



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
OCTOBER 26, 2020**

Via ZOOM Conferencing, Meeting ID 827 3930 7418

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

PRESENT: Council Members Betz (remotely from Lansing, MI), Dunbar (remotely from Port Austin, MI), Garza (remotely from Lansing, MI), Hussain (remotely from Lansing, MI), Jackson (remotely from Lansing, MI), Spadafore (remotely from Lansing, MI), Spitzley (remotely from Lansing, MI), Wood (remotely from Lansing, MI)

ABSENT: None

A quorum was present.

Council Member Spitzley asked people to remember the community of Pensacola, Florida who are in the path of an oncoming hurricane; Council Member Wood asked people to remember Martha Bibbs, who recently passed away; Council Member Spadafore asked people to remember Al Wallace, who recently passed away, during the moment of meditation. The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Spadafore.

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

Council Member Spitzley brought up the Lansing State Journal article about a lawsuit against the City of Lansing; she gave acclamations to Sheriff Wigglesworth; and spoke about the Village of Lansing's Trunk-or-Treat event.

Council Member Betz reminded everyone to vote on November 3rd.

Council Member Hussain spoke about the Southwest Action Group's spaghetti dinner fundraiser.

City Clerk Swope spoke about the upcoming election.

Council Member Wood asked about mask requirements for voters.

City Clerk Swope answered that voters are strongly encouraged but not required to wear masks.

Council Member Dunbar asked about the availability of masks for voters.

City Clerk Swope answered that disposable masks are available.

COMMUNITY EVENT ANNOUNCEMENTS

Erica Lynn spoke about the Village of Lansing's Trunk-or-Treat event.

Loretta Stanaway spoke about The Friends of Lansing's Historic Cemeteries Run to Restore fundraiser.

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

City Clerk Swope announced that the public needed to electronically "raise their hand" in order to speak during public comment period.

MAYOR'S COMMENTS

Mayor Schor spoke about the City of Lansing's Halloween events, refunds for city parking permits, the Climate Action Plan, and the One Lansing Fund for eviction and mortgage relief.

PUBLIC COMMENT ON LEGISLATIVE MATTERS

Public Comment on Legislative Matters:

Loretta Stanaway spoke in support of a fire department cadet program and in opposition to the rezoning at 5400 S Cedar.

Julia Kramer spoke in support of the procedures for virtual meetings.

Mike Lynn spoke about various City matters.

LEGISLATIVE MATTERS

RESOLUTIONS

RESOLUTION #2020-185

BY COUNCIL MEMBER SPADAFORE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, on March 16, 2020 under Resolution 2020-053, City Council approved Mayor Schor's Declaration of Emergency through April 10, 2020; and

WHEREAS, on the following dates and under the following resolutions, City Council approved Mayor Schor's Declaration of Emergency:

- April 9, 2020 under Resolution 2020-053 through April 30, 2020;
- April 27th, 2020 under Resolution 2020-069 through May 15, 2020;
- May 11, 2020 under Resolution 2020-077 through June 8, 2020;
- June 8, 2020 under Resolution 2020-084 through June 30, 2020;
- June 22, 2020 under Resolution 2020-089 through July 14th, 2020;
- July 27, 2020 under Resolution 2020-113 through August 25, 2020; and
- August 24, 2020 under Resolution 2020-150 through September 22, 2020; and
- September 21, 2020 under Resolution 2020-181 through October 27, 2020; and

WHEREAS, the Resolutions emphasized the fact that the novel coronavirus (COVID-19) is a respiratory disease that can result in serious illness or death. It is caused by a new strain of coronavirus that had not been previously identified in humans and can easily spread from person to person; and

WHEREAS, on January 31, 2020, the United States Department of

Health and Human Services Secretary Alex Azar declared a public health emergency for COVID-19, and affected state and local governments have also declared states of emergency; and

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council finds that the circumstances warrant an extension of the Mayor's emergency declaration and continuation of the emergency response plan to ensure that public health is protected; and

BE IT FINALLY RESOLVED that the City Council approves an extension of the declaration of emergency, through and including November 30, 2020, and authorizes such powers and duties as provided by Chapter 234.05, the Lansing Emergency Management Ordinance, together with those powers provided by statute, including those set forth in MCL § 30.401 et seq.

By Council Member Spadafore

Motion Carried by the following roll call vote:

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

Nays: None

RESOLUTION #2020-186

BY THE PLANNING AND DEVELOPMENT COMMITTEE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

Act-3-2020, 1401 Case St. Utility Easement Vacation

WHEREAS, Laux Construction, 1018 Hogsback Rd. Mason, MI 48854, has requested that the City vacate an obsolete utility easement extending 444 feet north from the northern edge of Case Street; and

WHEREAS, the utility easement is located entirely within the property 1401 Case Street; and

WHEREAS, on September 1, 2020, the Planning Board reviewed the proposal for the vacation of the utility easement, and found that:

- The utility easement is within a vacated section of Case Street,
- The utility easement currently serves one customer, effectively making it a private service,
- The extent of the utility easement vacation is 444' in length by 66' in width; and

WHEREAS, the Planning Board voted unanimously (5-0) on the proposal to recommend the vacation of the utility easement within 1401 Case Street; 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-3-2020, and approves the vacation of the utility easement located within 1401 Case Street legally described as:

Commencing at the Southeast corner of Lot 1, Block 7, Handy Home Addition as recorded in Liber 2 of Plats, Page 19, Ingham County Records, thence Northerly 519.29 feet on the west line of former Case Street right-of-way, also being the west line of existing utility easement and to the Point of Beginning, thence Northerly along said west line of former Case Street right of way a distance of 439.44 feet; thence Easterly, being perpendicular to said west line 66.00 feet; thence Southerly 439.44 feet along the east line of former Case Street right-of-way, also being the east

line of existing utility easement; thence Westerly 66.00 feet perpendicular to said east line and to the Point of Beginning.

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 Remuneration (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 Spitzley

Motion Carried by the following roll call vote:

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

Nays: None

RESOLUTION #2020-187

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

Resolution to Set a Public Hearing Regarding the Establishment of
Commercial Rehabilitation District for Washington Square at
Kalamazoo, LLC at
329-337 South Washington Square

WHEREAS, Washington Square at Kalamazoo, LLC, owner of the property located at 329, 331, 333, and 337 South Washington Square in the City of Lansing, Michigan (the "Property") has requested, in writing to the City Clerk, that the City of Lansing establish a Commercial Rehabilitation District (the "CRE District"), pursuant to the Michigan Commercial Rehabilitation Act, being Public Act 210 of 2005 (the "Act"); and

WHEREAS, the Property in question of the CRE District is legally described as:

329 South Washington Square

Parcel #: 33-01-01-16-405-121

Legal Description: S 1/3 LOT 8 BLOCK 129 ORIG PLAT

331 South Washington Square

Parcel #: 33-01-01-16-405-131

Legal Description: N 1/3 OF W 100 FT LOT 7 BLOCK 129 ORIG PLAT

333 South Washington Square

Parcel #: 33-01-01-16-405-141

Legal Description: LOT 7 EXC N 22 FT OF W 100 FT BLOCK 129 ORIG PLAT; and

WHEREAS, the Act requires that before granting a District the Lansing City Council hold a public hearing in order to afford an opportunity for the applicant, owners of real property within the proposed CRE District, the City Assessor, a representative of the affected taxing units, and all residents and taxpayers of the City of Lansing general public appear and be heard regarding the approval of the CRE District.

