



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
MARCH 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 7:15 p.m. by President Boles

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

ABSENT: Councilmember Quinney

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

SPECIAL CEREMONIES

1. Tribute; in recognition of Eagle Scout recipient Brian Janetzke

Council President Boles recognized the accomplishments of Eagle Scout Brian Janetzke and his volunteer work at the Fenner Nature Center

RESOLUTION #2014-038

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

WHEREAS, Brian Janetzke, son of Michael and Dawn Janetzke, has been an active Scout for 13 years, starting as a Cub Scout at Maple Grove School in 2001; and

WHEREAS, Brian joined the North School in 2004 where he earned his Arrow of Light, before joining Troup 411 chartered to Christ United Methodist Church in the spring of 2006; and

WHEREAS, Brian Janetzke has achieved the rank of Eagle Scout, the Boy Scouts of America highest achievement; and

WHEREAS, to achieve the Eagle Rank, a scout must demonstrate leadership and citizenship while earning 21 merit badges before reaching age 18, in addition to completing a service project for the benefit of the community and pass a board of review. Brian has earned 21 merit badges and has held positions as Assistant Patrol Leader, Senior Patrol Leader and instructor; and

WHEREAS, Brian, along with the help of Fenner Nature Center, family, friends and fellow scouts, completed an Eagle Project consisting of designing, re-building and relocating the Nature Center sign, constructing a park informational bulletin board and creating and installing a "rock garden" in the design of the new Fenner logo at Fenner Nature Center in Lansing, Michigan. Brian supervised over 18 youths and adults who spent 292 person/hours planning and completing the project; and

WHEREAS, Brian graduated in June of 2013 from Everett High School where he received his varsity letters in swimming, and band and the "4 Year Award" in swimming; and

WHEREAS, Brian has recently applied with the Boy Scouts of America to become an Assistant Scoutmaster at Troup 33 out of Judson

Memorial Baptist Church and he is currently attending Lansing Community College.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council extends a warm thank you for his exemplary service and dedication to the community and congratulates Brian Janetzke on his remarkable achievements and wishes him continued success in his future endeavors.

By Councilmember Boles

Motion Carried

2. Tribute; in recognition of Christopher Hodshire

RESOLUTION #2014-039

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

WHEREAS, Professor Christopher Hodshire and his wife Lydia, have been westside Lansing residents since 2001. Christopher is a professor of Health and Human Services, Social Science and also an International Community Development Consultant; and

WHEREAS, Professor Hodshire is part Native American and Caucasian; originally from the Indian Lake of Dowagiac City, Michigan-known for the Potawatomi Native American population; His grandmother on his mother's side of the family never attended school, that said, she was totally illiterate yet served as a driving force for Christopher's education; and

WHEREAS, Professor Hodshire has worked for a number of years, and is still employed at LCC with "Siena Heights University" of Lansing as a lector, in addition to Western Michigan University and previously Davenport University campus of Lansing. Christopher was also selected by the University of Michigan of Ann Arbor faculty and student body to provide the commencement speech for the class of 2005 graduation class. Christopher is doing international research at University Science of Malaysia as well as lecturing courses, doing community work and international consulting; and

WHEREAS, Christopher and his son Nathan were cast for major roles in a TV mini-series being filmed in Singapore called "Footprints", due to come out in March 2014, about the British arriving in the early 1800's; and

WHEREAS, Professor Christopher Hodshire received numerous honors and recognition including: in 2006 when he received recognition from Morris Dees Community Activist Lawyer in terms of his community activism and human rights stance, along with the award Christopher was recognized on the "Wall of Tolerance" in Montgomery, Alabama next to the Civil Rights Memorial. In 2007 he traveled overseas to represent the USA with the "International Scholar Laureate Delegation" in South Africa. In 2013, Christopher served as the keynote speaker for the Malaysian Association of Social Work 1st National Convention of Social Workers in conjunction with MASW 40th anniversary. In 2013, Christopher created the very first initiative between United World College of Singapore and Mother-to-Mother Peer Support group, which teaches mothers the art and benefits to breast feeding; and was chaperon for a group of Disabled Singaporean adults. In 2013 he traveled to South Korea to learn about South

Korean programs for employment for the disabled; and

WHEREAS, Christopher is an advocate for faith based organizations, bringing resources that strengthen them educationally, actively participating with the Lansing United Way, Lansing Regional Sister City, Westside Neighborhood Association, Lansing Refugee Services, Kingmen's ministries, Lansing Chinese Association, MSKI, and the Lansing United Nations with the goal to educate the community and empower the people.

THEREFORE BE IT RESOLVED THAT; the Lansing City Council recognizes Professor Christopher Hodshire for his work on the behalf of underrepresented populations including American minorities, illegal individuals, legal minorities, people who experience poverty (including all ethnic groups), disabled, senior citizens, religious and non-religious groups. We thank Christopher for his service to Lansing!

By Councilmember Wood

Motion Carried

T.J. Clark spoke on behalf of Christopher Hodshire, and shared Christopher's gratitude to the City Council for the recognition and his family for inspiring him to obtain his degrees.

3. In recognition of Eastside Neighborhood Organization; "Spring Souper" Silver Ladle Award

Councilmember Washington introduced Nancy Mahlow of the Eastside Neighborhood Organization, to announce the winner of the 2014 Silver Ladle Award, Vice President Brown Clarke.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Vice President Brown Clarke

To approve the printed Council Proceedings of January 30, February 10, and February 24, 2014.

Councilmember Dunbar request revision of February 24th proceedings to be consistent with text approved in February 10th proceeding.

Motion Carried

COMMENTS BY COUNCILMEMBERS AND THE CITY CLERK

Councilmember Washington announced upcoming Red Cedar Golf Course Planning Charrettes.

Councilmember Brown Clarke announced an upcoming global business conference.

Councilmember Dunbar recognized the hard work of Councilmember Washington at the "Spring Souper" fundraiser.

Councilmember Houghton announced upcoming neighborhood group meetings.

President Boles provided an update from her community meeting, and thanked the many citizens of Lansing, including members of the Council, for supporting her and her family as they grieve the recent death in her family.

City Clerk Swope announced the details of the upcoming May 6 election.

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

On behalf of Executive Assistant to Mayor Bernero, Joe McDonald provided an update on the residents of the Life O'Riley Trailer Park and thanked city officials and community members who assisted the residents. He also shared details on the next mobile food pantry.

PUBLIC COMMENT ON LEGISLATIVE MATTERS

Mary Ann Prince spoke about the ordinance to establish minimum qualifications for the Director of the Information Technology department.

Russell Terry spoke about the traffic control orders for new stop signs.

SCHEDULED PUBLIC HEARINGS

1. In consideration of An Ordinance of The City of Lansing, Michigan, to Amend Chapter 811 of the Lansing Codified Ordinances by adding Section 811.03 to authorize a new Cable Franchise Agreement with Westphalia Broadband, Inc., a Michigan Corporation d/b/a Comlink, and to Establish Video Service Provider Fees in Conformance with, and pursuant to, The Uniform Video Services Local Franchise Act

LEGISLATIVE MATTERS

CONSENT AGENDA

By Councilmember Brown Clarke

To approve 1a, 1b, 3a, 3b on the Consent Agenda.

Councilmember Wood asked that item 3b be removed from the Consent Agenda.

