



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
NOVEMBER 19, 2018**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:01 p.m. by President Wood

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

ABSENT: None

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Wood.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Vice President Washington

To approve the printed Council Proceedings of October 22 and November 5, 2018

Motion Carried

SPECIAL CEREMONIES

1. Recognition of the Graduates of the City of Lansing 2018 Citizens Academy

Vice President Washington recognized the graduates.

Mayor Schor congratulated the graduates.

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

Council Member Spitzley thanked the organizers of the 2018 Gobble Wobble Thanksgiving Event.

Council Member Jackson announced his next constituent contact meeting.

Council Member Dunbar thanked Downtown Lansing Inc. for organizing Silver Bells in the City.

Chief Deputy City Clerk Jackson thanked the citizens of Lansing and election workers who voted and participated in the November 6, 2018 General Election, and thanked the organizations that worked with the Clerk's Office in voter registration events.

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

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

MAYOR'S COMMENTS

Mayor Schor spoke about Silver Bells in Downtown Lansing, Small Business Saturday, the REO Town Neighborhood Holiday Pop Up Market, the Housing and Neighborhood Resource Summit, and reminded the public that City Hall is closed for the Thanksgiving Holiday on Thursday, November 22 and Friday, November 23, 2018.

PUBLIC COMMENT ON LEGISLATIVE MATTERS

Legislative Matters included the following public hearings:

1. 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
2. In consideration of Brownfield Plan #54 Amendment 1; Y-Site LLC; Metro Place Project at 301 W. Lenawee Street

Council Member Hussain gave an overview of the public hearings #1 and #2.

- Public Comment on Legislative Matters:

Nancy Mahlow spoke in support of Brownfield Plan #75.

Jack Schripsema spoke in support of Brownfield Plan #75.

Paul Rathbun spoke in support of Brownfield Plan #75.

Jerry Carpenter spoke in support of Brownfield Plan #75.

Julie Lawton-Essa spoke in support of Brownfield Plan #75.

Steve Japinga spoke in support of Brownfield Plans #54.

Cameron Gnass spoke in support of Brownfield Plan #75.

Pat Gillespie spoke in support of Brownfield Plan #75.

LEGISLATIVE MATTERS

REFERRAL OF PUBLIC HEARINGS

1. 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
REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING
2. In consideration of Brownfield Plan #54 Amendment 1; Y-Site LLC; Metro Place Project at 301 W. Lenawee Street
REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

CONSENT AGENDA

By Vice President Washington

To approve items B3a, 3b, 3c, 3d, 3e, 3d, 3e, 3f, 3g, 3h, 3i on the Consent Agenda.

RESOLUTION #2018-284

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

WHEREAS, the Transportation and Non-Motorized Section of the Public Service Department received a request to investigate existing parking signage along Maplehill Avenue and Fenton Street near the Maplehill CACS Head Start; and

WHEREAS, the Transportation and Non-Motorized Section conducted a field check of existing parking signs and traffic conditions and met with staff at the Maplehill CACS Head Start to assess parking needs of the school; and

WHEREAS, based on input gathered, the Transportation and Non-Motorized Section recommends on the north side of Maplehill Avenue adjusting the length of the No Parking 7 AM to 4 PM school days restriction and along the south side implementing one and adding an 11 AM to 1 PM bus loading area in front of the school for mid-day pick up and drop off; and

WHEREAS, the Transportation and Non-Motorized Section also recommends reducing the length of the No Parking 7 AM to 4 PM school days restriction along the north side of Fenton Street; and

WHEREAS, the minutes containing the Public Service Board's recommendation on this matter are on file with the City Clerk's office; and

WHEREAS, the Mayor concurs with the recommendation of the Public Service Board; and

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Public Service Board.

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 18-004 & 18-005, thereby authorizing the Transportation Engineer to change the parking regulations on Maplehill Avenue and Fenton Street;

BE IT FINALLY RESOLVED that Traffic Control Order No. 18-004 & 18-005 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate signs are installed.

Adopted as part of the Consent Agenda

RESOLUTION #2018-285

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

WHEREAS, the Transportation and Non-Motorized Section of the Public Service Department conducted an investigation to determine sight distance and traffic control requirements at the intersection of Wilson Avenue and Young Avenue; and

WHEREAS, the Transportation and Non-Motorized Section performed a safe approach speed study and recommends the installation of stop signs on Young Avenue at Wilson Avenue; and

WHEREAS, the minutes containing the Public Service Board's recommendation on this matter are on file with the City Clerk's office; and

WHEREAS, the Mayor concurs with the recommendation of the Public Service Board; and

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Public Service Board.

