status or disability.

MICHIGAN LOTTERY
Charitable Gaming Division
Box 30023, Lansing, MI 48909
OVERNIGHT DELIVERY:
101 E. Hillsdale, Lansing MI 48933
(517) 335-5780
www.michigan.gov/cg

LOCAL GOVERNING BODY RESOLUTION FOR CHARITABLE GAMING LICENSES

(Required by MCL.432.103(9))

At a Regular (REGULAR OR SPECIAL) meeting of the Lansing City Council (TOWNSHIP, CITY, OR VILLAGE COUNCIL/BOARD)

called to order by President Quinney on June 29, 2009 (DATE)

at 7:00 (TIME) a.m. p.m. the following resolution was offered:

Moved by Councilmember Kaltenbach and supported by the Lansing City Council

that the request from The First Tee of Mid-Michigan (NAME OF ORGANIZATION) of Lansing (CITY),

county of Ingham (COUNTY NAME), asking that they be recognized as a

nonprofit organization operating in the community for the purpose of obtaining charitable

gaming licenses, be considered for Approval (APPROVAL/DISAPPROVAL).

APPROVAL		DISAPPROVAL	
Yeas:	7	Yeas:	
Nays:	0	Nays:	
Absent:	1	Absent:	

I hereby certify that the foregoing is a true and complete copy of a resolution offered and

adopted by the Lansing City Council (TOWNSHIP, CITY, OR VILLAGE COUNCIL/BOARD) at a Regular (REGULAR OR SPECIAL)

meeting held on June 29, 2009 (DATE).

SIGNED: Chris Swope (TOWNSHIP, CITY, OR VILLAGE CLERK)

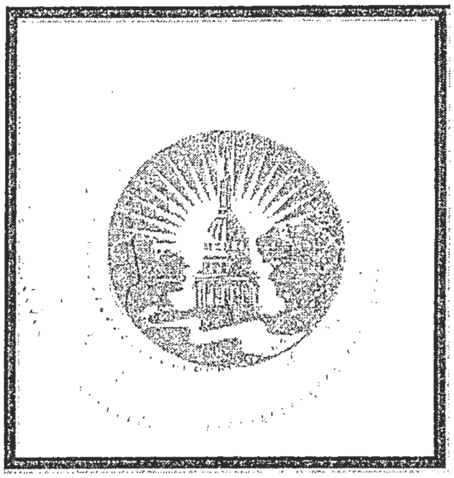
Chris Swope, Lansing City Clerk
PRINTED NAME AND TITLE

124 W. Michigan Avenue, 9th Floor City Hall, Lansing, MI 48933
ADDRESS

COMPLETION: Required.
PENALTY: Possible denial of application.

BSL-CG-1153(R10/06)

I, CHRIS SWOPE, CITY CLERK of the City of Lansing, Michigan, do hereby certify that I have compared the annexed copy of Resolution #232 of 2009, Recognition of Non-Profit Status in the City of Lansing to The First Tee of Mid-Michigan, which was Adopted on June 29, 2009 with the original now on file in my office, and that it is a correct copy thereof, and of the whole of such original.



SEAL

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City of Lansing this 30th Day of June, A.D. 2009

CHRIS SWOPE, City Clerk

RESOLUTION #2009-232
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, The First Tee of Mid-Michigan has requested a resolution of recognition as a Local Nonprofit Organization operating in the City of Lansing for the purpose of obtaining a charitable gaming license pursuant to MCL 432.103 (9); and

WHEREAS, the City Attorney has reported that, based on a review of the documentation submitted, the applicant qualifies as a Local Nonprofit Organization;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, recognizes The First Tee of Mid-Michigan as a Local Nonprofit Organization operating in the City of Lansing for the purpose of obtaining a charitable gaming license.

BE IT FURTHER RESOLVED the City Clerk is requested to provide a copy of this resolution to The First Tee of Mid-Michigan of P.O. Box 10032 Lansing, Michigan 48910.

Chris Swope
Lansing City Clerk

November 2, 2018

President and Council Members
10th Floor City Hall
Lansing, MI 48933

Dear President and Council Members:

My office has received and placed on file this document from the Finance Director:

FY 2019 First Quarter General Fund Status Report

This document is available for review at the office of the City Clerk or at http://www.lansingmi.gov/clerk under the heading of Documents Placed on File.

Sincerely,

Chris Swope

Chris Swope, CMC
Lansing City Clerk

Lansing City Clerk's Office
Ninth Floor, City Hall, 124 W. Michigan Ave., Lansing, MI 48933-1695
517-483-4131 • TDD 517-483-4479 • 517-377-0068 FAX
www.lansingmi.gov/clerk • clerk@lansingmi.gov

General Fund Status Report – FY 2019 1st Quarter

Please see accompanying summary detail (page 3)

Revenues

In total, General Fund revenues collected in the first quarter of Fiscal Year 2019 (July – September), as a percent of budget, were on par with the prior three years' first quarter collection rates, as a percentage of year-end amounts, at 35.8% compared to 35.9%.

- The vast majority of **Property Taxes** are collected in the first month of the fiscal year. It should be noted that property tax collections exceed budget at this time of year, but are subject to tax appeals and other adjustments throughout the year.

- As a percentage of budget, **Income Tax** collections, as a percent of budget, were higher than the average collection rate for the past three years, at 13.9% of budget, compared to 9.2%. The adoption of East Lansing's income tax will affect our income tax revenues beginning January 1; however, it is not anticipated that any budgetary adjustment will be needed, as that possibility was factored into the FY 2019 budget projection. It should be noted that income tax revenues often fluctuate from previous trends due to timing differences in remittances.

- **State Revenue Sharing** and Fire Protection/Bad Driver Fees were slightly lower than the average collection rate for the first quarter of the last three fiscal years, due to timing of liquor license revenue.

- **Charges for Services** were just slightly lower than collection rates from the average of the same period for the last three years, at 16.8% of budget compared to 17.4% in prior years, due to slightly lesser rates of collection for ambulance services than the average of the previous three years.

- In total, **Licenses and Permits** revenues were higher than the average collection rate of the same period for the last three years as a percentage of year-end totals, at 3.0% of budget, compared to 2.2%. Licenses and permits make up only 1.5% of General Fund revenues.

- Collection rates for **Fines and Forfeiture** for the first quarter were lower as a percentage of year-end totals for the average of the last three years, at 16.0% of the budget compared to 17.3%, due mainly to penal case and civil case fee receipts.

- The City's **Return on Equity** payment from the Board of Water and Light (BWL), which accounts for 17% of General Fund revenues, is not collected until later in the year.

- As a category, **Interest and Rents** were behind previous years' trends due to timing of interest revenue postings. Interest revenue is posted as investments mature, the timing of which varies from year-to- year.

- **Other Revenues** were slightly higher than previous years' first quarters, at 26.9% compared to 24.5%. The other revenue category makes up only 0.3% of General Fund revenues.

(continued)

Expenditures

In total, taking into account the vacancy factor, expenditures for General Fund operating departments (excluding debt service and transfers to other funds) were within the budgetary target -- at 21.8% as of September 30, compared to a budgetary target (taking into account the timing of payroll dates) of 23.0%. All departments were within budgetary targets as of September 30th, with the exception of the City Clerk's Office, due to election preparation, and the Human Relations and Community Services Department, due to the timing of programs.

It should be noted that no General Fund debt service payments were due in the first quarter; the only amount paid was a debt service administration fee.

Summary

For the first quarter, total General Fund revenues and expenditures were on par and within budgetary expectations.

Year-to-date revenues always exceed expenditures in the first quarter of the year as a result of the collection of the majority of property taxes, comprising 30% of total General Fund revenues, at the beginning of the fiscal year.

General Fund Status Report – FY 2019 (as of September 30, 2018)

Revenues	Annual Budget	Actual as of 09/30/18		Percent of Budget	Avg. Percent of Year-End Actuals as of September 30 FY 2016 - 2018
Property Taxes	$ 40,315,000	$ 40,556,366		100.6%	103.2%
Income Taxes	38,500,000	5,350,726		13.9%	9.2%
Revenue Sharing	19,196,700	-		0.0%	0.4%
Licenses & Permits	1,677,000	50,907		3.0%	2.2%
Charges for Services	9,027,200	1,512,845		16.8%	17.4%
Fines & Forfeitures	2,456,100	392,896		16.0%	17.3%
Interest & Rent	205,000	62,584		30.5%	62.9%
Return on Equity	22,500,000	-		0.0%	0.0%
Other Revenue	433,000	116,616		26.9%	24.5%
Total Revenues	$ 134,310,000	$ 48,042,942	(1)	**35.8%**	**35.9%**

Expenditures	Annual Budget	Actual as of 09/30/18		Percent of Budget	09/30/18 Budgetary Target
Council	$ 714,000	$ 154,469		21.6%	23.7%
Internal Audit	194,900	44,054		22.6%	23.2%
Courts	6,605,500	1,367,961		20.7%	23.4%
Mayor's Office	1,296,800	288,899		22.3%	23.5%
Media Center	469,900	92,430		19.7%	23.2%
Clerk's Office	1,197,000	340,963		28.5%	27.1%
Neighborhood & Citizen Engagement	863,500	110,902		12.8%	23.8%
Economic Development & Planning	5,021,300	1,538,683		30.6%	30.6%
Finance	5,471,600	1,055,327		19.3%	23.4%
Human Resources	2,118,000	423,924		20.0%	23.8%
Attorney's Office	2,168,300	415,674		19.2%	23.3%
Vacancy Factor	(500,000)				
Police	43,193,300	8,978,149		20.8%	21.8%
Fire	34,129,900	7,428,046		21.8%	22.2%
Public Service	11,572,500	2,608,748		22.5%	24.4%
Human Relations & Community Service	1,598,300	449,699		28.1%	23.2%
Parks & Recreation	8,301,000	1,877,835		22.6%	23.8%
Subtotal - Departmental Budgets	$ 124,415,800	$ 27,175,765		**21.8%**	**23.0%**
Human Services & City Supported Agencies	$ 2,041,400	$ 531,535		26.0%	
Library Lease	150,000	33,100		22.1%	
Debt Service	1,154,000	-	(2)	0.0%	
Transfers	6,548,800	6,348,800		96.9%	
Subtotal - Non-departmental Budgets	9,894,200	6,913,435			
Total General Fund	$ 134,310,000	$ 34,089,200	(1)		

Please see Pages 1 and 2 for an explanation of revenues and expenditures.

