



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF AUGUST 26, 2013**

City Council Chambers
Lansing, Michigan

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

PRESENT: Council Members Dunbar, Houghton, Jeffries, Washington, Wood

ABSENT: Council Member Boles Robinson (arrived at 7:36 p.m.), Quinney, Yorko (arrived at 7:02)

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

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Jeffries

To approve the printed Council Proceedings of June 17, July 1, and July 15, 2013

Motion carried

Council Member Yorko arrived at 7:02 p.m.

SPECIAL CEREMONIES

• Special Ceremonies

1. Mayoral Presentation: Hometown Hero Award recognizing citizens involved in bringing ValuLand Grocery to Colonial Village

Executive Assistant to Mayor Bernero, Randy Hannan, spoke about the efforts to bring a new grocery store after the Colonial Village L & L closed.

Council Member Dunbar spoke of all the groups and people involved in the effort to get a new grocery store.

Melissa Quon Huber spoke about the team efforts.

Randy Hannan presented a proclamation from Mayor Bernero to the ValuLand Grocery store.

Representatives of ValuLand thanked the City of Lansing for working with them to open the store.

**COUNCIL MEMBERS' COMMENTS
AND CITY CLERK'S ANNOUNCEMENTS:**

Council Member Washington announced the Northtown Neighborhood meeting.

Council Member Jeffries spoke about the recent St. Casimir Corn Roast and the Come to the River 5k walk/run. He congratulated Al Salas and the Southside Boys and Girls Baseball Clubs on their

awards ceremony.

Council Member Dunbar congratulated those involved with Michigan Pride.

Council Member Wood announced the Booker T. Jones Fundraiser to support the Black Child & Family Institute. She asked City Attorney McIntyre to address the recent tragedy in the City Lock-Up.

City Attorney McIntyre spoke about the incident of an individual committing suicide in the City Lock-Up.

City Clerk Swope spoke about the proposed Charter amendment dealing with marijuana.

COMMUNITY EVENT ANNOUNCEMENTS

Robert Ovalle announced a fundraiser for Volunteers of America.

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

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

President Wood announced that no action would be taken this evening on item XIII B 6 a, Snow and Ice Removal Special Assessment.

MAYOR'S COMMENTS

Executive Assistant to Mayor Bernero, Randy Hannan, spoke about the first Kids Connect event. He congratulated the organizers of Michigan Pride. He announced events commemorating the 50th anniversary of Dr. Martin Luther King, Jr.'s "I have a Dream" speech, the Lansing Mosaic Music Festival, the Mayors' Ramadan Unity Dinner, and Lansing Community Connect.

**PUBLIC COMMENT
ON LEGISLATIVE MATTERS**

Michael Unsworth of Haslett spoke in favor of the South Lansing Pathway related to MDOT Transportation Enhancement and Local Transportation Alternatives Program Grant.

Claude Beavers expressed concerns with the incentives for Jackson National Life Insurance Company and with the South Lansing Pathway.

Becky Jo Farrington spoke in favor of the South Lansing Pathway.

Brandon Kwalec spoke in favor of the South Lansing Pathway.

Julie Powers spoke in favor of the South Lansing Pathway.

Council Member Boles Robinson arrived at 7:36 p.m.

Kathi Raffone expressed concerns with the South Lansing Pathway.

Melissa Quon Huber expressed concerns with the South Lansing Pathway.

Lynne Martinez spoke in favor of the South Lansing Pathway.

LEGISLATIVE MATTERS

RESOLUTIONS

RESOLUTION #2013-157

BY COUNCIL MEMBERS BOLES ROBINSON, DUNBAR, HOUGHTON, JEFFRIES, QUINNEY, WASHINGTON, WOOD, AND YORKO

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, The National Pan-Hellenic Council, Incorporated (NPHC) is currently composed of nine (9) International Greek letter Sororities and Fraternities: Alpha Kappa Alpha Sorority, Inc. Alpha Phi Alpha Fraternity, Inc., Delta Sigma Theta Sorority, Inc., Zeta Phi Beta Sorority, Inc., Iota Phi Theta Fraternity, Inc., Kappa Alpha Psi Fraternity, Inc., Sigma Gamma Rho Sorority, Inc. Phi Beta Sigma Fraternity, Inc. and Omega Psi Phi Fraternity, Inc. NPHC promotes interaction through forums, meetings and other mediums for the exchange of information and engages in cooperative programming and initiatives through various activities and functions; and

WHEREAS, On May 10, 1930, on the campus of Howard University, in Washington DC, the National Pan-Hellenic Council was formed as a permanent organization with the following charter members: Omega Psi Phi and Kappa Alpha Psi Fraternities, and Alpha Kappa Alpha, Delta Sigma Theta and Zeta Phi Beta Sororities. In 1931, Alpha Phi Alpha and Phi Beta Sigma Fraternities joined the Council. Sigma Gamma Rho Sorority joined in 1937 and Iota Phi Theta Fraternity completed the list of member organizations in 1997; and

WHEREAS, The stated purpose and mission of the organization in 1930 was "Unanimity of thought and action as far as possible in the conduct of Greek letter collegiate fraternities and sororities, and to consider problems of mutual interest to its member organizations." Early in 1937, the organization was incorporated under the laws of the State of Illinois and became known as "The National Pan-Hellenic Council, Incorporated"; and