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 18-010, thereby authorizing the Transportation Engineer to install stop signs on Young Avenue at Wilson Avenue;

BE IT FINALLY RESOLVED that Traffic Control Order No. 18-010 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate signs are installed.

Adopted as part of the Consent Agenda

RESOLUTION #2018-286

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

WHEREAS, the Transportation and Non-Motorized Section of the Public Service Department received a request from the Fire Marshal to restrict parking along Dodge River Drive, James Street and Black Court to improve emergency vehicle access to these streets; and

WHEREAS, the Transportation and Non-Motorized Section sent a parking survey to property owners / residents along Black Court, Dodge River Drive and James Street; and

WHEREAS, based on the results of the survey, the Transportation and Non-Motorized Section recommends that parking be prohibited along the south side of Black Court, west / south side of Dodge River Drive and the west / south side of James Street. In addition, it is recommended that parking be restricted on both sides at the curves along the streets and near North Street and Turner Street; and

WHEREAS, the minutes containing the Public Service Board's recommendation on this matter are on file with the City Clerk's office; and

WHEREAS, the Mayor concurs with the recommendation of the Public Service Board; and

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Public Service Board.

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 18-002, thereby authorizing the Transportation Engineer to regulate parking along Dodge River Drive, James Street and Black Court;

BE IT FINALLY RESOLVED that Traffic Control Order No. 18-011, 18-017, 18-018 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate signs are installed.

Adopted as part of the Consent Agenda

RESOLUTION #2018-287

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

WHEREAS, the Transportation and Non-Motorized Section of the Public Service Department proposed to reconfigure Shiawassee Street to provide a bike facility along this corner; and

WHEREAS, the Transportation and Non-Motorized Section of the Public Service Department performed an analysis on the MDOT controlled traffic signals at Cedar and Larch streets and concludes that traffic operations at these intersections would not be adversely affected by the reconfiguration of the roadway in this area; and

WHEREAS, the Transportation and Non-Motorized Section of the Public Service Department recommends that Shiawassee Street be reconfigured to provide a turn lane at the signalized Cedar Street and

Larch Street intersections and striped bike lanes, which would improve operations and safety for both motorists and cyclists; and

WHEREAS, to accommodate this reconfiguration, parking would need to be removed on the north side of Shiawassee Street between Cedar and Larch Street; and

WHEREAS, the minutes containing the Public Service Board's recommendation on this matter are on file with the City Clerk's office; and

WHEREAS, the Mayor concurs with the recommendation of the Public Service Board; and

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Public Service Board.

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 18-012 thereby authorizing the Transportation Engineer to regulate parking and travel lanes along Shiawassee Street from west of Cedar Street to east of Larch Street;

BE IT FINALLY RESOLVED that Traffic Control Order No. 18-012 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate signs are installed.

Adopted as part of the Consent Agenda

RESOLUTION #2018-288

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

WHEREAS, the Transportation and Non-Motorized Section of the Public Service Department received a request to restrict parking along the 600 block of West Hillsdale Street and the 600 block of South Sycamore Street to two (2) hours from 8 a.m. to 6 p.m., Monday through Friday; and

WHEREAS, the Transportation and Non-Motorized Section surveyed the occupants and owners of properties along 600 block of West Hillsdale Street and the 600 block of South Sycamore Street; and

WHEREAS, based on the results of the survey, the Transportation and Non-Motorized Section recommends that the two hour time limit along the south side of the 600 block of West Hillsdale Street and the east side of the 600 block of South Sycamore Street be made permanent; and

WHEREAS, the minutes containing the Public Service Board's recommendation on this matter are on file with the City Clerk's office; and

WHEREAS, the Mayor concurs with the recommendation of the Public Service Board; and

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Public Service Board.

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 18-013 & 18-014, thereby authorizing the Transportation Engineer to regulate parking along the south side of the 600 block of West Hillsdale Street and the east side of the 600 block of South Sycamore Street;

BE IT FINALLY RESOLVED that Traffic Control Order No. 18-013 & 18-014 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate signs are installed.