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 9, 2020 at 7:00 p.m. for the purpose of receiving public comment on the approval of a CRE District under the provisions of Public Act 210 of 2005 and that the Clerk shall publish once in a publication of general circulation within the community a notice of the scheduled public hearing and that the notice

appear not less than 10 or more than 30 days prior to the date of the hearing.

BE IT FINALLY RESOLVED, due to COVID-19, the public hearing may be held electronically in accordance with the Open Meetings Act in an effort to protect the health and safety of the public. Members of the public wishing to participate in the meeting may do so by logging into or calling into the meetings using the website or phone number and Meeting ID provided on the November 9, 2020 meeting agenda.

By Council Member Spitzley

Motion Carried by the following roll call vote:

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

Nays: None

RESOLUTION #2020-188

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

Resolution to Set a Public Hearing Regarding the Granting of a Commercial Rehabilitation Act Exemption Certificate for Washington Square at Kalamazoo, LLC at 329-337 South Washington Square

WHEREAS, Washington Square at Kalamazoo, LLC, owner of the property located at 329, 331, 333, and 337 South Washington Square in the City of Lansing, Michigan (the "Property") has applied to the City of Lansing for the City to approve the issuance of a Commercial Rehabilitation Act Exemption Certificate (the "CRE Certificate"), pursuant to the Michigan Commercial Rehabilitation Act, being Public Act 210 of 2005 (the "Act"); and

WHEREAS, the Property in question of the CRE Certificate is legally described as:

329 South Washington Square

Parcel #: 33-01-01-16-405-121

Legal Description: S 1/3 LOT 8 BLOCK 129 ORIG PLAT

331 South Washington Square

Parcel #: 33-01-01-16-405-131

Legal Description: N 1/3 OF W 100 FT LOT 7 BLOCK 129 ORIG PLAT

333 South Washington Square

Parcel #: 33-01-01-16-405-141

Legal Description: LOT 7 EXC N 22 FT OF W 100 FT BLOCK 129 ORIG PLAT; and

WHEREAS, the Act requires that before granting a Certificate the Lansing City Council hold a public hearing in order to afford an opportunity for the applicant, owners of real property within the proposed CRE District, the City Assessor, a representative of the affected taxing units, and all residents and taxpayers of the City of Lansing general public appear and be heard regarding the approval of the CRE Certificate.

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 9, 2020 at 7:00 p.m. for the purpose of receiving public comment on the approval of a CRE Certificate under the provisions of Public Act 210 of 2005 and that the Clerk shall publish once in a publication of general circulation within the community a notice of the scheduled public hearing and that the notice appear not less than 10 or more than 30 days prior to the date

of the hearing.

BE IT FINALLY RESOLVED, due to COVID-19, the public hearing may be held electronically in accordance with the Open Meetings Act in an effort to protect the health and safety of the public. Members of the public wishing to participate in the meeting may do so by logging into or calling into the meetings using the website or phone number and Meeting ID provided on the November 9, 2020 meeting agenda.

By Council Member Spitzley

Motion Carried by the following roll call vote:

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

Nays: None

RESOLUTION #2020-189

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

WHEREAS, under Resolution 2020-179 City Council set a public hearing for October 12, 2020 for the Conditional Rezoning of Z-8-2019 for 5400 S. Cedar Street; and

WHEREAS, given the Michigan Supreme Court's ruling on October 9, 2020 about the validity of the Governor's executive orders and the then-pending Senate Bill 1108 to amend the Open Meetings Act (OMA), the Council meeting on October 12, 2020 was canceled and therefore the public hearing was not held.

THEREFORE BE IT RESOLVED, the City Council of the City of Lansing will reset the public hearing for Monday, November 30, 2020, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the Ordinance for rezoning:

Z-8-2019: 5400 S. Cedar Street, Rezoning from "F" Commercial & "J" Parking Districts to "G-2" Wholesale District, with conditions

BE IT FURTHER RESOLVED, due to COVID-19, the public hearing may be held electronically in accordance with the Open Meetings Act in an effort to protect the health and safety of the public. Members of the public wishing to participate in the meeting may do so by logging into or calling into the meetings using the website or phone number and Meeting ID provided on the November 30, 2020 meeting agenda.

By Council Member Spitzley

Motion Carried by the following roll call vote:

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

Nays: None

RESOLUTION #2020-190

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

WHEREAS, the City of Lansing has various boards and commissions that are either advisory or have decision making authority; and

WHEREAS, all City boards and commissions are subject to the City of Lansing ethics ordinance, conflict of interest policies, and hold meetings that may be subject to the Open Meetings Act, 15.261 *et seq*;

NOW, THEREFORE, BE IT RESOLVED that, on an annual basis, every member of a board or commission authorized by city ordinance or the city charter shall obtain training on the ethics ordinance, conflicts of interest, and the Open Meetings Act;

BE IT FURTHER RESOLVED that a new appointee to a board or commission must complete the above training within sixty (60) days of their appointment;

BE IT FURTHER RESOLVED that the Office of the City Attorney shall coordinate such training, and it may take place in person, or via alternative method, at the discretion of the City Attorney;

BE IT FURTHER RESOLVED that once the annual training is completed by a board or commission member, record of such completion shall be maintained by the City Clerk;

BE IT FURTHER RESOLVED that each year, at the time the budget is passed, a resolution reaffirming this annual training requirement shall be presented to Lansing City Council for its consideration;

BE IT FURTHER RESOLVED that once passed by Lansing City Council, the City Clerk shall transmit a copy of this resolution to the secretary of each board and/or commission in the City, so as to notify them of this new training requirement;

BE IT FURTHER RESOLVED that each board and commission authorized by city ordinance or the city charter should consider modifying its rules of procedure to address the annual training requirements and issues such as allowing for the suspension of duties of a member if the annual training is not completed;

BE IT FINALLY RESOLVED that this annual training requirement shall go into effect 30 days after the passage of this resolution by Lansing City Council.