WHEREAS, The NPHC, Inc. of Lansing was chartered in 2006. The purpose of this Council is to promote interaction through forums, meetings, and other venues for the exchange of information and calendars; and to engage in and foster cooperative programming, joint community service projects, and initiatives through various activities and functions that conform to the national and regional NPHC programs; and

WHEREAS, The Member Chapters of this Council are:

Alpha Phi Alpha Fraternity, Inc.-Kappa Delta Lambda Chapter
Alpha Kappa Alpha Sorority, Inc.-Delta Tau Omega Chapter
Kappa Alpha Psi Fraternity, Inc.-Lansing Alumni Chapter
Omega Psi Phi Fraternity, Inc.-Sigma Upsilon Chapter
Delta Sigma Theta Sorority, Inc.-Lansing Alumnae Chapter
Phi Beta Sigma Fraternity, Inc.-Epsilon Tau Sigma Chapter
Zeta Phi Beta Sorority, Inc.-Theta Rho Zeta Chapter
Beta Phi Beta Sorority, Inc.-Chi Iota Zeta Chapter
Sigma Gamma Rho Sorority, Inc.-Zeta Kappa Sigma Chapter

; and

WHEREAS, In its over seven-year history, the NPHC, Inc. of Lansing has participated in various community programs and events, such as the Richard Letts Diversity Blood Challenge, African American Parade and Family Festival, Habitat for Humanity, American Cancer Society Making Strides Against Breast Cancer Walk and Relay for Life, Big Brothers and Big Sisters Bowling for Kids' Sake, and JA for a Day with Junior Achievement. The Council sponsors an annual Good Friday

Church Service at a local church in Lansing and donates to numerous community agencies, such as the Boys and Girls Club of Lansing, Black Men Inc. of Greater Lansing, and the Black College Tour; and

WHEREAS, The Council's current endeavor is the Sisterhood Luncheon where the Member Chapter sororities - Alpha Kappa Alpha, Delta Sigma Theta, Zeta Phi Beta, and Sigma Gamma Rho – are convening on Saturday, August 17, 2013 at Lansing Community College-West Campus in fellowship and service. The members of these sororities will come together in sisterly love to fellowship and learn more about human trafficking in Michigan, and support the Michigan Human Trafficking Task Force with a monetary donation; and

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby acknowledges The National Pan-Hellenic Council, Incorporated (NPHC) for their community service and efforts to foster cooperative programming and initiatives, in addition to their participation in various community programs in the City of Lansing.

By Council Member Boles Robinson

Motion Carried

RESOLUTION #2013-158

BY COUNCIL MEMBER WASHINGTON

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Lansing Code Enforcement Officer has declared a certain structure (dwelling) at 1304 Glenrose, Parcel # 33-01-01-08-254-111 and Legal Description: S 118.5ft Lot 57 & S 118.5 ft of W 4ft Lot 56 Rosdale Park Sub 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 Enforcement Officer red tagged the said structure on August 6, 2012, and requested the property owner be ordered to demolish or otherwise make safe the structure; and

WHEREAS, on June 27, 2013, 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 Premises Code (108.1.1) to order the property owner to make safe or demolish the structure; and

WHEREAS, the Code Enforcement Section 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 Housing and Premises Code 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, September 9, 2013 at 7:00 p.m. in the Lansing City Council Chambers, 10th Floor City Hall, 124 W. Michigan, Lansing, Michigan in consideration of the finding and order of the Lansing Demolition Hearing Board Officer regarding the structure at 1304 Glenrose to give the owner, or the owner's agent, the opportunity to appear and show cause why the building should not be demolished or otherwise made safe; and to approve, disapprove, or modify the order of the hearing officer to demolish or make safe the subject structure.

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

By Council Member Washington

Motion Carried

RESOLUTION #2013-159

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

WHEREAS, the Lansing Code Enforcement Officer has declared a certain structure (dwelling) at 521 Fenton Avenue, Parcel # 33-01-01-33-281-041 and Legal Description: Lot 98 Maple Hill 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 Enforcement Officer red tagged the said structure on February 4, 2013, and requested the property owner be ordered to demolish or otherwise make safe the structure; and

WHEREAS, on June 27, 2013, 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 Premises Code (108.1.1) to order the property owner to make safe or demolish the structure; and

WHEREAS, the Code Enforcement 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 Housing and Premises Code 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, September 9, 2013 at 7:00 p.m. in the Lansing City Council Chambers, 10th Floor City Hall, 124 W. Michigan, Lansing, Michigan in consideration of the finding and order of the Lansing Demolition Hearing Board Officer regarding the structure at 521 Fenton Avenue to give the owner, or the owner's agent, the opportunity to appear and show cause why the building should not be demolished or otherwise made safe; and to approve, disapprove, or modify the order of the hearing officer to demolish or make safe the subject structure.