(1) **Note: Year-to-date revenue is always greater than expenditures at this time of year, as property taxes, accounting for 30% of General Fund revenues, are collected at the beginning of the year. Property taxes include delinquent amouts that will be reimbursed by the counties upon settlement. Property tax collections exceed budget at this time of year, but are subject to tax appeals and other adjustments throughout the year.**

(2) No debt service payments were due as of September 30.

Chris Swope
Lansing City Clerk

November 2, 2018

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

Dear President and Council Members:

Pursuant to Article 8, Chapter 4, Section 8-403.3 of the Lansing City Charter, on November 1, 2018 the Mayor's Office placed on file in my office a Buy and Sell Agreement for Property between the City of Lansing and Capital Area Soccer League (CASL) for the Miller Street Center at 6025 Curry Lane, City of Lansing, Michigan.

Under the Charter, a public hearing may be held on this matter on or after December 2, 2018.

This document is available for review at the office of the City Clerk or at http://www.lansingmi.gov/clerk under the heading of Documents Placed on File.

Sincerely,

Chris Swope

Chris Swope, CMMC/MMC
Lansing City Clerk

Lansing City Clerk's Office
Ninth Floor, City Hall, 124 W. Michigan Ave., Lansing, MI 48933-1695
517-483-4131 • TDD 517-483-4479 • 517-377-0068 FAX
www.lansingmi.gov/clerk • clerk@lansingmi.gov

CITY of LANSING
INTEROFFICE COMMUNICATION

TO: Andy Schor, Mayor

FROM: Stephanie Robinson CPPB, Senior Buyer

DATE: October 11, 2018

SUBJECT: Sole Source Purchase – Elite Defense – Ballistic Helmets and Shields

Please include this Sole Source packet of information in your transmittal to Council as required by the Purchasing Ordinance Section 206.05.

In summary, the Purchasing Office processed the following Sole Source transaction:

Department: Lansing Police Department – Special Operations
Vendor: Elite Defense
Item Purchased: Ballistic Helmets and Shields
Dollar Amount: $ 24,102.00 (FY19 account 1013240.977000)

Additional information pertaining to this purchase is attached for your information.

This letter is filed in accordance with the Purchasing Ordinance Section 206.05 (a) and (b).

sr

CITY of LANSING
INTEROFFICE COMMUNICATION

TO: Andy Schor, Mayor
Samantha Harkins, Chief of Staff

FROM: Stephanie Robinson, CPPB, Senior Buyer

DATE: **October 3, 2018**

SUBJECT: Sole Source – Elite Defense – Ballistic Helmets and Shields

The Lansing Police Department requests that Elite Defense be designated as a Sole Source vendor for the purchase of Ballistic Helmets and Shields for Start.

Please see the attached letter from Chief Mike Yankowski regarding the request.

Based on the attached letter we recommend issuing a sole source purchase order to Elite Defense, in the amount of $ 24,102 from account number 1013240.977000 per the request of the Lansing Police Department, Special Operations Section.

Attachment

Date: 10-8-18

Approved X Denied ______

____
Andy Schor, Mayor

CITY OF LANSING

124 W. Michigan Ave
Lansing ,MI 48933
(517) 483-4128

PURCHASE ORDER	
P.O. NUMBER	P085780
DATE	10/18/18
VENDOR I.D.	V010589
DELIVERY DATE	
FOB	Destination
REQUISITION NO	PR014123

OUR PURCHASE ORDER NUMBER MUST APPEAR ON ALL INVOICES, PACKING LIST AND CORRESPONDENCE.

TO:
ELITE DEFENSE
18600 W OLD US 12
CHELSEA, MI 48118

PHONE# FAX#

DELIVER ITEMS TO:

LANSING POLICE - FIREARMS RANGE
16001 AIRPORT RD
LANSING, MI 48906

SEND INVOICE TO:

LANSING POLICE - FIREARMS RANGE
120 W MICHIGAN AVE 4TH FL
LANSING, MI 48933

ITEM	DESCRIPTION	QTY	UNIT	UNIT PRICE	EXTENSION
001	ED-HELMET-PKG-MICH ELITE DEFENSE HELMET PKG PER QUOTE #3090	26	EA	602.64	15,668.64
002	PN: GNTX-H10410-1 FACE-SHIELD PER QUOTE #3090	26	EA	324.36	8,433.36
				TAX	0.00
				TOTAL	24,102.00

THE ARTICLES SPECIFIED ARE SUBJECT TO THE FOLLOWING CONDITIONS:

1. Goods other than those specified on this order must not be substituted or prices changed without authorization.
2. If the quantity shipped is short of the purchase order quantity, specify on the packing slip if that quantity is on back order or cancelled.

Federal Tax ID: 38-6004628

AUTHORIZED SIGNATURE

Andy Schor, Mayor

Lansing Police Department

120 West Michigan Avenue
Lansing, MI 48933
Phone: (517) 483-4600
Fax: (517) 483-6875

Mike Yankowski, Chief

To: Stephanie Robinson, Purchasing Department, Senior Buyer
From: Mike Yankowski, Chief of Police
Subject: Sole Source Request START Ballistic Helmets and Shields
Date: October 2, 2018

Over the last six months START has been trying out new helmets and face shields. Numerous venders were reached out too, but we were only able to find one helmet that meet all of our needs and that was Elite Defense.

Our helmet and face shield need to meet the standards of IIIA ballistic protection. The helmet also needs to work with night vision and a modular suspension system. Although other helmets offer some similar products, all helmets don't interchange parts. This is the only helmet system that was able to meet all of our requirements.

The helmet that was specifically built by Elite Defense for START is as follows:

The ED-HELMET-PKG utilizes the Gentex TBH-IIIA low cut helmet shell as the foundation of package.

- The helmet meets industry stand of NIJ 0108.01 ballistic material standard for Level IIIA, which is 9mm 124gr FMJ RN @ 1400 fps
  - This specific helmet package exceeds industry standard by meeting the following requirements;
  - Modified and Abbreviated NIJ 0106.01 standard
    - .44 Magnum 240gr SWCGC @ 1400 fps
  - Modified and Abbreviated US Marine Corps helmet specification
    - FQ/PD 06-35C FAT No.2 212 Oct 2013
  - Blunt Impact Projection
  - Compression Testing
  - Environmental Resistance; Cold & Hot operational usage, Temperature Shock, Flame Resistance, Altitude, Vibration, Seawater, Field Agent Resistance and Weatherometer per MICH Type II FQ/PD 06-35C: 2013
- The helmet package also includes the following which allows for a mission configurable system that is ideally suited for special operation applications;
  - Night vision shroud for current and future night vision capabilities
  - Side rail system to allow the integration of ballistic face shields, illumination tools and future assets
  - Velcro® attachment system to allow the integration of identifies or other ancillary equipment
  - Modular Suspension System (MSS) that ensures secure fit and comfort, while also mitigating excessive neck strain of the wearer.

- The helmet package will also include the Gentex H10410-1 Ballistic Face Shield
    - The face shield is a multi-hit for both 9mm and .44 magnum RN projectiles
    - Designed to integrate onto the specific side rail system mentioned above.

Elite Defense will come out and measure each member for their helmet and the helmet will come delivered as a complete system.

