OFFICIAL PROCEEDINGS OF THE CITY COUNCIL CITY OF LANSING FEBRUARY 10, 2014

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 Boles

PRESENT: Councilmembers Boles, Brown Clarke, Dunbar, Houghton, Quinney, Wood, Yorko

ABSENT: Councilmember Washington

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

CONSIDERATION OF LATE ITEMS

By Vice President Brown Clarke

To suspend City Council Rule #9 to allow for Consideration of Late Items

Motion Carried

The following items from Mayor Bernero were added to the agenda:

1. Amend Chapter 811 to authorize a new Cable Franchise Agreement
2. Budget transfer, emergency shelter grant funds
3. Budget transfer; 54-A District Court's special Sobriety Court
4. Budget transfer and grant acceptance, MSP Byrne JAG grant to fund technology equipment
5. Budget transfer and grant acceptance, MSP Byrne JAG grant to fund traffic safety equipment

COMMENTS BY COUNCILMEMBERS AND THE CITY CLERK

Councilmember Dunbar announced that residents should shovel snow to the right of their driveway and there will be updates to the Public Service webpages to help inform citizens.

Councilmember Wood announced an event to end domestic violence against women, Bea Christy Awards ceremony, and asked the Mayor's Executive Assistant to speak about snow issues.

Councilmember Houghton announced upcoming neighborhood groups meeting dates.

Councilmember Yorko expressed thanks to neighbors who helped others with snow removal during past storms, discussed various city services available regarding snow issues, and the Capital Area Humane Society Pet Smart Grant.

Councilmember Boles spoke about the white tag snow removal program, neighborhood concerns about removing storm debris, the City's response to potential flooding during the spring thaw, and acknowledged the quick response to water main breaks.

Councilmember Quinney reminded residents to take cars off the street from 2 a.m. – 5 a.m. and requested information from the Mayor's Executive Assistant about the ticketing process for cars left on streets overnight.

Councilmember Brown Clarke expressed concern that trees will fall over when temperature rise, and requested information about the City's response to additional tree debris.

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.

MAYOR'S COMMENTS

Executive Assistant to Mayor Bernero, Randy Hannan, spoke about the comprehensive storm debris removal plan that the City will be implementing once most of the snow has melted. He also encouraged residents to contact the Public Service Department where risks from damaged trees or limbs need to be removed from city property or snow piles are high enough to create road crossing hazard. If flooding concerns are imminent, the City will order a "curb back" for snow plows to clear drains. It is possible a supplemental budget from the State of Michigan may be passed to help cover some costs of extensive pot hole repairs.

He discussed details on the request for a $2.5 million bond for computer, technology and software, the Financial Empowerment Center served the 1,000th client recently, and shared details about upcoming community events.

PUBLIC COMMENT ON LEGISLATIVE MATTERS

Mary Ann Prince expressed concerns about the Information Technology Director Ordinance.

LEGISLATIVE MATTERS

RESOLUTIONS

RESOLUTION #2014-018

BY COUNCILMEMBERS BOLES, BROWN CLARKE, DUNBAR, HOUGHTON, QUINNEY, WASHINGTON, WOOD & YORKO
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Shirley M. Carter has over 30 years of experience in the entertainment industry as the operating officer of Phenomenal Entertainment, Ltd., in addition to serving as the President of *Against All Odds*, Lansing, a non-profit organization honoring and supporting Breast Cancer Survivors, and is a two time breast cancer survivor herself. *Against All Odds* offers support to survivors and their families, encouraging them and offering outreach programs, and was recognized as the UPN TV18 Charity of the Month; and

WHEREAS, Shirley has served on the Advisory Board for Celebrating

Life Foundation, and has been one of the subjects for Transformation and Triumph, a traveling art exhibit promoting breast cancer awareness for minority women; and

WHEREAS, Shirley M. Carter has offered her expertise and time to many articles and events, including Lansing Business Monthly in 2004, founding member of "Lansing Business Women" 2005, speaking at MSU as "Entrepreneur", Comcast Cable host of "Teen Challenge Talk Show", and the 30th District Court Family Division "Teen Challenge Program"; and