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

By Council Member Washington

Motion Carried

RESOLUTION #2013-160

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

WHEREAS, the Lansing Code Enforcement Officer has declared a certain structure (dwelling) at 1116 E Kalamazoo, Parcel # 33-01-01-15-376-241 and Legal Description: Lot 4 Block 2 Lansing Improvement Company's ADD 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 Enforcement Officer red tagged the said structure on June 6, 2013, and requested the property owner be ordered to demolish or otherwise make safe the structure; and

WHEREAS, on June 27, 2013, 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 Premises Code (108.1.1) to order the property owner to make safe or demolish the structure; and

WHEREAS, the Code Enforcement Section 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 Housing and Premises Code 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, September 9, 2013 at 7:00 p.m. in the Lansing City Council Chambers, 10th Floor City Hall, 124 W. Michigan, Lansing, Michigan in consideration of the finding and order of the Lansing Demolition Hearing Board Officer regarding the structure at 1116 E Kalamazoo to give the owner, or the owner's agent, the opportunity to appear and show cause why the building should not be demolished or otherwise made safe; and to approve, disapprove, or modify the order of the hearing officer to demolish or make safe the subject structure.

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

By Council Member Washington

Motion Carried

RESOLUTION #2013-161

BY COUNCIL MEMBER CAROL WOOD
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS it is often desirable, and in some cases legally required, that the Law Department obtain the services of outside legal counsel due to conflicts of interest or the efficacy of relying upon those with expertise in particular areas of the law; and

WHEREAS pursuant to the City Charter, City Council approval is required before outside legal counsel may be utilized by the City Attorney;

WHEREAS the City Attorney has reviewed proposals from a number of qualified law firms interested in doing business with the City of Lansing; and

WHEREAS the City Attorney recommends and requests that the following law firms be pre-approved as outside counsel to the City of Lansing on an as-needed basis:

1. Abood Law Firm
2. Brookover & Carr, P.C.
3. Butzel Long
4. Clark Hill PLC
5. Canady Law Offices
6. Carlin, Edwards, Brown & Howe, PC
7. Dickinson Wright PLLC
8. Dykema Gossett PLLC
9. Foley Lardner
10. Foster Swift Collins & Smith, P.C.
11. Foster Zack Little Pasteur & Manning, P.C.
12. Fraser Trebilcock Davis & Dunlap, P.C.
13. Garan Lucow
14. Grua, Jamo & Young, P.L.C.
15. Haywood Harrison, P.C.
16. Honigman Miller Schwartz and Cohn LLP
17. Hubbard, Fox, Thomas, White & Bengston, P.C.

18. Johnson, Rosati, Schultz & Joppich, PC
19. Keller Thoma
20. Kelley Cawthorne PLLC
21. Latham & Watkins
22. Lewis & Munday, PC
23. Loomis, Ewert, Parsley, Davis & Gotting, PC
24. McGinty, Jakubiak, Hitch & Housefield
25. Miller, Canfield, Paddock & Stone, PLC
26. Murphy, Brenton & Spagnuolo, P.C.
27. Oade, Stroud & Kleiman, PC
28. Plunkett & Cooney
29. Secrest Wardle
30. The Gallagher Law Firm
31. Varnum Riddering Schmidt Howlett LLP
32. Willingham & Coté
33. Philip Dwyer, PC
34. Melvin McWilliams, PC
35. Barnes & Thornburg
36. Spiegel & McDiarmid (FERC)
37. Barrack, Rodos & Bacine
38. Milberg LLP
39. Robbins, Geller, Rudman & Dowd LLP

NOW, THEREFORE, BE IT RESOLVED that, pursuant to the City Attorney recommendation and request, the City Council hereby pre-approves the following law firms as outside legal counsel to the City:

1. Abood Law Firm
2. Brookover & Carr, P.C.
3. Butzel Long
4. Clark Hill PLC
5. Canady Law Offices
6. Carlin, Edwards, Brown & Howe, PC
7. Dickinson Wright PLLC
8. Dykema Gossett PLLC
9. Foley Lardner
10. Foster Swift Collins & Smith, P.C.
11. Foster Zack Little Paster & Manning, P.C.
12. Fraser Trebilcock Davis & Dunlap, P.C.
13. Garan Lucow
14. Grua, Jamo & Young, P.L.C.
15. Haywood Harrison, P.C.
16. Honigman Miller Schwartz and Cohn LLP
17. Hubbard, Fox, Thomas, White & Bengston, P.C.
18. Johnson, Rosati, Schultz & Joppich, PC
19. Keller Thoma
20. Kelley Cawthorne PLLC
21. Latham & Watkins
22. Lewis & Munday, PC
23. Loomis, Ewert, Parsley, Davis & Gotting, PC
24. McGinty, Jakubiak, Hitch & Housefield
25. Miller, Canfield, Paddock & Stone, PLC
26. Murphy, Brenton & Spagnuolo, P.C.
27. Oade, Stroud & Kleiman, PC
28. Plunkett & Cooney
29. Secrest Wardle
30. The Gallagher Law Firm
31. Varnum Riddering Schmidt Howlett LLP
32. Willingham & Coté
33. Philip Dwyer, PC
34. Melvin McWilliams, PC
35. Barnes & Thornburg
36. Spiegel & McDiarmid (FERC)
37. Barrack, Rodos & Bacine
38. Milberg LLP
39. Robbins, Geller, Rudman & Dowd LLP

By Council Member Wood

Motion Carried

RESOLUTION #2013-162

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING
Resolution Setting a Public Hearing for the Creation of
Industrial District IDD-1-13 for Jackson National Life Insurance