By Council Member Hussain

Motion Carried by the following roll call vote:

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

Nays: None

RESOLUTION #2020-191

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

WHEREAS, the Lansing Code Compliance Officer has declared a certain structure at 2108 E. Cavanaugh, Parcel # 33-01-01-35-301-195 and Legal Description: Lot 17 Exc S 436 FT Supervisors Plat of Culver-Dale Sub to be an unsafe and dangerous building and requested the property owner be ordered to demolish or otherwise make safe the structure; and

WHEREAS, the Code Compliance Officer red tagged the said structure on 3/29/2017 and requested the property owner be ordered to demolish or otherwise make safe the structure; and

WHEREAS, on 12/05/2019, the Lansing Demolition Board held a special meeting to consider and make a recommendation on whether to declare the structure a dangerous building, as defined in the Housing Law of Michigan (MCLA 125.539) and the Lansing Housing and Property Maintenance Code (1460.01, et seq.), and ordered the property owner to make safe or demolish the structure by 03/27/2020; and

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

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

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby schedules a show cause hearing for Monday, November 9, 2020 at 7:00 p.m. via ZOOM audio/video, Michigan in consideration of the finding and order of the Lansing Demolition Hearing Board Officer regarding the structure at 2108 E. Cavanaugh, as legally described above, to give the owner, or the owner's agent, the opportunity to appear and show cause why the building should not be demolished or otherwise made safe; and to approve, disapprove, or modify the order of the hearing officer to demolish or make safe the subject structure.

BE IT FURTHER RESOLVED, due to COVID-19, the public hearing may be held electronically in accordance with the Open Meetings Act in an effort to protect the health and safety of the public. Members of the public wishing to participate in the meeting may do so by logging into or calling into the meetings using the website or phone number and Meeting ID provided on the November 9, 2020 meeting agenda.

BE IT FINALLY RESOLVED that the Lansing City Council requests that the Manager of Code Compliance notify the owner of said property of the opportunity to appear and present testimony at the hearing, as required by law.

By Council Member Garza

Motion Carried by the following roll call vote:

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

Nays: None

RESOLUTION #2020-192

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

WHEREAS, the Ingham County Board of Commissioners made the appointment Ayanna Neal as the Criminal Defense Attorney Representative to the Ingham County/City of Lansing Community Corrections Advisory Board for a term to expire of September 17, 2021;

WHEREAS, the Committee on Public Safety met on September 24, 2020 and took affirmative action.

BE IT RESOLVED, that the Lansing City Council hereby affirms the appointment of Ayanna Neal as the Criminal Defense Attorney Representative to the Ingham County/City of Lansing Community Corrections Advisory Board for a term to expire of Sept 17, 2021.

By Council Member Garza

Motion Carried by the following roll call vote:

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

Nays: None

RESOLUTION #2020-193

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

A resolution supporting the Fire Cadet/Explorer Program

WHEREAS, the City of Lansing, recognizes the importance of a properly staffed professional fire department, for the well being of residents and visitors to our community, and

WHEREAS, it is further recognized, that a Cadet/Explorer Program will help to assure the availability of competent well-trained individuals to consider for future fire department vacancies, now

THEREFORE, be it resolved, that the City of Lansing, hereby authorizes the fire chief to establish and maintain a Cadet/Explorer Program within the fire department, comprised of individuals from 16 through 17 years of age.

By Council Member Hussain

Motion Carried by the following roll call vote:

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

Nays: None

RESOLUTION #2020-194

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

WHEREAS the City of Lansing has been served in the matter of *Election Integrity Fund, et al. v. City of Lansing and City of Flint*, pending in the United States District Court, Western District of Michigan; and

WHEREAS the law firm of Clark Hill, PLC, which is on the City's approved Council List, has agreed to the representation of the City of Flint, and has offered Joint Representation for and with the City of Lansing, but with the understanding that the legal fees of Clark Hill for any services rendered to the City of Lansing will not be paid by the City of Lansing; and

WHEREAS the City Attorney has reviewed the complaint and agrees that the interests of the City of Lansing are aligned with the City of Flint in this lawsuit.

NOW THEREFORE BE IT RESOLVED that the City Council approves and accepts the offer of Joint Representation by Clark Hill, with the understanding that any services rendered by Clark Hill to the City of Lansing will not be paid by the City of Lansing.

By Council Member Hussain

Motion Carried by the following roll call vote:

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

Nays: None

By Council Member

Motion Carried by the following roll call vote:

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

Nays: None

RESOLUTION #2020-195

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 a structure and real property located at 325 Riverfront Drive (formerly "City Market Drive"), Lansing, MI 48912, collectively known as the New Lansing City Market (the "Market"); and

WHEREAS, the City has negotiated a long term lease for possession and operation of the Market, for greater than 5 years, with Lansing Shuffleboard and Social Club, LLC, (the "Lessee") wherein Lessee will use the Market as a food hall and events space while continuing to provide City Parks and Recreation related activities for the benefit of the public, including, but not limited to, vending refreshments, providing public entertainment, community events, and space for public gatherings; and

WHEREAS, a certain Lease Agreement signed by the Lessee was placed on file with the Lansing City Clerk pursuant to Section 208.08 of the Codified Ordinances, on September 12, 2020, and has been on file for a period greater than thirty days; and

WHEREAS, pursuant to Section 208.08 of the Codified Ordinances a public hearing to consider whether to approve or reject the Lease Agreement shall be held, and notice of the public hearing shall be published in accordance with the Code Section.

NOW THEREFORE, BE IT RESOLVED, that a public hearing be held in the City Council Chambers on November 9, 2020, at 7:00 P.M., on the proposed lease of the New Lansing City Market to Lansing Shuffleboard and Social Club, LLC, pursuant to the Lease Agreement filed with the City Clerk; and

BE IT FURTHER RESOLVED, due to COVID-19, the public hearing may be held electronically in accordance with the Open Meetings Act in an effort to protect the health and safety of the public. Members of the public wishing to participate in the meeting may do so by logging into or calling into the meetings using the website or phone number and Meeting ID provided on the November 9, 2020 meeting agenda.

BE IT FINALLY RESOLVED, that the City Clerk publish and provide notice of the public hearing pursuant to Section 208.08 of the Codified Ordinances.