WHEREAS; Shirley M. Carter has continued to promote awareness in Lansing and the surrounding areas through events including BMW "Ride for Cure", health fairs, "A Bid for Life Charity Auction", AAO Basketball Tournament, AAO "Rose Garden Walk", "Model for a Cure", and Black Health Care Initiative; and

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, along with her friends and family hereby pays tribute to the honors and accomplishments of Shirley M. Carter, wishes her a Happy 58th Birthday, and many more years of sharing with her community.

By Councilmember Brown Clarke

Motion Carried

RESOLUTION #2014-019

City of Lansing
Counties of Ingham and Eaton, State of Michigan

NOTICE OF INTENT RESOLUTION
CAPITAL IMPROVEMENT BONDS
FOR TECHNOLOGY INFRASTRUCTURE

A RESOLUTION TO PROVIDE FOR:

- Publishing a Notice of Intent to Issue Bonds and Right of Referendum for up to $2,500,000 of Bonds for Technology Infrastructure.
- Voters will have 45 days after publication to petition for referendum.
- Statement of Intent to reimburse expenditures from bond proceeds required by Internal Revenue Code.

PREAMBLE

WHEREAS, the City of Lansing, Counties of Ingham and Eaton, State of Michigan (the "City") determines it to be necessary for the public health, safety and welfare of the City and its residents to acquire and install software and technology infrastructure in City facilities (collectively, the "Capital Improvements") in order to enhance the efficiency of the technology infrastructure system, increase the City's responsiveness to the public, and safeguard the integrity of the technology infrastructure systems; and

WHEREAS, the City has previously budgeted $100,000 for a portion of the Capital Improvements in the FY 2013 capital improvement plan budget to be financed through borrowing, $2,000,000 for a portion of the Capital Improvements in the FY 2014 capital improvement plan budget, and debt service on the amount borrowed to finance the Capital Improvements in the FY 2014 budget; and

WHEREAS, under the provisions of Section 517 of Act 34, Public Acts of Michigan, 2001, as amended ("Act 34") a city may issue municipal securities to pay the cost of any capital improvement items within the limitations provided by law; and

WHEREAS, the issuance by the City of bonds under Section 517 of Act 34 in an amount not to exceed Two Million Five Hundred Thousand Dollars ($2,500,000) (the "Bonds") for the purposes of financing costs of acquisition and construction of the Capital Improvements, including costs of issuance, appears to be the most practical means to that end; and

WHEREAS, a notice of intent to issue bonds must be published in order to comply with the requirements of Section 517 of Act 34 and Section 5(g) of the Home Rule Cities Act, Act 279, Public Acts of Michigan, 1909, as amended; and

WHEREAS, the Internal Revenue Service has issued Treasury Regulation § 1.150-2 pursuant to the Internal Revenue Code of 1986, as amended, governing proceeds of debt used for reimbursement, pursuant to which the City must declare official intent to reimburse expenditures with proceeds of such debt before making the expenditures.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City Clerk is directed to publish a notice of intent to issue the Bonds in City Pulse, a newspaper of general circulation in the City.

2. The notice of intent shall be published as a one-quarter (1/4) page display advertisement as required by Section 517 of Act 34, and shall be in substantially the following form:

NOTICE TO ELECTORS AND TAXPAYERS
OF THE CITY OF LANSING
OF INTENT TO ISSUE BONDS SECURED BY THE
TAXING POWER OF THE CITY AND RIGHT OF REFERENDUM
THEREON

PLEASE TAKE NOTICE that the City Council of the City of Lansing, Michigan, intends to issue and sell general obligation capital improvement bonds, pursuant to Act 34, Public Acts of Michigan, 2001, as amended, in the maximum aggregate principal amount not to exceed Two Million Five Hundred Thousand Dollars ($2,500,000) for the purpose of paying costs to acquire and install software and technology infrastructure in City facilities in order to enhance the efficiency of the technology infrastructure system, increase the City's responsiveness to the public, and safeguard the integrity of the technology infrastructure systems.