I am Requesting a sole source purchase request for $24,102.00 for the above listed budgeted equipment. The account number that the purchase will come from is 1013240.977000

Thank You for your assistance with this matter,

4316

Mike Yankowski, Chief of Police

LANSING POLICE DEPARTMENT
Equipment - FY2019

Updated 12/11/17
w/Chief changes

	QTY	Cost each	Request	Approved
ADMINSTRATION				
1013201.977101' < $5,000				
New Trainin Secretary 26 computer needs	1	$1,250.00	$1,250	$1,250
Budget Control New Office Chairs	2	$250	$500	500
Budget Control 24" workstation monitors	2	$210	$420	$ 420
		Total	$2,170	$2,170
TECH SERVICES				
1013212.977101' < $5,000				
New Office Chairs	2	$250	$500	500
		Total	$500	$500
CENTRAL RECORDS				
1013221.977101' < $5,000				
New Office Chairs	10	$250	$2,500	2500
DVD Disc Burner	1	$215	$215	215
Wondershare Filmora Video Redaction	3	$70	$210	210
Adobe Acrobat	3	$30	$90	90
Stand up Adjustable desk and	2	$270	$540	540
		Grand Total	$ 3,555	$ 3,555
RANGE				
1013213.977				
Glocks w/magazines and holsters	50		$ 16,920	$ 16,920
			$ 16,920	$ 16,920
1013213.977101 <5,000				
Rear Sight Assembly for patrol rifle			$ 5,000	$ 5,000
Stock for patrol rifles			$ 1,250	$ 1,250
			$ 6,250	$ 6,250
		Grand Total	$ 23,170	$ 23,170
EEMU				
101.3222.977000				
PVS System	12	$3,600	$43,200	$43,200
HD Camera (Detention)	10	$ 600	$ 6,000	$ 6,000
			$ 49,200	$ 49,200
DETENTION				
1013224.977000'				
Vinyl ergonomic task chairs for Detention	3	$600	$1,800	$ 1,800
Mental health padded helmet	1	$500	$500	$ 500
Detention 24" workstation monitors	7	$210	$1,470	$ 1,470
Microwave-Detention & Patrol	1	$500	$500	$ 500
LDO laptop with Wi-Fi capability/Jetpack & docking station	1	$1,700	$1,700	$ 1,700
		Grand Total	$ 5,970	$ 5,970
INVESTIGATIONS DIVISION				
1013240.977000				
Electronic Intelligence Equipment	2	$6,900	$13,800	$ 13,800
Secure City Partnership	2	$5,000	$10,000	$ 10,000
Emergency Equipment	3	$1,850	$5,550	$ 5,550
Ballistic Body Armor	6	$2,300	$13,800	$ 13,800
Ballistic Helmets	26	$599	$15,574	$ 15,574
Ballistic Face Shields	26	$299	$7,774	$ 7,774
			$ 66,498	$ 66,498
1013240.977101 < $5,000				
Crime Scene Equipment	1	$2,700	$2,700	$ 2,700
CSI Tech. Equipment	2	$2,000	$4,000	$ 4,000
Replacement dry suits - industrial/public safety rated.	3	$2,500	$7,500	$ 7,500
Aga full face mask (1) and communication module	2	$2,000	$4,000	$ 4,000
Equiping Soft Interview Room	1	$2,000	$2,000	$ 2,000
Office Chairs	8	$400	$3,200	$ 3,200
37mm Chemical Munition Launcher	1	$700	$700	$ 700
			$ 24,100	$ 24,100
		Grand Total	$ 90,598	$ 90,598
PATROL DIVISION				
1013251.977000				
FTO Software Package	1	$3,000.00	$3,000	$3,000
Neighborhood Watch Signs	500	$15.00	$7,500	$7,500
Battery Chargers	2	$70	$140	$ 140
80 Watt Solar Panel Kit	2	$300	$600	$ 600
Conducted energy devices	10	$1,200	$12,000	$ 12,000
Body worn cameras	10	$500	$5,000	$ 5,000
UAS Program (accessories and maintenance)	1	$5,000	$5,000	$ 5,000
New Police K9's	2	$12,200	$24,400	$ 24,400
			$ 57,640	$ 57,640

✓ 7/9/18

ELITE DEFENSE
18600 W Old US 12
Chelsea, MI 48118

Quote

Date	Quote #
8/27/2018	3090

Name / Address	Ship To
Elite Customer Quotes - Domestic 18600 W. Old US 12 Chelsea, MI 48118	Lansing PD attn: R. Wilcox 120 W Michigan Ave Lansing, MI 48933

Rep	Estimated Delivery	Terms	FOB
FMoss	90-120 Days ARO	Due on receipt	Chelsea, MI

P/N	Description	Qty	U/M	Unit Cost	Amount
ED-HELMET-PKG-MICH	ELITE DEFENSE Helmet Pkg TBH-IIIA Mission Configurable system Includes: Skeleton Shroud, Skeleton Rail w/Hook & Carabiner Bungees, Velcro attachment system, MODULAR SUSPENSION SYSTEM MID & FULL CUT (for M/L and LG/XL sizes) - Style: LOW CUT - Size: LARGE - Color: BLACK	26		602.64	15,668.64
PART # TBD	PN: GNTX-H10410-1 Description: Face-Shield, Handgun Multi-Hit, 9mm and 44 Cal Magnum, Accessory Rail Attached (ARC)	26		324.36	8,433.36
Shipping/Handling	Shipping and Handling Cost - PRICE REFLECTS DELIVERED COST			0.00	0.00

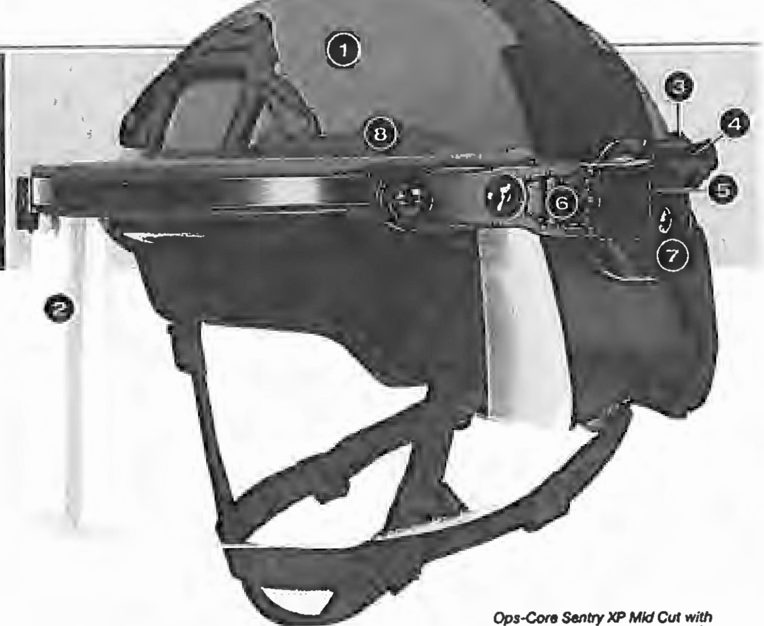
We reserve the right to charge a 3% credit card processing fee. All prices quoted in U.S. Dollars.

ESTIMATE VALID FOR 30 DAYS FROM DATE OF ISSUE

Elite Defense products are controlled for export purposes under the International Traffic in Arms Regulations (22 C.F.R., Chapter 1, M, Parts 120-130) and the Export Administration Regulations (15 C.R.R., Parts 730-744), and require U.S. Government authorization prior to the export or transfer to a non-US person or country. Contact Elite Defense for details.

Subtotal	$24,102.00
Sales Tax (0.0%)	$0.00
Total	$24,102.00

MULTI-HIT
Handgun Face Shield



Ops-Core Sentry XP Mid Cut with Multi-Hit Handgun Face Shield

The Perfect Fit for Face Protection on all Sizes of Ballistic Helmets

With Ops-Core's unique helmet Accessory Rail Connector (ARC) system, the Multi-Hit Handgun Face Shield can be quickly and securely attached to any size Ops-Core® or Gentex® ballistic helmet, transforming them into the ultimate defense against multiple impacts from handgun threats by law enforcement and military personnel during forced entry and breeching operations.

KEY FEATURES

Seamless Integration with Ballistic Helmets
Because of their unique system design, Ops-Core FAST® and Sentry™ helmets, and Gentex ACH/TBH helmets can seamlessly incorporate the Multi-Hit Handgun Face Shield, further increasing the scalability by upgrading the protective posture through the addition of the face shield to the helmet.

Stable, Secure Attachment, Use, and Storage
The face shield with the ARC mounting mechanism allows for a secure and stable attachment system on mission configured helmets. Once mounted, the unique internal face shield locking mechanism secures the face shield in any position desired. When not in use, the face shield smoothly and quickly pivots up, riding and storing close to the helmet shell and center of gravity to maintain a low profile.

Product Category	Multi-Hit Handgun Face Shield
Protection Level	9mm 124gr FMJ @ 1,400 fps (427 m/s) 44 Cal Magnum 240gr SWCGC @ 1,400 fps (427 m/s)
Construction / Materials	Hybrid / Acrylic and Polycarbonate
Protection Area (Telescopic)	11" (279.4 mm)
Viewport Width (Curved)	18" (457.2 mm)
Viewport Height	5" (127 mm)
Viewport Thickness	0.8" (20.3 mm)
Weight	2.9 lbs (1,315.4 g)

1. Face shield assembly fits all sizes of Ops-Core FAST and Sentry helmets, and Gentex ACH/TBH style helmets
2. Ballistic protective lens
3. Fore/Aft adjustment maintains effective seal with different helmet geometries as well as increases offset to accommodate masks and other equipment when needed
4. Rail interface locking system provides solid platform for the face shield
5. Locking mechanism secures face shield at any angle
6. Folding arms for smaller storage footprint
7. Pivot location keeps face shield as close to head center of gravity as possible for increased comfort
8. Face shield gasket minimizes the chance that liquids will drip behind the lens

Note: All measurements are +/- 3% tolerance

Contact Us

Ops-Core is committed to designing advanced performance capabilities for the elite warrior. For more information regarding the Ops-Core Multi-Hit Handgun Face Shield, contact Ops-Core at 617.670.3547 or sales@ops-core.com. The Multi-Hit Handgun Face-Shield is controlled for export by the U.S. Export Administration Regulations (EAR) 15 CFR 730-774. The export of this helmet and related technical information requires prior authorization from the U.S. Government.