By Council Member Hussain

Motion Carried by the following roll call vote:

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

Nays: None

RESOLUTION #2020-196

BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING
RESOLUTION TO SET A PUBLIC HEARING
(Lansing Shuffleboard and Social Club LLC Project)

WHEREAS, under Resolution 2020-184 City Council set a public hearing for October 12, 2020 for the Lansing Shuffleboard and Social Club LLC Project Plan and Project Area, as designated by the LEDC, under Public Act 338 of 1974; and

WHEREAS, given the Michigan Supreme Court's ruling on October 9, 2020 about the validity of the Governor's executive orders and the then-pending Senate Bill 1108 to amend the Open Meetings Act

(OMA), the Council meeting on October 12, 2020 was canceled and therefore the public hearing was not held; and

WHEREAS, Lansing Shuffleboard and Social Club LLC has made application with the Lansing Economic Development Corporation (LEDC) for a business financing assistance loan to obtain operational licenses necessary to open a proposed food hall concept and event space on the property commonly known as 325 Riverfront Drive, formerly City Market Drive, Lansing (the Project); and

WHEREAS, with a continued effort to foster business development, expansion and renovation of properties within the City of Lansing, the LEDC has initiated a Business Financing Assistance Program and finds the Project to be within the targeted area for revitalization; and

WHEREAS, the Business Financing Assistance Program may utilize a portion of the LEDC's capital to make funds available for financing the Project; and

WHEREAS, the LEDC Board of Directors, in conformity with Public Act 338 of 1974, as amended (the "Act"), has approved the Project Plan, including a Project Area and Project District Area for the Project; and

WHEREAS, Section 8 of the Act requires that before the LEDC acquires an interest in property or incurs obligations for a specific project, the corporation shall prepare a project plan, conduct a public hearing on the matter and secure the approval of the City Council; and

WHEREAS, at such hearing, the City Council shall provide an opportunity for interested persons to be heard and shall receive and consider communications in writing with reference to the hearing; and

WHEREAS, Section 4 of the Act requires the appointment of 2 additional Directors of the LEDC who shall serve only in respect to this project and shall be representative of neighborhood residents and business interests likely to be affected by the project proposed by the corporation and who shall cease to serve when the project is either abandoned or, if undertaken, is completed in accordance with the project plan;

NOW, THEREFORE, BE IT RESOLVED that City Council will reset the public hearing to be held in the City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing, Michigan, on November 9, 2020 at 7:00 p.m. for the Lansing Shuffleboard and Social Club LLC Project Plan and Project Area, as designated by the LEDC, under Public Act 338 of 1974 more particularly described as:

325 RIVERFRONT DRIVE, FORMERLY CITY MARKET DRIVE,
LANSING, MI 48933
Parcel Number: 33-01-01-16-253-002

COM 360 FT W OF NE COR LOT 1, TH S 00DEG 05MIN 21SCD W 323 FT, S 32DEG 43MIN 09SCD E 212.85 FT, SE'LY ON 451.57 FT RAD CURVE TO RT CHORD BEARING S 25DEG 08MIN 02SCD W 480.55 FT, S 07DEG 00MIN 46SCD E 12.59 FT, N 24DEG 26MIN 12SCD W 37.25 FT, N 89DEG 58MIN 20SCD W 140.91 FT TO GRAND RIVER, N'LY ALONG RIVER TO S R/W LINE OF SHIAWASSEE ST, S 89DEG 58MIN 20SCD E 167.38 FT TO BEG; BLOCK 245 ORIG PLAT

BE IT FURTHER RESOLVED that the territory surrounding said designated Project Area will not be significantly affected by the Project and, therefore, a Project District Area is hereby recognized as having the same description as the Project Area.

BE IT FURTHER RESOLVED, due to COVID-19, the public hearing may be held electronically in accordance with the Open Meetings Act in an effort to protect the health and safety of the public. Members of the public wishing to participate in the meeting may do so by logging into or calling into the meetings using the website or phone number and Meeting ID provided on the November 9, 2020 meeting agenda.

BE IT FURTHER RESOLVED that the City Clerk shall provide notice of the time and place of the hearing given by publication once in a newspaper of general circulation designated by the municipality, not less than 10 days before the date set for the hearing.

By Council Member Hussain

Motion Carried by the following roll call vote:

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

Nays: None

RESOLUTION #2020-197

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

PUBLIC IMPROVEMENT III

WHEREAS, under Resolution 2020-178 City Council set a public hearing for October 12, 2020 for the review, prior to confirmation, of said assessment roll MD-2020 Montgomery Drain Improvements; and

WHEREAS, given the Michigan Supreme Court's ruling on October 9, 2020 about the validity of the Governor's executive orders and the then-pending Senate Bill 1108 to amend the Open Meetings Act (OMA), the Council meeting on October 12, 2020 was canceled and therefore the public hearing was not held; and

WHEREAS, pursuant to the Public Improvement I/II, Resolution 2020-153, adopted by this Council on August 24, 2020, the City Assessor has completed and delivered to Council the assessment roll for necessary storm drainage improvements within the Montgomery Drain Drainage District, and furnished the following information:

PROJECT TITLE: Montgomery Drain Improvements

ASSESSMENT ROLL NAME: MD-2020

PROPERTY BENEFITTED: All lands in the city of Lansing, within the Montgomery Drain Drainage District, as defined by the Montgomery Drain Drainage Board and the Ingham County Drain Commissioner.

ESTIMATED COST OF IMPROVEMENTS: \$23,700,614.10

Item	City Share	Assessable to Property Owners
Storm Sewer Costs	\$11,850,307.05	\$11,850,307.05
Total	\$11,850,307.05	\$11,850,307.05

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council will hold a public hearing on Monday, November 9, 2020, at 7:00 PM, via Zoom, to review, prior to confirmation, said assessment roll; and

BE IT FURTHER RESOLVED that the City Clerk and the Public Service Director are hereby requested to give due notice of this public hearing as provided by Chapter 1020, Section 1026.06(c)(1), of the Code of Ordinances by publishing notice of a public hearing in a daily newspaper of the City, not more than twenty days and not less than ten days before such public hearing, and Section 1026.06(c)(2), of the Code of Ordinances by mailing notices to all property owners within the special assessment district. Said notices shall include the time and place of the hearing; a description of the section or area of the City determined by Council to be within the assessment district as contained in the special assessment roll; the estimated interest rate of 3.20% and duration of 30 installment payments if a property owner elects to pay in installments; where the special assessment roll is on

file and may be examined; that any person aggrieved by the assessments as contained in the special assessment roll, or the necessity of the improvement, may file a written objection thereto which must be delivered to the City Clerk prior to the close of the hearing, or the person may appear and protest the same at the public hearing in person or by his or her representative; that the appearance and protest or written protest in the manner described is required if the person desires to appeal the amount of the assessment to the Michigan Tax Tribunal; and that any appeal to the Michigan Tax Tribunal must be taken within thirty days of the confirmation of the special assessment roll, provided a protest was timely made.

BE IT FURTHER RESOLVED, that pursuant to the requirement of 1962 PA 162, as amended, MCL 211.741, et seq.; MSA 5.3534(1), et seq., appearance and protest at the hearing in the special assessment proceedings is required in order to appeal the amount of the special assessment to the State Tax Tribunal. An owner or party in interest, or his or her agent may appear in person at the hearing to protest the special assessment, or shall be permitted to file his or her appearance or protest by letter and his or her personal appearance shall not be required.

BE IT FURTHER RESOLVED, due to COVID-19, the public hearing may be held electronically in accordance with the Open Meetings Act in an effort to protect the health and safety of the public. Members of the public wishing to participate in the meeting may do so by logging into or calling into the meetings using the website or phone number and Meeting ID provided on the November 9, 2020 meeting agenda.