The question being adoption of the items of items 1a, 1b, 3a on the Consent Agenda

Motion carried

RESOLUTION #2014-040

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

WHEREAS, Sean Strub has been at the forefront of addressing the continuing HIV crisis nationally; he has struggled to address racism, sexism and homophobia as well as HIV stigma for years; and

WHEREAS, Mr. Strub has just published a memoir, Body Counts, recounting his experiences as a gay man, coming out in the late 1970's and early 1980's, as well as struggling against the crushing onslaught of the AIDS epidemic; and

WHEREAS, Mr. Strub founded POZ Magazine, the first national publication for people living with HIV it is still in print and distribution today; and

WHEREAS, Mr. Strub has done national and international work to bring attention to, and address, out of date laws which imprison and otherwise stigmatize people living with HIV; and

WHEREAS, Ingham county has the highest HIV prevalence rate in the State of Michigan outside of Metro Detroit, and 20 percent of Ingham County's cases are found in young people, ages 13-24; the HIV epidemic continues to be a major public health threat that this Council has confronted on many occasions; and

WHEREAS, Mr. Strub's contributions to fight against HIV, stigma, and discrimination have substantially improved the lives of the residents of the City of Lansing,

THEREFORE NOW BE IT RESOLVED, that the Lansing City Council offers its heartfelt congratulations to Mr. Strub on the publication of his memoir, and we wish to honor Mr. Strub's contributions to Lansing, the State of Michigan, and the United States of America; and

BE IT FINALLY RESOLVED THAT, Lansing City Council joins with Mr. Strub in calling for an end to government policies -- whether here, in Michigan, or beyond -- which unfairly stigmatize persons living with HIV and recommit ourselves to addressing the HIV crisis in this county. We appreciate Mr. Strub's appearance to remind us the AIDS crisis is not yet over.

Adopted as part of the Consent Agenda

RESOLUTION #2014-041

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

WHEREAS, Former Ghanaian Ambassador to the United States, Koby Koomson has worked to enhance trade and investment between the United States and African countries. and

WHEREAS, Ambassador Koomson attended Arkansas State University in 1975 and later was appointed to Washington as Ghanaian Ambassador from 1997 to 2001, currently he is the president and CEO of the Koomson Group; and

WHEREAS, Ambassador Koomson saw his main role during his tenure in Washington as an opportunity to foster good relations between Ghana and the United States. His successes are evident in the multiple signed agreements between the US and Ghana he assisted with, such as the Trade and Investment Framework Agreement, the Bilateral Investment Incentive Agreement and the African Growth and Opportunity Act; and

WHEREAS, Ambassador Koomson largely supports Ghanaian entrepreneurs, helping them to become financial secure not only for themselves but for the country as a whole. He advocated for investors to look into the Ghanaian stock market citing the country's political stability and the success of its economic reforms; and

THEREFORE NOW BE IT RESOLVED, that the Lansing City Council wishes to thank Ambassador Koby Koomson for his vision, drive and commitment in keeping the Ghanaian people thriving and their culture richly enhancing our communities

Adopted as part of the Consent Agenda

RESOLUTION #2014-042

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

WHEREAS, Wenco Properties, LLC & Dan Isaia sought to eliminate a

special assessment of a contractor charge of \$841.00 and administrative fee of \$265.00 for trash removal, and all associated penalties and interest on the property tax bill of 716 Chicago Avenue (Tax ID #33-01-01-08-483-091); and

WHEREAS, Upon appeal to the Committee on General Services, the assessment of \$1,106.00 and additional fees was denied on March 4, 2014;

NOW, THEREFORE, BE IT RESOLVED that the City Council, hereby, denies the claim of Wenco Properties LLC & Dan Isaia in the amount of \$841.00 for contractor charges and administrative fee of \$265.00 for trash removal, and all associated penalties and interest on the property tax bill of 716 Chicago Avenue (Tax ID #33-01-01-08-483-091);

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

Adopted as part of the Consent Agenda

ORDINANCES FOR PASSAGE

ORDINANCE # 2575

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1246.02 OF THE CODE OF ORDINANCES.

The City of Lansing ordains:

Section 1. That the district maps adopted by and incorporated as Section 1246.02 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification of the property described as follows:

Case Number:	Z-6-2013
Address:	316 Moores River Drive
Parcel Number:	PPN: 33-01-01-21-302-013
Legal Descriptions:	South 37.5 feet of Lot 20 & South 37.5 feet of the West 10 feet of Lot 21, Johnsons Addition, also the West 58 feet of Lot 14, Lots 15 Through 19 Inclusive, also part of Vacated Davis Street, Commencing at the Southwest Corner of Lot 18, Thence West 41.25 feet, North 173.25 feet, East 99 feet, North 24.75 feet, East 41.25 feet, South 66 feet, West 99 feet, South 132 feet to the point of Beginning; Block 1, Park Place, City of Lansing, Ingham County, MI, from "A" & "C" Residential & "J" Parking Districts to "D-1" Professional Office District.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance was duly adopted by the Lansing City Council on March 10, 2014, and a copy is available in the office of the Lansing City Clerk, 9th Floor, City Hall, 124 W. Michigan Avenue, Lansing, MI 48933.

Section 4. This ordinance shall take effect upon the expiration of seven (7) days from the date this notice of adoption is published in a newspaper of general circulation.

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

Yeas: Councilmembers Boles, Brown Clarke, Dunbar, Houghton, Washington, Wood, Yorke

Nays: None

RESOLUTIONS

RESOLUTION #2014-043

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

SLU-6-2013

Experimental, Research, and Development Laboratory in the "D-1"
Professional Office District
316 Moores River Drive

WHEREAS, Moores River Holding, LLC has requested a Special Land Use permit (SLU-6-2013) to permit an experimental, research, and development laboratory in the existing building at 316 Moores River Drive; and

WHEREAS, the property is zoned "D-1" Professional Office District, where experimental, research, and development laboratories are permitted subject to obtaining a Special Land Use permit; and

WHEREAS, a review was completed by staff evaluating the character, location and impact this proposal would have on the surrounding area and the impact on the environment, utilities, services and compliance with the Zoning Code and objectives of the Comprehensive Plan; and

WHEREAS, the Planning Board held a public hearing November 6, 2013, at which the applicants spoke in favor of his request and one area resident asked questions about the request; and

WHEREAS, the Planning Board, at its November 6, 2013 meeting, voted (6-0) to recommend approval of SLU-6-2013 for a Special Land Use to permit an experimental, research, and development laboratory in the existing building at 316 Moores River Drive; and

WHEREAS, the City Council held a public hearing regarding SLU-6-2013 on February 24, 2014; and

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

NOW THEREFORE BE IT RESOLVED that the Lansing City Council hereby approves SLU-6-2013, a Special Land Use permit to permit an experimental, research, and development laboratory in the existing building at 316 Moores River Drive, with the following condition:

1. There will be no facility located on the premises which conducts exclusively court-mandated collection of urine drug screens

BE IT FURTHER RESOLVED that this Special Land Use permit shall remain in effect only so long as the petitioner fully complies with this resolution, and if the petitioner fails to comply, the Special Land Use permit may be terminated by City Council Resolution.

BE IT FINALLY RESOLVED that in granting this request, the City Council determines the following:

1. The proposed experimental, research or development laboratory is compatible with the essential character of the surrounding area, as designed.
2. The proposed experimental, research or development laboratory will not change the essential character of the surrounding area.
3. The proposed experimental, research or development laboratory will not interfere with the general enjoyment of adjacent properties.
4. The proposed experimental, research or development laboratory will not impact adjacent properties as it will not be detrimental to

the use or character of the property under consideration.

