



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
MARCH 24, 2014**

City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:10 p.m. by President Boles

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

ABSENT: Councilmember Houghton

Councilmember Wood asked people to remember Martha Miles' sister, Gloria Jean "Jeanie" Walker, who recently passed away, during the moment of Meditation. The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Boles.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Vice President Brown Clarke

To approve the printed Council Proceedings of March 10, 2014

Motion Carried

SPECIAL CEREMONIES

1. In recognition of Lansing Spartans Basketball Organization – Youth Basketball – 2013-2014 3rd Graders

Councilmember Quinney spoke about the importance of the City's youth athletic program, pride in the undefeated season of the 3rd grade Lansing Spartans and thanked the parents for their support of the basketball players.

Fred Jackson, Lansing Spartans Head Coach, thanked the City Council for the recognition, and shared his pride in the team's accomplishment.

Jon Moffitt, Lansing Spartans Assistant Coach, thanked the parents for their support of the team.

Danny Adams, Lansing Spartans Assistant Coach, thanked the players for their dedication and showed much growth from the previous year.

Councilmember Quinney announced the following members of the Lansing Spartans Basketball Team, and provided them with certificates of recognition: Dorijan Jackson, Dalen Adams, Duncan Moffitt, Maurice Hills II, Maddox Hills, D'Angelo Fitzpatrick, Kanye Jackson, Austin Gates, Kiyan Davis, Mar'Tavion Robinson, Darrius Welch and Larry King III.

Councilmember Houghton arrived at 7:31 p.m.

2. Tribute; Fourth Annual Celebration of César E. Chávez Annual Dinner

Councilmember Wood shared her pride in the City of Lansing support in remembering the work of César E. Chávez.

RESOLUTION #2014-59

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

WHEREAS, the Annual Lansing for César E. Chávez Committee celebrates the Fourth Annual Celebration of "César E. Chávez Annual Dinner"; and

WHEREAS, the event is an opportunity for help raise awareness of the contributions made by Cesar Chavez. The event will have music provided by special guest Conjunto Champz, a panel discussion, silent auction, delicious food and sharing of valuable information for enjoyment by the entire family; and

WHEREAS, the Lansing for César E. Chávez Committee is a grass roots non-profit organization dedicated to preserving the legacy of the great labor leader and humanitarian, César E. Chávez who represents the American ideal of equality, tolerance, and justice; and

WHEREAS, the Lansing for César E. Chávez Committee was responsible for the efforts to rename Lot 56 in Old Town to César E. Chávez Plaza and that East Grand River receive the distinction of memorial street honorarium with dual signage; and

WHEREAS, the Annual Dinner is one of the fundraising efforts to help finance a new arch at the César E. Chávez Plaza.

NOW THEREFORE, BE IT RESOLVED, Lansing City Council, hereby, congratulates and wishes much success to the Lansing for César E. Chávez Committee 4th Annual César E. Chávez Dinner for his unwavering efforts of assuring fair wages, good living conditions and humane working conditions, health care, education, and respect for American farm workers continuing to this very day.

By Councilmember Wood

Motion Carried

Corina Salinez, President of the Lansing for Cesar E. Chavez Committee, announced upcoming events that celebrate the work and legacy of Chávez, including the annual dinner, blood drive, and peace vigil.

**COMMENTS BY COUNCILMEMBERS
AND THE CITY CLERK**

City Clerk Swope shared his appreciation for Ingham County Clerk Barb Byrum and the other County Clerks who were open last weekend to allow marriage ceremonies to occur, and shared details of the upcoming May 6 election.

COMMUNITY EVENT ANNOUNCEMENTS

Linda Appling shared that on April 5, at 11:30 a.m. at the Michigan Historical Museum is an event titled *Lifting Our Youth to Greatness during Challenging Times*. It is free to public and hosted by Theta Rho Zeta Chapter of the Zeta Phi Beta Sorority.

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON LEGISLATIVE MATTERS

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

MAYOR'S COMMENTS

Executive Assistant to Mayor Bernero, Randy Hannan, spoke about the storm debris removal plan that the City will begin implementing on March 31. A half million dollars for road repair has been approved by the State Legislature which is needed since all current road funds are exhausted after the unprecedented winter weather damage. He thanked the Capitol Caucus in the Michigan Legislature for their support of the supplemental appropriation.

He also shared details of the Montgomery Drain Project, TIFA bond refinance, and the mobile food pantry.

President Boles recessed the meeting at 7:41 p.m.

President Boles reconvened the meeting at 7:51 p.m. for the Mayor's Annual Budget Presentation

Mayor Virg Bernero Fiscal Year 2015 Budget Presentation

Thank you President Boles.

Council colleagues, ladies and gentleman -- both here in the audience and watching from home -- I am privileged to stand before you tonight to present my Fiscal Year 2015 executive budget recommendation.

I am pleased to report that after a protracted battle with the Great Recession, the budget I propose tonight begins in balance, rather than in deficit, for the first time in a decade.

At long last, we have moved beyond the relentless deficits of the Great Recession to achieve short-term fiscal stability.

That's something we can all be proud of, and it wasn't easy -- not for me and my team, not for our employees, and not for our taxpaying citizens and businesses. Not for this Council. In fact it was a pretty rough road.

Yet we have come out the other side standing tall, with our AA credit rating intact, with a growing rainy day fund, and a growing confidence that the worst days are behind us.

We made a lot of tough decisions along the way. Our employees made significant sacrifices. And when we were forced to call on Lansing residents to increase their own taxes to avoid layoffs in our police and fire departments, they responded. For that I will always be grateful.

It wasn't easy to reduce the city workforce by one-third, but it was necessary to resolve the structural deficit in our budget: we simply did not have enough revenue to support a 1,200 person workforce.

We still don't and probably won't ever again. Our "right sized" city government is far more lean and efficient than in the past. It finally "fits" within the revenues we expect now and in the future.

For the first time in recent years, city revenues will grow slightly in FY15, driven by recovering property tax revenues and a significant rebound in income tax revenues.

As a result, the General Fund budget I propose tonight totals \$118.5

million -- a 2.5% increase compared to the current year.

As for revenue sharing - the other major component of our revenues - we await the Legislature's decision on how much we will get, but we are cautiously optimistic that we will receive an additional allocation from the state.

After more than a decade of broken promises that have cost our city over \$70 million, it is about time the state steps up to provide this critical revenue to Lansing and cities across the state.