By Council Member Hussain

Motion Carried by the following roll call vote:

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

Nays: None

RESOLUTION #2020-198

BY THE COMMITTEE OF THE WHOLE

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Open Meetings Act ("OMA") has been amended to allow for public bodies to hold meetings virtually; and

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

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

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

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

- Virtual meetings may be held due to any of the qualifying reasons articulated in the OMA.
 - o In person meetings are preferred, however, military duty, a medical condition, or a state of emergency may require a member of the public body to attend a meeting virtually
 - o On and after January 1, 2021, meetings of the public body, in whole or in part, may be held virtually only to accommodate

absences due to military duty, a medical condition, or a declared local or statewide state of emergency or disaster. The local state of emergency or state of disaster exception only applies to permit the virtual attendance of a member of the public body who resides in the affected area or to permit the electronic meeting of a public body that usually holds its meetings in the affected area.

- Virtual meetings shall take place via telephonic conferencing or video conferencing system which enables two-way communication between the public body, and members of the public
- For members of the public body who are attending a public meeting virtually, he/she must announce at the outset of the meeting their virtual presence, and their physical location by stating the City and State from which he/she is attending
 - o This does not apply for public body members who are attending the meeting virtually due to military duty
 - o The stated location for the member(s) attending virtually must be included in the meeting minutes
 - o If the entire public body is participating in the meeting virtually, the reason for the virtual meeting must be provided at the outset of the meeting, and be included in the meeting minutes.
- Notice of a public meeting held virtually shall be provided on the City of Lansing's weekly meeting schedule, and the meeting's agenda, which is posted online in accordance with the OMA provisions
 - o Notice shall include information describing how to access the meeting, the reason for the meeting to be held virtually, instructions on how to participate, and information regarding how persons with disabilities may participate in the meeting
 - o If a member will be attending the public meeting virtually, then the meeting notice shall indicate such, and provide contact information of that member so that the public may ask questions or provide input prior to the scheduled meeting
- If any member of the public body is attending the public meeting virtually, then all votes shall be taken via roll call. This provision suspends Council Rule 36.
- Pursuant to OMA, these procedures shall expire on December 31, 2021, unless otherwise extended by the State Legislature.

BE IT FINALLY RESOLVED that the COVID-19 pandemic presents a public health crisis and local state of emergency, which necessitates the holding of virtual meetings in compliance with this resolution until further action by Council.

By Council Member Spadafore

Motion Carried by the following roll call vote:

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

Nays: None

RESOLUTION #2020-199

BY THE COMMITTEE OF WAYS AND MEANS

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

That the following grant acceptance is approved:

WHEREAS Proposal 18-3 amended the Michigan constitution to authorize no-excuse absentee voting by mail.

WHEREAS the COVID-19 Emergency has made voting by mail a significant priority for upcoming elections managed by the City Clerk's office.

WHEREAS the Center for Tech and Civic Life ("CTCL") awarded a grant on August 27, 2020 to the City of Lansing to be used exclusively

for the public purpose of planning and operationalizing safe and secure election administration in the City of Lansing.

WHEREAS the Lansing City Council approved Resolution #2020-175 accepting initial grant funding allocations in the amount of \$443,742.

WHEREAS the COVID-19 outbreak at nearby Michigan State University and other parts of Ingham County has led the City of Lansing to reassess its risks and solutions to keep our election workers and public safer.

WHEREAS the United States Center for Disease Control's (CDC) guidelines state that being outdoors and in spaces with good ventilation reduces the risk of exposure to COVID-19.

WHEREAS the City of Lansing's utilization of drive-thru voting and a fresh air exchange in its old building will reduce the risk of exposure to COVID-19 for election workers and voters.

WHEREAS the CTCL awarded a grant on September 14, 2020 to the City of Lansing to be used exclusively for the public purpose of planning and operationalizing safe and secure election administration in the City of Lansing.

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council approves the acceptance of the additional CTCL funds awarded in the amount of \$44,648; and

BE IT FINALLY RESOLVED, the administration is authorized to create appropriation accounts and to make the necessary operating transfers for the expenditure and control of the balance of the awarded grant funds.

By Council Member Wood

Motion Carried by the following roll call vote:

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

Nays: None

RESOLUTION #2020-200

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 Michigan Office of Highway Safety Planning (OHSP) for extra overtime funding to be utilized for an impaired driving and seatbelt enforcement program; and

WHEREAS, the grant-funded overtime must focus on traffic stops for hazardous moving violations during times and on roadways experiencing fatal and serious injury traffic crash problems. The expectation is zero tolerance for seat belt, child restraint, DUI violations, and any other hazardous moving violations during the grant-funded high-visibility enforcement efforts; and

WHEREAS, Michigan traffic crash data from 2014-2018 shows the number of people seriously injured or killed where the traffic crash was coded as alcohol-involved and/or drug-involved was 7,744; and

WHEREAS, Michigan traffic crash data from 2014-2018 shows the number of people seriously injured or killed in passenger vehicles where the occupant was coded as no belts used, or child restraint not used/used improperly was 3,787; and

WHEREAS, during the span from October 30, 2020 to September 6, 2021, the grant has five required statewide and two optional enforcement periods; and

WHEREAS, the Lansing Police Department was informed on September 24, 2020, that it has been selected to receive funding in the amount of \$55,803; and

WHEREAS, there is no local match requirement for the grant; and

WHEREAS, East Lansing is a sub-recipient which will receive \$16,332 of the \$55,803 grant amount; and

WHEREAS, Michigan State University is another sub-recipient which will receive \$16,024 of the \$55,803 grant amount; and

WHEREAS, The Lansing Police Department's net portion of the grant is \$23,447.

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council approves acceptance of the Office of High Safety Planning grant in the amount of \$55,803 for the program period (October 30, 2020 through September 6, 2021); 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 Council Member Wood

Motion Carried by the following roll call vote:

Note: this item was reconsidered and readopted by a different roll call vote later in the meeting.

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

Nays: Council Member Betz

ORDINANCES FOR INTRODUCTION

INTRODUCTION OF ORDINANCE

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

Z-2-2020:5528 S. M.L. King Jr. Blvd. Rezoning from "D-1" Professional Office district to "F" Commercial district

was introduced by the Committee on Development & Planning, read a first time by its title and referred to the Committee on Development and Planning.

RESOLUTION #2020-201

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

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, November 30, 2020, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the Ordinance for rezoning:

Z-2-2020:5528 S. M.L. King Jr. Blvd. Rezoning from "D-1" Professional Office district to "F" Commercial district

BE IT FURTHER RESOLVED, due to COVID-19, the public hearing may be held electronically in accordance with the Open Meetings Act in an effort to protect the health and safety of the public. Members of the public wishing to participate in the meeting may do so by logging

into or calling into the meetings using the website or phone number and Meeting ID provided on the November 30, 2020 meeting agenda.