5. The proposed experimental, research or development laboratory will not impact the health, safety and welfare of persons or property in the surrounding area.
6. The proposed experimental, research or development laboratory can be adequately served by essential public facilities and services.
7. The proposed experimental, research or development laboratory will not place any demands on public services and facilities in excess of current capacities.
8. The proposed experimental, research or development laboratory is consistent with the intent and purposes of the Zoning Code and the Design Lansing Master Plan.
9. The proposed experimental, research or development laboratory will comply with the requirements of the "D-1" Professional Office District

By Councilmember Washington

Motion Carried

RESOLUTION #2014-044

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

Act-11-13, Davis and Woodlawn N of Moores River Dr., Quit-Claim Deed

WHEREAS, the Lansing School District proposes to sell the Moores Park School building at 316 Moore River Drive to Moores River Holding, LLC for use as office and laboratory space, and requests that the City of Lansing quit claim its interest, if any, in the property to the Lansing School District; and

WHEREAS, the Davis Street ROW north of Moores River Drive existed as a "paper street" until the City vacated it on April 23, 1956, reserving "all utility rights"; and

WHEREAS, the Moores Park Pool (built in the 1920s), and the Moores Park School were both built on portions of the vacated Davis Street; and

WHEREAS, on June 29, 1981, the subject portion of Woodlawn Avenue was vacated at the request of the Lansing School District, provided that a parking area be constructed for use by park and pool patrons in the daytime when school is not in session, and that emergency access be provided to connect the parking lot with the main E-W portion of Woodlawn Avenue; and

WHEREAS, the conditions of the Woodlawn Avenue vacation have been satisfied; and

WHEREAS, at its meeting on January 7, 2014, the Planning Board reviewed the location, character, and extent of the proposal in accordance with its Act 33 Review procedures, and found that:

- a portion of the vacated Davis Street lies beneath the school building, and part of the school parking lot is located on the vacated Woodlawn Avenue,
- the proposed quit-claim deed(s) will facilitate the reuse of a closed school building, result in job retention and creation, and generate tax revenue,
- the area covered by the quit-claim deed(s) is limited to the area of the vacated ROWs on the school property; and

WHEREAS, the Board voted unanimously (5-0) to recommend approval of Act-11-2013, that the City of Lansing quit claim its interest in the property to the Lansing School District, reserving appropriate easements for LBWL utilities and a pedestrian right-of-way, not less than ten (10) feet in width, along the eastern side of the subject

property; and

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

NOW THEREFORE BE IT RESOLVED, that the Lansing City Council hereby approves Act-11-2013, and authorizes conveyance by quit-claim deed its interest in the property commonly known as the former Moores Park School at 316 Moore River Drive, legally described as:

The South 37.5 feet of Lot 20 and the South 37.5 feet of the West 10 feet of Lot 21 Johnson's Addition, City of Lansing, Ingham County, Michigan, according to the recorded plat thereof as recorded in Liber 3 of Plats, Page 19. Also the West 58 feet of Lot 14, Lots 15 thru 19 inclusive. Also part of vacated Davis Street, commencing at the Southwest corner of Lot 18; thence West 41.25 feet; thence North 173.25 feet thence East 99 feet thence North 24.75 feet; thence East 41.25 feet; thence South 66 feet thence West 99 feet; thence South 132 feet to beginning, Block 1, Park Place, City of Lansing, Ingham County, Michigan, according to the recorded plat thereof as recorded in Liber 1 of Plats, Page 59, but reserving unto the City of Lansing and the Lansing Board of Water and Light an easement under, across, above, and within the right of said vacated street for utility purposes, including the right of ingress and egress at all times for public or private utility agents and employees to use the vacated street, or so much of it as may be necessary, for the installation, maintenance, repair, or removal of utilities.

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

By Councilmember Washington

Motion Carried

RESOLUTION #2014-045

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

WHEREAS, the Lansing City Council by resolution adopted a policy in 1987 for the Claims Review Committee to administratively handle certain claims up to a limit of \$500; and

WHEREAS, the Lansing City Council by resolution approved March 27, 1989 raised the amount to be considered by the Claims Review Committee to \$1,000; and

WHEREAS, a review of the claims being filed for assessments such as the abatement of trash/weed violations; false alarms; board-ups; multiple code violations; recycling charges; property tax transfer fees and other nuisance assessments ("Claims") have increased; and

WHEREAS, on March 22, 2004 Council adopted a committee report establishing a limitation on the time for filing a Claim listed on the tax roll; and

WHEREAS, the purpose of the Claims Review Committee is to handle administratively claims that would otherwise be filed in the Small Claims Division of the District Court; and

WHEREAS, to be consistent with the jurisdictional authority of the Small Claims Division of the District Court, it is recommended that Claims of \$2,500 or less be handled by the Claims Review Committee.

NOW, THEREFORE, BE IT RESOLVED that Council reaffirms the continuation of the policy allowing the consideration of Claims by the Claims Review Committee comprised of representatives of the City

Attorney, the Mayor and City Council Internal Auditor.

BE IT FURTHER RESOLVED that Claims of \$2,500 or less will continue to be referred to the Claims Review Committee to be administratively handled.

BE IT FURTHER RESOLVED that Claims placed as assessments on the real property tax roll shall be filed within thirty (30) days after the due date of the tax bill upon which the assessment is listed.

By Councilmember Yorko

Motion Carried

RESOLUTION #2014-046

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

WHEREAS, the Transportation and Non-Motorized Section evaluated intersection sight distance at Grand Avenue and Lenawee Street;

WHEREAS, the Transportation and Non-Motorized Section conducted a field review of the existing parking meter locations along Grand Avenue at Lenawee Street for vision obstructions;

WHEREAS, based on the Transportation and Non-Motorized Section's review, staff identified the need to increase the parking prohibition at the corner of Grand Avenue and Lenawee Street to improve sight distance for eastbound traffic on Lenawee Street;

WHEREAS, the Transportation and Non-Motorized Section recommends removing the two parking meters on the west side of Grand Avenue at Lenawee Street to improve sight distance;

WHEREAS, the minutes for the Traffic Board containing the Traffic Board's positive, but unofficial, recommendation for this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board;

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Administration;

WHEREAS, pursuant to Section 2.53(2) of the Codified Ordinances of Lansing the Transportation Engineer is submitting TCO 13-019 to update the official parking regulations along 500 S. Grand Avenue;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 13-019 thereby authorizing the Transportation Engineer to regulate the parking regulations on 500 S. Grand Avenue;

BE IT FINALLY RESOLVED that Traffic Control Orders No. 13-019 shall become effective when signed by the Transportation Engineer, filed with the City Clerk and the appropriate signs are installed.

By Councilmember Washington

Motion Carried

RESOLUTION #2014-047

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

WHEREAS, the Transportation and Non-Motorized Section of the Public Service Department received a request from a resident to conduct a study of the roadway conditions to determine traffic control requirements at the intersection of Beulah Street and Fayette Street;

and

WHEREAS, based upon the results of this study, the Traffic Board, due to a lack of quorum, is forwarding a positive, but unofficial, recommendation concurring with the Transportation and Non-Motorized Section to install a stop sign on Beulah Street at the intersection of Fayette Street; and

WHEREAS, the draft minutes for the Traffic Board containing the Traffic Board's review of this matter are on file with the City Clerk's office; and

WHEREAS, the Mayor concurs with the recommendation of the Transportation and Non-Motorized Section; and

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Administration; and

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 13-015, thereby authorizing the Transportation Engineer to install a stop sign on Beulah Street at the intersection of Fayette Street;

BE IT FINALLY RESOLVED that Traffic Control Order No. 13-015 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate signs are installed.

By Councilmember Washington

Motion Carried

RESOLUTION #2014-048

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

WHEREAS, the Transportation and Non-Motorized Section of the Public Service Department received a request from a resident to conduct a study of the roadway conditions to determine traffic control requirements at the intersection of Cumberland Road and Leon Avenue;

WHEREAS, based upon the results of this study, the Traffic Board, due to a lack of quorum, is forwarding a positive, but unofficial, recommendation concurring with the Transportation and Non-Motorized Section to install a stop sign on Leon Avenue at the intersection of Cumberland Road;

WHEREAS, the draft minutes for the Traffic Board containing the Traffic Board's review of this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Transportation and Non-Motorized Section;

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Administration;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 13-007, thereby authorizing the Transportation Engineer to install a stop sign on Leon Avenue at the intersection of Cumberland Road;

BE IT FINALLY RESOLVED that Traffic Control Order No. 13-007 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate signs are installed.

