



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF JULY 15, 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, Quinney, Washington, Wood

ABSENT: Council Member Boles Robinson, Yorko (arrived at 7:07 p.m.)

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

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

Council Member Washington thanked those who attended her First Saturday meeting. She read a statement on behalf of Nancy Mahlow. She spoke about the City of Lansing's Sister City relationship with St. Petersburg, Russia and their abuse of the human rights of Lesbian, Gay, Bisexual, and Transgendered people.

Council Member Dunbar spoke about the grand opening of a new grocery store in the Colonial Village Shopping Center.

Council Member Houghton announced Forest View Neighborhood and Old Everett Neighborhood meetings.

Council Member Wood introduced Sherrie Boak, new City Council staff.

Council Member Yorko arrived at 7:07 p.m.

City Clerk Swope made announcements about the upcoming City Primary Election and absent voter ballot availability.

**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 cooling centers being open due to extreme heat. He spoke about the recent Common Ground Music Festival. He announced the Taste of Downtown event, the upcoming Mobile Food Pantry, and Turner Street Outdoor Theater.

**PUBLIC COMMENT
ON LEGISLATIVE MATTERS**

• Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

1. In consideration of Z-2-2013; 3600 Simken Drive; Rezoning the property from "CUP" Community Unit Plan to "A" Residential District
2. In consideration of SLU-2-2013; 3600 Simken Drive; Residential Care Facility
3. In consideration of An Ordinance of the City of Lansing, Michigan, to Amend Chapter 1615.02 – Fireworks Ordinance of the Lansing Codified Ordinances to prohibit the use of consumer fireworks without a license to the maximum extent allowed under state law

Council Member Jeffries gave an overview of Public Hearing #1 and #2.

Council Member Washington gave an overview of Public Hearing #3.

Willy Williams spoke about the tribute in memory of Darnell Oldham, Sr.

REFERRAL OF PUBLIC HEARINGS

1. In consideration of Z-2-2013; 3600 Simken Drive; Rezoning the property from "CUP" Community Unit Plan to "A" Residential District

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

2. In consideration of SLU-2-2013; 3600 Simken Drive; Residential Care Facility

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

3. In consideration of An Ordinance of the City of Lansing, Michigan, to Amend Chapter 1615.02 – Fireworks Ordinance of the Lansing Codified Ordinances to prohibit the use of consumer fireworks without a license to the maximum extent allowed under state law

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

LEGISLATIVE MATTERS

CONSENT AGENDA

By Council Member Jeffries to approve items 1a, 1b, 1c, 1d, and 3b on the Consent Agenda.

Motion Carried

RESOLUTION #2013-129

BY COUNCIL MEMBERS BOLES ROBINSON, DUNBAR,
HOUGHTON, JEFFRIES, QUINNEY, WASHINGTON, WOOD, AND
YORKO
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Reverend Herman Green began his pastoral ministry in November 1961 at Paradise Missionary Baptist Church; and

WHEREAS, under his leadership the church began to grow moving first from 602 S. Foster Street to 129 N. Pennsylvania in 1971; and

WHEREAS, nearly 13 years later, Paradise built a new church at 3403 Franette Road where they remain in their current location; and

WHEREAS, Rev. Green worked for General Motors and was a union steward; and

WHEREAS, Rev. Herman Green leaves to cherish his memory and the "Love He Gave": five daughters, Imogene Ruffin of Lansing, G. Mary (Charles) Simmons of Oak Park, MI, Maxine (Thomas) Llewellyn of Ft. Myers, FL, Sherly Ellis of Lansing and Mildred (Phillip) Hollowell of Memphis, TN; and

WHEREAS, also he leaves seventeen grandchildren; forty great-grandchildren; twenty great-great-grandchildren; nephews, Charles, Jr. (Linda), Leon (Pat), Danny (Penny), Henry (Angela), Ronny, and Richard (Teresa) Green; sister-in-law, Bernice Jennings of Kalamazoo, MI.