By Council Member Spitzley

Motion Carried by the following roll call vote:

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

Nays: None

INTRODUCTION OF ORDINANCE

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

Z-3-2020: 1030 S. Holmes Street, Rezoning from "B" Residential & "D-1" Professional Office districts to "DM-4" Residential district

was introduced by the Committee on Development & Planning, read a first time by its title and referred to the Committee on Development and Planning.

RESOLUTION #2020-202

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

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, November 30, 2020, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the Ordinance for rezoning:

Z-3-2020: 1030 S. Holmes Street, Rezoning from "B" Residential & "D-1" Professional Office districts to "DM-4" Residential district

BE IT FURTHER RESOLVED, due to COVID-19, the public hearing may be held electronically in accordance with the Open Meetings Act in an effort to protect the health and safety of the public. Members of the public wishing to participate in the meeting may do so by logging into or calling into the meetings using the website or phone number and Meeting ID provided on the November 30, 2020 meeting agenda.

By Council Member Spitzley

Motion Carried by the following roll call vote:

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

Nays: None

INTRODUCTION OF ORDINANCE

Council President Peter Spadafore introduced:

An ordinance of the City of Lansing, Michigan, to amend Section 602.11 of the Lansing Code for the purpose of preventing disease, prolonging life and promoting public health by providing for enforcement of local health orders or regulations issued pursuant to the Michigan public health code, being 1978 PA 368, as amended, MCL 333.1101, et seq.; to provide for penalties for willful violation of such orders or regulations with personal knowledge as a misdemeanor, or upon being informed of such order or regulation by a law enforcement officer, as a civil infraction.

The Ordinance is referred to the Committee on Public Safety

RESOLUTION #2020-203

RESOLUTION SETTING PUBLIC HEARING
BY CITY COUNCIL

Resolved by the City Council of the City of Lansing that a public hearing be set for November 9 at 7 p.m. in Tony Benavides Lansing City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, or by electronic interactive means, for the purpose of to prevent disease, prolong life and promote public health by providing for enforcement of local health orders or regulations issued pursuant to the Michigan public health code, being 1978 PA 368, as amended, MCL 333.1101, et seq.; to provide for penalties for willful violation of such orders or regulations with personal knowledge as a misdemeanor, or upon being informed of such order or regulation by a law enforcement officer, as a civil infraction.

BE IT FURTHER RESOLVED, due to COVID-19, the public hearing may be held electronically in accordance with the Open Meetings Act in an effort to protect the health and safety of the public. Members of the public wishing to participate in the meeting may do so by logging into or calling into the meetings using the website or phone number and Meeting ID provided on the November 9, 2020 meeting agenda.

By President Spadafore

Motion Carried by the following roll call vote:

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

Nays: None

INTRODUCTION OF ORDINANCE

The Committee of the Whole introduced:

An Emergency Ordinance of the City of Lansing, Michigan, to amend the Lansing Codified Ordinances (code) by amending Chapter 602 Section 602.11, to prevent disease, prolong life and promote public health by providing for enforcement of state and local health orders or regulations issued pursuant to the Michigan Public Health Code, being 1978 PA 368, as amended, mcl 333.1101, et seq.; to provide for penalties for willful violation of such orders or regulations with personal knowledge as a misdemeanor, or upon being informed of such order or regulation by a law enforcement officer, as a civil infraction.

The Ordinance is read a first time by its title and given that it is an Emergency Ordinance. We will proceed to second reading and vote for final passage.

ORDINANCES FOR PASSAGE

PASSAGE OF ORDINANCE

An Emergency Ordinance of the City of Lansing, Michigan, to amend the Lansing Codified Ordinances (code) by amending Chapter 602 Section 602.11, to prevent disease, prolong life and promote public health by providing for enforcement of state and local health orders or regulations issued pursuant to the Michigan Public Health Code, being 1978 PA 368, as amended, mcl 333.1101, et seq.; to provide for penalties for willful violation of such orders or regulations with personal knowledge as a misdemeanor, or upon being informed of such order or regulation by a law enforcement officer, as a civil infraction.

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

call vote:

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

Nays: Council Member Jackson

ORDINANCE NO. 1269

AN EMERGENCY ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND THE LANSING CODIFIED ORDINANCES (CODE) BY AMENDING CHAPTER 602 SECTION 602.11, TO PREVENT DISEASE, PROLONG LIFE AND PROMOTE PUBLIC HEALTH BY PROVIDING FOR ENFORCEMENT OF STATE AND LOCAL HEALTH ORDERS OR REGULATIONS ISSUED PURSUANT TO THE MICHIGAN PUBLIC HEALTH CODE, BEING 1978 PA 368, AS AMENDED, MCL 333.1101, ET SEQ.; TO PROVIDE FOR PENALTIES FOR WILLFUL VIOLATION OF SUCH ORDERS OR REGULATIONS WITH PERSONAL KNOWLEDGE AS A MISDEMEANOR, OR UPON BEING INFORMED OF SUCH ORDER OR REGULATION BY A LAW ENFORCEMENT OFFICER, AS A CIVIL INFRACTION.

THE CITY OF LANSING ORDAINS AND FINDS AN EMERGENCY EXISTS TO CONTROL THE SPREAD OF THE COVID-19 PANDEMIC:

Section 1. That Chapter 602, Section 602.11, of the Code be and is hereby amended in its entirety to read as follows:

- (A) NO PERSON SHALL WILLFULLY AND KNOWINGLY FAIL TO OBEY ANY EMERGENCY ORDER OR REGULATION ISSUED BY THE STATE DIRECTOR OF HEALTH AND HUMAN SERVICES OR LOCAL HEALTH OFFICER OF INGHAM OR EATON COUNTY PURSUANT TO THE MICHIGAN PUBLIC HEALTH CODE, BEING 1978 PA 368; MCL 333.1101, ET SEQ. TO PROTECT PUBLIC HEALTH AND CONTROL THE SPREAD OF THE COVID-19 PANDEMIC, INCLUDING, BUT NOT LIMITED TO, REGULATED ACTIONS DESCRIBED IN ORDERS NAMED INGHAM 2020-21, INGHAM 2020-22, INGHAM 2020-23 AND INGHAM 2020-24
- (B) VIOLATION OF SUBSECTION (A) IS A MISDEMEANOR PUNISHABLE AS PROVIDED IN CODE SECTION 202.99.
- (C) NO PERSON WITH KNOWLEDGE OF AN ORDER OR REGULATION ISSUED BY THE STATE DIRECTOR OF HEALTH AND HUMAN SERVICES OR A LOCAL PUBLIC HEALTH OFFICER DESCRIBED IN SUBSECTION (A), OR AFTER BEING INFORMED OF THE ORDER OR REGULATION BY A LAW ENFORCEMENT OFFICER OF THE ACT PROSCRIBED BY AN ORDER OR REGULATION DESCRIBED IN SUBSECTION (A), SHALL FAIL TO IMMEDIATELY OR REPEATEDLY COMPLY WITH A DIRECTIVE OF A LAW ENFORCEMENT OFFICER TO OBEY THE ORDER OR REGULATION.
- (D) VIOLATION OF SUBSECTION (C) IS A MUNICIPAL CIVIL INFRACTION PUNISHABLE AS PROVIDED IN CODE SECTION 202.99(C).