OPS-CORE INC. Marine Industrial Park 12 Channel Street Boston, MA 02210 Tel: 617.670.3547 Fax: 617.670.3581 sales@ops-core.com www.ops-core.com

RESOLUTION #______

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

Act-6-2018, Vacation of LaBelle Street West of Edgewood Blvd.

WHEREAS, Frederick Frank, on behalf of Complete Hitch and Welding Company, 6283 S. Martin Luther King Blvd., requests that the City vacate that portion of the LaBelle Street right of way (ROW) which is located west of Edgewood Blvd. and east of I-96; and

WHEREAS, the subject ROW is vacant and undeveloped; and

WHEREAS, Complete Hitch and Welding Company owns all the property on both sides of the subject ROW; and

WHEREAS, all these properties are zoned “G-2” Wholesale except one, which is zoned “A” Residential; and

WHEREAS, on September 4, 2018, the Planning Board reviewed the proposal for the vacation of the subject ROW, and found that:

- All properties on the north and south sides of the subject ROW are owned by Complete Hitch, and the west end terminates at the north I-96 ROW line,
- The proposal is to assemble property for eventual development,
- The Design Lansing Comprehensive Plan designation is for Suburban Commercial,
- One adjacent property, zoned “A” Residential, will need to be rezoned if it is to be incorporated in a commercial development; and

WHEREAS, the Planning Board voted unanimously (6-0) the proposal to recommend the vacation of that part of the LaBelle Road right-of-way that lies between the west line of Edgewood Boulevard (if extended through LaBelle Road right-of-way) and the eastern right-of-way line of I-96; and

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

NOW THEREFORE BE IT RESOLVED, the Lansing City Council hereby approves Act-6-2018, and approves the vacation of the subject ROW, particularly described as:

> That part of the LaBelle Road right-of-way that lies between the west line of Edgewood Boulevard (if extended through LaBelle Road right-of-way) and the eastern right-of-way line of I-96.

BE IT FINALLY RESOLVED, that the City Clerk shall forward certified copies of the resolution to the Ingham County Register of Deeds for recording and upon return, transmit a copy of the recorded resolution to the Michigan Department of Licensing and Regulatory Affairs, Office of Land Survey and

Remonumentation (OLSR), the Planning and Assessor's Offices, the Department of Public Service, and the applicant. The vacation shall be effective upon the date of recording of the resolution with the Ingham County Register of Deeds.

STAFF REPORT

PROPOSAL: Frederick Frank, on behalf of Complete Hitch and Welding Company, 6283 S. Martin Luther King Blvd., requests that the City vacate that portion of the LaBelle Street right of way (ROW) which is located west of Edgewood Blvd. and east of I-96. The subject ROW is vacant and undeveloped.

LOCATION: LaBelle Street is one block east of S. M.L.K. Blvd. off Edgewood Blvd.

PROPERTY SHAPE and SIZE: The subject ROW is trapezoidal due to the curvature of Edgewood Blvd. and the I-96 exit ramp. It is roughly 0.48 acres in size.

EXISTING LAND USE: Vacant Land.

PROPOSED LAND USE: Commercial

SURROUNDING LAND USE:

North: Commercial, Residential.

South: Vacant land

East: Residential.

West: I-96, Delhi Township

EXISTING ZONING: Unzoned ROW.

SURROUNDING ZONING:

North: "G-2" Wholesale

South: "G-2" Wholesale, "A" Residential

East: "A" Residential.

West: Unzoned I-96 ROW, Delhi Township

MASTER PLAN DESIGNATION: The *Design Lansing* Comprehensive Plan designates this area as Suburban Commercial. LaBelle Street is depicted as a stub street.

AGENCY REFERRALS:

Public Service

Public Service has reviewed the Act 33 Review. We have no underground utilities within the ROW, however at the west end is a culvert that outlets the drainage for the area. The natural drainage pattern toward that outlet should not be allowed to change with future development of the site.

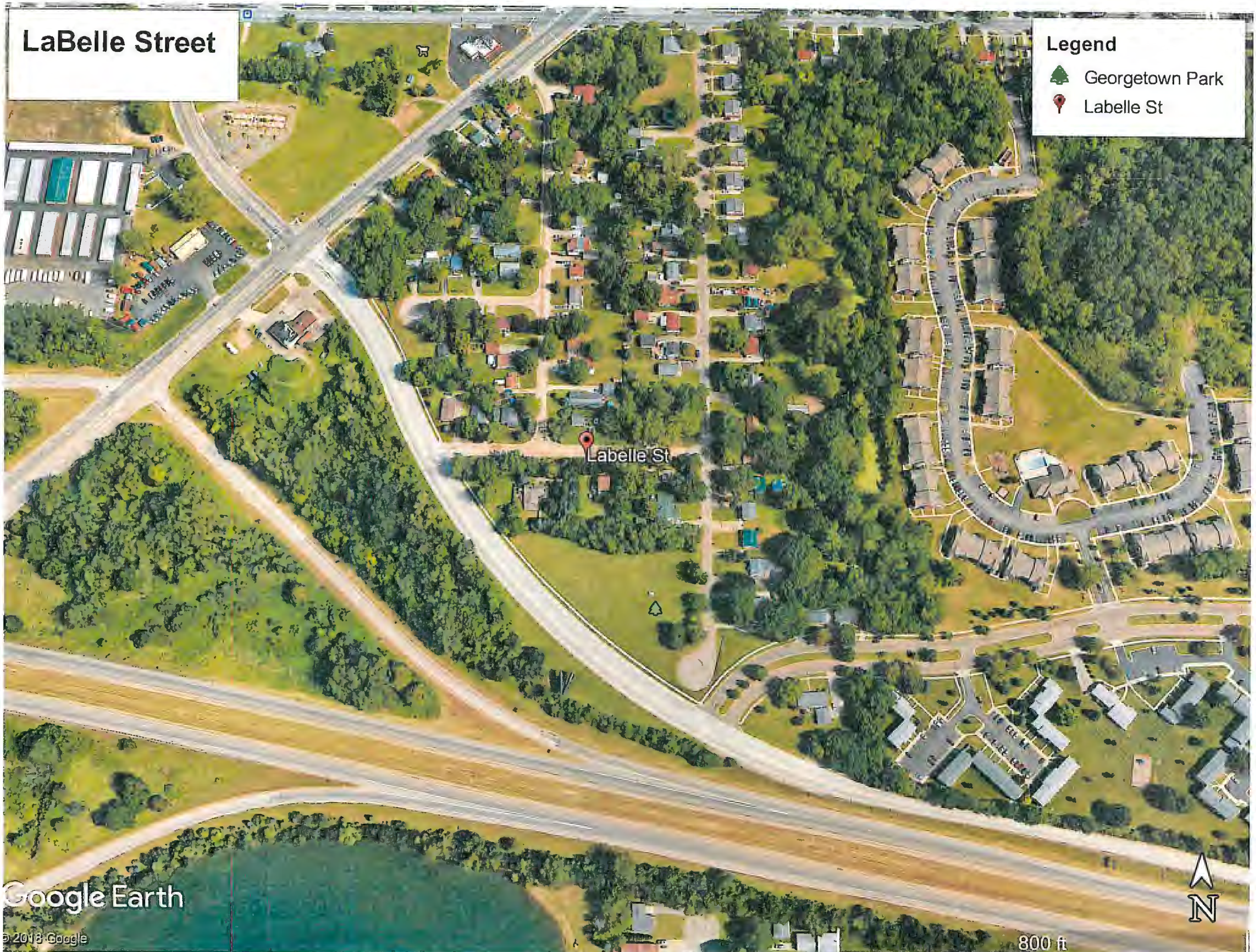
LaBelle ROW extends through the current Edgewood Blvd ROW. The portion to be vacated should be in line with the west Edgewood ROW line extended through the LaBelle ROW.