THEREFORE BE IT RESOLVED that the Lansing City Council sends their condolences to the family and friends of Rev. Herman Green. We know that he will be missed not only by his family, church family and friends but by a grateful community. Romans 8:38-39 *For I am sure that neither death nor life, nor angels nor rulers, nor things present nor things to come, nor powers, nor height nor depth, nor anything else in all creation, will be able to separate us from the love of God in Christ Jesus our Lord.*

Adopted as part of the Consent Agenda

RESOLUTION #2013-130

BY COUNCIL MEMBERS BOLES ROBINSON, DUNBAR, HOUGHTON, JEFFRIES, QUINNEY, WASHINGTON, WOOD, AND YORKO
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Dr. Clinton Canady, Jr. was born November 6, 1921, in Detroit, MI. and he was the eldest son of Clinton Canady, Sr. and Jesse Smoot Canady, and

WHEREAS he was affectionately known as "Doc," began his distinguished career after graduating from Meharry Medical College in Nashville, TN, with a Doctorate of Dental Science, and serving as a member of the famed Tuskegee Airmen. It was in Nashville that he met his wife, Elizabeth Hortense Golden Canady, a graduate of Fisk University, Meharry's sister college, and

WHEREAS, Dr. and Mrs. Canady were married in 1945 and had celebrated 65 years of marriage at the time of her death in 2010; and

WHEREAS, Dr. Canady was the second Black dentist in Lansing and practiced for over 50 years. He was a long-time member of Trinity AME Church and its predecessor Collins' Memorial AME Church. Among his many accomplishments and achievements, and

WHEREAS, Doc Canady served as: President of Lansing Branch NAACP, the first Black member of the City of Lansing Fire Board, the first Black member of the State of Michigan Dental Board, a National Dental Examiner, member of both the Michigan and National Dental Associations, the first Black member of the Country Club of Lansing, founding member of the Lansing Alumni Chapter of Kappa Alpha Psi Fraternity, founding member of Alpha Chi Boule of Sigma Pi Phi Fraternity, member of the Detroit Chapter of the National Association of Guardsmen; and

WHEREAS, Doc's father was a sharecropper in Alabama prior to

migrating north during the Great African-American Migration, where he settled in Detroit to work at Ford Motor Company. In his final days, he said, "I have lived a life beyond my greatest dreams. I don't know anyone who had more fun than me."

WHEREAS, he worked tirelessly to provide employment opportunities for other members of the Black Community. He assisted in securing positions for Lansing's first Black teachers, police officers and fire fighters.

THEREFORE BE RESOLVED that the Lansing City Council sends its condolences during this difficult time. We as a community thank you for sharing Dr. Clinton Canady, Jr. with us which has helped make Lansing a better place.

Adopted as part of the Consent Agenda

RESOLUTION #2013-131

BY COUNCIL MEMBERS BOLES ROBINSON, DUNBAR, HOUGHTON, JEFFRIES, QUINNEY, WASHINGTON, WOOD, AND YORKO
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Carmine Henderson was born on July 9, 1951 in Kiblah Arkansas, Miller County to C.J. and Rebecca Henderson; and

WHEREAS, Carmine graduated from Kiblah High School, "Class of 1969". He obtained his barber license from Hurd Barber College in Marshall, Texas; and

WHEREAS, in 1970 he moved to Lansing, Michigan and attended Lansing Community College where Carmine received his Associate Degree in Sociology. He later attended Michigan State University and studied geography; and

WHEREAS, a veteran of the United States Army he proudly served his country for two years, and was stationed in Hanau, Germany, where Carmine met the love of his life Susan; and

WHEREAS, Susan and Carmine were married and had two sons Carmine Henderson, Jr. (Lakesha) and Brandon Henderson and five grandchildren, Jayson Andrews, Carmine O. Henderson III, Kiara, Glenn Jr., and Lichelle Tyler; and

WHEREAS, Carmine retired in 2008, from Lansing Metal Fabricating Center, a division of General Motors after 31 years of service and member of UAW Local 652; and

WHEREAS, he served his church community on the Board of Trustee for Mask Memorial C.M.E. Church, also served the local community as a member of the Juneteenth Committee and was a member of the NAACP; and

WHEREAS, Carmine was reliable, trustworthy, kind, sensible, a best friend, and confidant to all. His hobbies included golfing, fishing, hunting, a lover of athletic competition and a Spartan sports enthusiast. He was also a cook, gardener, carpenter, repair man, mechanic and the families "go to man."

NOW THEREFORE BE IT RESOLVED that the Lansing City Council wishes to extend our heartfelt sympathy to family and friends of Carmine Henderson. We know his sudden passing filled your hearts with sorrow and questions. Knowing Carmine love for your and his love the Lord he rejoices with Him today. May you feel His warm embrace upon you.