The primary drivers of cost increases in our budget continue to be pensions and health care. General Fund contributions to employee pensions and retiree health care in FY15 will total more than \$25 million.

Taken together, these costs represent more than 20% of our general fund budget. As these costs increase, taking an ever-larger share of our budget, they crowd out spending on essential services like police and fire protection.

Health care costs for our current employees also continue to escalate. Last year we were fortunate to see no rate increases, but we have just learned that health care costs for our current employees will increase by nearly 8% in the year ahead.

We continue to work with our employee unions to enact compensation reforms that drive down these costs while continuing to provide good and competitive benefits to our employees.

Contractual changes we have achieved with the cooperation of our employees include reduced pension multipliers and increased employee contributions, and lower cost health plans in accord with the state-mandated hard cap.

We have implemented retiree health care for the employee only until Medicare eligibility; and hybrid defined benefit/defined contribution pension plans for future employees.

Despite the progress we've made to-date, we have more work to do. Our long-term challenges remain as daunting as ever, but we will tackle them with the same determination we used to survive the Great Recession.

As cities and townships continue to fall by the wayside, and fall under the control of emergency managers, Let me be clear once again: That's not going to be Lansing's future. Not on my watch.

To guide our efforts in addressing these long-term challenges, I have asked Mayor David Hollister and the Financial Health Team to renew their efforts to find solutions that make sense. The FHT will reconvene in April and meet on a quarterly basis going forward.

They will dig even deeper into potential solutions for our long-term liabilities. They will scrutinize our budget policies and practices to bring short-term spending plans into alignment with long-term strategic goals.

And they will help us make 50-year decisions about our facilities and infrastructure. Their review will include the potential sale of land or other city assets that are no longer needed.

Michigan State University and President Lou Anna Simon continue to support these efforts by lending us Dr. Eric Scorsone, one of the nation's leading experts in municipal finance. In fact, Dr. Scorsone is leading a new fiscal training program for city officials that aims to help our elected officials gain a deeper understanding of municipal finance.

The Lansing Regional Chamber is also supporting these efforts through a new Fiscal Health Scoreboard that will track our successes in implementing the recommendations of the FHT.

Even as we emerge from the shadows of the Great Recession, we must continue to make strategic investments that drive our city forward.

One area where we can make only a modest investment - about \$1.5 million next year - is in repairing our roads. Everyone knows by now that the state has failed miserably to properly fund road repairs. Decades of underinvestment are coming home to roost in the worst potholes we've ever seen. Again I say to the Legislature and Governor – FIX THE ROADS NOW.

We are grateful for the additional resources we will receive from the state to backfill our Act 51 budget, which is the fund we use to plow the roads in the winter and fill potholes in the spring and summer.

After record-breaking plowing and salt usage due to the toughest, longest winter in memory, the extra half-million we are slated to receive will be put to good use.

Thank you, Senators Whitmer and Rick Jones and our entire Capitol Caucus.

But it is not nearly enough. We would need 30 TIMES that much - \$15 million per year, every year, for a decade, just to get our roads back up to average. Not excellent – just average. When the cost of rebuilding a road from the ground up is \$1 million per mile, in a city with more than 400 miles of local roads, you can do the math.

We simply cannot go back again and again to Lansing taxpayers to ask for more. It is the state's responsibility and they must step up to the plate and get it done.

Compared to our roads, the sidewalks that connect our neighborhoods and allow safe passage to school for our children look pretty good. But in fact they are also in a serious state of disrepair.

Last year we allocated \$250,000 to make the most urgent repairs and to partially-fund our gap closure program. This year I will propose an additional \$370,000 to continue that important work.

It is not enough to fix every sidewalk, but it will allow us to make real progress. With improving finances, it is always tempting to start spending. It is tempting to address the strains on all of our departments that have resulted from workforce reductions.

Our employees are working harder than ever, many of whom are doing the work that was previously done by 2 or 3 employees.

In this budget we will take a prudent approach and add staff only where it is vitally necessary. Toward that end, we will create one new contract position and two new full-time employee positions.

First, my budget includes funding for a social media manager. With each passing day, social media plays an increasingly important role in how we communicate with each other. More and more of our citizens are using their computers and smartphones to stay in touch with friends and family and with the news of the day.

The December ice storm showed that social media can also play a vital role in emergency communications with our residents. The BWL recently hired a social media manager and this year we will do the same.

Managing social media for an organization as large as the City of Lansing is not something our existing employees can do when they happen to have free time.

Expectations are rising quickly that social media channels will be updated on a daily basis, and in an emergency, nothing less than multiple updates each day will do. We will make that happen.

We will add one new position in the City Attorney's Office, which manages an extraordinary caseload of legal issues. Often we turn to outside legal counsel to defend the city in lawsuits, issue bonds and other specialized legal work. We can and will do more of this work in-house, at a lower cost to taxpayers.

Finally, we will add one full-time position in our Human Services and Community Relations Department, which provides vital services for our most vulnerable citizens, including children, seniors and the homeless.

The department manages millions of dollars in federal grants, and supports key programs like our Mobile Food Pantry, Lansing Community Connect, Kids Connect, and many more.

Though the Great Recession has ended, the challenges facing many of our citizens in its aftermath have not.

We will also allocate funds to keep 11 grant-funded police officers on the job protecting our city. In this year's budget we set aside \$436,000 to keep these officers on the force when the grants expire. This year we will allocate an additional \$436k to ensure that every grant-funded officer remains on our police force, keeping our residents and neighborhoods safe.

We will also continue to make strategic investments that provide our employees with the tools they need to do their jobs. Our vehicle fleet is aging, especially our police cars and fire equipment.

The police and fire millage approved by our voters is generating surplus revenues, and those revenues will be used to acquire and equip new police cars.

We will also upgrade the police radio system as we transition to the statewide emergency communications system that provides the essential interoperability required by modern law enforcement.

After acquiring 4 new fire trucks this year, my budget also proposes adding a new ambulance and replacing the turnout gear that keeps our fire fighters safe, while they work to keep us safe.

We will continue to implement the information technology modernization strategy I outlined a year ago to streamline business processes and improve customer service. IT is fundamental to everything we do as a city, and our current systems are woefully outdated.

Over the next two years we will invest \$2 million to replace workstations, implement new software solutions that improve efficiency, and replace key components of our IT infrastructure before they experience a catastrophic failure.