SUMMARY

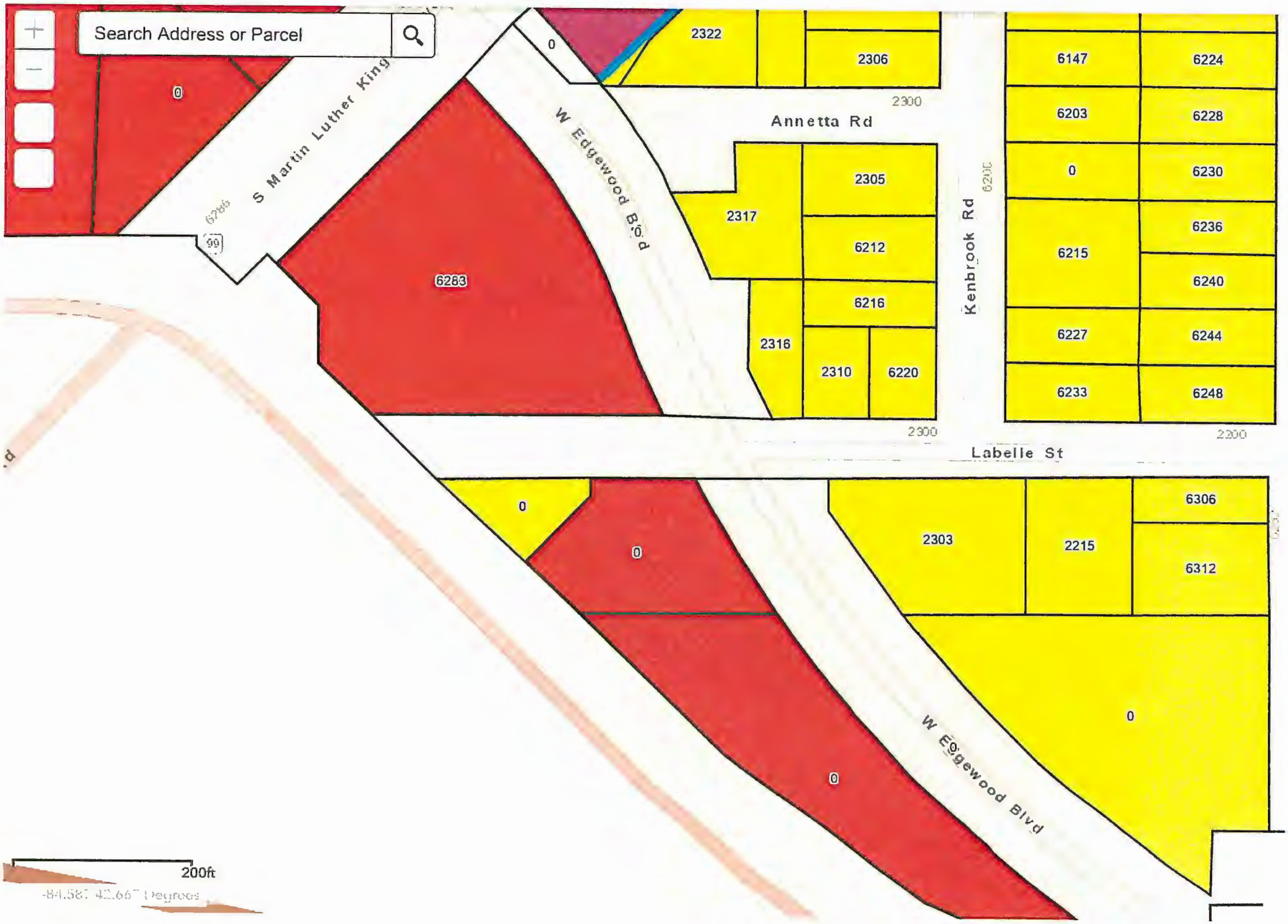
- All properties on the north and south sides of the subject ROW are owned by Complete Hitch. The west end terminates at the north I-96 ROW line.
- The proposal is to assemble property for eventual development.
- The Design Lansing Comprehensive Plan designation is for Suburban Commercial.
- One adjacent property, zoned "A" Residential, will need to be rezoned if it is to be incorporated in a commercial development.

STAFF RECOMMENDATION

Staff recommends the vacation of that part of the LaBelle Road right-of-way that lies between the west line of Edgewood Boulevard (if extended through LaBelle Road right-of-way) and the eastern right-of-way line of I-96.


LaBelle Street
Legend
Georgetown Park
Labelle St
Labelle St
N
800 ft
Google Earth
© 2018 Google

Lansing Parcel Viewer



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

WHEREAS, Lansing Police Department has submitted application to the Bureau of Justice Assistance (BJA) for an award under the Bulletproof Vest Partnership (BVA) for funds dedicated to the purchase of National Institute of Justice (NJA) compliant armored vests; and

WHEREAS, the Lansing Police Department was informed on October 3, 2018, that it will receive the award and funds have been posted to its account in the BVP System in the amount of $23,181.87; and

WHEREAS, local match funds are available in the FY2019 Lansing Police Department operating budget previously earmarked for armored vest purchases and are sufficient to meet the ability to maximize the eligible amount determined by BJA of $51,000.00; and

WHEREAS, in order to provide adequate protection for our officers armored vests are necessary for new officers and to supply senior officers with replacement of vests at their expiration date; currently vest expire every 5 years. Lansing Police Department policy requires officers to wear a ballistic vest;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council approves acceptance of the Bulletproof Vest Partnership award and approves the transfer of operating funds to match the award in the amount of $28,018.13 in to order to reach the maximum eligible amount for the program period (April 1, 2018 through August 31, 2020); 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 funds.

BY THE ________________

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made the appointment of Ronald Embry, 5730 Barren Drive, Lansing, MI 48911as a 2ND Ward Member of the Human Relations & Community Services Board for a term to expire June 30, 2022; and

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

WHEREAS, the ________________ Committee met on _________ and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the appointment of Ronald Embry, 5730 Barren Drive, Lansing, MI 48911as a 2ND Ward Member of the Human Relations & Community Services Board for a term to expire June 30, 2022.

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

WHEREAS, the Mayor made the reappointments to various Boards as stated below:

Michigan Avenue Corridor Improvement Authority:
Joseph Ruth as a Member for a term to expire June 30, 2022; and
Jonathan Lum as a Resident Member for a term to expire June 30, 2020; and

Human Relations and Community Service Board:
Julie Rowe as an At-Large Member for a term to expire June 30, 2022; and

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

WHEREAS, the Committee ____________ took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the reappointments to various Boards as stated below:

Michigan Avenue Corridor Improvement Authority:
Joseph Ruth as a Member for a term to expire June 30, 2022.
Jonathan Lum as a Resident Member for a term to expire June 30, 2020.

Human Relations and Community Service Board:
Julie Rowe as an At-Large Member for a term to expire June 30, 2022.

RECEIVED OCT 1 8 201C

XV B. 1.

10-18-2018

I Bobbie Maxwell

would like to appeal your Prior Ruling ON 2319 Greenbelt, Lansing, Tall Grass Dated 9-19-18

Bobbie L Maxwell

517-887-0600

RECEIVED JUL 12 2018

City of Lansing

OFFICE OF THE CITY ATTORNEY

1594

Claims Review Committee Form

(Commonly including: Grass, Trash, Weeds and Board-Up Violations)

NAME: Bobbie Maxwell DATE: 7-12-18

MAILING ADDRESS: PO Box 10194 EMAIL:

CITY: Lansing STATE: Mi ZIP CODE: 48910

TELEPHONE: Home ( )517) 887-0600 Work ( )

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

ADDRESS: 2319 Greenbelt PARCEL NO.

DATE OF INCIDENT: 5-25-18 AMOUNT YOU WERE BILLED: $330.00

TOTAL AMOUNT YOU ARE CONTESTING: $330

TYPE OF ASSESMENT: Tall Grass

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.

(1) Grass was to be Cut by 5-25-18.
(2) Grass was Cut by Renter on 5-23-18
(3) Owner Cut Grass on 5-30-18
(4) City Cut Grass in early June.
(5) Did NOT Get Second Notice To Cut Grass

A description of the claims review process is available on our website at: http://www.lansingmi.gov/Government/City Attorney/Forms & Documents/Claims Review Committee Form

City of Lansing
OFFICE OF THE CITY ATTORNEY

James D. Smiertka, City Attorney

September 19, 2018

Bobbie Maxwell
P.O. Box 10194
Lansing, MI 48910

Re: Claim – 2319 Greenbelt Dr.

Dear Mr./ Ms. Maxwell:

Please be advised that the Claims Review Committee reviewed the claim you submitted in the amount of $330.00 for property located at 2319 Greenbelt Dr., 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,

Venus Kumar

Venus Kumar
Paralegal

RECEIVED AUG 22 2018

10:45am

DATE: 8/20/2018

1594

PPN:	**33-01-01-31-278-261**
DATE SUBMITTED:	**7/12/2018**
ADDRESS OF VIOLATION:	**2319 Greenbelt Drive**
LISTED TAXPAYER OF RECORD:	**Maxwell, Bobbie & Dorothy**
OTHER TAXPAYER OF RECORD:	
CLAIMANT:	**Maxwell, Bobbie**
CLAIMANT'S ADDRESS:	**P.O. Box 10194** **Lansing, MI 48910**
TYPE OF ACTIONS CONTESTED:	**Grass Violation**
VIOLATION DATE:	**5/18/2018**
NOTIFICATION DATE:	**5/18/2018**
2ND NOTICE ASSESSMENT DATE:	
AMOUNT OF ASSESSMENT:	**$330.00**
CONTRACTOR NAME - INVOICE NO. - DATE:	**Tomlinson 18-G0007** **6/11/2018**
AMOUNT OF CLAIM:	**$330.00**
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:	**Grass** **Violation** **5/18/2018**
CITATIONS IN PREVIOUS YEAR:	
CLAIMANT'S CIRCUMSTANCES:	**See Attached**

CODE OFFICER'S NOTES: This property was cited for a grass violation on 5/18/2018 with a compliance due date of 5/25/2018. The officer rechecked the property on 6/07/2018 the grass had not been mowed and the property was submitted to the contractor. The contractor arrived on 6/11/2017 the grass was well over 8 inches (please see photos) the property was mowed. Pictures show proper actions were taken by both the officer and the contractor therefore this office recommends denial of the claim.