The bonds may be issued in one or more series and may be combined with bonds issued for other purposes as shall be determined by the City Council. Each series of the bonds will mature in annual installments not to exceed the maximum permitted by law, with interest on the unpaid balance from time to time remaining outstanding on said bonds to be payable at rates to be determined at sale of the bonds but in no event to exceed such rates as may be permitted by law.

SOURCE OF PAYMENT OF BONDS

The principal of and interest on the bonds shall be payable from the general funds of the City lawfully available for such purposes including property taxes levied within existing charter, statutory and constitutional limitations.

RIGHT OF REFERENDUM

THE BONDS WILL BE ISSUED WITHOUT A VOTE OF THE ELECTORS UNLESS A VALID PETITION REQUESTING SUCH A VOTE SIGNED BY NOT LESS THAN 10% OF THE REGISTERED ELECTORS RESIDING WITHIN THE CITY IS FILED WITH THE CITY CLERK WITHIN FORTY-FIVE (45) DAYS AFTER PUBLICATION OF THIS NOTICE. If such petition is filed, the bonds may not be issued without an approving vote of a majority of the qualified electors of the City voting thereon.

THIS NOTICE is given pursuant to the requirements of Section 517 of Act 34, Public Acts of Michigan, 2001, as amended, and Section 5(g), Act 279, Public Acts of Michigan, 1909, as amended. Further information concerning the matters set out in this notice may be secured from the City Clerk's office

Chris Swope, City Clerk City of Lansing

3. The City Council does hereby determine that the foregoing form of notice of intent to issue the Bonds, and the manner of publication directed, is adequate notice to the electors of the City and is the method best calculated to give them notice of the City's intent to issue the Bonds, the purpose of the Bonds, the source of payment of the Bonds, the security for the Bonds, and the right of referendum of the electors with respect thereto. The City Council hereby determines that the newspaper named for publication will reach the largest number of persons to whom the notice is directed.

4. The City may incur expenditures for the Capital Improvements prior to receipt of proceeds of the Bonds, and may advance moneys for that purpose from the general funds or capital fund of the City, to be reimbursed from proceeds of the Bonds when available. The City shall keep a specific record of all such expenditures.

5. The City hereby makes the following declaration of intent for the purpose of complying with the reimbursement rules of Treas. Reg. § 1.150-2 pursuant to the Internal Revenue Code of 1986, as amended:

(1) The City reasonably expects to reimburse itself for the expenditures described in (2) below with proceeds of debt to be incurred by the City.

(2) The expenditures described in this paragraph (2) are to pay certain costs associated with the Capital Improvements which were or will be paid subsequent to sixty (60) days prior to the date hereof or which will be paid prior to the issuance of the debt from the general funds or capital fund of the City.

(3) As of the date hereof, the maximum principal amount of debt expected to be issued for reimbursement purposes, including reimbursement of debt issuance costs, is $2,500,000 which debt may be issued in one or more series and/or together with debt for other purposes.

(4) A reimbursement allocation of the expenditures described in paragraph (2) above with the proceeds of the borrowing described herein will occur not later than 18 months after the later of (i) the date on which the expenditure is paid, or (ii) the date the Capital Improvements are placed in service or abandoned, but in no event more than three (3) years after the original expenditure is paid. A reimbursement allocation is an allocation in writing that evidences the City's use of the proceeds of the debt to be issued for the Capital Improvements to reimburse the City for a capital expenditure made pursuant to this Resolution.

(5) The expenditures for the Capital Improvements are "capital expenditures" as defined in Treas. Reg. § 1.150-1(b), which are any costs of a type which are properly chargeable to a capital account (or would be so chargeable with a proper election or with the application of the definition of "placed in service" under Treas. Reg. § 1.150-2(c)) under general Federal income tax principles (as determined at the time the expenditure is paid).