Adopted as part of the Consent Agenda

RESOLUTION #2018-289

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

WHEREAS, the Transportation and Non-Motorized Section of the Public Service Department is updating the parking regulations along Eureka Street between Bingham Street and Jones Street due to the removal of Bingham Elementary School and construction of the new Sparrow Hospital Cancer Facility and parking structure; and

WHEREAS, the Transportation and Non-Motorized Section proposed that the original parking restriction along the north side of the street be replaced with prohibited parking to be more consistent with the rest of Eureka Street; and

WHEREAS, based on the results of a field investigation, the Transportation and Non-Motorized Section recommend the parking prohibitions be made permanent after installing no parking signs on Eureka Street between Bingham Street and Jones Street on a trial basis; and

WHEREAS, the minutes containing the Public Service Board's recommendation on this matter are on file with the City Clerk's office; and

WHEREAS, the Mayor concurs with the recommendation of the Public Service Board; and

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Public Service Board.

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 18-015, thereby authorizing the Transportation Engineer to regulate parking along Eureka Street between Bingham Street and Jones Street;

BE IT FINALLY RESOLVED that Traffic Control Order No. 18-015 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate signs are installed.

Adopted as part of the Consent Agenda

RESOLUTION #2018-290

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

WHEREAS, the Transportation and Non-Motorized Section of the Public Service Department received a request to change the existing parking regulations along Hosmer Street between Jerome Street and Vine Street; and

WHEREAS, the Transportation and Non-Motorized Section surveyed the occupants and owners of properties along Hosmer Street between Jerome Street and Vine Street; and

WHEREAS, based on the results of the survey, the Transportation and Non-Motorized Section recommends that parking along the east side of Hosmer Street between Jerome Street and Vine Street be restricted to two hours Monday – Friday from 8 am to 6 pm and parking along the west side remain unchanged; and

WHEREAS, the minutes containing the Public Service Board's recommendation on this matter are on file with the City Clerk's office; and

WHEREAS, the Mayor concurs with the recommendation of the Public Service Board; and

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Public Service Board.

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 18-032, thereby authorizing the Transportation Engineer to regulate parking along Hosmer Street between Jerome Street and Vine Street;

BE IT FINALLY RESOLVED that Traffic Control Order No. 18-032 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate signs are installed.

Adopted as part of the Consent Agenda

RESOLUTION #2018-291

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

WHEREAS, the Transportation and Non-Motorized Section of the Public Service Department received a request from the Lansing School District to change traffic operations and parking at Gier Park School and modify the school bus loading zones at Pleasant View and Attwood schools; and

WHEREAS, the changes would modify bus load zones at Pleasant View and Attwood School and implement a one way traffic flow for a maximum of one hour at school arrival and one hour at school dismissal times in a counter clockwise direction along Polly Avenue, Gier Street, and Winston Avenue in front of the school; and

WHEREAS, the Transportation and Non-Motorized Section surveyed and investigated the properties at Gier Park School, Pleasant View School and Attwood School; and

WHEREAS, based on the results of the survey, the Transportation and Non-Motorized Section concurs with the Lansing School District's requests and recommends that the changes be implemented as requested; and

WHEREAS, the minutes containing the Public Service Board's recommendation on this matter are on file with the City Clerk's office; and

WHEREAS, the Mayor concurs with the recommendation of the Public Service Board; and

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Public Service Board.

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 18-033, 18-034, 18-035, 18-036, 18-037 & 18-038, thereby authorizing the Transportation Engineer to regulate traffic operations and parking along Attwood Drive near Attwood School, along Gier Street, Polly Avenue and Winston Avenue near Gier Park School, and along Pleasant Grove Road near Pleasant View School;

BE IT FINALLY RESOLVED that Traffic Control Order No. 18-033, 18-034, 18-035, 18-036, 18-037 & 18-038, shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate signs are installed.

Adopted as part of the Consent Agenda

RESOLUTION #2018-292

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

WHEREAS, the Transportation and Non-Motorized Section of the Public Service Department received a request from a resident to prohibit parking along the west side of Stafford Avenue in front of 4614 Stafford Avenue; and

WHEREAS, the Transportation and Non-Motorized Section installed no parking signs along the west side of Stafford Avenue in front of 4614 Stafford Avenue on a trial basis; and

WHEREAS, the Transportation and Non-Motorized Section recommends that the parking prohibition at this location remain in place for a maximum period of 15 years or until that time which it is no longer necessary; and

WHEREAS, the minutes containing the Public Service Board's recommendation on this matter are on file with the City Clerk's office; and

WHEREAS, the Mayor concurs with the recommendation of the Public Service Board; and

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Public Service Board, subject to submittal of a letter from the property owner on an annual basis indicating the continued need for the prohibition.