RECEIVED JUL 12 2018

City of Lansing

OFFICE OF THE CITY ATTORNEY

1594

Claims Review Committee Form

(Commonly including: Grass, Trash, Weeds and Board-Up Violations)

NAME: Bobbie Maxwell DATE: 7-12-18

MAILING ADDRESS: PO Box 10194 EMAIL:

CITY: Lansing STATE: Mi ZIP CODE: 48910

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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.

(1) Grass was to be Cut by 5-25-18.
(2) Grass was Cut by Renter on 5-23-18
(3) Owner Cut Grass on 5-30-18
(4) City Cut Grass in early June.
(5) Did not get second notice to Cut Grass

A description of the claims review process is available on our website at: http://www.lansingmi.gov/Government/City Attorney/Forms & Documents/Claims Review Committee Form

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: 06/13/2018
Due Date: 07/13/2018
Pay Invoice In Full

MAXWELL BOBBIE A & DOROTHY E
4422 OAKCREST DR
LANSING MI 48917-4111

Inv Number: 00114673
Parcel: 33-01-01-31-278-261
Address: 2319 GREENBELT DR

Parcel: 33-01-01-31-278-261 **Bill Detail**

Invoice Number	Date of Service	Enforcement Num	Address	Amount Due
00114673		E18-03389	2319 GREENBELT DR	$330.00

Fee Details: Quantity	Description	Balance
1.000	Grass and Weeds - Admin Fee	$ 265.00
1.000	Grass and Weeds - Contractor Cha	$ 65.00

Total Amount Due $ 330.00

Questions regarding this invoice: Contact **CODE ENFORCEMENT** 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

Date work completed: 06-11-18

From:
David Tomlinson
2500 Pinch Hwy.
Charlotte, MI 48813

Bill To:
City Of Lansing
Office of Code Compliance
316 North Capitol Avenue
Lansing, MI 48933-1238

Vendor Number: V001476

Purchase Order No: 85084

Violation Type:	Grass and Weeds
Invoice Number:	18-G0007
Work Authorized:	Entire Lot
Location:	2319 GREENBELT DR
Location Description:	
Parcel Number:	33-01-01-31-278-261

Mowing Done by Tomlinson

TOTAL INVOICE $65.00

Andy Schor, Mayor

Economic Development & Planning
Code Enforcement Office

316 N. Capitol, Ste C-1, Lansing, MI 48933-1238
(517) 483-4361 FAX (517) 377-0100

GRASS AND WEEDS CORRECTION NOTICE

MAXWELL BOBBIE A & DOROTHY E or Current Occupant
PO BOX 10194
Lansing, MI 48901

Violation date: 05/18/2018

Violation Location: 2319 GREENBELT DR
Parcel No: 33-01-01-31-278-261
Compliance Due Date: 05/25/2018

You are hereby notified that this Office has found a violation of the City of Lansing Housing Code Section 302 EXTERIOR PROPERTY AREA at the above referenced location.

Description
Grass & Weeds: Entire Yard ***Grass and weeds must be below the 8" maximum allowed length.***

Grass & Weeds: Back Yard ***Grass and weeds must be below the 8" maximum allowed length.***

Grass Weeds: Side Yard ***Grass and weeds must be below the 8" maximum allowed length.***

Any Premises or portion thereof on which there exists growth of grass and/or weeds exceeding eight inches in height located anywhere on the premises - which includes but not limited to front, side, rear, back yard, driveway, next to fences, between curb and sidewalk or next to vehicles - shall be deemed , and hereby declared to be a substandard premises and is subject to abatement pursuant to Section 302.4 of the Lansing Housing Code.

Failure to comply by the compliance due date will leave no alternative but to have the work completed by our contractor. All costs incurred, which consist of the contractors fees plus $265.00 City service charge, shall be charged to you as an assessment against your property. **Please be advised that, in an effort to discourage repeat offenses of this nature, the City will assess you an extra $75.00 fee for each time there is an additional premise violation at the violation address above during this calendar year.**
If you have any questions or concerns about complying within the time indicated, you may contact me Monday through Friday between the hours of 8-9 - AM or 12-1 - PM

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.

LANSING MICHIGAN
Andy Schor, Mayor

Economic Development & Planning
Code Enforcement Office
316 N. Capitol, Ste C-1, Lansing, MI 48933-1238
(517) 483-4361 FAX (517) 377-0100

GRASS AND WEEDS CORRECTION NOTICE

MAXWELL BOBBIE A & DOROTHY E or Current Occupant
4422 OAKCREST DR
LANSING, MI 48917-4111

Violation date: 05/18/2018

Violation Location: 2319 GREENBELT DR
Parcel No: 33-01-01-31-278-261
Compliance Due Date: 05/25/2018

You are hereby notified that this Office has found a violation of the City of Lansing Housing Code Section 302 EXTERIOR PROPERTY AREA at the above referenced location.

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Andy Schor, Mayor

Economic Development & Planning
Code Enforcement Office

316 N. Capitol, Ste C-1, Lansing, MI 48933-1238
(517) 483-4361 FAX (517) 377-0100

GRASS AND WEEDS CORRECTION NOTICE

Occupant or Current Occupant
2319 GREENBELT DR
LANSING, MI 48911

Violation date: 05/18/2018

Violation Location: 2319 GREENBELT DR
Parcel No: 33-01-01-31-278-261
Compliance Due Date: 05/25/2018

You are hereby notified that this Office has found a violation of the City of Lansing Housing Code Section 302 EXTERIOR PROPERTY AREA at the above referenced location.

Description
Grass & Weeds: Entire Yard ***Grass and weeds must be below the 8" maximum allowed length.***

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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.

Economic Development & Planning
Code Enforcement Office
316 N. Capitol, Ste C-1, Lansing, MI 48933-1238
(517) 483-4361 FAX (517) 377-0100

Andy Schor, Mayor

Weeds Authorization Form

Submitted to: David B Tomlinson on 06/07/2018

TAXPAYER: MAXWELL BOBBIE A & DOROTHY E, 4422 OAKCREST DR LANSING, MI 48917-4111

Location of Work: **Enf Num: E18-03389**

Address: 2319 GREENBELT DR
Lot No:
Description:
Parcel No: 33-01-01-31-278-261

Violation:
Grass & Weeds: Entire Yard ***Grass and weeds must be below the 8" maximum allowed length.***

Grass & Weeds: Back Yard ***Grass and weeds must be below the 8" maximum allowed length.***

Grass Weeds: Side Yard ***Grass and weeds must be below the 8" maximum allowed length.***

Estimated Time required to complete work: 1

Warning Comment:
<NONE>

Submitted By: Meredith D Johnson (517) 483 6849

This action is authorized by the Manager of Code Compliance

Document's Author: MDJohnson Date Created:06/07/18 12:20 PM


2319
06 11 2018
11 12:41


06 11 2018
11 12:41


11 1:05 PM
06 11 2018

XV B. 2.

VIA CERTIFIED LETTER

October 18, 2018

City of Lansing
Chris Swope, Clerk
124 W Michigan Avenue
9th Floor of City Hall
Lansing, MI 48933

Dear Mr. Swope:

Please find enclosed a copy of the proposed amendment to the Articles of Incorporation of Capital Area Transportation Authority (CATA). The CATA Board approved the proposed amendment to the Articles on October 17, 2018.

I have also enclosed a copy of the original Articles of Incorporation for your convenience. Please feel free to contact me if you have any questions.

Sincerely,

Bradley T. Funkhouser

Bradley T. Funkhouser, AICP
Chief Executive Officer

Enclosures

APPROVED – OCTOBER 17, 2018
AGENDA ITEM VI B

CAPITAL AREA TRANSPORTATION AUTHORITY BOARD

AMENDMENT TO ARTICLE OF INCORPORATION

In a letter dated, November 29, 2017, the Ingham County Board of Commissioners sent a resolution requesting two voting seats on the CATA Board of Directors. This request was responded to in a letter dated April 10, 2018, by CATA Board Chair Nathan Triplett, indicating that CATA would research the appropriate process to further the County's request and that their request would be discussed by the CATA Board. This was followed by a similar request by MSU in a letter dated April 24, 2018 and a response by Chair Triplett dated May 8, 2018.

Since the original request was made, CATA staff coordinated with legal counsel and drafted two alternatives that would allow the CATA Board to amend the current Articles of Incorporation and add additional voting seats to the Board without becoming a member of the Authority. These alternatives were discussed by the CATA Board on multiple Board meetings during the past several months and concluded with Alternative 2 being identified as the most viable.

Alternative 2 consists of proposed language changes to the Articles of Incorporation that allow an "Independent Entity" to appoint one "Independent Representative" to the CATA Board by financially participating in an amount set forth by the Board.

If the proposed amendments to the Articles of Incorporation are approved, it is then sent to the clerk for each participating member of the Authority by certified mail. The governing bodies of each participating member shall have forty-five (45) days after receipt by their clerk in which to disapprove the proposed amendments and transmit a resolution of disapproval to the CATA Board. Upon receipt of such a resolution of disapproval, the proposed amendments shall not become effective unless the CATA Board by a two-thirds vote of the members of the CATA Board then serving ratifies the proposed amendments within forty-five (45) days after receipt of the resolution of disapproval. If a majority of governing bodies of the participating members disapproves of the proposed amendments, the proposed articles shall not become effective and the CATA Board shall not be empowered to override the participating members vote. If a participating member fails to respond to the proposed amendments within the forty-five (45) days period set above, this shall be tantamount to approval of the proposed amendments.