WHEREAS, the City Council of the City of Lansing has received a request from Jackson National Life Insurance to create Lansing Industrial Development District (IDD-1-13) encompassing property commonly known as 1 Corporate Way, Lansing, Michigan and legally described as:

Parcel 2013-A 33-06-06-05-400-021

A parcel of land in the Southeast ¼ of Section 5, T3N, R1W, Alaiedon Township, Ingham County, Michigan, the surveyed boundary of said parcel described as: Beginning at the Southeast corner of said Section 5; thence N89°15'10"W along the South line of said Section 5 a distance of 1319.03 feet to the West line of the East ½ of said Southeast ¼; thence N00°02'12"E along said West line 2647.15 feet to the East-West ¼ line of said Section 5; thence S89°24'04"E along said East-West ¼ line 1322.93 feet to the East ¼ corner of said Section 5; thence S00°07'18"W along the East line of said Section more or less, including 0.99 acre more or less presently in the use as a public right of way; said parcel subject to all easements and restrictions if any, and

Parcel 2013-B 33-06-06-04-300-018

A parcel of land in the Southwest ¼ of Section 4, T3N, R1W, Alaiedon Township, Ingham County, Michigan, the surveyed boundary of said parcel described as: Beginning at the Southwest corner of said Section 4; thence N00°27'04"W along the West line of said Section 4 a distance of 660.01 feet; thence N89°24'16"E parallel with the South line of said Section 4 a distance of 330.00 feet, thence S00°27'04"E parallel with said West line 660.01 feet to the south line of said Section 4; thence S89°24'16"W along said South line 330.00 feet to the point of beginning; said parcel containing 5.00 acres more or less; including 0.25 acre presently in use as public right of way; said parcel subject to all easements and restrictions if any; and

WHEREAS, prior to acting on this request, it is necessary to hold a public hearing on the proposed creation of IDD-1-13, to allow for all residents, taxpayers and other interested persons the right to appear and be heard;

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 the 9th day of September, 2013 at 7:00 p.m., and that the City Clerk cause to be published notice of such hearing in a publication of general circulation when all persons interested may attend and be heard and make any objection they may have to the proposed District, and that the City Clerk also cause the owners of real property located within the proposed amended district to be notified of the request and the scheduled public hearing.

By Council Member Jeffries

Motion Carried

RESOLUTION #2013-163

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING
Resolution Setting a Public Hearing for the Creation of
Industrial District IDD-2-13 for Jackson National Life Insurance

WHEREAS, the City Council of the City of Lansing has received a request from Jackson National Life Insurance to create Lansing Industrial Development District (IDD-2-13) encompassing property commonly known as 1 Corporate Way, Lansing, Michigan and legally described as:

Parcel 2013-C 33-06-06-04-400-008

A parcel of land in the Southeast ¼ of Section 4, T3N, R1W, Alaiedon

Township, Ingham County, Michigan, the surveyed boundary of said parcel described as: Commencing at the South ¼ corner of said Section 4; thence N89°24'38"E along the South line of said Section 4 a distance of 50.00 feet to the point of beginning of this description; thence N00°10'19"W parallel with the North-South ¼ line of said Section 4 a distance of 355.70 feet; thence N89°23'24"E parallel with the North line of the South 20 ½ acres of the Southwest ¼ of Southeast ¼ of said Section 4 a distance of 205.00 feet; thence N00°10'19"W parallel with said North-South ¼ line 323.83 feet to said North line; thence N89°23'24"E along said North line 1072.59 feet to the East line of the Southwest ¼ of the Southeast ¼ of said Section 4; thence S00°22'06"E along said East line 459.97 feet; thence S89°24'38"W parallel with South line of said Section 100.00 feet; thence S00°22'06"E parallel with said East line 220.00 feet to the South line of said Section: thence S89°24'38"W along said South line 9.87 feet; thence N00°10'19"W 220.00 feet; thence S89°24'38"W parallel with said South line 760.90 feet; thence S00°10'19"E parallel with said North-South ¼ line 3.00 feet; thence S89°24'38"W parallel with said South line 300.00 feet; thence S00°10'19"E parallel with said North-South ¼ line 217.00 feet to said South line; thence S89°24'38"W along said South line 109.15 feet to the point of beginning, said parcel containing 12.59 acres, more or less, said parcel containing 0.09 acre presently in use as public right of way for Sandhill Road, said parcel subject to all easements and restrictions, if any, and

Parcel 2013-D 33-06-06-04-400-023

A parcel of land in the Southeast ¼ of Section 4, Town 3 North, Range 1 West, Alaiadon Township, Ingham County, Michigan; the surveyed boundary of said parcel described as: Beginning at the Southeast corner of said Section 4; thence South 89°24'38" West along the South line of said Section 4 a distance of 765.10 feet to the point of beginning of this description; thence South 89°24'38" West continuing along said South line 564.82 feet to the West line of the East ½ of the Southeast ¼ of said Section 4; thence North 00°22'06" West along said West line 1156.80 feet; thence North 89°22'13" East parallel with the North line of the South ½ of the Southeast ¼ of said Section 4 a distance of 762.54 feet to the East line of the West proportional 23 acres of the Southeast ¼ of the Southeast ¼ of said Section 4; thence South 00°28'53" East along said East line 957.33 feet; thence South 89°24'38" West parallel with said South line 200.00 feet; thence South 00°28'53" East parallel with said East line 200.00 feet to the point of beginning; and

WHEREAS, prior to acting on this request, it is necessary to hold a public hearing on the proposed creation of IDD-2-13, to allow for all residents, taxpayers and other interested persons the right to appear and be heard;

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 the 9th day of September, 2013 at 7:00 p.m., and that the City Clerk cause to be published notice of such hearing in a publication of general circulation when all persons interested may attend and be heard and make any objection they may have to the proposed District, and that the City Clerk also cause the owners of real property located within the proposed amended district to be notified of the request and the scheduled public hearing.