My budget for the Police Department also includes a modest allocation to support our new School Watch program, a partnership between the Lansing School District and Sparrow Health Systems. School Watch will deploy a team of citizen volunteers to keep additional eyes and ears on our school campuses and surrounding neighborhoods to keep kids safe as they travel to and from school.

We are also working with the school district to launch a new program called SAVE - Student Accounts Valuing Education.

Also known as Children's Savings Accounts, the program is designed to create a bank account for every child in the Lansing schools to add to their prospects for being able to afford college or technical education after high school.

That, my friends and colleagues, is an overview of my budget plan for FY15. I'm sure we will have many things to discuss in the weeks ahead as you commence your budget hearings.

I want to take a moment to thank my team, especially Finance Director Angie Bennett, for all the hard work they have put into developing this budget.

And I look forward to working with you, my City Council colleagues, in good faith partnership, to ensure that we adopt a spending plan for the coming fiscal year that is responsible and sustainable, and that delivers real value to our taxpayers.

We've been through the storm, now let's be sure we remain headed in the right direction.

LEGISLATIVE MATTERS

CONSENT AGENDA

By Councilmember Brown Clarke

To approve items 1a through 1f and 1h on the Consent Agenda.

Motion Carried

RESOLUTION #2014-60

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

WHEREAS, Reverend Desirae G. Kelley-Kato has been an advocate for domestic violence victims, Reverend Kelley-Kato has provided services for hundreds of clients in post arrest crisis intervention, court advocacy, community referrals and transportation to local agencies with the Capital Area Response Effort Program; and

WHEREAS, Reverend Kelley-Kato received her Bachelor of the Arts degree from Spring Arbor University in the field of Secondary Education and Communications, then became the first licensed female minister at Union Missionary Baptist Church and later yet became an ordained minister; and

WHEREAS, Reverend Desirae G. Kelley-Kato has provided expert witness to numerous criminal cases involving domestic violence in various counties in Michigan. She is a co-trainer with Lansing Police Lt. Cherie Ballor at Lansing Community College Police Academy, training cadets on domestic violence and police response. She continues to speak at various venues on domestic violence within the community to students, neighborhood watch groups and special events; and

WHEREAS, Reverend Kelley-Kato is also the recipient of two 2013 local awards: Caring About Women Locally and the Greater Lansing Woman of the Year; and

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, extends its appreciation to Reverend Desirae G. Kelley-Kato for her extraordinary contributions to the City of Lansing and the State of Michigan through her missions and her work. Congratulations on being awarded the honorable "Sojourner Truth" Award by the Greater Lansing Area Club of the National Association of Business and Professional Women's Clubs, Inc. We wish continued successes!

Adopted as part of the Consent Agenda

RESOLUTION #2014-61

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

WHEREAS, Coach James E. Bibbs is a coach, mentor, educator and child advocate. He has been involved in instructing and coaching Track

and Field nearly six decades. During his distinguished career he has coached on every level including High School, AAU Club sports, Collegiate, National and International Teams; and

WHEREAS, Coach Bibbs' numerous honors include: being named Coach of the Year and induction into the Amateur Athlete Hall of Fame and Eastern Michigan Hall of Fame. He was selected as a torch bearer for the 2000 Winter Olympics. The following year the James E. Bibbs high school football stadium was dedicated in his home town in Ecorse, Michigan. Recent tributes include acceptance into the Greater Lansing Athletes Hall of Fame and Citizen of the Year by Omega Psi Phi Fraternity. Coach Bibbs was the proud recipient of the first annual Kevin Bibbs Gentleman of Distinction Award bestowed by The Turning Point in 2003. He was inducted into the Michigan State University Athletic Hall of Fame in 2010; and

WHEREAS, Coach Bibbs was one of two African American Assistant Coaches hired at Michigan State University in 1968. Later, he became the first African American Head Coach at MSU and the first African American Head Track and Field Coach in the Big Ten Conference. Coach Bibbs is responsible for establishing the Women's Track Program at MSU where Olympic Women's Head Coach Karen Dennis and Olympian Judi Brown Clarke excelled as athletes. He is a Trailblazer who created one of the first preteen and teen track programs for girls in Detroit –The Detroit Track Club. The team competed nationally and earned many local, state and national trophies; and

WHEREAS, Coach Bibbs continued coaching as a volunteer at East Lansing High School for more than fifteen years following his retirement, influencing and motivating countless high school students throughout the greater Lansing area. He also served as a volunteer health and physical education instructor for the Black Child and Family Institute, area church summer programs and as a U.S.A. coach in Belize, the Bahamas, and Great Britain; and

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to express its appreciation for Coach James E. Bibbs' many contributions to Lansing through his community service and inspirational efforts. Congratulations on being the proud recipient of the "Frederick Douglass" Award from the Greater Lansing Area Club of the National Association of Business and Professional Women's Clubs, Inc.

Adopted as part of the Consent Agenda

RESOLUTION #2014-62

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

WHEREAS, Melvin McWilliams is the managing shareholder of Melvin S. McWilliams, P.C., represents clients in a variety of areas with emphasis on general business, labor and employment, real estate, estate planning, personal injury matters, and the representation of public bodies, including charter schools; and

WHEREAS, Mr. McWilliams received a Bachelor of the Arts degree from Kalamazoo College in 1972 and a Juris Doctor degree from Valparaiso University School of Law in 1976.

WHEREAS, Mr. McWilliams formerly served as Chief Assistant City Attorney for the City of Lansing where he was actively involved in the management of City of Lansing's legal affairs. He also drafted and reviewed proposed ordinances and contracts, authored numerous opinions, and represented the City Attorney at public and community meetings, serving as spokesperson on a variety of legal matters.; and

WHEREAS, he is a member of the National Bar Association, the American Bar Association, the Ingham County Bar Association, the State Bar of Michigan, and a member of the Lansing Black Lawyers Association; and

WHEREAS, Mr. McWilliams is admitted to all state courts of Michigan, the United States Courts for the Eastern and Western Districts of Michigan, the United States Court of Appeals for the Sixth Circuit, and the United States Supreme Court; and

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to thank Melvin McWilliams for his vision, perseverance, and desire to serve his community. Congratulations, Melvin, on being awarded the Greater Lansing Area Club of the National Association of Business and Professional Women's Clubs, Inc. "Community Service" Award. We wish you continued success!