PROPOSED MOTION: That the CATA Board of Directors approves the proposed amendments to the CATA Articles of Incorporation and directs the Chief Executive Officer, Bradley T. Funkhouser, to send the amendments to the clerk of each member of the Authority, as provided for in Article V, Section 3 of the CATA Articles of Incorporation.

CATA Board: **Yeas**: Nathan Triplett, Doug Lecato, Shanna Draheim, Dion'trae Hayes, Dan Opsommer, Donna Rose, Derek Melot, Jennie Gies **Nays**: None **Absent**: Pete Kuhnmuench, Dusty Fancher

I, Susan Olson, Recording Secretary for the Capital Area Transportation Authority Board, do hereby certify that the above and foregoing is a true and correct copy of the Board Action Item approved by the CATA Board, Lansing, Michigan, on October 17, 2018, as appears on record in my office, and that I have compared the same with the original and that it is a true transcript therefrom and of the whole thereof.

Susan Olson

Susan Olson
Recording Secretary, CATA Board

ARTICLES OF INCORPORATION OF
CAPITAL AREA TRANSPORTATION AUTHORITY
AS AMENDED ____________ _, 2018

ARTICLE I.

The name of this corporation is Capital Area Transportation Authority hereinafter referred to as the "Authority" or "CATA".

ARTICLE II.

The purpose or purposes for which the Authority is created are:

(1) To create a public authority to accomplish the purpose or purposes for which authorities may be authorized pursuant to 55 P.A. of 1963 as amended, which purpose or purposes are incorporated herein by reference.

(2) To plan, promote, purchase, acquire, establish, own, operate, or cause to be operated, maintain, improve, enlarge, and modernize a mass transit system in the greater Lansing area.

(3) To do all things necessary, suitable and/or proper for the accomplishment of the above purpose, purposes, and any one or more of them.

ARTICLE III.

The powers of the Authority shall be to do everything and anything reasonably and lawfully necessary, proper, suitable, or convenient for the achievement or furtherance of the purposes above stated, or for any of them. These powers shall include, but not be limited to the following specific powers; to issue self-liquidating or revenue bonds, to levy a tax on the real and personal property located in the service area upon the approval of a majority vote, to borrow money from a commercial or governmental institution.

ARTICLE IV.

(1) Any political subdivision which is within the service area as defined in 1963 PA 55, as amended, may become a member of the Authority upon fulfillment of the following prerequisites:

(a) Receiving CATA public transit bus service;

(b) Financially participating in an amount that levies the Authority's millage pursuant to 1963 PA 55 and all other requirements mandated by said Act (1963 PA 55).

(c) Adoption of a resolution by the governing body of the political subdivision;

(d) Acceptance by resolution adopted by majority vote of the Board; and

(e) Compliance with the Bylaws and Policies of the Authority.

(2) The Authority shall be directed and governed by the Capital Area Transportation Authority Board, herein referred to as the "Board". Representation on the CATA Board shall be determined as follows:

(a) Political subdivisions that are members of the Authority:

		Number of Representatives
i.	Less than 10,000 population and not a member of the Authority as of January 1, 1975	Non-Voting
ii.	10,000-35,000 population and not a member of the Authority as of January l, 1975	1 Voting
iii.	0-35,000 population and a member of the Authority as of January 1, 1975	1 Voting
iv.	35,001-50,000 population	2 Voting
v.	50,001- 100,000 population	3 Voting
vi.	100,001-150,000 population	4 Voting
vii.	150,001 and up	5 Voting

(b) Effective December 1, 2018, the Board may provide in its Bylaws for a political subdivision that is not a member of CATA (an "Independent

Entity"), but which financially participates in an amount set forth by the Board, to appoint one (1) Board member as its representative (an "Independent Representative"). An Independent Representative shall have the same rights, privileges, and responsibilities as the representatives that are appointed by the political subdivisions that are members of the Authority, except and provided that, notwithstanding any provision to the contrary in these Articles of Incorporation, an Independent Representative shall cease to be a Board member, regardless of the term of appointment, upon the Independent Entity that appointed the member failing to financially participate in an amount set forth by the Board.

If any political subdivision withdraws from membership in the Authority, the term of each Board member appointed by that political subdivision shall expire at the time of withdrawal.

(3) The Board may provide in its Bylaws for political subdivisions and Independent Entities to appoint non-voting representatives to the Board on an advisory basis, subject to the pleasure of the Board and on such terms and conditions as the Board deems appropriate.

(4) The terms of the office of the Board members shall be three years, with members appointed on a rotational schedule. The rotational schedule for Board appointments is approved by the CATA Board with terms beginning at the first regular Board meeting following the annual organizational meeting. If the member is unable to complete their term of office, a successor shall be appointed in the same manner as the original appointment to complete the term.

(5) The participating political subdivisions shall not appoint persons to the Board that fall within any of the following categories:

(a) Any individual who is an employee or agent of CATA, or
(b) Any individual who is related to an employee, officer or agent of CATA.

Relative is defined as spouse, parent, child, sister, brother, sister-in-law, brother-in-law, son-in-law, daughter-in-law, grandchild, grandparent or legal guardian.

(6) Any Board member may be removed from office with or without cause by the political subdivision that appointed the member in accordance with the policies and procedures of the political subdivision. A Board member may resign from office at any time, effective upon receipt of written notice of resignation by the Chief Executive Officer of CATA, unless otherwise specified in the notice of resignation.

(7) The Board shall hold an annual organizational meeting each year, unless deemed otherwise, at such place, date, and hour as shall be fixed by the Board. The Board shall, at its annual meeting, elect a chairperson, vice- chairperson, and secretary/treasurer who shall be members of the Board who were appointed by members of the Authority. Said officers shall serve at the pleasure of the Board and shall have all the powers assigned to them by the Board. The Board shall transact such other business as may be necessary at its annual meeting and shall fix a time and place for regular meetings which shall be open to the public. All members of the Board shall serve without compensation from the Authority, but shall be entitled to reimbursement by the Authority of actual expenses incurred in the discharge of their duties. In the conduct of the business of the Board, a majority of the Board members then appointed and serving shall constitute a quorum. On all voting issues before the Board, a majority of the Board members present and voting shall be sufficient for the adoption of any resolutions.

(8) The chairperson or any two members of the Board may call a special meeting of the Board as set forth by CATA policy. The Board shall keep a written or printed record of every meeting, which record shall be public.

(9) The Board shall provide a system of accounts to conform to the uniform system required by law and shall provide for the auditing of said accounts once a year by a competent certified public accountant. The Board shall appoint an executive director and shall adopt rules, regulations, and policies governing the employees, patrons, and facilities under its jurisdiction.

(10) A Board member or any person holding appointment by the Board shall not have any interest either directly or indirectly in any contract entered into by the Authority, unless all material facts as to their relationship or interest as to the contract are disclosed or

known to the Board, and the Board authorizes, approves or ratifies the contract without counting the vote of the interested member.

(11) The Board shall furnish an annual report to the governing bodies of all participating members with respect to the operation, maintenance and financial condition of the Authority.

(12) The Board shall adopt bylaws, policies and procedures that it deems necessary, suitable and/or proper for the conduct of the business of the Board and for accomplishing the purpose or purposes for which the Authority is created.

ARTICLE V.

(1) The Authority may be dissolved in accordance with statutory provisions, and subject to the provisions set forth in Article V. paragraph 2, below.

(2) The Authority may not be dissolved or its Articles amended if such dissolution or amendment would or could operate as an impairment of any authorized bonds.

(3) The Articles of Incorporation may be amended only by a majority vote of the Board members then serving subject to veto by the governing body of any political subdivision which is a member of the Authority as set forth below:

(a) After approval of the proposed amendments to the Articles, the Authority shall send by certified mail with return receipt requested, the proposed amendments to the clerk for each participating member of the Authority.

(b) The governing bodies of each participating member shall have forty- five (45) days after receipt by their clerk in which to disapprove the proposed amendments and transmit a resolution of disapproval to the CATA Board.

(c) Upon receipt of such resolution of disapproval, the proposed amendments shall not become effective unless the CATA Board by two-thirds vote of the members of the CATA Board then serving ratifies the proposed amendments within 45 days after receipt of the resolution of disapproval.

(d) If a majority of the governing bodies of the participating members disapprove of the proposed amendments, the proposed articles shall not become effective, and the CATA Board shall not be empowered to override the participating members vote.

(e) If a participating member fails to respond to the proposed amendments within the 45 day time period set in (b) above, this shall be tantamount to approval of the proposed amendments.

ARTICLE VI.

These Articles of Incorporation, as amended ___________, 2018, completely restate and supercede all prior Articles of Incorporation of Capital Area Transportation Authority.

CERTIFICATE OF ADOPTION

The undersigned certify that the foregoing Articles of Incorporation were adopted by an affirmative vote of the members of the Board of Capital Area Transportation Authority at a meeting duly held on the ___________ day of __________________, 2018.