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 18-039, thereby authorizing the Transportation Engineer to regulate parking along the west side of Stafford Avenue in front of 4614 Stafford Avenue;

BE IT FURTHER RESOLVED that Traffic Control Order No. 18-039 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate signs are installed;

BE IT FINALLY RESOLVED that Traffic Control Order No 18-039 shall remain in place for a maximum of 15 years, contingent on the property owner submitting a letter on an annual basis indicating the continued need for the parking restriction.

Adopted as part of the Consent Agenda

RESOLUTIONS

RESOLUTION #2018-293

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.

By Council Member Hussain

Motion Carried

RESOLUTION #2018-294

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

WHEREAS, Thomas Price, sought to eliminate a special assessment of \$2,711.50 for trash and debris removal fees, and all associated penalties and interest, on the property tax bill for 5818 Hughes Road (Tax ID #33-01-05-05-329-191); and

WHEREAS, upon filing a claim to the Committee on General Services, the claim in the amount of \$2,711.50 was denied on November 13, 2018.

THEREFORE, BE IT RESOLVED, that the City Council, hereby, denies the claim of Thomas Price in the amount of \$2,711.50 for trash and debris removal fees, and all associated penalties and interest on the property tax bill for 5818 Hughes Road (Tax ID #33-01-05-05-329-191).

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

By Council Member Spitzley

Motion Carried

RESOLUTION #2018-295

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

WHEREAS, Nicholas Pena Jimenez, sought to eliminate a special assessment of \$1,028.00 for trash and debris removal fees, and all associated penalties and interest, on the property tax bill for 1220 Shepard Street (Tax ID #33-01-01-22-281-191); and

WHEREAS, upon filing a claim to the Committee on General Services, the Committee met on November 13, 2018 and partially granted the claim in the amount of \$593.00, leaving a remaining balance owing of

\$435.00.

THEREFORE, BE IT RESOLVED, that the City Council, hereby, partially grants the claim in the amount of \$593.00 for trash and debris removal fees, and all associated penalties and interest on the property tax bill for 1220 Shepard Street (Tax ID #33-01-01-22-281-191), leaving a balance owing of \$435.00.

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

By Council Member Spitzley

Motion Carried

RESOLUTION #2018-296

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

WHEREAS, the Transportation and Non-Motorized Section of the Public Service Department received a request from the Michigan Senate to restrict parking around its new office at the southeast corner of Allegan and Townsend due to security and operational concerns; and

WHEREAS, The Transportation and Non-Motorized Section recommends that the Senate's request to eliminate parking on the south side of Allegan adjacent to the building and extend the existing loading zone on the east side of Townsend Street adjacent to the building be approved; and

WHEREAS, the Transportation and Non-Motorized Section also recommends removing 5 metered parking spaces on a trial basis; and

WHEREAS, the minutes containing the Public Service Board's recommendation on this matter are on file with the City Clerk's office; and

WHEREAS, the Mayor concurs with the recommendation of the Public Service Board; and

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Public Service Board as long as compensation is provided to the City for lost parking revenue on Townsend Street during the time period that these meters are removed.

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 18-014, thereby authorizing the Transportation Engineer to change the parking regulations on Allegan Street and Townsend Street, subject to an agreement with the Senate to compensate the City for revenue lost by the removal of meters along Townsend Street;

BE IT FURTHER RESOLVED, that the Lansing City Council will review before the Administration enters into said agreement;

BE IT FINALLY RESOLVED that Traffic Control Order No. 18-042 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate signs are installed.