By Councilmember Washington

Motion Carried

RESOLUTION #2014-049

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

WHEREAS, the Transportation and Non-Motorized Section of the Public Service Department received a request from a resident to conduct a study of the roadway conditions to determine traffic control requirements at the intersection of Marquette Street and Mildred Street;

WHEREAS, based upon the results of this study, the Traffic Board, due to a lack of quorum, is forwarding a positive, but unofficial, recommendation concurring with the Transportation and Non-Motorized Section to install a stop sign on Mildred Street at the intersection of Marquette Street;

WHEREAS, the draft minutes for the Traffic Board containing the Traffic Board's review of this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Transportation and Non-Motorized Section;

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Administration;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 13-010, thereby authorizing the Transportation Engineer to install a stop sign on Mildred Street at the intersection of Marquette Street;

BE IT FINALLY RESOLVED that Traffic Control Order No. 13-010 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate signs are installed.

By Councilmember Washington

Motion Carried

RESOLUTION #2014-050

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

WHEREAS, the Engineering Division of the Public Service Department conducted a Traffic Signal Removal/Upgrade Study at the intersection of Baker Street and Washington Avenue to determine if the traffic volumes currently meet the Michigan Manual of Uniform of Traffic Control Devices (MMUTCD) Traffic Signal Warrants; and

WHEREAS, the Traffic Signal Removal/Upgrade Study was conducted to determine if the signal should be modernized or removed in conjunction with the Washington Avenue construction project scheduled for the 2012 construction season; and

WHEREAS, the Engineering Division's study determined the existing traffic volumes at the intersection of Baker Street and Washington Avenue do not meet current MMUTCD Traffic Signal Warrants; and

WHEREAS, the traffic signal at Baker Street and Washington Avenue was removed in conjunction with the construction of Washington Avenue; and

WHEREAS, pursuant to Section 2.53(2) of the Lansing Code of Ordinances the Transportation Engineer on January 25, 2012, enacted Temporary Traffic Control Order No. 12-005T requiring all westbound traffic on Baker Street to stop prior to entering the intersection at Washington Avenue; and

WHEREAS, post construction field observation indicates that there are sufficient gaps in northbound and southbound traffic to allow westbound Baker Street traffic to enter Washington Avenue; and

WHEREAS, the Engineering Division recommends implementing the stop control on a permanent basis; and

WHEREAS, based upon the results of this study, the Traffic Board, due to a lack of quorum, is forwarding a positive, but unofficial, recommendation concurring with the Engineering Division to install a stop sign on Baker Street at the intersection of Washington Avenue; and

WHEREAS, the draft minutes for the Traffic Board containing the Traffic Board's review of this matter are on file with the City Clerk's office; and

WHEREAS, the Mayor concurs with the recommendation of the Engineering Division; and

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Administration; and

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 13-016, thereby authorizing the Transportation Engineer to install a stop sign on Baker Street at the intersection of Washington Avenue; and

BE IT FINALLY RESOLVED that Traffic Control Order No. 13-016 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate sign is installed.

By Councilmember Washington

Motion Carried

RESOLUTION #2014-051

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

WHEREAS, the Engineering Division of the Public Service Department conducted a Traffic Signal Removal/Upgrade Study at the intersection of Clare Street/Olds Avenue and Main Street to determine if the traffic volumes currently meet the Michigan Manual of Uniform of Traffic Control Devices (MMUTCD) Traffic Signal Warrants; and

WHEREAS, the Traffic Signal Removal/Upgrade Study was conducted to determine if the signal should be modernized or removed as a result of recent traffic volume reductions; and

WHEREAS, the Engineering Division's study determined the existing traffic volumes at the intersection of Clare Street/Olds Avenue and Main Street do not meet current MMUTCD Traffic Signal Warrants; and

WHEREAS, the traffic signal at Clare Street/Olds Avenue and Main Street was placed in flash operation and an all-way stop was implemented; and

WHEREAS, pursuant to Section 2.53(2) of the Lansing Code of Ordinances the Transportation Engineer on January 25, 2012, enacted Temporary Traffic Control Order No. 12-002T requiring all traffic to stop prior to entering the intersection of Clare Street/Olds Avenue and Main Street; and

WHEREAS, The Engineering Division has not received a complaint since the intersection was changed to all-way stop; and

WHEREAS, field observations determined the placement of the traffic signal in all-red flash and implementation of an all-way stop improved

traffic operations at the intersection; and

WHEREAS, the Engineering Division recommends implementing the all-way stop control on a permanent basis; and

WHEREAS, based upon the results of this study, the Traffic Board, due to a lack of quorum, is forwarding a positive, but unofficial, recommendation concurring with the Engineering Division to install stop signs at the Clare Street/Olds Avenue and Main Street intersection; and

WHEREAS, the draft minutes for the Traffic Board containing the Traffic Board's review of this matter are on file with the City Clerk's office; and

WHEREAS, the Mayor concurs with the recommendation of the Engineering Division; and

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Administration; and

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 13-014, thereby authorizing the Transportation Engineer to install stop signs at all approaches to the Clare Street/Olds Avenue and Main Street intersection; and

BE IT FINALLY RESOLVED that Traffic Control Order No. 13-014 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate signs are installed.

By Councilmember Washington

Motion Carried

RESOLUTION #2014-052

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

WHEREAS, the Engineering Division of the Public Service Department conducted a Traffic Signal Removal/Upgrade Study at the intersection of Elm Street and Washington Avenue to determine if the traffic volumes currently meet the Michigan Manual of Uniform of Traffic Control Devices (MMUTCD) Traffic Signal Warrants; and

WHEREAS, the Traffic Signal Removal/Upgrade Study was conducted to determine if the signal should be modernized or removed in conjunction with the Washington Avenue construction project scheduled for the 2012 construction season; and

WHEREAS, the Engineering Division's study determined the existing traffic volumes at the intersection of Elm Street and Washington Avenue do not meet current MMUTCD Traffic Signal Warrants; and

WHEREAS, the traffic signal at Elm Street and Washington Avenue was removed in conjunction with the construction of Washington Avenue; and

WHEREAS, pursuant to Section 2.53(2) of the Lansing Code of Ordinances the Transportation Engineer on January 25, 2012, enacted Temporary Traffic Control Order No. 12-007T requiring all eastbound and westbound traffic on Elm Street to stop prior to entering the intersection at Washington Avenue; and

WHEREAS, post construction field observation indicates that there are sufficient gaps in northbound and southbound traffic to allow Elm Street traffic to enter Washington Avenue; and

WHEREAS, the Engineering Division recommends implementing the stop control on a permanent basis; and

WHEREAS, based upon the results of this study, the Traffic Board, due to a lack of quorum, is forwarding a positive, but unofficial, recommendation concurring with the Engineering Division to install stop signs on Elm Street at the intersection of Washington Avenue; and

WHEREAS, the draft minutes for the Traffic Board containing the Traffic Board's review of this matter are on file with the City Clerk's office; and

WHEREAS, the Mayor concurs with the recommendation of the Engineering Division; and

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Administration; and

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 13-012, thereby authorizing the Transportation Engineer to install stop signs on Elm Street at the intersection of Washington Avenue; and

BE IT FINALLY RESOLVED that Traffic Control Order No. 13-012 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate signs are installed.

By Councilmember Washington

Motion Carried

RESOLUTION #2014-053

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

WHEREAS, the Transportation and Non-Motorized Section of the Public Service Department received a request from a resident to conduct a study of the roadway conditions to determine traffic control requirements at the intersection of Lenawee Street and Verlinden Avenue; and

WHEREAS, based upon the results of this study, the Traffic Board, due to a lack of quorum, is forwarding a positive, but unofficial, recommendation concurring with the Transportation and Non-Motorized Section to install stop signs on Lenawee Street at the intersection of Verlinden Avenue; and

WHEREAS, the draft minutes for the Traffic Board containing the Traffic Board's review of this matter are on file with the City Clerk's office; and

WHEREAS, the Mayor concurs with the recommendation of the Transportation and Non-Motorized Section; and

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Administration; and

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 13-011, thereby authorizing the Transportation Engineer to install stop signs on Lenawee Street at the intersection of Verlinden Avenue; and

BE IT FINALLY RESOLVED that Traffic Control Order No. 13-011 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate signs are installed.