Adopted as part of the Consent Agenda

RESOLUTION #2014-63

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

WHEREAS, Rina Risper is the publisher and owner of the multicultural Michigan-based newspaper, The New Citizens Press. She is also the Executive Director of The New Citizens Press Community Action Network, whose mission is to raise awareness of ending violence including domestic violence; to promote literacy programs; and to promote all forms of the arts, literary, expressive, and musical. In February 2002, The New Citizens Press debuted. It is published and distributed biweekly and has a readership of over 30,000 with a concentration in Michigan's Ingham County. The New Citizens Press provides readers with a wide array of information and current topics about people of all backgrounds; and

WHEREAS, Rina Risper received her Bachelor of the Arts in Sociology, with honors from City College of New York. She has worked for a law firm, the United Nations, a bank, the Michigan House of Representatives and Jackson National Life Insurance Company; and

WHEREAS, Rina Risper started the State of Our Health: Through the Voices of Our People. She also created the Poetry in the City program, which gives people an opportunity to perform on the Capital steps. A new venture started last year, is Read to Succeed, Write to Ignite in which Rina has collected over 300 dictionaries and thesauruses to give to classrooms and teachers; and

WHEREAS, Rina Risper was the recipient of the A. Phillip Randolph "Unsung Hero Award", the Kappa Alpha Psi Community Service Award and the Lansing Black Chamber of Commerce Community Pillar Award. She is also the President of the Walnut Neighborhood Organization and successfully managed to broker a deal with a large corporation to benefit the community at large for years to come and

WHEREAS, Rina Risper is very active in the community, volunteering for Open Door Ministries and EVEs House. She works one on one with individuals in the community, especially the homeless population, helping them find the resources they need to be successful; and

WHEREAS, She created the Nu Poet Collective, which puts on a free "Poetry in the City" series in local establishments. She is working on her book "Somewhere in Between". Rina continues to volunteer teaching poetry at Shabazz Academy and has been the mentor to the journalism class at Pleasant View Middle School for years;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to congratulate New Citizens Press, Rina Risper on receiving the "Business Excellence" Award from the Greater Lansing Area Club of the National Association of Business and Professional Women's Clubs, Inc. We wish you continued success!

Adopted as part of the Consent Agenda

RESOLUTION #2014-64

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

WHEREAS, Stacia King, daughter of Jetta and Dwight King, is a sophomore at Grand Ledge High School who manages to balance a 4.0 GPA with a well-rounded curriculum of activities and volunteer services at her church and the community at large. She currently is a member of the Grand Ledge Choir and Grand Ledge Pompon Team; and

WHEREAS, Stacia has participated with a dance travel team, D.A.N.C.E Inc., which has won numerous team awards in National Competitions. Stacia has also successfully completed the Gifted and Talented Education program at Michigan State University where she enrolled in Math under the instruction of MSU professors while attending Middle School; and

WHEREAS, Stacia is an active member of Grace Tabernacle Church where she regularly attends Sunday school and Church. She is an active member of the Youth Department and participates in monthly Youth Sundays, and assists with the day care during service. She is also a member of the Youth Choir, the dance team, and has served on the Youth Usher Board; and

WHEREAS, Stacia attends workshops and conferences to empower and build character including: the Girls to Women Conference, Good Girl Radio, "Grit, Glam & Guts The Experience of a Young Woman" Conference, Success Secrets from Spelman Sisters: "A Girls' Empowerment Conference"; and

WHEREAS, Stacia's spirit of community service is displayed in the variety of volunteer services and activities she has participated in. Stacia helped with the packaging and distributing of food with the Mid-Michigan Food Bank; Gleaner's Food Bank; MSU Student Food Bank; National Association of Letter Carriers. Her other volunteer services include reading and playing games with the elderly at the White Hills Senior Citizen Resident Home, helping prepare mailings for Loaves & Fishes Homeless Shelter; participation in the Making Strides against Breast Cancer event; and volunteering to help children shop during the holiday season at the Grand Ledge shopping tour and Ken's Closet;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to congratulate Stacia King on her many accomplishments and offer its congratulations on being awarded the "Youth on the Move" Award by the Greater Lansing Area Club of the National Association of Business and Professional Women's Clubs, Inc. Best wishes for continued success in all your future endeavors!

Adopted as part of the Consent Agenda

RESOLUTION #2014-65

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

WHEREAS, Kendra McFadden is currently a junior attending Everett High School, where she maintains a 3.4 GPA, while serving on the Student Council, she is an active member on the Quiz Bowl team, and holds the chair as the second string violinist with the Orchestra. Kendra chairs over the school's Z Club Service Ways and Means Committee, a program that focuses on improving the status of women; and

WHEREAS, Kendra is a member of Grace Tabernacle Church. Her involvements in the church include participation with the Youth Department, choir, monthly Youth Sunday's, and Vacation Bible School; and

WHEREAS, Kendra volunteers on the jury for teen court, and in the summer months volunteers at Spring Hill Summer Camp working with children.

WHEREAS, Kendra plans to attend college double majoring in criminology and criminal justice while minoring in sociology. After receiving her Bachelor's degrees, she plans to enroll in Federal Bureau of Investigations training academy, aspiring to work for the Behavioral Analysis Unit of the FBI;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to congratulate Kendra McFadden on her many accomplishments and offer its congratulations on being awarded the "Youth on the Move" Award by the Greater Lansing Area Club of the National Association of Business and Professional Women's Clubs, Inc. Best wishes for continued success in all your future endeavors!

Adopted as part of the Consent Agenda

RESOLUTION #2014-66

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

WHEREAS: César E. Chávez was born on March 31, 1927 and on April 23, 1993, died of natural causes in San Luis, Arizona; and

WHEREAS: César E. Chavez's dedication to non-violence, public service, community, and respect for all cultures continues to serve as an inspiration to others who wish for a more peaceful and just society; and

WHEREAS: The theme for this year's César E. Chavez Memorial Observance is dignity. César E. Chavez is quoted as saying, "Do not romanticize the poor. We are all people, human beings subject to the same temptations and faults as all others. Our poverty damages our dignity"; and

WHEREAS: As co-founder and leader of the United Farm Workers for over 30 years César E. Chávez showed great determination in bringing unity, fair wages, respect and humane living conditions to hundreds of thousands of farm workers throughout the country; and

WHEREAS: On March 28, 2014, the City of Lansing will host the 6th Annual César E. Chávez Memorial Observance honoring this great national leader; and

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council, hereby proclaims March 31, 2014 "César E. Chávez Day" in the City of Lansing and urge all citizens to join me in honoring the life and memory of this great labor leader, role model and hero of our United States of America.