Adopted as part of the Consent Agenda

RESOLUTION #2013-132

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

YORKO

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Darnell Edward Oldham, Sr. was born on March 15, 1947 in Tulsa, Oklahoma. The son of Henry Oldham Jr. and Rosetta Jenkins. Darnell moved to Detroit at an early age, where he attended Detroit Public Schools, graduating from McKenzie High School and Detroit College of Business, also known as Davenport University, where he attained his Associates Degree in Business; and

WHEREAS, Darnell served in the U.S. Army SPC5 Private 2; stationed in Germany, Vietnam and Okinawa. Following his honorable discharge from the Army, he was employed with Ford Motor Company, Greyhound Bus Company, owned and operated Kaiser Corporation, he did home remodeling and community consultation; and

WHEREAS, Darnell moved to Lansing in the early 1970's to work for the State of Michigan, Department of Transportation, where he retired from in 2005; and

WHEREAS, he was affiliated with many organizations which include: Masonic Redeemer Lodge No. 53 Prince Hall Affiliation, jurisdiction of Michigan, Big Brothers and Big Sisters, Black Associates in State Employment (BASE), March for Justice, Southside Churchill Neighborhood Association, Trustee Board, Finance Committee, and Van Ministry for his church, also he was a Board member of the South Lansing Ministries; and

WHEREAS, Darnell's hobbies included, socializing, card playing, biking, fishing, cooking, wine making, a love of music, and being a community activist. He was lovable, caring, outgoing and a friendly person. He accepted Christ into his life at an early age and in later years joined Faith United Methodist Church, where he served as a faithful member until his death; and

WHEREAS, he speaker at the weekly Monday City Council meetings and at one point had his own Public TV talk program. Darnell was passionate about people speaking up and getting involved with the city government. Darnell wanted these words written: "I pray that I have given more than I have taken".

THEREFORE BE IT RESOLVED that the Lansing City Council sends their condolence to Darnell's family and friends we know he will be missed my many.

Adopted as part of the Consent Agenda

RESOLUTION #2013-133

BY THE COMMITTEE OF THE WHOLE

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

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

Board of Zoning Appeals

Marcy Alling as an At-Large member for a term to June 30, 2016

Board of Police Commissioners

William Renfrew as an At-Large member for a term to expire June 30, 2017

Building Board of Appeals

Barry Wood as an At-Large member for a term to expire June 30, 2015

Lansing Entertainment & Public Facilities Authority

Glen Hills as City Market Representative for a term to expire June 30, 2014

Frederick Sparrow as an At-Large member for a term to expire June 30, 2014

James Butler III as an At-Large member for a term to expire June 30, 2014

Tim Kaltenbach as an At-Large member for a term to expire June 30, 2016

Planning Board

Alisande Henry as an At-Large member for a term to expire June 30, 2017

NOW THEREFORE BE IT RESOLVED, that the City Council confirms the following reappointments:

Board of Zoning Appeals

Marcy Alling as an At-Large member for a term to June 30, 2016

Board of Police Commissioners

William Renfrew as an At-Large member for a term to expire June 30, 2017

Building Board of Appeals

Barry Wood as an At-Large member for a term to expire June 30, 2015

Lansing Entertainment & Public Facilities Authority

Glen Hills as City Market Representative for a term to expire June 30, 2014

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James Butler III as an At-Large member for a term to expire June 30, 2014

Tim Kaltenbach as an At-Large member for a term to expire June 30, 2016

Planning Board

Alisande Henry as an At-Large member for a term to expire June 30, 2017

Adopted as part of the Consent Agenda

RESOLUTIONS**RESOLUTION #2013-134**

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

WHEREAS, on August 6, 2010, the Lansing City Council adopted Resolution #2010-267 to approve an application filed by Old Town Temple, LLC requesting an Obsolete Property Rehabilitation Exemption Certificate (OPRA Certificate) for a period of 12 years on property located at 502 East Grand River Avenue, Lansing, Michigan (Property) pursuant to Public Act 146 of 2000, as amended (the OPRA Act); and

WHEREAS, on December 20, 2010, the State Tax Commission approved the OPRA Certificate #3-10-0034 for Old Town Temple, LLC for the Property, beginning December 31, 2010, and ending December 20, 2022; and