By Councilmember Washington

Motion Carried

RESOLUTION #2014-054

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

WHEREAS, the Transportation and Non-Motorized Section of the Public Service Department received a request from Impression 5 Science Museum to investigate the feasibility of changing the existing one (1) hour parking time limit along the west side of Museum Drive to a bus loading zone; and

WHEREAS, the Transportation and Non-Motorized Section conducted field review of existing parking conditions and a review of accident data; and

WHEREAS, the Transportation and Non-Motorized Section's review of existing parking availability and accident history has determined that implementing a bus loading zone is feasible; and

WHEREAS, the Transportation and Non-Motorized Section recommends implementation of a bus loading zone; and

WHEREAS, the minutes for the Traffic Board containing the Traffic Board's positive, but unofficial, recommendation for this matter are on file with the City Clerk's office; and

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board; and

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Administration; and

WHEREAS, pursuant to Section 2.53(2) of the Codified Ordinances of Lansing the Transportation Engineer is submitting TCO 13-009 to update the official parking regulations along Museum Drive; and

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 13-009 thereby authorizing the Transportation Engineer to regulate the parking regulations on Museum Drive between Michigan Avenue and the Dead End South; and

BE IT FINALLY RESOLVED that Traffic Control Order No. 13-009 shall become effective when signed by the Transportation Engineer, filed with the City Clerk and the appropriate signs are installed.

By Councilmember Washington

Motion Carried

RESOLUTION #2014-055

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

WHEREAS, the Engineering Division of the Public Service Department conducted an evaluation of the Osborn Road and Verlinden Avenue intersection as part of an overall evaluation of the Traffic Signal System; and

WHEREAS, the signal was reviewed in 2009 for Traffic Signal Removal/Upgrade to determine if the traffic volumes meet the Michigan Manual of Uniform of Traffic Control Devices (MMUTCD) Traffic Signal Warrants; and

WHEREAS, the closure of the General Motors Verlinden Plant has significantly reduced traffic volumes in the surrounding area; and

WHEREAS, the Engineering Division placed the traffic signal in flashing operation on December 1, 2009 to test impacts on motorists and pedestrians traveling on Osborn Road and Verlinden Avenue; and

WHEREAS, the Engineering Division did not receive any negative feedback during the two years the signal was in flashing operation; and

WHEREAS, there were no accidents while the signal was in flashing operation; and

WHEREAS, the Engineering Division's study determined the existing traffic volumes at the intersection of Osborn Road and Verlinden Avenue do not meet current MMUTCD Traffic Signal Warrants in 2010; and

WHEREAS, the traffic signal heads have been removed and stop signs installed on Osborn Road; and

WHEREAS, the Engineering Division recommends implementing the stop control on a permanent basis; and

WHEREAS, based upon the results of this study, the Traffic Board, due to a lack of quorum, is forwarding a positive, but unofficial, recommendation concurring with the Engineering Division to install stop signs on Osborn Road at the intersection of Verlinden Avenue; and

WHEREAS, the draft minutes for the Traffic Board containing the Traffic Board's review of this matter are on file with the City Clerk's office; and

WHEREAS, the Mayor concurs with the recommendation of the Engineering Division; and

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Administration; and

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 13-008, thereby authorizing the Transportation Engineer to install stop signs on Osborn Road at the intersection of Verlinden Avenue; and

BE IT FINALLY RESOLVED that Traffic Control Order No. 13-008 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate signs are installed.

By Councilmember Washington

Motion Carried

RESOLUTION #2014-056

BY THE COMMITTEE ON PUBLIC SAFETY

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Engineering Division of the Public Service Department conducted a Traffic Signal Removal/Upgrade Study at the intersection of Clare Street and St. Joseph Street to determine if the traffic volumes currently meet the Michigan Manual of Uniform of Traffic Control Devices (MMUTCD) Traffic Signal Warrants; and

WHEREAS, the Traffic Signal Removal/Upgrade Study was conducted to determine if the signal should be modernized or removed as a result of recent traffic volume reductions; and

WHEREAS, the Engineering Division's study determined the existing traffic volumes at the intersection of Clare Street and St. Joseph Street do not meet current MMUTCD Traffic Signal Warrants; and

WHEREAS, the traffic signal at Clare Street and St. Joseph Street was placed in flash operation and stop signs were installed on the Clare Street approaches; and

WHEREAS, pursuant to Section 2.53(2) of the Lansing Code of Ordinances the Transportation Engineer on January 25, 2012, enacted Temporary Traffic Control Order No. 12-003T requiring traffic on Clare Street to stop prior to entering the intersection of Clare Street and St. Joseph Street; and

WHEREAS, The Engineering Division received one complaint regarding sight distance since the signal was placed in flash and stop signs installed on Clare Street at St. Joseph Street; and

WHEREAS, the Engineering Division determined that the railroad cabinet in the northeast quadrant may pose a sight obstruction; and

WHEREAS, the stop bar for westbound traffic was relocated closer to the intersection to improve sight distance; and

WHEREAS, field observations determined the placement of the traffic signal in flash and implementation of stop signs on Clare Street at St. Joseph Street improved traffic operations at the intersection; and

WHEREAS, the Engineering Division recommends implementing the stop control for Clare Street on a permanent basis; and

WHEREAS, based upon the results of this study, the Traffic Board, due to a lack of quorum, is forwarding a positive, but unofficial, recommendation concurring with the Engineering Division to install stop signs on Clare Street at the Clare Street and St. Joseph Street intersection; and

WHEREAS, the draft minutes for the Traffic Board containing the Traffic Board's review of this matter are on file with the City Clerk's office; and

WHEREAS, the Mayor concurs with the recommendation of the Engineering Division; and

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Administration; and

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 13-013, thereby authorizing the Transportation Engineer to install stop signs on Clare Street at the Clare Street and St. Joseph Street intersection; and

BE IT FINALLY RESOLVED that Traffic Control Order No. 13-013 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate signs are installed.

By Councilmember Washington

Motion Carried

RESOLUTION #2014-057

BY THE COMMITTEE ON PUBLIC SAFETY

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Transportation and Non-Motorized Section of the Public Service Department has conducted a neighborhood traffic study of traffic calming Area 2, which is bounded by Delta River Road on the north, North Grand River Avenue on the east, Tecumseh River Road on the south and Waverly Road on the west; and

WHEREAS, the Transportation and Non-Motorized Section formulated a neighborhood wide traffic control plan based on the Transportation and Non-Motorized Section's traffic study; and

WHEREAS, the Transportation and Non-Motorized Section recommends implementation of the traffic control plan to update current traffic control at intersections where needed; and

WHEREAS, the minutes for the Traffic Board containing the Traffic Board's positive, but unofficial, recommendation for this matter are on file with the City Clerk's office; and

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board; and

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Administration; and

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves the Area 2 traffic control plan; and

BE IT FURTHER RESOLVED, that the Transportation Engineer is hereby authorized to implement the Area 2 traffic control plan, including all necessary traffic control orders No. 13-023 through 13-031; and

BE IT FINALLY RESOLVED, that the Committee on Public Safety and the Transportation Division of the Public Service Department will continue to monitor Area 2 and the implemented traffic control plan.

By Councilmember Washington

Motion Carried

RESOLUTION #2014-058

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

RESOLUTION AUTHORIZING ISSUANCE AND SALE OF A
WET WEATHER CONTROL PROGRAM
LIMITED TAX GENERAL OBLIGATION BOND, SERIES 2014

A RESOLUTION TO PROVIDE FOR:

- Issuance of up to \$4,000,000 of bonds to finance sanitary sewer system improvements associated with the Lansing Wet Weather Control Program construction projects;
- Approval of issuance parameters and bond form;
- Payment of bonds from lawfully available funds including revenues derived from the operation of the City's sewage disposal system;
- Pledge of limited tax full faith and credit for payment of the bonds if other revenues insufficient;
- Creation of funds for deposit of bond proceeds and payment of bonds; and
- Authorization of sale of bonds to Michigan Finance Authority.