(6) No proceeds of the borrowing paid to the City in reimbursement pursuant to this Resolution will be used in a manner described in Treas. Reg. § 1.150-2(h) with respect to abusive uses of such proceeds, including, but not limited to, using funds corresponding to the proceeds of the borrowing in a manner that results in the creation of replacement proceeds (within Treas. Reg. § 1.148-1) within one year of the reimbursement allocation described in paragraph (4) above.

6. The City requests Miller, Canfield, Paddock and Stone, P.L.C. to continue as bond counsel to the City for the Bonds. The City recognizes that Miller, Canfield has represented from time to time, and currently represents, various underwriters, financial institutions, and other potential participants in the bond financing process for unrelated projects, any of which might offer to purchase the Bonds.

7. The officers, administrators, agents and attorneys of the City are authorized and directed to take all other actions necessary and convenient to facilitate preparation of the Bonds for sale, including as appointment of a financial advisor to assist in preparation and planning for the sale of the Bonds.

8. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution are rescinded. I hereby certify that the foregoing is a true and complete copy of a resolution duly adopted by the City Council of the City of Lansing, Counties of Ingham and Eaton, State of Michigan, at a Regular meeting held on Monday, , 2014 at 7:00 o'clock p.m., Eastern Time, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act 267.

By Councilmember Brown Clarke

Motion Carried

RESOLUTION #2014-020

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

(Amending and Restating Resolution #2013-017)

WHEREAS, it is the purpose of this Resolution to amend and restate Resolution #2013-017, adopted February 11, 2013, thereby again certifying that Chapter 884 of the Code of Ordinances of the City of Lansing and the State Housing Development Authority Act of 1966, being Act No. 346 of the Public Acts of 1966, as amended, (hereinafter the "Act") specifically provide tax exemption to the sponsors who construct, or acquire and renovate housing for elderly persons of low income pursuant to the Act; and

WHEREAS, the FHC Nine Riverfront Limited Dividend Housing Association Limited Partnership (hereinafter the "Sponsor"), has offered, subject to receipt of a Mortgage Loan from the Michigan State Housing Development Authority (hereinafter the "Authority") or a Mortgage Loan insured by HUD, or receipt of low income housing tax credits, to acquire, rehabilitate, own and operate a housing development identified as Riverfront, previously known as MSHDA Development No. 566 (hereinafter the "Development") on certain property in the City of Lansing, more specifically described as follows:

REDEVELOPMENT PARCEL 7

That part of Block 246, Plat of the Town of Michigan, lying on the Northeast 1/4 of Section 16, T4N, R2W, City of Lansing, Ingham County, Michigan, beginning on the East line of said Block (West line of Cedar Street) at a point N 89°59'20" W 1053.69 feet and S 0°05'21" W 232.25 feet from the Northeast corner of said Section 16, thence running along the East line of said Block S 0°05'21" W 1042.84 feet to the Southeast corner of said Block, thence along the South line of Block 246 (north line of Shiawassee Street) N 89°58'20" W 360.0 feet, thence parallel with said East Block line N 0°05'21" E 967.63 feet, thence N 3°12'30" E 39.02 feet, thence Northerly 36.15 feet along the arc of a 1936.33 foot radius curve to the left whose chord bears N 1°02'45" W 36.15 feet, thence parallel with the North line of said Block S 89°59'20" E 358.59 feet to the point of beginning.

to serve elderly person of low income, and the Sponsor has offered to pay the City on account of the Development an annual service charge for public services in lieu of taxes in accordance with the provisions of Chapter 884 of the Code of Ordinances of the City of Lansing; and

WHEREAS, it has been determined that the highrise portion of Riverfront that serves elderly persons of low and moderate income, formerly known as MSHDA Development No. 566, is of the class of housing developments that are eligible for tax exemption pursuant to the provisions of the Act and Chapter 884 of the Code of Ordinances of the City of Lansing.