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 emergency ordinance is enacted pursuant to Section 3-308 of the City Charter to compel compliance with public health regulations and orders issued under the Michigan Public Health Code to control the spread of the COVID-19 pandemic and shall take effect immediately upon publication and shall expire at the end of 60 days.

**SPEAKER REGISTRATION FOR PUBLIC COMMENT
ON CITY GOVERNMENT RELATED MATTERS**

City Clerk Swope announced that the public needed to electronically "raise their hand" in order to speak during public comment period.

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

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

Motion Carried by the following roll call vote:

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

Nays: None

• 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. Grant Acceptance; Center for Tech and Civic Life (CTCL) Election Equipment Grant Acceptance Amendment (PEND-2024)

PLACED ON FILE

- c. Board of Water and Light Annual Audit for Fiscal Year Ending June 30, 2020

REFERRED TO THE COMMITTEE OF THE WHOLE

- d. Executive Order 2020-005; Creation of the Mayor's Advisory Commission on Sustainability

REFERRED TO THE COMMITTEE OF THE WHOLE

2. Letter(s) from the Mayor re:

- a. Ordinance to institute Form Based Zoning Code

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- b. Grant Acceptance; Michigan Department of Treasury's Public Safety and Public Health Payroll Reimbursement Program (PSPHPR)

REFERRED TO THE COMMITTEE ON WAYS AND MEANS

- c. Grant Acceptance; State of Michigan Coronavirus Relief Local Government Grant (CRLGG)

REFERRED TO THE COMMITTEE ON WAYS AND MEANS

- d. Grant Acceptance; DUI and Seat Belt Overtime Traffic Enforcement Grant

PLACED ON FILE

- e. Grant Acceptance; Victims of Crime Act (VOCA)- Capital Area Response Effort (CARE) Grant from the Michigan Crime Victims Service Commission

REFERRED TO THE COMMITTEE ON WAYS AND MEANS

- f. Grant Acceptance; STOP Violence Against Women grant from the Michigan Department of Health and Human Services

REFERRED TO THE COMMITTEE ON WAYS AND MEANS

g. Grant Acceptance; 2020 Lead Hazard Control Grant from the Department of Housing and Urban Development (HUD)
REFERRED TO THE COMMITTEE ON WAYS AND MEANS

h. Grant Acceptance; Michigan State Police Automobile Theft Prevention Authority (ATPA) Grant
REFERRED TO THE COMMITTEE ON WAYS AND MEANS

i. Donation Acceptance; First Annual Ron Seyka Memorial Golf Outing
REFERRED TO THE COMMITTEE ON WAYS AND MEANS

j. Funding Acceptance; Ingham County Parks and Trails Millage Funds
REFERRED TO THE COMMITTEE ON WAYS AND MEANS

k. Outside Legal Counsel; Addition of Sandra Brown and Thompson Hine and Warner, Norcross, and Judd
REFERRED TO THE COMMITTEE OF THE WHOLE

l. Reappointment; Jennie Gies as a City of Lansing member of the Capital Area Transportation Authority Board for a term to expire of September 30, 2023
REFERRED TO THE COMMITTEE ON INTERGOVERNMENTAL RELATIONS

m. Reappointment; DeYeya E. Jones as a City of Lansing Member of the Capital Area District Library Board for a term to expire of September 30, 2024
REFERRED TO THE COMMITTEE ON INTERGOVERNMENTAL RELATIONS

n. Reappointment; Gregory Ward as a City of Lansing member of the Capital Region Airport Authority Board for a term to expire of September 30, 2024
REFERRED TO THE COMMITTEE ON INTERGOVERNMENTAL RELATIONS

o. Reappointment; James Tischler as a City of Lansing member of the Local Development Finance Authority Board for a term to expire of September 30, 2024
REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

p. Reappointment; Tiffany Dowling as a member of the Saginaw Street Corridor Improvement Authority Board of Directors for a term to expire of September 30, 2024
REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

q. Appointment; Bart O. Carrigan as a Lansing Citizen Representative of the Employees' Retirement System Board of Trustees for a term to expire of September 30, 2024
REFERRED TO THE COMMITTEE OF THE WHOLE

r. Appointment; Thomas Michael Hickson Jr. as the 3rd Ward member of Board of Public Service for a term to expire of September 30, 2024
REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

s. Accepting Joint Representation by Clark Hill for Election Integrity Fund, et al. v. City of Lansing and City of Flint Litigation
PLACED ON FILE

t. Emergency Ordinance to Amend Chapter 602, Section 602.11; To Prevent Disease, Prolong Life and Promote Public Health by Providing for Enforcement of Local Health Orders or Regulations issues pursuant to the Michigan Public Health Code

PLACED ON FILE

u. Ordinance to Amend Chapter 602, Section 602.11; To Prevent Disease, Prolong Life and Promote Public Health by Providing for Enforcement of Local Health Orders or Regulations issues pursuant to the Michigan Public Health Code
REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

v. Lease Agreement; Lansing Shuffleboard and Social Club, LLC 325 Riverfront Drive
REFERRED TO THE COMMITTEE OF THE WHOLE

w. Grant Acceptance; Sobriety Court Grant
REFERRED TO THE COMMITTEE ON WAYS AND MEANS

x. Sole Source Purchase; Lansing Police Department request for Action Target Inc. to repair the bullet traps at the firearms range
REFERRED TO THE COMMITTEE ON WAYS AND MEANS

y. Sole Source Purchase; Public Service Department, Engineering Division request for C2AE as consultant for pathway design and monitoring of the Forest rd. pathway
REFERRED TO THE COMMITTEE ON WAYS AND MEANS

z. Sole Source Purchase; Public Service Department, Wastewater Division request for Collcorp Inc. – Ironbrook as the vendor for UV Disinfection System Lamps and Parts
REFERRED TO THE COMMITTEE ON WAYS AND MEANS

aa. Sole Source Purchase; Lansing Police Department request for Michigan Law Enforcement Training Associates as consultant for procurement of training, consulting and advising on legal aspects of police policy, practice and law
REFERRED TO THE COMMITTEE ON WAYS AND MEANS

ab. Sole Source Purchase; Lansing Police Department request for Sundance Chevrolet as the vendor for two vehicles
REFERRED TO THE COMMITTEE ON WAYS AND MEANS

ac. Sole Source Purchase; Public Service Department, Wastewater Division request for Tetra Tech as consultant for procurement of engineering services for the SCADA system replacement
REFERRED TO THE COMMITTEE ON WAYS AND MEANS

ad. Sole Source Purchase; Public Service Department, Wastewater Division request for Tetra Tech as the vendor for Engineering Services for switchgear replacement
REFERRED TO THE COMMITTEE ON WAYS AND MEANS

ae. Sole Source Purchase; Lansing Police Department request for Kia of Lansing as the vendor for two vehicles
REFERRED TO THE COMMITTEE ON WAYS AND MEANS

af. Grant Request; Reapprove Michigan Natural Resources Trust Fund, 1624 E. Cavanaugh Road
REFERRED TO THE COMMITTEE ON WAYS AND MEANS

ag. Grant Request; Reapprove Michigan Natural Resources Trust Fund, 700 River Street
REFERRED TO THE COMMITTEE ON WAYS AND MEANS

ah. Grant Request; Reapprove Michigan Natural Resources Trust Fund, 342 E. St. Joseph
REFERRED TO THE COMMITTEE ON WAYS AND MEANS

ai. Appointment; Guillermo Lopez to the Board of Police Commissioners for a term to expire of October 30th, 2024
REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