CAPITAL AREA TRANSPORTATION AUTHORITY

_________________________________, Board Chair

_________________________________, Board Secretary

____
Recording Secretary

EXECUTED THIS __________ DAY OF ___________, 2018

COPY OF THE ORIGINAL ARTICLES OF INCORPORATION OF CAPITAL AREA TRANSPORTATION AUTHORITY

AMENDED ARTICLES OF INCORPORATION OF THE

CAPITAL AREA TRANSPORTATION AUTHORITY

ARTICLE I.

The name of this corporation is Capital Area Transportation Authority hereinafter referred to as the "Authority".

ARTICLE II.

The purpose or purposes for which the Authority is created are:

(1) To create a public authority to accomplish the purpose or purposes for which authorities may be authorized pursuant to 55 P.A. of 1963 as amended, which purpose or purposes are incorporated herein by reference.

(2) To plan, promote, purchase, acquire, establish, own, operate, or cause to be operated, maintain, improve, enlarge, and modernize a mass transit system in the greater Lansing area.

(3) To do all things necessary, suitable and/or proper for the accomplishment of the above purpose, purposes, and any one or more of them.

ARTICLE III.

The powers of the Authority shall be to do everything and anything reasonably and lawfully necessary, proper, suitable, or convenient for the achievement or furtherance of the purposes above stated, or for any of them. These powers shall include, but not be limited to the following specific powers; to issue self-liquidating or revenue bonds, to levy a tax on the real and personal property located in the service area upon the approval of a majority vote, to borrow money from a commercial or governmental institution.

ARTICLE IV.

(1) The Authority shall be directed and governed by the Capital Area Transportation Authority Board, herein referred to as the "Board". Any political subdivision which is within the service area as defined in 55 P.A. of 1963 as amended, may become a member of the Authority upon fulfillment of the following prerequisites:

(A) Receiving bus service.

(B) Financially participating in an amount set forth by the Board of Directors.

(C) Adoption of a resolution by the governing body.

(D) Acceptance thereof by resolution adopted by majority vote of the Board.

(E) Compliance with the Bylaws and Policies of the Authority.

(2) Representation on the CATA Board shall be determined as follows:

		Number of Representatives
i.	Less than 10,000 population and not a member of the Authority as of January 1, 1975	Non-voting
ii.	10,000-35,000 population and not a member of the Authority as of January 1, 1975	1
iii.	0-35,000 population and a member of the Authority as of January 1, 1975	1
iv.	35,001-50,000 population	2
v.	50,001-100,000 population	3
vi.	100,001-150,000 population	4
vii.	150,001 and up	5

If any political subdivision withdraws, the term of the Board member from that political subdivision shall expire at the time of withdrawal.

(3) The terms of the office of the Board members shall be three years, with members appointed on a rotational schedule. The rotational schedule for Board appointments is approved by the CATA Board with terms beginning at the first regular Board meeting following the annual organizational meeting. If the member is unable to complete their term of office, a successor shall be appointed in the same manner as the original appointment to complete the term.

(4) The participating subdivisions shall not appoint persons to the CATA Board of Directors that fall within any of the following categories:

a. Any individual who is an employee or agent of CATA, or
b. Any individual who is related to an employee, officer or agent of CATA.

Relative is defined as spouse, parent, child, sister, brother, sister-in-law, brother-in-law, son-in-law, daughter-in-law, grandchild, grandparent or legal guardian.

This provision shall not apply to any Board Member serving as of the date of the adoption of this amendment.

(5) The governing bodies of the political subdivisions participating in the Authority may remove any member for cause which it appoints to the Board, in the same manner as the original appointment is made.

(6) The Board shall hold an annual organizational meeting each year, unless deemed otherwise, at such place, date, and hour as shall be fixed by the Board. The Board shall, at its annual meeting, elect a chairperson, vice-chairperson, and secretary/treasurer who shall be members of the Board. Said officers shall serve at the pleasure of the Board and shall have all the powers assigned to them by the Board. The Board shall transact such other business as may be necessary at its annual meeting and shall fix a time and place for

regular meetings which shall be open to the public. All members of the Board shall serve without compensation from the Authority, but shall be entitled to reimbursement by the Authority of actual expenses incurred in the discharge of their duties. In the conduct of the business of the Board, a majority of the Board members then elected and serving shall constitute a quorum. On all voting issues before the Board, a majority of the Board members present and voting shall be sufficient for the adoption of any resolutions.

(7) The chairperson or any two members of the Board may call a special meeting of the Board as set forth by CATA policy. The Board shall keep a written or printed record of every meeting, which record shall be public.

(8) The Board shall provide a system of accounts to conform to the uniform system required by law and shall provide for the auditing of said accounts once a year by a competent certified public accountant. The Board shall appoint an executive director and shall adopt rules, regulations, and policies governing the employees, patrons, and facilities under its jurisdiction.

(9) A Board member or any person holding appointment by the Board shall not have any interest either directly or indirectly in any contract entered into by the Authority, unless all material facts as to their relationship or interest as to the contract are disclosed or known to the Board, and the Board authorizes, approves or ratifies the contract without counting the vote of the interested member.

(10) The Board shall furnish an annual report to the governing bodies of all participating members with respect to the operation, maintenance and financial condition of the Authority.

(11) The Board shall adopt bylaws, policies and procedures that it deems necessary, suitable and/or proper for the conduct of the business of the Board and for accomplishing the purpose or purposes for which the Authority is created.

ARTICLE V.

(1) The Authority may be dissolved in accordance with statutory provisions, and subject to the provisions set forth in Article V, paragraph 2, below.

(2) The Authority may not be dissolved or its Articles amended if such dissolution or amendment would or could operate as an impairment of any authorized bonds.

(3) The Articles of Incorporation may be amended only by a majority vote of the Board members then serving subject to veto by the governing body of any political subdivision which is a member of the Authority as set forth below:

a. After approval of the proposed amendments to the Articles, the Authority shall send by certified mail with return receipt requested, the proposed amendments to the clerk for each participating member of the Authority.

b. The governing bodies of each participating member shall have forty-five (45) days after receipt by their clerk in which to disapprove the proposed amendments and transmit a resolution of disapproval to the CATA Board.

c. Upon receipt of such resolution of disapproval, the proposed amendments shall not become effective unless the CATA Board by two-thirds vote of the members of the CATA Board then serving ratifies the proposed amendments within 45 days after receipt of the resolution of disapproval.

d. If a majority of the governing bodies of the participating members disapprove of the proposed amendments, the proposed articles shall not become effective, and the CATA Board shall not be empowered to override the participating members vote.

e. If a participating member fails to respond to the proposed amendments within the 45 day time period set in (b) above, this shall be tantamount to approval of the proposed amendments.

The foregoing Amended Articles of Incorporation were adopted by an affirmative vote of the members elect of the Capital Area Transportation Authority, at a meeting duly held on the 19th day of June, 1996.

CAPITAL AREA TRANSPORTATION AUTHORITY

Thomas L. Minter

Thomas L. Minter, Board Chairman

Duane L Allen

Duane Allen, Board Vice-Chairman

Adopted: June 19, 1996

Andy Schor, Mayor

Lansing Police Department
Staff Services Division
Captain Cherie Ballor
120 West Michigan Avenue
Lansing, MI 48933
Phone: (517) 483-4680
Fax: (517) 483-4688

Mike Yankowski, Chief

To: City Clerk

From: Captain Cherie Ballor

Re: Supplemental Employment

Date: October 26, 2018

Attached is a Supplemental Employment Affidavit of Disclosure for Detention Officer Shawnyne Wohlfert. Please present to the Ethics Board and forward me a copy of the Ethics Board determination.

Thank you for your attention to this matter. Any questions please feel free to contact me.

Cherie Ballor

Captain Cherie Ballor
Lansing Police Department
Staff Services
(517) 483-4647

CITY OF LANSING AFFIDAVIT OF DISCLOSURE

RECEIVED ... PM 3:50 LANSING CITY CLERK

TO: CITY CLERK DATE: 10-21-18

I Shawn Wohlfert 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 Detention in the 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(I) 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(I) 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.**

Submitting this disclosure to seek approval to have second job. Do not think its a problem because I work at vet clinic occasionally to help out. only 4 to 8 hrs a week.

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 24th day of October, 20 18.

[signature]

State of Michigan, County of Ingham

Subscribed and sworn to before me this 24th gned day of October, 20 18

[signature]

Notary Public/or Deputy Clerk

Ingham County, Michigan

My Commission Expires: 10-3-2019

MICHELLE R REDDISH
Notary Public - Michigan
Ingham County
My Commission Expires Oct 3, 2019
Acting in the County of ______

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 ______________________;
  0 %
- Are you self-employed? NO
- Who is your employer, if applicable? Patty Lance
- What are the things you actually do in the business? I am a vet tech and I assist the vet. I also take care the animals, answer phone calls, run labs, assist in surgeries, open rooms etc.
- Who are your clients and who receives your goods or services? My clients are their animals who are sick and need care.
- How and where are your services performed? What ever care they need at Compassion 4 paws.
- How often do you do outside work? I don't work outside. I work for the clinic 4 to 8 hrs a week.

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? If so, please describe: NO

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.