NOW, THEREFORE, it is hereby resolved that the Development and the property upon which it shall be constructed, shall be exempt from all property taxes from and after acquisition by the Sponsor and the Sponsor shall pay a service charge in lieu of taxes pursuant to the requisite provision of Chapter 884 of the Code of Ordinances of the City of Lansing which charge shall be equal to four percent of the difference between 95 percent of contract rents actually collected and utilities in the case of a housing development contained in the class prescribed in Section 884.03, which development is assisted pursuant to Section 8 of the U.S. Housing act of 1937, as amended by the Housing and Community Development Act of 1974. The tax exempt status of the Development granted pursuant to the Act and Chapter 884 of the Code of Ordinances of the City of Lansing, shall remain in effect and shall not be terminated so long as the Mortgage Loan for the housing development remains outstanding and unpaid, or the Authority or HUD has any interest in the property; provided that, acquisition of the development commences by February 15, 2015; and

BE IT FURTHER RESOLVED, that, notwithstanding the provisions of Section 15(a)(5) of the Act, a contract between the city and the Sponsor with the Authority and/or HUD as third party beneficiary thereunder, to provide tax exemption and provide for the payment of a service charge in lieu thereof, pursuant to the provisions of Chapter 884 of the Code of Ordinances of the City of Lansing and the State Housing Development Authority Act of 1966 (Act No. 346 of the Public Act of 1966, as amended), is effectuated by the adoption of this Resolution.

By Councilmember Houghton

Motion Carried

RESOLUTION #2014-021

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

(Amending and Restating Resolution #2013-016)

WHEREAS, it is the purpose of this Resolution to amend and restate Resolution #2013-016, adopted February 11, 2013, thereby again certifying that Chapter 884 of the Code of Ordinances of the City of Lansing and the State Housing Development Authority Act of 1966, being Act No. 346 of the Public Acts of 1966, as amended, (hereinafter the "Act") specifically provide tax exemption to the sponsors who construct, or acquire and renovate housing for elderly persons of low income pursuant to the Act; and

WHEREAS, the FHC Five Capitol Senior Limited Dividend Housing Association Limited Partnership (hereinafter the "Sponsor"), has offered, subject to receipt of a Mortgage Loan from the Michigan State Housing Development Authority (hereinafter the "Authority") or a Mortgage Loan insured by HUD, to acquire, rehabilitate, own and operate a housing development identified as Capitol Commons Senior, previously known as MSHDA Development No. 630 (hereinafter the "Development") on certain property in the City of Lansing, more specifically described as follows:

> PARCEL III – Block 144, except the East 91 feet of the South 182.75 feet of Block 144, also that part of Sycamore Street lying West of and adjacent to Lots 7, 8, 9, 10, 11 and 12 and that part of Lenawee Street lying North of and adjacent to Lots 1 and 12 and including the entire intersection of Sycamore Street and Lenawee Street, Block 144, Original Plat of the City of Lansing, Ingham County, Michigan, further described as: Beginning at the intersection of the West line of Pine Street and the North line of Lenawee Street at the SE corner of Block 141 of the Original Plat of the City of Lansing, Ingham County, Michigan; thence S 00°13'35" W, 297.25 feet on the West line of Pine Street to a point 16.0 feet South of the NE corner of Lot 4, Block 144, Original Plat of the City of Lansing; thence N 89°40'06" W, 91.00 feet; thence S 00°13'35" W, 182.75 feet to the North line of Hillsdale Street; thence N 89°38'08" W, 319.10 feet on the North line of Hillsdale Street to the point of intersection with the West line of Sycamore Street, being the SE corner of Block 143; thence N 00°10'23" E, 479.52 feet on the West line of Sycamore Street to the point of intersection with the North line of Lenawee Street, being the SE corner of Block 142; thence S 89°42'05" E, 410.54 feet along the North line of Lenawee Street to the point of beginning. Containing 180.245 Square Feet.

to serve elderly person of low income, and the Sponsor has offered to pay the City on account of the Development an annual service charge for public services in lieu of taxes in accordance with the provisions of Chapter 884 of the Code of Ordinances of the City of Lansing; and