By Council Member Jeffries

Motion Carried

RESOLUTION #2013-164

BY THE PLANNING AND DEVELOPMENT COMMITTEE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING
Resolution Setting a Public Hearing for the Approval of
Personal Property Exemption PPE-1-13 for Jackson National Life
Insurance

WHEREAS, pursuant to Public Act 328 of 1998, Jackson National Life

Insurance has made Application for Exemption of New Personal Property (PPE-01-13) for an area commonly known as 1 Corporate Way which is contained within the Lansing Industrial Development District IDD-1-13, to be established by the Lansing City Council on September 23, 2013, pursuant to Public Act 381 of 1996, as amended, and

WHEREAS, prior to acting upon this request, the City desires to hold a public hearing on Jackson National Life Insurance's Application for Exemption of New Personal Property (PPE-01-13), to allow for all residents, taxpayers and other interested persons to appear and be heard;

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 September 9, 2013, on Jackson National Life Insurance's application for New Personal Property Exemption on the following described property:

Parcel 2013-A 33-06-06-05-400-021

A parcel of land in the Southeast ¼ of Section 5, T3N, R1W, Alaiadon Township, Ingham County, Michigan, the surveyed boundary of said parcel described as: Beginning at the Southeast corner of said Section 5; thence N89°15'10"W along the South line of said Section 5 a distance of 1319.03 feet to the West line of the East ½ of said Southeast ¼; thence N00°02'12"E along said West line 2647.15 feet to the East-West ¼ line of said Section 5; thence S89°24'04"E along said East-West ¼ line 1322.93 feet to the East ¼ corner of said Section 5; thence S00°07'18"W along the East line of said Section more or less, including 0.99 acre more or less presently in the use as a public right of way; said parcel subject to all easements and restrictions if any, and

Parcel 2013-B 33-06-06-04-300-018

A parcel of land in the Southwest ¼ of Section 4, T3N, R1W, Alaiadon Township, Ingham County, Michigan, the surveyed boundary of said parcel described as: Beginning at the Southwest corner of said Section 4; thence N00°27'04"W along the West line of said Section 4 a distance of 660.01 feet; thence N89°24'16"E parallel with the South line of said Section 4 a distance of 330.00 feet, thence S00°27'04"E parallel with said West line 660.01 feet to the south line of said Section 4; thence S89°24'16"W along said South line 330.00 feet to the point of beginning; said parcel containing 5.00 acres more or less; including 0.25 acre presently in use as public right of way; said parcel subject to all easements and restrictions if any;

and, that the City Clerk cause to be published in a publication of general circulation, giving notice of such hearing, and that the City Clerk also shall notify the Lansing City Assessor and the legislative body of each taxing unit that levies ad valorem property taxes in the eligible local assessing district in which the eligible district is located. Before acting on the resolution, the Lansing City Council shall afford an opportunity for all residents, taxpayers of the City of Lansing, other interested persons, including but not limited to the City Assessor and representatives of the affected taxing units, to appear and be heard on the approval of a New Personal Property Exemption (PPE-01-13).

By Council Member Jeffries

Motion Carried

RESOLUTION #2013-165

BY THE PLANNING AND DEVELOPMENT COMMITTEE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING
Resolution Setting a Public Hearing for the Approval of
Personal Property Exemption PPE-2-13 for Jackson National Life
Insurance

WHEREAS, pursuant to Public Act 328 of 1998, Jackson National Life Insurance has made Application for Exemption of New Personal Property (PPE-02-13) for an area commonly known as 1 Corporate Way which is contained within the Lansing Industrial Development

District IDD-2-13, to be established by the Lansing City Council on September 23, 2013, pursuant to Public Act 381 of 1996, as amended, and

WHEREAS, prior to acting upon this request, the City desires to hold a public hearing on Jackson National Life Insurance's Application for Exemption of New Personal Property (PPE-02-13), to allow for all residents, taxpayers and other interested persons to appear and be heard;

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 September 9, 2013, on Jackson National Life Insurance's application for New Personal Property Exemption on the following described property:

Parcel 2013-C 33-06-06-04-400-008

A parcel of land in the Southeast ¼ of Section 4, T3N, R1W, Alaiedon Township, Ingham County, Michigan, the surveyed boundary of said parcel described as: Commencing at the South ¼ corner of said Section 4; thence N89°24'38"E along the South line of said Section 4 a distance of 50.00 feet to the point of beginning of this description; thence N00°10'19"W parallel with the North-South ¼ line of said Section 4 a distance of 355.70 feet; thence N89°23'24"E parallel with the North line of the South 20 ½ acres of the Southwest ¼ of Southeast ¼ of said Section 4 a distance of 205.00 feet; thence N00°10'19"W parallel with said North-South ¼ line 323.83 feet to said North line; thence N89°23'24"E along said North line 1072.59 feet to the East line of the Southwest ¼ of the Southeast ¼ of said Section 4; thence S00°22'06"E along said East line 459.97 feet; thence S89°24'38"W parallel with South line of said Section 100.00 feet; thence S00°22'06"E parallel with said East line 220.00 feet to the South line of said Section; thence S89°24'38"W along said South line 9.87 feet; thence N00°10'19"W 220.00 feet; thence S89°24'38"W parallel with said South line 760.90 feet; thence S00°10'19"E parallel with said North-South ¼ line 3.00 feet; thence S89°24'38"W parallel with said South line 300.00 feet; thence S00°10'19"E parallel with said North-South ¼ line 217.00 feet to said South line; thence S89°24'38"W along said South line 109.15 feet to the point of beginning, said parcel containing 12.59 acres, more or less, said parcel containing 0.09 acre presently in use as public right of way for Sandhill Road, said parcel subject to all easements and restrictions, if any, and

Parcel 2013-D 33-06-06-04-400-023

A parcel of land in the Southeast ¼ of Section 4, Town 3 North, Range 1 West, Alaiedon Township, Ingham County, Michigan; the surveyed boundary of said parcel described as: Beginning at the Southeast corner of said Section 4; thence South 89°24'38" West along the South line of said Section 4 a distance of 765.10 feet to the point of beginning of this description; thence South 89°24'38" West continuing along said South line 564.82 feet to the West line of the East ½ of the Southeast ¼ of said Section 4; thence North 00°22'06" West along said West line 1156.80 feet; thence North 89°22'13" East parallel with the North line of the South ½ of the Southeast ¼ of said Section 4 a distance of 762.54 feet to the East line of the West proportional 23 acres of the Southeast ¼ of the Southeast ¼ of said Section 4; thence South 00°28'53" East along said East line 957.33 feet; thence South 89°24'38" West parallel with said South line 200.00 feet; thence South 00°28'53" East parallel with said East line 200.00 feet to the point of beginning;

and, that the City Clerk cause to be published in a publication of general circulation, giving notice of such hearing, and that the City Clerk also shall notify the Lansing City Assessor and the legislative body of each taxing unit that levies ad valorem property taxes in the eligible local assessing district in which the eligible district is located. Before acting on the resolution, the Lansing City Council shall afford an opportunity for all residents, taxpayers of the City of Lansing, other interested persons, including but not limited to the City Assessor and representatives of the affected taxing units, to appear and be heard on

the approval of a New Personal Property Exemption (PPE-02-13).

By Council Member Jeffries

Motion Carried

RESOLUTION #2013-166

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, September 23, 2013, 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:

SLU-3-2013: Special Land Use Permit, Church at 1115 S. Washington Avenue

By Council Member Jeffries

Motion Carried

RESOLUTION #2013-167

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

Act-7-13, Moores River & Cooley Drives, Acquisition & Disposition

WHEREAS, City of Lansing Transportation Engineer proposes to construct a non-motorized pathway, 10' in width, on the SE corner of Waverly and Moores River Drive; and

WHEREAS, the project necessitates the acquisition of a 17' strip along west side of property; and

WHEREAS, the project also involves the vacation of a triangular-shaped portion of the right-of-way (ROW), located north of the subject parcel, which is no longer needed with reconfiguration of Moores River Drive; and

WHEREAS, at its meeting on June 4, 2013, the Planning Board reviewed the location, character, and extent of the proposal in accordance with its Act 33 Review procedures, and found that:

- The acquisition could further the *Design Lansing* Comprehensive Plan goals, as well as principles of Smart Growth, including:
 - o Provide transportation choices (in this case, non-motorized transportation),
 - o Create walkable and accessible neighborhoods,
 - o Foster distinctive, attractive development with a strong sense of place,
- The project is in accordance with the City's Non-Motorized Transportation Plan, and will complete an important link in the non-motorized transportation network,
- If the property is not acquired, the pathway will need to be reduced to approximately 6' in width and will be just behind the back of the curb, with several BWL utility poles relocated; and

WHEREAS, the Board voted unanimously (6-0) to recommend approval of Act-7-2013, the acquisition of a portion of the property west of and adjacent to 3810 Cooley Drive (PPN 33-01-01-30-101-111), and the vacation of that part of the Moores River Drive ROW (PPN 33-01-01-30-101-902) which is now surplus; and

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

NOW THEREFORE BE IT RESOLVED, that the Lansing City Council hereby approves Act-7-2013, the acquisition a portion of the property located west of and adjacent to 3810 Cooley Drive for \$100.00, (PPN 33-01-01-30-101-111), legally described as:

COM N LINE COOLEY DR 171.5 FT W OF SW COR LOT 13 MCCURDY ACRES, TH N 90.75 FT, W 48.5 FT TO PROPOSED W R/W LINE MOORES RIVER DR, S 53DEG 56MIN 24SCD W 43.3 FT, S 65.25FT TO N LINE COOLEY DR, E 83.5 FT TO BEG; SEC 30 T4N R2W.