WHEREAS, per Executive Order 2008-03 requiring an Agreement in Consideration of Development Incentives (Agreement) to include performance and reporting requirements, Old Town Temple, LLC entered into an Agreement with the City of Lansing and the Lansing Economic Development Corporation (LEDCE); and

WHEREAS, an internal yearly audit conducted by the Lansing Economic Development Corporation has determined that Old Town Temple, LLC has not completed the project as required by the Agreement; and

WHEREAS, Section 12 of the OPRA Act states that the legislative body of the qualified local governmental unit may, by resolution, revoke the OPRA Certificate of a facility if it finds that the completion of

rehabilitation of the facility has not occurred within the time authorized by the legislative body; and

WHEREAS, the Lansing Economic Development Corporation and the City of Lansing Administration both recommend and request that OPRA Certificate #3-10-0034 be revoked.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby revokes OPRA Certificate #3-10-0034 previously granted to Old Town Temple, LLC.

BE IT FINALLY RESOLVED that the City Clerk shall immediately cause a certified copy of this resolution to be filed with the Michigan State Tax Commission.

By Council Member Jeffries

Motion Carried

RESOLUTION #2013-135

THE COMMITTEE OF THE WHOLE

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

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

Board of Public Service

James Marshall, Jr. as a 1st Ward member for a term to expire June 30, 2017

Lyndon Babcock as an At-Large member for a term to expire June 30, 2017

CATA

Robert Swanson as an At-Large member for a term to expire September 30, 2014

Anne Wilson as an At-Large member for a term to expire September 30, 2014

Capital Region Airport Authority

Paul Hufnagel as an At-Large member for a term to expire September 30, 2016

Downtown Lansing Inc.

Pamela Werling as Adjacent Neighborhood Representative for a term to expire June 30, 2017

Terry Carella as a Business Representative for a term to expire June 30, 2017

Employee Retirement Board

Howard McCaffery as a Citizen Retiree for a term to expire June 30, 2017

Historic District Commission

Kara Wood as an At-Large member for a term to expire June 30, 2016
Carol Skillings as an At-Large member for a term to expire June 30, 2016

Human Relations & Community Services

Edwina Marshall as a 1st Ward member for a term to expire June 30, 2017

Chad Johnson as an At-Large member for a term to expire June 30, 2017

Michigan Ave Corridor Improvement Authority

Scott Gillespie as a Business Representative for a term to expire June 30, 2017

Park Board

Dusty Fancher as 1st Ward member for a term to expire June 30, 2017

Saginaw St. Corridor Improvement Authority

Bob Ford as a Business Representative for a term to expire June 30, 2016

NOW THEREFORE BE IT RESOLVED, that the City Council confirms the following reappointments:

Board of Public Service

James Marshall, Jr. as a 1st Ward member for a term to expire June 30, 2017

Lyndon Babcock as an At-Large member for a term to expire June 30, 2017

CATA

Robert Swanson as an At-Large member for a term to expire September 30, 2014

Anne Wilson as an At-Large member for a term to expire September 30, 2014

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Dusty Fancher as 1st Ward member for a term to expire June 30, 2017

Saginaw St. Corridor Improvement Authority

Bob Ford as a Business Representative for a term to expire June 30, 2016

By Council Member Jeffries to place an affirmative roll on the resolution

By Council Member Jeffries to amend the resolution by striking the reappointments and confirmations of Dennis Louney and Chris Strugar-Fritsch

Motion Carried

The question being adoption of the resolution as amended

Motion Carried

ORDINANCES FOR INTRODUCTION

The following 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 introduced by Council Member Jeffries, read a first time by its title and referred to the Committee on Development and Planning.

RESOLUTION #2013-136

BY THE COMMITTEE ON DEVELOPMENT AND 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, August 12, 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:

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

By Council Member Jeffries

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 Council Member Jeffries 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:
 - a. Letter(s) from the City Clerk re:
 - i. Application for Recognition of Non-Profit Status; Northtown Neighborhood Association
- REFERRED TO THE COMMITTEE ON GENERAL SERVICES

MOTION OF EXCUSED ABSENCE

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

Motion Carried

**PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS:**

Claude Beavers spoke about the Hope Soccer Complex.

John Boise spoke about various City matters.

Willy Williams spoke about various City matters.

Russell Terry spoke about various City matters.

Frank S. Curtis X spoke about various City matters.

ADJOURNED TIME 7:47 P.M.

CHRIS SWOPE, CITY CLERK