WHEREAS, it has been determined that Capitol Commons Senior, formerly known as MSHDA Development No. 630, is of the class of housing developments that are eligible for tax exemption pursuant to the provisions of the Act and Chapter 884 of the Code of Ordinances of the City of Lansing; and

WHEREAS, during the period between the time the original MSHDA loan was retired and the actual conveyance of the Development to the Sponsor ("Interim Period"), the Development will continue to meet the requirements of the Act for tax exemption and payment in lieu of taxes and the City desires to confirm the continuation of eligibility for the tax exemption and payment of a 4% service charge during the Interim Period.

NOW, THEREFORE, it is hereby resolved that the Development and the property upon which it shall be constructed, shall be exempt from all property taxes from and after acquisition by the Sponsor and the Sponsor shall pay a service charge in lieu of taxes pursuant to the requisite provision of Chapter 884 of the Code of Ordinances of the City of Lansing which charge shall be equal to four percent of the difference between 95 percent of contract rents actually collected and utilities in the case of a housing development contained in the class prescribed in Section 884.03, which development is assisted pursuant to Section 8 of the U.S. Housing act of 1937, as amended by the Housing and Community Development Act of 1974. The tax exempt status of the Development granted pursuant to the Act and Chapter 884 of the Code of Ordinances of the City of Lansing, shall remain in effect and shall not be terminated so long as the Mortgage Loan for the housing development remains outstanding and unpaid, or the Authority or HUD has any interest in the property; provided that, acquisition of the development commences by February 15, 2015; and

BE IT FURTHER RESOLVED, that the current tax exemption and 4% payment in lieu of taxes for the Development shall continue while it continues to be owned by Capitol Senior Limited Dividend Housing Association Limited Partnership during the Interim Period; and

BE IT FURTHER RESOLVED, that, notwithstanding the provisions of Section 15(a)(5) of the Act, a contract between the city and the Sponsor with the Authority and/or HUD as third party beneficiary thereunder, to provide tax exemption and provide for the payment of a service charge in lieu thereof, pursuant to the provisions of Chapter 884 of the Code of Ordinances of the City of Lansing and the State Housing Development Authority Act of 1966 (Act No. 346 of the Public Act of 1966, as amended), is effectuated by the adoption of this Resolution.

By Councilmember Houghton

Motion Carried

RESOLUTION #2014-022
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Mohamad H. Abduljaber sought to eliminate a special assessment of $2,506.00 for trash removal fees, and $75.00 for multiple violation notice fee, and all associated penalties and interest, on the property tax bill for 1110 Camp Street (Tax ID #33-01-01-10-327-121); and

WHEREAS, upon filing a claim to the Committee on General Services, the claim in the total amount of $2,581.00 was denied on February 4, 2014;

NOW, THEREFORE BE IT RESOLVED, that the City Council, hereby, denies the claim of Mohamad H. Abduljaber in the amount of $2,581.00 for a special assessment for trash removal fees, which includes $75.00 for multiple violation notice fee, and all associated penalties and interest on the property tax bill for 1110 Camp Street (Tax ID #33-01-01-10-327-121); and

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

By Councilmember Yorko

Motion Carried

RESOLUTION #2014-023
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Jin Fen Tang sought to eliminate a special assessment of $1,049.00 for trash removal fees, and all associated penalties and interest, on the property tax bill for 3320 Penrose Drive (Tax ID #33-01-05-06-185-081); and

WHEREAS, upon filing a claim to the Committee on General Services, the claim in the total amount of $1,049.00 was denied on February 4, 2014; and

WHEREAS, the Committee on General Services recommended that the claimant seek reimbursement through a civil action against claimant's contractor; and

NOW, THEREFORE BE IT RESOLVED, that the City Council, hereby, denies the claim of Jin Fen Tang in the amount of $1,049.00 for a special assessment for trash removal fees and all associated penalties and interest on the property tax bill for 3320 Penrose Drive (Tax ID #33-01-05-06-185-081); and