PREAMBLE:

WHEREAS, the State of Michigan Department of Environmental Quality has issued Administrative Consent Order (ACO) No. ACO-SW02-030 requiring the City of Lansing (the "City") to abate sanitary sewer overflows (SSOs) from its sanitary sewer collection system; and

WHEREAS, in connection with the Wet Weather Control Program, the City and DEQ have agreed on a Project Plan authorizing the Sanitary Sewer Siphon 11 Replacement Project governed by the ACO and related to the Wet Weather Control Program and the City has been issued a construction permit for such improvements; and

WHEREAS, Act 320, Public Acts of Michigan, 1927, as amended, repealed and recodified by Part 43 of Act 451, Public Acts of Michigan 1994 ("Act 451") enables a city to issue and sell bonds to finance construction of improvements required by a permit issued by the DEQ; and

WHEREAS, the City Council has stated its intention to authorize the issuance of limited tax general obligation bonds in one or more series pursuant to Act 451 in an amount not to exceed Four Million and 00/100 Dollars (\$4,000,000) for the purpose of financing the sanitary sewer system improvements associated with the Sanitary Sewer Siphon 11 Replacement Project as further described in plans on file with the City, (collectively, the "Improvements") related to and approved under the Wet Weather Control Program Project Plan; and

WHEREAS, plans and specifications for the Improvements have been prepared by the City's consulting engineers and submitted for approval by the DEQ and the City has received approval of the Project Plan amendments and a construction permit for the Improvements; and

WHEREAS, the City Council previously approved a Notice of Intent to Issue Bonds for Public Service Department Wet Weather Control Program Resolution (the "Notice"), which, in compliance with the requirements of Section 5(g) of the Home Rule Cities Act, Act 279, Public Acts of Michigan, 1909, as amended ("Act 279"), required the City Clerk to cause to be published, on Friday, January 24, 2014, in the Lansing State Journal, a newspaper of general circulation within the City, an official notice to electors and taxpayers of the City of Lansing of intent to issue bonds (the "Notice of Intent") which describes the bonds to be issued to finance construction of the Improvements; and

WHEREAS, Act 34 of the Public Acts of Michigan, 2001, as amended, permits a municipality to authorize, within limitations which shall be contained in the authorization resolution of the governing body, an authorized officer to sell and deliver and receive payment for obligations, and to approve interest rates or methods for fixing interest rates, prices, discounts, maturities, principal amounts, denominations dates of issuance, interest payment dates, redemption rights, place of delivery and payment, and other matters and procedures necessary to complete the authorized transaction;

NOW, THEREFORE, IT IS HEREBY RESOLVED THAT:

1. **The Improvements.** Pursuant to the Wet Weather Control Program Project Plan approved by DEQ, the City shall acquire and construct the Improvements. The estimated period of usefulness of the Improvements is not less than forty (40) years.
2. **Authorized Officers.** The term "Authorized Officer" as used in this Resolution shall refer to any one of the following city officers: the Finance Director, the Chief of Staff, the Director of Public Service, the Mayor, or the City Clerk.
3. **Authorization of Bond Issuance.** A bond of the City designated "Wet Weather Control Program Improvement Limited Tax General Obligation Bond, Series 2014" (the "Bond"), with such changes in name as may be deemed appropriate by an Authorized Officer so long as such changes are not misleading, is authorized to be issued for the purpose of paying a portion of the costs of the Improvements, including costs incidental to the issuance, sale and delivery of the Bond. In the event the Bond is to be issued simultaneously with another bond being issued to the Authority for similar improvements under the Wet Weather Control Program, each Authorized Officer is authorized to have prepared a single bond and related documentation evidencing the obligation approved under this resolution and any other similar resolution of the City Council, in an aggregate maximum principal amount not to exceed the maximum principal amount authorized under this resolution and such other resolution of the City Council.

4. **Bond Details.** The Bond shall be issued in the aggregate principal sum not to exceed Four Million and 00/100 Dollars (\$4,000,000) or such lesser amount as shall be determined by an Authorized Officer at the time of sale (the "Principal Amount") and approved by the DEQ and the Michigan Finance Authority (the "Authority"), pursuant to the Notice of Intent.

The Bond shall be issued in substantially the form of Appendix A, with such modifications as may be necessary to reflect changes in Bond terms or details determined by an Authorized Officer at or prior to the time of sale pursuant to authority granted by this Resolution. The Authorized Officer shall have the authority to make such changes in the form of Bond as shall be requested by the Authority, deemed reasonable by an Authorized Officer and not in conflict with the law or provisions of this Resolution. The Bond shall be in the form of a single fully-registered, nonconvertible, non-chargeable Bond of the denomination of the Principal Amount, dated as of the date of delivery of the Bond, or such other date as may be determined by an Authorized Officer at the time of sale of the Bond and approved by the DEQ and the Authority.

The Bond shall be payable in serial principal installments on April 1 of each year beginning April 1, 2016, or on such other dates as may be determined by an Authorized Officer at the time of sale of the Bond and approved by the DEQ and the Authority. The schedule of serial principal installments shall be determined by an Authorized Officer at the time of sale of the Bond and approved by DEQ and the Authority. Interest on the Bond will be payable as provided under Section 5, on October 1, 2014, and semiannually thereafter on April 1 of and October 1 of each year until maturity or earlier prepayment of said installment, or on such other dates as determined by an Authorized Officer at the time of the sale of the Bond and approved by the DEQ and the Authority.

The Bond or serial principal installments thereof will be subject to prepayment prior to maturity in the manner and at the times as provided in the form of Bond contained in this Resolution or as determined by an Authorized Officer at the time of sale of the Bond and approved by the DEQ and the Authority.

Final determination of certain Bond details, including the Principal Amount and the dates and amounts of principal installments, shall be evidenced by execution of the purchase contract to be executed between the City and the Authority as described below.

5. **Sale of Bond, Calculation of Repayment Obligations.** The City shall sell the Bond to the Authority at par value and at an interest rate of not to exceed two and one-half percent (2.50%) per annum. The Bond shall be delivered in accordance with the delivery instructions of the Authority.

Proceeds of the sale of the Bond shall not be received in one lump sum. Rather, the Authority shall purchase principal installments of the Bond (the "Purchased Principal Installments") from the Authority as such purchases are approved by the DEQ. These Purchased Principal Installments shall be deemed to correspond to the serial principal installments contained in the Bond in direct chronological order of said serial principal installments. The City shall have no obligation to repay any serial principal installments for which the City did not receive proceeds from corresponding Purchased Principal Installments of at least a like amount.

Interest on the Bond shall only accrue on the purchased installments, and shall accrue based on the amount of and purchase date of such installments. In the event less than the Principal Amount of the Bond is purchased by the Authority, any portion of the Principal Amount is prepaid as provided below, or any serial principal payment becomes due before the City has received proceeds from corresponding Purchased Principal Installments of at least a like

amount, then the Authority may prepare a new serial principal installment repayment schedule acceptable to the City.

6. **Bond Register, Record of Payments.** The Bond shall be registered on the bond register maintained by the Finance Director. The Finance Director shall record on the bond register payment by the City of each installment of principal or interest or both when made and the canceled checks or other records evidencing such payments shall be returned to and retained by the Finance Director and shall be conclusive evidence of such payments and the obligation of the City with respect to such payments shall be discharged to the extent of such payments.

Upon payment by the City of all outstanding principal of and interest on the Bond, the Authority shall deliver the Bond to the City for cancellation.