BE IT FURTHER RESOLVED, that the Lansing City Council hereby vacates a portion of the south side of the Moores River Drive ROW (PPN 33-01-01-30-101-902), legally described as:

COM ON N LINE COOLEY DR 50 FT E OF W SEC LINE, TH N'LY PARLL SAID SEC LINE 215 FT, E 206.38 FT, S 53DEG 56MIN 24SCD W 254.42 FT, S 65.25 FT TO BEG; SEC 30 T4N R2W.

BE IT FINALLY RESOLVED that the Mayor is authorized to sign and execute all necessary documents to effectuate the aforesated transactions, subject to their approval as to content and form by the City Attorney.

By Council Member Jeffries

Motion Carried

RESOLUTION #2013-168

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

WHEREAS, James Ward sought to eliminate a trash assessment fee in the amount of \$843.50 and all associated penalties and interest on the property at the location of 925 Mel Avenue; and

WHEREAS, the Claims Review Committee denied the claim in the amount of \$843.50 and upon appeal to the General Services Committee denied the claim in the amount of \$843.50 on August 20, 2013;

NOW, THEREFORE, BE IT RESOLVED that the City Council, hereby, denies the claim of James Ward for a trash assessment fee in the total amount of \$843.50 for the location of 925 Mel Avenue.

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

By Council Member Houghton

Motion Carried

RESOLUTION #2013-169

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

WHEREAS, Eleanor Kue sought to eliminate a fee for a Property Transfer Affidavit that has not been received in the amount of \$648.00 and all associated penalties and interest for the location of 2025 W. Holmes; and

WHEREAS, the Claims Review Committee denied the claim in the amount of \$648.00 and the General Services Committee heard the appeal and denied the claim for the amount of \$648.00 on August 20, 2013;

NOW, THEREFORE, BE IT RESOLVED that the City Council, hereby denies the claim of Eleanor Kue for a fee involving Property Transfer Affidavit in the amount of \$648.00 for the location of 2025 W. Holmes.

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

By Council Member Houghton

Motion Carried

RESOLUTION #2013-170

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

WHEREAS, Michael Dayringer sought to eliminate a special assessment for a Trash and Debris removal in the amount of \$440.00 and all associated penalties and interest on the property at the location of 4025 Glenburne Avenue; and

WHEREAS, the Claims Review Committee denied the claim in the amount of \$440.00 and upon appeal to the General Services Committee approved the claim in the amount of \$440.00 on August 20, 2013;

NOW, THEREFORE, BE IT RESOLVED that the City Council, hereby, approves the claim to the Lansing Housing Commission in the amount of \$440.00 involving a Trash and Debris Removal fee in the total amount of \$440.00 for the location of 4025 Glenburne Ave.

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

By Council Member Houghton

Motion Carried

RESOLUTION #2013-171

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

PUBLIC IMPROVEMENT V

WHEREAS, it was deemed to be a public necessity to construct sanitary sewer improvements for all lands in front of and adjacent to the properties described below; and

WHEREAS, on March 21, 2006, the Planning Board recommended approval of Act-2-06, the request by the Dept. of Public Service to acquire additional property for the Moores River Drive – Road, Sanitary Sewer and Watermain Improvements Project; and

WHEREAS, the construction of PS #45045, known as the Moores River Drive - Road, Sanitary Sewer and Watermain Improvements Project, has been completed; and

WHEREAS, existing easements for sanitary and storm sewers were revised to create one new easement to reflect a new property description and construction changes in the location of these sewers on private property; and

WHEREAS, said Easement has been approved as to form by the City Attorney; and

WHEREAS, there have been several changes in the Assessment Roll #385 as ratified by City Council in Resolution #454 adopted on October 3, 2005; and

WHEREAS, the benefitted properties include all lands fronting Moores River Drive from Cambridge Street to the existing culvert and ravine, specifically noted as follows, excepting all public streets and alleys and other land deemed not benefitted:

Moores River Drive Sanitary
Sewer Roll #385

ESTIMATED COST	ACTUAL COST	DIFFERENCE
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Parcel #33-01-01-19-277-020	\$25,977.29	\$23,511.95	(\$2,465.34)
Parcel #33-01-01-19-277-030	\$25,977.29	\$19,211.95	(\$6,765.34)
Total Assessment Roll #385	\$51,954.58	\$42,723.90	(\$9,230.68)

RESOLVED, by the City Council of the City of Lansing, that the supplementary Special Assessment Roll #385, Public Service #45045, known as Moores River Drive - Road, Sanitary Sewer and Watermain Improvements Project, as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to adjust the assessments of all persons who have paid said tax as originally assessed to the amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll 90 days after approval.

BE IT FURTHER RESOLVED, that the City of Lansing accept said Easement and that the City Clerk be directed to record same with the Ingham County Register of Deeds.