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

By Councilmember Yorko

Motion Carried

RESOLUTION #2014-024
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Breonna Bonds sought to eliminate a special assessment of $75.00 for multiple notice fees, and all associated penalties and interest, on the property tax bill for 2607 Dunlap Street (Tax ID #33-01-01-30-476-571); and

WHEREAS, upon filing a claim to the Committee on General Services, the claim in the total amount of $75.00 was denied on February 4, 2014 due to the determination that the applicant did not have any legal standing to contest the claim since the applicant was not the legal property owner, or lease holder; and

NOW, THEREFORE BE IT RESOLVED, that the City Council, hereby, denies the claim of Breonna Bonds in the amount of $75.00 for multiple notice fees and all associated penalties and interest on the property tax bill for 2607 Dunlap Street (Tax ID #33-01-01-30-476-571); and

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

By Councilmember Yorko

Motion Carried

RESOLUTION #2014-025
BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Kevin A. Kildea sought to eliminate a special assessment of $778.00 for trash removal fees, and all associated penalties and interest, on the property tax bill for 226 Astor Street (Tax ID #33-01-01-28-334-011); and

WHEREAS, upon filing a claim to the Committee on General Services, the claim in the total amount of $778.00 was denied on February 4, 2014;

NOW, THEREFORE BE IT RESOLVED, that the City Council, hereby, denies the claim of Kevin A. Kildea in the amount of $778.00 for a special assessment for trash removal fees and all associated penalties and interest on the property tax bill for 226 Astor Street (Tax ID #33-01-01-28-334-011); and

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

By Councilmember Yorko

Motion Carried

RESOLUTION #2014-026
BY THE COMMITTEE ON PUBLIC SERVICE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the City of Lansing experienced a severe storm between December 21 and December 22, 2013, where an excessive amount of ice was deposited upon the power lines and trees in the city; and

WHEREAS, winds occurring over the next several days continued to overburden power lines and trees causing further damage to the electrical service for many buildings; and

WHEREAS, the public was adversely effected by this historic event resulting in property damage caused by the weight of the ice downing power lines; ice covered branches falling on the power lines; and winds thereafter; and

WHEREAS, wide spread property damage occurred as the result of electrical service being pulled off single family residences severing electrical service caused by the ice and wind; and

WHEREAS, replacement, installation and reconnection of the electrical service to these residential structures requires that an electrical permit for which there is a fee, be obtained from the Building Safety Office of The Planning and Neighborhood Development Department of the City of Lansing; and

WHEREAS, the ice storm was unusual in its severity and resulted in losses to the public that were beyond their control;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby waives the electrical permit fee that would normally be required for the repair, installation and reconnection of the electrical service resulting from the severe storm event of December 21 - 22, and causing damage between December 21, 2013 thru January 4, 2014 to single family residences.

BE IT FINALLY RESOLVED that the waiver of the electrical permit fee shall apply for electrical permit applications received at the Building Safety Office by 4:30 p.m. on Friday, March 7, 2014.

By Councilmember Dunbar

Motion Carried

President Boles removed agenda item 2.A. Council President's authority regarding Dais seating

REPORTS FROM COUNCIL COMMITTEES ORDINANCES FOR INTRODUCTION

Councilmember Brown Clarke introduced:

An Ordinance of the City of Lansing, Michigan, to amend Chapter 288 of the Lansing Codified Ordinances by adding Section 288.19 to establish the minimum qualifications for employment as the Director of the Information Technology Department.

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

RESOLUTION #2014-027
RESOLUTION SETTING PUBLIC HEARING
By Councilmember Brown Clarke

RESOLVED BY THE CITY COUNCIL, CITY OF LANSING, that a public hearing be set for Monday, February 24, 2014 at 7:00 p.m. in the City Council Chambers, 10th Floor Lansing City Hall, 124 W. Michigan Ave., Lansing, MI for the purpose of considering An Ordinance of the City of Lansing, Michigan, to amend Chapter 288 of the Lansing Codified Ordinances by adding Section 288.19 to establish the minimum qualifications for employment as the Director of the Information Technology Department.