By Council Member Hussain

Motion Carried

RESOLUTION #2018-297

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

WHEREAS, the City of Lansing is the owner of real property commonly known as the Miller Road Center (the "Property") located 6025 Curry Lane, Lansing, Michigan and legally described as: COM 198 FT N OF

SE COR LOT 2, TH N 139 FT, W 165 FT, S 40 FT, E 16.5 FT, S 99 FT, E 148.5 FT TO BEG; SUPERVISORS PLAT NO 9 T3N R2W, CITY OF LANSING), INGHAM COUNTY, MICHIGAN.; and

WHEREAS, sale of the Property is in the best interest of the City because the City will no longer incur the expenses associated with maintaining the Property; and

WHEREAS, the electors of the City of Lansing on the November 4, 2014 ballot voted and approved to sell the physical structure known as the Miller Road Center currently located on the parcel of property located at 6025 Curry Lane in Lansing; and

WHEREAS, the City published a Request for Proposal, RFP 19/032, to purchase the Miller Road Center on July 23, 2018 which generated three (3) proposals; and

WHEREAS, the proposal that was best able to comply with the terms of the Request for Proposal was received from Capital Area Soccer League whose address is 2875 Northwind Drive, Suite 123, East Lansing, Michigan, for purchase in the amount of One Hundred Twenty Five Thousand Dollars (\$125,000), subject to the terms of the Request for Proposal.

WHEREAS, the Purchase Agreement between the City of Lansing and Capital Area Soccer League was placed on file with the Clerk on November 1, 2018.

NOW, THEREFORE, BE IT RESOLVED that a Public Hearing be held on December 10, 2018 at 7:00 p.m. in the City Council Chambers, Tenth Floor, City Hall, 124 West Michigan Avenue, Lansing, Michigan, to receive public comment on and to consider the sale of the Property, to Capital Area Soccer League.

By Vice President Washington

Motion Carried

RESOLUTION #2018-298

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 (NIJ) 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 Vice President Washington

Motion Carried

ORDINANCES FOR PASSAGE

PASSAGE OF ORDINANCE

An Ordinance of the City of Lansing An Ordinance to Amend 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 Was read a second time by its title and adopted by the following roll call vote:

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

Nays: Council Members

By Council Member Jackson to give the Ordinance immediate effect

Motion Carried

ORDINANCE NO. 1239

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 dDepartment") 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 dDepartment shall be kept confidential.
- (c) Upon receipt of the complaint the dDepartment shall:
 - (1) Be responsible for INVESTIGATING AND determining whether there is sufficient evidence of a violation of this chapter. If the dDepartment 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.

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

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

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

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

Motion Carried

- Reports from City Officers, Boards and Commissions:

1. Letter(s) from the City Clerk re:
 - a. Minutes of Boards, Commissions, and Authorities placed on file in the Clerk's Office

PLACED ON FILE

- b. City Clerk Chris Swope joins National Election Security Pilot Project

REFERRED TO THE COMMITTEE OF THE WHOLE

2. Letter(s) from the Mayor re:
 - a. Appointment; Sean N. Hammond as a Member of the Saginaw Street Corridor Improvement Authority for a term to expire June 30, 2020

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- b. Appointment; Diane Sanborn as a Member of the Saginaw Street Corridor Improvement Authority for a term to expire June 30, 2022

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- c. Appointment; Jason McCammon as a Member of the Michigan Avenue Corridor Improvement Authority for a term to expire June 30, 2022

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- d. Appointment; James Tischler as a Business Owner Member of the Downtown Lansing, Inc. Board for a term to expire June 30, 2019

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- e. Reappointment; Anita Turner as the 3rd Ward Member of the Medical Marihuana Commission for a term to expire November 27, 2022

REFERRED TO THE COMMITTEE OF THE WHOLE

- f. Act-9-2015; Aurelius and Cavanaugh Roads, Acquisition of Easements and Property

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- g. Orders to Make Safe or Demolish; 2500 W. Jolly Rd.

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- h. Orders to Make Safe or Demolish; 1414 Ballard St.

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- i. Memorandum of Understanding; Amend the 2016-2019 Collective Bargaining Agreement Between the City of Lansing and Local No. 421 of the International Association of Fire

Fighters (AFL-CIO)
REFERRED TO THE COMMITTEE OF THE WHOLE

j. Ordinance to adopt the 2015 International Property Maintenance Code

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- Communications and Petitions, and Other City Related Matters:

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

2. Affidavit of Disclosure; Robert Lance Lieter, Lansing Police Department

REFERRED TO THE BOARD OF ETHICS

PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

Michael Morofsky spoke about various City matters.

Michael Robinson spoke about various City matters.

Linda Appling spoke about various City matters.

Harold Leeman Jr. spoke about various City matters.

ADJOURNED TIME 8:26 P.M.

CHRIS SWOPE, CITY CLERK