Adopted as part of the Consent Agenda

RESOLUTIONS

RESOLUTION #2014-67

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING
BROWNFIELD PLAN #59
4000 N. GRAND RIVER AVE. BROWNFIELD REDEVELOPMENT PLAN

WHEREAS, the Lansing Brownfield Redevelopment Authority has prepared and forwarded an approved Brownfield Plan pursuant to and in accordance with the provisions of the Brownfield Redevelopment Financing Act, Public Act 381 of 1996, as amended, for property commonly referred to as 4000 N. Grand River Ave. located in the City of Lansing; and

WHEREAS, prior to Council's action on this request, it is necessary to hold a public hearing on Brownfield Plan #59 to allow for any resident,

taxpayer or ad valorem taxing unit the right to appear and be heard;

NOW, THEREFORE, BE IT RESOLVED that a public hearing be held in the City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing, Michigan, on April 21, 2014 at 7:00 p.m. on Brownfield Plan #59 – 4000 N. Grand River Ave. Brownfield Redevelopment Plan under the Brownfield Redevelopment Financing Act, for property more particularly described as:

COM AT A POINT ON N'LY ROW N GRAND RIVER AVE, BEING 50 FT N OF C/L THEREOF & N 68DEG 55MIN W 626.25 FT FROM INT'N E LINE SEC 6, TH N 21DEG 05MIN E 383.56 FT, N 43DEG 09MIN W 198.32 FT, N 68DEG 55MIN W 570.89 FT, S 503.03 FT TO N'LY LINE SAID STREET, SE'LY 570 FT TO BEG; SEC 6, T4N R2W, 33-01-01-06-226-090;

And that the City Clerk cause notice of such hearing to be published twice in a publication of general circulation, no less than 10 days or more than 40 days prior to the date of the public hearing, and that the City Clerk also cause the legislative body of each taxing unit levying ad valorem taxes on this property, to be notified of Brownfield Plan #59 and the scheduled public hearing.

By Councilmember Quinney

Motion Carried

RESOLUTION #2014-68

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

WHEREAS, the City of Lansing received and filed an application from General Motors LLC requesting an Industrial Facilities Exemption Certificate (IFT-1-14) pursuant to Public Act 198 of 1974, as amended; and

WHEREAS, prior to acting upon this request, it is necessary to hold a public hearing on GM's application for an Industrial Facilities Exemption Certificate (IFT-1-14), to allow for any resident or taxpayer or ad valorem taxing unit the right to appear and be heard;

NOW, THEREFORE, BE IT RESOLVED that a public hearing be held in the City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing, Michigan, on the 7th day of April, 2014 at 7:00 p.m., on the General Motors LLC application for an Industrial Facilities Exemption Certificate (IFT-1-14) located at 920 Townsend Avenue within the boundary more particularly described as:

PARTS SECS 20 & 21, AND ALL LOTS, BLOCKS, PLATS, VACATED STREETS & ALLEYS LYING WITHIN PARCEL DESC AS: COM INTN C/L WILLIAM ST & E LINE M-99, TH E TO W LINE BUTLER ST EXT'D S, N TO SE COR ZUBKUS WAY, N'LY TO S LINE MAIN ST, E TO W LINE WALNUT ST, S TO N LINE WILLIAM ST, E TO W LINE TOWNSEND ST, S TO N LINE ELM ST, E TO W BANK GRAND RIVER, S'LY TO N LINE GTW RR R/W, W'LY TO E LINE M-99, N TO BEG, EXC PARTS USED FOR CITY OR MDOT STREET PURPOSES; SEC 21 T4N R2W,

and that the City Clerk cause to be published in a publication of general circulation giving notice of such hearing, and that the City Clerk also cause the legislative body of each taxing unit levying ad valorem taxes on this property, as well as the owners of real property located within the stated boundary, be notified by certified mail of this application and the scheduled public hearing.

By Councilmember Quinney to change the date of the public hearing from April 21 to April 7

Motion Carried

By Councilmember Quinney to pass the resolution

Motion Carried

RESOLUTION #2014-69

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING
Setting a Public Hearing for a Personal Property Exemption

WHEREAS, pursuant to Public Act 328 of 1998, General Motors LLC, has made Application for Exemption of New Personal Property (PPE-01-14) for an area commonly known as Lansing Grand River Assembly – Stamping Plant which is contained within the Lansing Industrial Districts IDD-05-77 and IDD-08-80, established, by the Lansing City Council on May 23, 1977 and December 22, 1980 respectively, pursuant to Public Act 198 of 1974, as amended, and

WHEREAS, prior to acting upon this request, the City desires to hold a public hearing on General Motors LLC's Application for Exemption of New Personal Property (PPE-01-14), to allow for all residents, taxpayers and other interested persons to appear and be heard;

NOW, THEREFORE, BE IT RESOLVED that a public hearing be held in the City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing, Michigan, on April 7, 2014, on the General Motors LLC's application for New Personal Property Exemption on the following described property:

A PARCEL OF LAND LOCATED IN AND BEING PART OF THE NORTHWEST ¼ OF SECTION 21 AND THE NORTHEAST ¼ OF SECTION 20, T.4N., R.2W., CITY OF LANSING, INGHAM COUNTY, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 21, THENCE S89°24'37"E 788.14' ALONG THE NORTH LINE OF SAID SECTION 21; THENCE S0°35'23"W 2107.75' TO THE POINT OF BEGINNING; THENCE S89°35'28"E 99.97'; THENCE S0°25'48"W 267.28'; THENCE S89°37'26"E 149.73'; THENCE S0°22'34"W 201.56'; THENCE N89°44'42"W 56.00'; THENCE N84°09'13"W 107.47'; THENCE N89°05'07"W 414.55'; THENCE N0°20'51"E 35.12'; THENCE N89°28'28"W 634.38'; THENCE N76°57'48"W 197.39'; THENCE N0°26'17"E 302.15'; THENCE S89°33'42"E 1154.64'; THENCE N0°26'20"E 73.95'; TO THE POINT OF BEGINNING. CONTAINING 11.0776 ACRES OF LAND; commonly known as the Lansing Grand River Assembly – Stamping Plant, Lansing, Michigan,

and, that the City Clerk cause to be published in a publication of general circulation, giving notice of such hearing, and that the City Clerk also shall notify the Lansing City Assessor and the legislative body of each taxing unit that levies ad valorem property taxes in the eligible local assessing district in which the eligible district is located. Before acting on the resolution, the Lansing City Council shall afford an opportunity for all residents, taxpayers of the City of Lansing, other interested persons, including but not limited to the City Assessor and representatives of the affected taxing units, to appear and be heard on the approval of a New Personal Property Exemption (PPE-01-14).