7. **Execution and Delivery.** The Bond shall be executed in the name of the City with the manual or facsimile signatures of the Mayor and the Clerk of the City (provided that at least one of the signatures on the Bond shall be a manual signature) and shall have the seal of the City, or a facsimile thereof, printed or impressed on the Bond. After execution, the Bond shall be delivered to the Authority by the Finance Director or his designee.

8. **LTGO Nature of Bond.** The Bond is anticipated to be paid from funds lawfully available to the City for this purpose such as revenues derived from the operation of the City's sewage disposal system, and ad valorem taxes pursuant to a pledge of the City's limited tax full faith and credit. The Bond shall be a limited tax general obligation of the City. As such, it shall be payable as a first budget obligation from the general fund of the City and from taxes imposed on all taxable property in the City, subject to applicable constitutional, statutory and charter tax rate limitations. Commencing with the year 2014, there shall be levied upon the tax rolls of the City in the manner required by law, an amount such that the estimated collection therefrom will be sufficient to promptly pay, when due, the principal of and interest on the Bond becoming due prior to the next annual tax levy; provided, however, that if at the time of making any such annual tax levy there shall be other monies to make the required payments on the Bond, then the City shall take such monies into account in determining such annual levy.

9. **Debt Retirement Payments.** The Finance Director is authorized and directed to open a separate depository account with a bank or trust company to be designated Wet Weather Control Program Debt Retirement Fund (the "Debt Retirement Fund"), the moneys to be deposited into the Debt Retirement Fund to be specifically earmarked and used solely for the purpose of paying principal of and interest on the Bond and additional future series of bonds issued by the City for the purposes of completing construction of the Improvements as such principal and interest become due. The Finance Director is further authorized and directed to pay, or cause to be paid, from the Debt Retirement Fund or other available funds, all payments of principal, if any, and interest on the Bond to the Authority's depository, or in the event the Authority is no longer the owner of the Bond, to the owner of the Bond, in accordance with the requirements of the Bond. The Debt Retirement Fund may be pooled or combined with the other debt retirement funds for issues of bonds of like character as provided by the Revised Municipal Finance Act, Act 34, Public Acts of Michigan, 2001, as amended, or other state law.

10. **Construction Fund.** The proceeds of the Bond and the prior series of bonds issued by the City for the purposes of completing construction of the Improvements and no other moneys shall be deposited in a fund designated as the Wet Weather Control Program Limited Tax General Obligation Bond Construction Fund (the "Construction Fund"). Said moneys shall be used solely for the purposes for which the Bond, and other bonds issued for the Wet

Weather Control Program, are issued. Any unexpended balance of the proceeds of the sale of the Bond remaining after completion of the Improvements herein authorized may be used at the discretion of the Director of Public Service for further Improvements included in the Wet Weather Control Program required by DEQ. Any remaining balance after such expenditure shall be used for the prepayment of installments of the Bond or the purchase of installments of the Bond at not more than the fair market value thereof.

The appropriation of moneys for "eligible" (not to exceed the maximum Principal Amount of the Bond) and "ineligible" costs of the Improvements (as those terms are defined by the Authority and DEQ) is hereby approved. Said moneys shall be used solely for the purposes of making Improvements included in the Wet Weather Control Program Project Plan approved by the DEQ, and ancillary related expenses. After completion of the Improvements and disposition of remaining proceeds, if any, of the Bond pursuant to the provisions of this section, the Construction Fund may be closed.

11. **Mutilated, Lost, Stolen or Destroyed Bonds.** In the event any Bond is mutilated, lost, stolen or destroyed, the Mayor and the City Clerk may, on behalf of the City, execute and deliver a new Bond having a number not then outstanding, of like date, maturity and denomination as that mutilated, lost, stolen or destroyed. In the case of a mutilated Bond, a replacement Bond shall not be delivered unless and until such mutilated Bond is surrendered to the City.

In the case of a lost, stolen or destroyed Bond a replacement Bond shall not be delivered unless and until the City shall have received such proof of ownership and loss and indemnity as they determine to be sufficient, which shall consist at least of (i) a lost instrument Bond for principal and interest remaining unpaid on the lost, stolen or destroyed Bond; (ii) an affidavit of the registered owner (or his or her attorney) setting forth ownership of the Bond lost, stolen or destroyed and the circumstances under which it was lost, stolen or destroyed; (iii) the agreement of the owner of the Bond (or his or her attorney) to fully indemnify the city against loss due to the lost, stolen or destroyed Bond and the issuance of any replacement bond in connection therewith; and (iv) the agreement of the owner of the Bond (or his or her attorney) to pay all expenses of the City in connection with the replacement, including the transfer and exchange costs which otherwise would be paid by the City.

12. **Arbitrage and Tax Covenants.** The City hereby covenants that, to the extent permitted by law, it shall take all actions within its control necessary to maintain the exclusion of the interest on the Bond from adjusted gross income for general federal income tax purposes under the Internal Revenue Code of 1986, as amended (the "Code"), including but not limited to, actions relating to the rebate of arbitrage earnings, if applicable, and the expenditure and investment of Bond proceeds and moneys deemed to be Bond proceeds.

13. **Approval of Documents.** The proposed form of Purchase Contract between the City and the Authority (the "Purchase Contract"), the proposed form of Issuer's Certificate to be executed by the City (the "Issuer's Certificate") and the proposed form of Supplemental Agreement among the City, the Authority and the DEQ (the "Supplemental Agreement") on file with the City Clerk are hereby approved. The Authorized Officers are hereby jointly or severally authorized to execute and deliver the Purchase Contract, the Issuer's Certificate, and the Supplemental Agreement upon completion, in the forms approved hereby with such revisions as they may determine to be necessary or desirable, permitted by law, and not materially adverse to the City.

14. **General Authority for Authorized Officers.** The Authorized Officers are hereby jointly or severally authorized to take any actions necessary to comply with requirements of the Authority and DEQ in connection with sale of the Bond to the Authority, including the

administrative appropriation and transfer of funds related to the Bonds. The Authorized Officers are hereby jointly or severally authorized to execute and deliver such other certificates, documents, instruments, and other papers as may be required by the Authority or DEQ or as may be otherwise necessary or convenient to effect the delivery of the Bond as set forth above.

15. **Conflicting Resolutions.** 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, Michigan at a Regular meeting held on Monday, March 10, 2014 at 7:00 o'clock p.m. prevailing 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 Wood

Motion Carried

ORDINANCES FOR PASSAGE

ORDINANCE # 2576

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1246.02 OF THE CODE OF ORDINANCES.

The City of Lansing ordains:

Section 1. That the district maps adopted by and incorporated as Section 1246.02 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification of the property described as follows:

Case Number:	Z-7-2013
Address:	5035 S. ML King Blvd.
Parcel Number:	PPN: 33-01-01-32-479-032
Legal Descriptions:	Commencing 1142.84 feet West & 50 feet North of Southeast corner Section 32, thence North 0 Degrees, 16 Minutes, 47 Seconds, West 127.68 feet, South 89 Degrees, 39 Minutes, 30 Seconds, West 32.73 feet, North 0 Degrees, 25 Minutes, 20 Seconds, West 15.35 feet, South 89 Degrees, 43 Minutes, 13 Seconds, West 103.5 feet to the Easterly Right-of-Way line of S Logan Street, Southerly along Right-of-Way line, 144 feet, East & parallel to Section line 150.31 feet to the point of beginning; Section 32 T4N R2W, City of Lansing, Ingham County, MI, from "E-2" Local Shopping District to "F" Commercial District.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance was duly adopted by the Lansing City Council on March 10, 2014, and a copy is available in the office of the Lansing City Clerk, 9th Floor, City Hall, 124 W. Michigan Avenue, Lansing, MI 48933.

Section 4. This ordinance shall take effect upon the expiration of seven (7) days from the date this notice of adoption is published in a

newspaper of general circulation.