Interested Persons are invited to attend this Public Hearing

By Councilmember Brown Clarke

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 Brown Clarke that all items be considered as being read in full and that President Boles make the appropriate referrals

Motion Carried

- Reports from City Officers, Boards and Commissions:

1. Letter(s) from the City Clerk re:
   a. Polling Place for Ward 1, Precinct 9

REFERRED TO THE COMMITTEE OF THE WHOLE

   b. Placement on file of FY 2014 2nd Quarter General Fund Status Report

REFERRED TO THE COMMITTEE OF THE WHOLE AND INTERNAL AUDITOR

   c. Placement on file of the FY 2013 Audit Report of the Tri-County Regional Planning Commission

REFERRED TO THE WAYS AND MEANS AND INTERNAL AUDITOR

   d. Minutes of Boards, Commissions, and Authorities placed on file in the Clerk's Office

RECEIVED AND PLACED ON FILE

2. Letter(s) from the Mayor re:
   a. State Infrastructure Bank (SIB) Loan Acceptance

REFERRED TO THE WAYS AND MEANS AND INTERNAL AUDITOR

   b. FY 2013 Budget Carryforwards

REFERRED TO THE WAYS AND MEANS AND INTERNAL AUDITOR

   c. Amend Chapter 811 to authorize a new Cable Franchise Agreement

REFERRED TO THE COMMITTEE OF THE WHOLE

   d. Budget transfer, emergency shelter grant funds

REFERRED TO THE WAYS AND MEANS AND INTERNAL AUDITOR

   e. Budget transfer; 54-A District Court's special Sobriety Court

REFERRED TO THE WAYS AND MEANS AND INTERNAL AUDITOR

   f. Budget transfer and grant acceptance, MSP Byrne JAG grant to fund technology equipment

REFERRED TO THE WAYS AND MEANS AND INTERNAL AUDITOR

   g. Budget transfer and grant acceptance, MSP Byrne JAG grant to fund traffic safety equipment

REFERRED TO THE WAYS AND MEANS AND INTERNAL AUDITOR

3. Letter from President Boles on behalf of the Committee of the Whole regarding pending items from 2013

RECEIVED AND PLACE ON FILE

- Communications and Petitions, and Other City Related Matters:

1. Letter from Charles C. Hoffmeyer regarding transparency of the Board of Water & Light Community Review Team

REFERRED TO THE COMMITTEE OF THE WHOLE

2. Letter from Robert Traub regarding Comcast cable services

REFERRED TO CABLE ADVISORY BOARD

3. Letter from Chong-Anna Canfora on behalf of Moores Park Neighborhood Organization in support of the sale of Moores Park Elementary to PSO Laboratory

REFERRED TO DEVELOPMENT AND PLANNING

MOTION OF EXCUSED ABSENCE

By Councilmember Houghton to excuse Councilmember Washington from tonight's proceedings.

Motion Carried

REMARKS BY COUNCILMEMBERS

Councilmember Dunbar commented on the process in which councilmembers request agenda items for City Council meetings.

Councilmember Quinney commented on the process in which councilmembers request agenda items for City Council meetings.

Councilmember Houghton commented on the process in which councilmembers request agenda items for City Council meetings.

Councilmember Boles commented on the process in which councilmembers request agenda items for City Council meetings.

PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

Mary Ann Prince spoke about the importance of transparency of the Board and Water Light Community Review Team proceedings.

David Reed spoke about laws, due process, rights and public safety.

Michael Mercer spoke about various city issues.

Ryan Sebolt spoke about concerns with the Board of Water and Light; City Council's seating arrangements and responding to constituent concerns.

Dwight Washington spoke about the Red Cedar building project, and promoting agricultural opportunities in the city.

Russell Terry spoke about various city issues.

ADJOURNED TIME 8:47 P.M.

CHRIS SWOPE, CITY CLERK