By Councilmember Quinney to change the date of the public hearing from April 21 to April 7

Motion Carried

By Councilmember Quinney to pass the resolution

Motion Carried

RESOLUTION #2014-70

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

WHEREAS, the Lansing Code Enforcement Officer has declared a certain structure (dwelling) at 721 Leslie Street, Parcel # 33-01-01-22-

228-041 and Legal Description: Lots 46 & 47 Assessors Plan No. 49 to be an unsafe and dangerous building and requested the property owner be ordered to demolish or otherwise make safe the structure; and

WHEREAS, The Code Enforcement Officer red tagged the said structure on July 17, 2012, and requested the property owner be ordered to demolish or otherwise make safe the structure; and

WHEREAS, on January 23, 2014, the Lansing Demolition Board held a meeting to consider and make a recommendation on whether to declare the structure a dangerous building, as defined in the Housing Law of Michigan (MCLA 125.539) and the Lansing Housing and Premises Code (108.1.1) to order the property owner to make safe or demolish the structure; and

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

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

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby schedules a show cause hearing for Monday, April 7, 2014 at 7:00 p.m. in the Lansing City Council Chambers, 10th Floor City Hall, 124 W. Michigan, Lansing, Michigan in consideration of the finding and order of the Lansing Demolition Hearing Board Officer regarding the structure at 721 Leslie Avenue to give the owner, or the owner's agent, the opportunity to appear and show cause why the building should not be demolished or otherwise made safe; and to approve, disapprove, or modify the order of the hearing officer to demolish or make safe the subject structure.

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

By Councilmember Washington

Motion Carried

RESOLUTION #2014-71

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

WHEREAS, the Lansing Code Enforcement Officer has declared a certain structure (dwelling) at 500 S. Fairview Avenue, Parcel # 33-01-01-14-357-211 and Legal Description: Lot 169 Leslie Park Sub to be an unsafe and dangerous building and requested the property owner be ordered to demolish or otherwise make safe the structure; and

WHEREAS, The Code Enforcement Officer red tagged the said structure on November 14, 2011, and requested the property owner be ordered to demolish or otherwise make safe the structure; and

WHEREAS, on January 23, 2014, the Lansing Demolition Board held a meeting to consider and make a recommendation on whether to declare the structure a dangerous building, as defined in the Housing Law of Michigan (MCLA 125.539) and the Lansing Housing and Premises Code (108.1.1) to order the property owner to make safe or demolish the structure; and

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

WHEREAS, the Housing Law of Michigan and the Housing and

Premises Code require that a hearing be conducted to give the property owner an opportunity to show cause why this dangerous structure should not be demolished or otherwise made safe;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby schedules a show cause hearing for Monday, April 7, 2014 at 7:00 p.m. in the Lansing City Council Chambers, 10th Floor City Hall, 124 W. Michigan, Lansing, Michigan in consideration of the finding and order of the Lansing Demolition Hearing Board Officer regarding the structure at 500 S. Fairview Avenue to give the owner, or the owner's agent, the opportunity to appear and show cause why the building should not be demolished or otherwise made safe; and to approve, disapprove, or modify the order of the hearing officer to demolish or make safe the subject structure.

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

By Councilmember Washington

Motion Carried

RESOLUTION #2014-72

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

WHEREAS, the Lansing City Council ("Council") on February 24, 2014, pursuant to Section 489a of Act 40 of the Public Acts of Michigan of 1956, as amended (the "Drain Code"), recognized that a part of the land in the City of Lansing to be "specially benefitted" by a proposed drain project of the drain known and designated as the Montgomery Drain, also known as Montgomery Drain Extension, ("Montgomery Drain") and thereafter adopted a resolution authorizing the City to send the Ingham County Drain Commissioner ("ICDC") a Notice of Intent to File Petition under Section 463 of the Drain Code; and

WHEREAS, the City Clerk of Lansing having sent via registered mail a copy of the February 24, 2014 resolution and the City Council's Notice of Intent to the ICDC; and

WHEREAS, the ICDC has delineated a proposed drainage district for the drain project affecting an area in portions of the City of Lansing and submitted a map and description of this area to the Council; and

WHEREAS, the City intends to levy a special assessment, fee, or charge on these benefitted lands as provided in Section 490 of Chapter 20 of the Drain Code; and

WHEREAS, Section 489a of Chapter 20 of the Drain Code requires certain procedures and notices to the persons whose names and addresses appear on the tax rolls of the City as owning lands within the affected area of the proposed project; and

WHEREAS, suggested forms of notice of intent to the persons owning lands especially benefitted by the proposed project have been presented to this Council; and

NOW, THEREFORE BE IT RESOLVED that the general description, the proposed plan for financing, and the description of the expected benefits of the proposed project as set forth on Exhibit A are each hereby accepted, approved, and ordered filed with the City Clerk to be included in the record of the proceedings to adopt this resolution.

BE IT FURTHER RESOLVED that the form of notice to property owners and taxpayers presented to this Council and attached hereto as Exhibit B is hereby approved and the City Clerk shall send a copy thereof by first-class mail to each person whose name and address appears on the tax rolls of the City as owning land within the proposed drainage district, at the address shown on the last tax roll of the City.

The City Clerk is also hereby authorized and directed to have such notice published and posted as required by law at least 10 days before the meeting of this City at which objections will be heard to the proposed project or to the special assessment, fee, or charges to be levied against the land in the City especially benefitted by the proposed Project.

BE IT FURTHER RESOLVED that this Council shall meet at 7:00 p.m., Eastern Time, on Monday, April 7, 2014, at the City Hall to hear objections to the proposed project; to receive information from the public on the advisability of proceeding with the proposed Drain Project; and to hear objections to the special assessment, fee, or charge to be levied against land in the City especially benefitted by the project.