3. Letter(s) from Council President Spadafore:

- a. Amendment to the Marihuana Ordinance Section 1300.11 to allow micro-businesses to operate in commercially zoned districts

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

• Communications and Petitions, and Other City Related Matters:

1. Claim Appeal; Claim #1766, Katelyn Stralkowski for \$460 in trash fees at property located at 903 N. Capitol Avenue

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

2. Claim Appeal; Claim #1779, Jaza and Shna Saeid for \$440 in board up fees at property located at 800 Harris Street

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

3. Communications in support of Black Lives Matter, public safety reform, and changes to the Lansing Police Department budget
- REFERRED TO THE COMMITTEE ON EQUITY, DIVERSITY, AND INCLUSION

4. Communications in opposition to the new format of City Council's Zoom meetings
- PLACED ON FILE

5. Communications in opposition to Mayor Schor's appointments to the Board of Water and Light Board of Commissioners
- PLACED ON FILE

6. Notices from the Michigan Liquor Control Commission:

- a. RID # RQ-2010-12727; Transfer Ownership Escrowed 2020 Class C Licensed Business From 500EM, LLC, New SDM License Issued Under MCL 436.1533(5)(A), Non-Transferable, New Sunday Sales Permit (AM & PM) for Sidecar Lansing LLC at 500 E Michigan Ave Ste 100, Lansing, MI 48912

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- b. RID # RQ-2010-12788; Transfer Location Escrowed 2020 SDD License with Sunday Sales Permit (PM) Only from 1109 E. Grand River Ave, East Lansing to 2121 W Holmes Rd. to be held in conjunction with existing SDM License for the Quality Dairy Company

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

7. Claim Appeal; Claim #1798, David Lund for \$343 in grass and weeds for property located at 211 E. Hodge
- REFERRED TO THE COMMITTEE ON GENERAL SERVICES

The Council returned to the order of:

LEGISLATIVE MATTERS

RESOLUTIONS

RESOLUTION #2020-200

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 Michigan Office of Highway Safety Planning (OHSP) for extra overtime funding to be utilized for an impaired driving and seatbelt enforcement program; and

WHEREAS, the grant-funded overtime must focus on traffic stops for hazardous moving violations during times and on roadways experiencing fatal and serious injury traffic crash problems. The expectation is zero tolerance for seat belt, child restraint, DUI

violations, and any other hazardous moving violations during the grant-funded high-visibility enforcement efforts; and

WHEREAS, Michigan traffic crash data from 2014-2018 shows the number of people seriously injured or killed where the traffic crash was coded as alcohol-involved and/or drug-involved was 7,744; and

WHEREAS, Michigan traffic crash data from 2014-2018 shows the number of people seriously injured or killed in passenger vehicles where the occupant was coded as no belts used, or child restraint not used/used improperly was 3,787; and

WHEREAS, during the span from October 30, 2020 to September 6, 2021, the grant has five required statewide and two optional enforcement periods; and

WHEREAS, the Lansing Police Department was informed on September 24, 2020, that it has been selected to receive funding in the amount of \$55,803; and

WHEREAS, there is no local match requirement for the grant; and

WHEREAS, East Lansing is a sub-recipient which will receive \$16,332 of the \$55,803 grant amount; and

WHEREAS, Michigan State University is another sub-recipient which will receive \$16,024 of the \$55,803 grant amount; and

WHEREAS, The Lansing Police Department's net portion of the grant is \$23,447.

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council approves acceptance of the Office of High Safety Planning grant in the amount of \$55,803 for the program period (October 30, 2020 through September 6, 2021); 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 Council Member Dunbar to reconsider the vote by which Resolution 2020-200 was adopted.

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

Nays: None

The question being adoption of the resolution, motion Carried by the following roll call vote:

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

Nays: Council Members Betz, Dunbar

REMARKS BY COUNCIL MEMBERS

Council Member Spadafore spoke about technological updates for City Council and Committee meetings, and the need to add an additional meeting to comply with the City Charter.

Council Member Wood spoke in opposition to cuts to the City of Lansing retiree health care.

Council Member Spitzley spoke about a lawsuit related to a death in the Lansing jail.

Council Member Garza spoke in opposition to cuts to the City of

Lansing retiree health care.

**PUBLIC COMMENT ON
CITY GOVERNMENT RELATED MATTERS**

Carol Walton spoke in opposition to cuts to the City of Lansing retiree health care.

Paul Colegrove spoke in opposition to cuts to the City of Lansing retiree health care.

Edward Osmar spoke in opposition to cuts to the City of Lansing retiree health care.

Mary Hemstreet spoke in opposition to cuts to the City of Lansing retiree health care.

Mark Parker spoke in opposition to cuts to the City of Lansing retiree health care.

Mary Stevens spoke in opposition to cuts to the City of Lansing retiree health care.

Stan Shuck spoke in opposition to cuts to the City of Lansing retiree health care.

Amy Riedel spoke in opposition to cuts to the City of Lansing retiree health care.

Mike Lynn spoke on various City matters.

Susan Reynolds spoke in opposition to cuts to the City of Lansing retiree health care.

Julia Kramer spoke in opposition to cuts to the City of Lansing retiree health care.

Tom Cochran spoke in opposition to cuts to the City of Lansing retiree health care.

Sherri Wiegman spoke in opposition to cuts to the City of Lansing retiree health care.

Farhan Sheikh-Omar spoke in opposition to cuts to the City of Lansing retiree health care.

Sue Dyer spoke in opposition to cuts to the City of Lansing retiree health care.

Chris Wheeler spoke in opposition to cuts to the City of Lansing retiree health care.

Julia Hillary spoke in opposition to cuts to the City of Lansing retiree health care.

Sarah Morrison spoke in opposition to cuts to the City of Lansing retiree health care.

ADJOURNED TIME 10:02 P.M.

CHRIS SWOPE, CITY CLERK