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

Yeas: Councilmembers Boles, Brown Clarke, Dunbar, Houghton, Washington, Wood, Yorko

Nays: None

ORDINANCE NO. 1187

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 CITY OF LANSING ORDAINS:

Section 1. That Chapter 288 of the Codified Ordinances of the City of Lansing, Michigan, be and is hereby amended to add the following language:

288.19. DIRECTOR OF INFORMATION TECHNOLOGY.
THE INFORMATION TECHNOLOGY DIRECTOR SHALL SATISFY THE FOLLOWING MINIMUM REQUIREMENTS:

(a) *TRAINING AND EXPERIENCE.* HE OR SHE SHALL HAVE A BACHELOR'S DEGREE IN COMPUTER SCIENCE, DATA PROCESSING, BUSINESS ADMINISTRATION, OR A RELATED FIELD PLUS SEVEN (7) YEARS OF PROFESSIONAL INFORMATION TECHNOLOGY MANAGEMENT EXPERIENCE, WHICH INCLUDES FIVE (5) YEARS IN EITHER A PROJECT MANAGEMENT OR SIMILAR SUPERVISORY CAPACITY.

(b) *KNOWLEDGE AND SKILLS.* HE OR SHE SHALL HAVE CONSIDERABLE KNOWLEDGE OF THE PRINCIPLES AND PRACTICES FOR THE DEVELOPMENT AND IMPLEMENTATION OF ENTERPRISE INFORMATION TECHNOLOGY INITIATIVES, CYBER SECURITY AND SYSTEMS. HE OR SHE SHALL HAVE CONSIDERABLE KNOWLEDGE OF BUSINESS THEORY, BUSINESS PROCESSES, MANAGEMENT, BUDGETING, AND BUSINESS OFFICE OPERATIONS. HE OR SHE SHALL HAVE SUBSTANTIAL EXPOSURE TO DATA PROCESSING, HARDWARE PLATFORMS, MOBILE COMPUTING, ENTERPRISE SOFTWARE APPLICATIONS AND OUTSOURCED SYSTEMS. HE OR SHE SHALL POSSESS A GOOD UNDERSTANDING OF COMPUTER CHARACTERISTICS, FEATURES, AND INTEGRATION CAPABILITIES. IN ADDITION, HE OR SHE SHALL HAVE EXPERIENCE WITH SYSTEMS DESIGN AND DEVELOPMENT BASED UPON BUSINESS REQUIREMENTS ANALYSIS AS WELL AS PROVEN EXPERIENCE IN INFORMATION TECHNOLOGY PLANNING, ORGANIZATION, AND DEVELOPMENT, COMBINED WITH AN UNDERSTANDING OF THE CITY'S INFORMATION TECHNOLOGY GOALS AND OBJECTIVES. HE OR SHE SHALL DEMONSTRATE THE ABILITY TO APPLY INFORMATION TECHNOLOGY TO SOLVE BUSINESS PROBLEMS AS WELL AS AN IN-DEPTH KNOWLEDGE OF APPLICABLE LAWS AND REGULATIONS. HE OR SHE SHALL ALSO EXHIBIT UNDERSTANDING OF RECORDS RETENTION, EMERGENCY MANAGEMENT INFORMATION, HUMAN RESOURCE MANAGEMENT, PRINCIPLES, PRACTICE AND PROCEDURES, LEADERSHIP ABILITY, AS WELL AS SUPERIOR ANALYTICAL, EVALUATIVE, AND PROBLEM-SOLVING CAPABILITIES.

Section 2. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules inconsistent with the provisions hereof are hereby repealed.

Section 3. Should any section, clause or phrase of this ordinance be declared to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof other than the part so declared to be invalid.

Section 4. This ordinance shall take effect on the 30th day after enactment, unless given immediate effect by City Council.

Yeas: Councilmembers Boles, Brown Clarke, Dunbar, Houghton, Washington, Wood, Yorko

Nays: None

By Councilmember Brown Clarke to give the ordinance immediate effect

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. Letters from the City Clerk re:
 - a. Request for recognition of Non-Profit Status in the City of Lansing from The Turning Point of Lansing
REFERRED TO THE COMMITTEE ON GENERAL SERVICES
 - b. Request for recognition of Non-Profit Status in the City of Lansing from Handicapper Advocacy Alliance, Inc.
REFERRED TO THE COMMITTEE ON GENERAL SERVICES
 - c. College Fields; Permanent Easements
REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING
2. Letter(s) from the Mayor re:
 - a. Brownfield Plan #59; 4000 N. Grand River Ave.
REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING
 - b. GM Lansing Grand River Stamping Plant; Public Act 198 Industrial Facilities Exemption Certificate (IFT)
REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING
 - c. GM Lansing Grand River Stamping Plant; Public Act 328 Exemption Personal Property (PPE)
REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING
 - d. TIFA/Building Authority Refunding Bonds

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

e. Michigan Natural Resources Trust Fund Grant
REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND
THE INTERNAL AUDITOR

f. Notice of Emergency Purchase Order; Heights Ave. Sewer
Repair

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

g. Sole Source Purchase; Dewpoint Corporation as the vendor
for staffing and management of the Infrastructure Division of
the Information Technology Department

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

3. Communications from the Fire Department, Office of Code
Compliance re:

a. Make Safe or Demolish process for 721 Leslie Street
REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

b. Make Safe or Demolish process for 500 S. Fairview Avenue
REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

• Communications and Petitions, and Other City Related Matters:

1. Notices from the Michigan Liquor Control Commission regarding:

a. Request ID #714365; cancellation of application
REFERRED TO THE COMMITTEE ON GENERAL SERVICE

b. Request ID #721376; Transfer ownership and location of
SDD and SDM licenses, Lansing Corner Market LLC, 200 S.
Martin Luther King Jr. Blvd.

REFERRED TO THE COMMITTEE ON GENERAL SERVICE

c. Request ID #719880, Transfer ownership of SDD and SDM
licenses, WNMK, Inc., 618 E. Kalamazoo Street

REFERRED TO THE COMMITTEE ON GENERAL SERVICE

2. Claim Appeal submitted by Todd Dowrick regarding trash removal
fee at 622 Shepard Street

REFERRED TO THE COMMITTEE ON GENERAL SERVICE

3. Claim Appeal submitted by Debbie Headley regarding weed and
grass violation at 2419 Greenbelt Drive

REFERRED TO THE COMMITTEE ON GENERAL SERVICE

4. Claim Appeal submitted by Daniel J. Warmels regarding trash
removal fee at 818 Westmoreland

REFERRED TO THE COMMITTEE ON GENERAL SERVICE

5. Affidavit of Disclosure submitted by David Sileo of the Lansing
Police Department

REFERRED TO THE BOARD OF ETHICS

6. Affidavit of Disclosure submitted by Lee McCallister of the
Lansing Police Department

REFERRED TO THE BOARD OF ETHICS

MOTION OF EXCUSED ABSENCE

By Councilmember Wood to excuse Councilmember Quinney from
tonight's proceedings

Motion Carried

REMARKS BY COUNCILMEMBERS

Councilmember Wood discussed revisions to the liquor license
processes by the State of Michigan.

President Boles discussed revisions to the liquor license processes by
the State of Michigan.

Clerk Swope discussed revisions to the liquor license processes by the
State of Michigan.

Councilmember Houghton discussed revisions to the liquor license
processes by the State of Michigan.

Councilmember Brown Clarke discussed revisions to the liquor license
processes by the State of Michigan.

PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

Mary Ann Prince spoke about the Board of Water and Light (BWL)
review.

Harold King spoke about various City matters, including the snow
ordinance and the Board of Water and Light review.

David Reed spoke about the law, rights and public safety.

Russell Terry spoke about several City matters.

Michael Mercer spoke about several City matters.

ADJOURNED TIME 8:50 P.M.

CHRIS SWOPE, CITY CLERK