By Councilmember Wood

Motion Carried

RESOLUTION #2014-73

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

RESOLUTION REGARDING REFUNDING OF
BUILDING AUTHORITY BONDS AND
TAX INCREMENT FINANCE AUTHORITY BONDS

WHEREAS, the City of Lansing, Counties of Ingham and Eaton, State of Michigan (the "City") incorporated the City of Lansing Building Authority (the "Building Authority") under the provisions of Act 31, Public Acts of Michigan, 1948 (First Extra Session), as amended ("Act 31"); and

WHEREAS, the Building Authority and the City entered into a Full Faith and Credit General Obligation Contract of Lease dated November 14, 1989 (the "1989 Contract") pursuant to which the Building Authority acquired, constructed, and equipped a parking project which was later modified by resolution of City Council to consist of several automobile parking lots (the "Parking Facilities"), and the City makes Cash Rental payments (the "Cash Rentals") to the Building Authority for lease of the Parking Facilities pursuant to the 1989 Contract; and

WHEREAS, in order to finance the acquisition, construction, and equipping of the Parking Facilities, the Authority issued its Building Authority Bonds, Series 1990 dated May 17, 1990 in the original aggregate principal amount of \$32,791,403.90 (the "1990 Bonds"); and

WHEREAS, in order to refund a portion of the 1990 Bonds, the Authority issued its 2009 Building Authority Refunding Bonds (Limited Tax General Obligation) (Federally Taxable) dated October 8, 2009 in the original aggregate principal amount of \$8,161,690.80 (the "2009 Bonds," and collectively with the 1990 Bonds, the "Prior Bonds"); and

WHEREAS, the Building Authority proposes to refund the remaining outstanding portion of the Prior Bonds through issuance of its Building Authority Refunding Bonds (Limited Tax General Obligation) (Federally Taxable) in one or more series in an original aggregate principal amount not-to-exceed \$20,000,000 (the "Building Authority Refunding Bonds") in order to reduce the annual Cash Rental payments; and

WHEREAS, Act 31 has been amended by Act 37, Public Acts of Michigan, 2014, signed into law by the Governor on March 20, 2014 with immediate effect, to authorize a building authority to issue bonds for the purpose of refunding bonds, such as the 1990 Bonds, which are capital appreciation bonds originally issued on May 17, 1990, in anticipation of the contract obligations of the incorporating unit to make cash rental payments to the Building Authority under a full faith and credit general obligation contract of lease dated November 14, 1989, or bonds, such as the 2009 Bonds, issued to refund those bonds, even if the refunding will not result in net present value savings; and

WHEREAS, the Tax Increment Finance Authority of Lansing (the "TIFA") established by the City under the provisions of Act 450, Public Acts of Michigan, 1980, as amended (the "TIFA Act") has previously issued its 1994 Development and Refunding Bond (Limited Tax General Obligation) in the original aggregate principal amount of \$25,108,133.20 (the "1994 Bond"); and

WHEREAS, pursuant to the provisions of the TIFA Act, the TIFA has previously issued its 2009 Refunding Bonds (Limited Tax General Obligation) (Federally Taxable) in the original aggregate principal amount of \$10,410,265.70 (the "2009 Bonds," and collectively with the 1994 Bond, the "Prior TIFA Bonds") for the purpose of refunding the 1994 Bond; and

WHEREAS, the TIFA proposes to refund the Prior TIFA Bonds through issuance of Refunding Bonds (Limited Tax General Obligation) (Federally Taxable) in one or more series in an original aggregate principal amount not-to-exceed \$20,000,000 (the "TIFA Refunding Bonds") in order to better match the TIFA's annual debt service costs to the estimated annual Tax Increment Revenues; and

WHEREAS, the TIFA Act has been amended by Act 38, Public Acts of Michigan, 2014, signed into law by the Governor on March 20, 2014 with immediate effect, to permit a TIFA to issue a qualified refunding obligation if the TIFA refunds a bond, such as the 1994 Bond, which is refunding bond that is an other protected obligation issued as a capital appreciation bond delivered to the Michigan Municipal Bond Authority on December 21, 1994, or bonds, such as the 2009 Bonds, issued to refund that bond, even if the refunding will not result in net present value savings.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Building Authority Refunding Bonds. The City requests the Building Authority to issue the Building Authority Refunding Bonds. City Council hereby approves reduction of the current annual Cash Rentals payable by the City for lease of the Parking Facilities after the Building Authority Refunding Bonds are issued. The City acknowledges that the underwriter of the Building Authority Refunding Bonds has advised that under current market conditions, the refunding will produce preliminary estimated net present value dis-savings as shown in the Authority's resolution authorizing the Building Authority Refunding Bonds.

The City covenants and agrees to continue to make payments to the Building Authority, in accordance with the requirements of the 1989 Contract, of Cash Rentals in amounts sufficient to pay the principal of and interest on the Building Authority Refunding Bonds, and any of the Prior Bonds which are not refunded and remain outstanding, and to pay all transfer and escrow agent fees and other expenses and charges payable with respect thereto. The City acknowledges and agrees that the Building Authority shall have all rights and remedies set forth in the 1989 Contract to enforce the obligations of the City with respect to the Building Authority Refunding Bonds in the same manner and to the same extent that such rights and remedies were available with respect to the Prior Bonds.

The City specifically (but not by way of limitation) reaffirms its pledge of its full faith and credit for the payment of its obligations with respect to the bonds issued under the 1989 Contract, including the Building Authority Refunding Bonds, and reaffirms the City's obligation to levy taxes to pay Cash Rentals under the 1989 Contract in amounts sufficient to enable the Building Authority to pay the principal of and interest on the bonds issued under the 1989 Contract, including the Building Authority Refunding Bonds.

2. TIFA Refunding Bonds. The City hereby irrevocably pledges its full faith and credit for the payment of the TIFA Refunding Bonds. If at any time the Tax Increment Revenues are insufficient to pay the principal of and interest on the Bonds as the same become due, the City, upon notification by the TIFA, shall as a first budget obligation advance from its general funds an amount to pay said principal and interest, or in the event of insufficiency of the City's general funds, levy

ad valorem taxes on all taxable property within the boundaries of the City in an amount to pay said principal and interest, provided that such tax levy shall be within applicable constitutional, statutory and charter tax rate limitations.