By Council Member Jeffries

Motion Carried

RESOLUTION #2013-172

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

WHEREAS, the Public Service Department of the City of Lansing received Conditional Commitment letter from the Michigan Department of Transportation of our selection to receive a Federal Transportation Enhancement Activities and a Federal Local Transportation Alternatives Program grant totaling up to \$1,122,905 in federal funds for the South Lansing Pathway project (phase 2 and 3); and

WHEREAS, the local match is 18.15% up to \$249,001 of the total estimated project cost of \$1,371,906; and

WHEREAS, the project includes the construction of approximately 3.5 miles of asphalt pathway south of Jolly along a Consumers Energy corridor from Waverly Road to Pennsylvania Avenue; and

WHEREAS, the project also includes the conversion of Pleasant Grove Road from four lanes to three lanes with bike lanes between Jolly Road and Martin Luther King, Jr. Blvd.; and

WHEREAS, the Public Service Department is requesting acceptance of the TEA/TA grant; and

WHEREAS, the proposed enhancements are identified in the City of Lansing's Non-motorized Plan; and

WHEREAS, the City of Lansing recognizes the importance of the continued maintenance of these and other enhancements and has committed to implementing a maintenance plan/program over the design life of the facility constructed with the traffic enhancement funding and has budgeted specific monies to ensure the continued maintenance of the enhancements; and

WHEREAS, Mitchell Whisler, a staff engineer for the Public Service Department, will act as the agent on behalf of the South Lansing Pathway project; and

WHEREAS, Chad A. Gamble, P.E., Director of Public Service and Chief Operations Officer is authorized to sign a project agreement upon receipt of a funding award; and

WHEREAS, the Administration and the City Council recognize the importance and need for safe, alternate modes of transportation for all users;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council,

hereby, approves acceptance of the Michigan Department of Transportation Enhancement grant and Local Transportation Alternatives Program grant for the purposes of funding of environmental, aesthetic, and safety related improvements to the South Lansing Pathway corridor;

BE IT FINALLY RESOLVED, the Administration is authorized to receive the funds, create the necessary accounts, and make necessary transfers for administration in accordance with the requirements of the grantor.

By Council Member Boles Robinson

Motion Carried

ORDINANCES FOR PASSAGE

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

Z-1-2013, 5950 S. ML King Blvd., Rezoning from "E-2" Local Shopping District to "F" Commercial District

Was read a second time by its title.

By President Wood to recommit this item

Motion Carried

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

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

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

By Vice President Boles Robinson 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. Ingham County 9-1-1 Central Dispatch Center Year One Consolidated Operations 9-1-1 Center Report

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- b. Notice for Request to Release Funds; City of Lansing, FY 2013-2014, Community Development Block Grant, HOME, and Emergency Solutions Grant

REFERRED TO THE COMMITTEE ON WAYS & MEANS AND
REFERRED TO THE INTERNAL AUDITOR

2. Letter(s) from the Mayor re:
 - a. Z-3-2013; Request from Tom Hitch to rezone the property at 3600 Dunckel Road from "F" Commercial and "J" Parking Districts to "DM-2" Residential District

for a Planned Residential District for student housing
 REFERRED TO THE COMMITTEE ON DEVELOPMENT &
 PLANNING

b. PRD-1-2013; Planned Residential District for student
 housing at 3600 Dunckel Road
 REFERRED TO THE COMMITTEE ON DEVELOPMENT &
 PLANNING

c. Brownfield Redevelopment Plan #57, Saboury Building
 at 1113, 1115 and 1119 N. Washington Avenue
 REFERRED TO THE COMMITTEE ON DEVELOPMENT &
 PLANNING

d. Brownfield Redevelopment Plan #58, High Grade
 Materials at 1800 Turner Street
 REFERRED TO THE COMMITTEE ON DEVELOPMENT &
 PLANNING

e. Grant Acceptance; Multi-jurisdiction JAG Grant for
 Lansing, East Lansing, Ingham County
 REFERRED TO THE COMMITTEE ON DEVELOPMENT &
 PLANNING

• Communications and Petitions, and Other City Related Matters:

1. Notice from the Michigan Liquor Control Commission;
 transfer location of 2013 SDD & SDM licensed business,
 Eliboun, Inc., 1908 E. Michigan Ave, Suite A
 REFERRED TO THE COMMITTEE ON GENERAL SERVICES

2. Letter from Sherry L. Massey MSW; JD on behalf of Best
 Western Plus of Lansing regarding Fahrenheit Shooting
 REFERRED TO THE COMMITTEE ON PUBLIC SAFETY AND
 REFERRED TO THE POLICE DEPARTMENT AND REFERRED TO
 THE LAW DEPARTMENT

3. Letter from Molly Dean regarding South Lansing Pathway
 Project
 RECEIVED AND PLACED ON FILE

4. Claim Denial Appeal submitted by Keith D. Bell regarding
 grass and weed fee for property located at 3539 Inverary
 Drive
 REFERRED TO THE COMMITTEE ON GENERAL SERVICES

5. Affidavits of Disclosure submitted by:
 a. Amy Castillo, Interim Code Officer
 b. David Burke, Police Officer
 c. Chad Frazier, Police Officer
 REFERRED TO THE BOARD OF ETHICS

MOTION OF EXCUSED ABSENCE

By Council Member Boles Robinson to excuse Council Member
 Quinney from tonight's proceedings.

Motion Carried

REMARKS BY COUNCIL MEMBERS

President Wood thanked Council Member Boles Robinson for her work
 on the South Lansing Pathway.

PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS:

Claude Beavers spoke about various City matters.

Robert Ovalle spoke about various City matters.

Spike Tyson spoke about permits.

Willy Williams spoke about various City matters.

Kathi Raffone spoke about various City matters.

Russell Terry spoke about police.

Pastor P. J. Anderson spoke about the Lonnie D. Johnson event.

Anita Smith spoke about bed bugs.

ADJOURNED TIME 9:24 P.M.

CHRIS SWOPE, CITY CLERK