The City acknowledges that the underwriter of the TIFA Refunding Bonds has advised that under current market conditions, the refunding will produce preliminary estimated net present value dis-savings as shown in the resolution of the TIFA authorizing the TIFA Refunding Bonds.

3. Official Statement and Continuing Disclosure. The City hereby agrees to co-operate with the Building Authority and the TIFA in preparation of preliminary and final official statements or other marketing circular describing the Building Authority Refunding Bonds and the TIFA Refunding Bonds (collectively, the "Refunding Bonds"), and in any application for bond ratings and municipal bond insurance. The City hereby agrees to enter into a Continuing Disclosure Undertaking Agreement in order to enable the underwriters of the Refunding Bonds to comply with the requirements of Rule 15c2-12 promulgated by the Securities and Exchange Commission.

4. Other Actions. The Mayor and City Clerk, Finance Director, Chief Operating Officer and any other officers, administrators, agents and attorneys of the TIFA are authorized and directed to execute and deliver all other agreements, documents and certificates and to take all other actions necessary or convenient to complete the issuance, sale, and delivery of the Refunding Bonds in accordance with this Resolution. The Mayor and City Clerk are authorized and directed to execute, for and on behalf of the City, any amendments or supplements to the 1989 Contract, and the Contract of Lease between the City and the TIFA dated December 20, 1994, in order to reduce the annual Cash Rental payments, even if the new payment schedule will not result in net present value savings, or as may be otherwise appropriate in connection with the issuance of the Refunding Bonds. The Finance Director or any other officer of the City is hereby authorized to request any approvals or waivers from the Michigan Department of Treasury in support of requests filed by the Building Authority and the TIFA in connection with the issuance of the Refunding Bonds.

5. Conflicting Resolutions. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution are hereby rescinded.

I hereby certify that the foregoing is a true and complete copy of a resolution duly adopted by the City Council of the City of Lansing, Counties of Ingham and Eaton, State of Michigan, at a Regular meeting held on March 24, 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.

I further certify that the following Members were present at said meeting: Boles, Brown Clarke, Dunbar, Houghton, Quinney, Washington, Wood, Yorko and that the following Members were absent: none.

I further certify that Member Wood moved for adoption of said resolution and that Member n/a supported said motion.

I further certify that the following Members voted for adoption of said resolution: Boles, Brown Clarke, Dunbar, Houghton, Quinney, Washington, Wood, Yorko and that the following Members voted against adoption of said resolution: none.

By Councilmember Wood

Motion Carried

RESOLUTION #2014-74

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

**RESOLUTION APPROVING APPLICATION TO MICHIGAN
DEPARTMENT OF TRANSPORTATION FOR LOCAL BRIDGE
PROGRAM FUNDING**

WHEREAS the Michigan Department of Transportation (MDOT) is currently soliciting applications for candidate projects for the Local Bridge Program to be funded in the 2017 fiscal year; and

WHEREAS May 1, 2014 is the anticipated deadline for submitting the applications; and

WHEREAS up to five funding applications for bridge projects can be submitted in accordance with the MDOT Call for Projects; and

WHEREAS the City of Lansing, Public Service Department, intends to submit Local Bridge Program funding applications to MDOT for the following five projects listed in the order of priority and funding category:

Priority	Project	Funding Category
1.	Aurelius over Grand Trunk Railroad	Replacement
2.	E. Elm over Red Cedar	Replacement
3.	Cavanaugh over Sycamore Creek	Preventative Maintenance
4.	Elm over the Grand River and Aurelius over Sycamore Creek	Preventative Maintenance
5.	N. Grand River over the Grand River	Rehabilitation

WHEREAS, if successful, the City would receive state or federal funding to finance 95% of construction cost, and the City would fund 5% of the construction and 100% of the engineering costs for any bridge project selected; and

WHEREAS the estimated construction cost of the above listed projects and City's share of construction and engineering costs are tabulated below; and

#	Project	Estimated Construction Cost	City's Share		
			Match 5%	Engineering 25%	TOTAL
1	Aurelius over Grand Trunk Railroad	\$2,219,000	\$110,950	\$554,750	\$665,700
2	E. Elm over Red Cedar	\$1,956,000	\$97,800	\$489,000	\$586,800
3	Cavanaugh over Sycamore Creek	\$340,000	\$17,000	\$85,000	\$102,000
4	Elm over the Grand River and Aurelius over Sycamore Creek	\$117,000	\$5,850	\$29,250	\$35,100
5	N. Grand River over the Grand River	\$1,293,000	\$64,650	\$323,250	\$387,900

WHEREAS, any one or any combination of the above five projects could be approved for 2017 funding; and

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council approves the submittal of the FY 2017 funding applications for the MDOT's Local Bridge Program as listed in the priority above.

BE IT FURTHER RESOLVED that upon grant award, the Public Service Department will notify City Council of same and the Mayor is authorized through the Public Service Director to appropriate administratively the necessary accounts for the Local Bridge Program funding and City costs associated with any bridge project selected to be budgeted using ACT 51 funds

By Councilmember Wood

Motion Carried

RESOLUTION #2014-75

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

WHEREAS, the City of Lansing's Waterfront Study encourages city departments to actively seek out and obtain waterfront property within the city limits; and

WHEREAS, on March 29, 2010 the City Council adopted Resolution #097 the City of Lansing Parks and Recreation Five Year Master Plan for 2010 – 2015 which states as a goal to acquire land adjacent to and along the river; and

WHEREAS, Michigan Natural Resources Trust Fund (MNRTF) grants are currently available for projects contained in the Parks and Recreation Five Year Master Plan and for the acquisition of lands suitable for park use; and

WHEREAS, the Park Board has recommended on March 13, 2013 submitting a MNRTF grant to the Michigan Department of Natural Resources (MDNR); and

WHEREAS, the Mayor has recommended that the City apply for grant funds for the acquisition of parcel number 33-01-01-21-227-001, commonly referred to as 830 River Street; and

WHEREAS, the amounts and sources of the project funding area as follows:

Total estimated property value	\$70,000
Estimated Incidental Costs	\$20,000
Total Project Cost	\$90,000
Amount Requested from the MNRTF (75% grant)	\$67,500
Amount Requested from local sources (25%)	\$22,500

WHEREAS, the City of Lansing will maintain satisfactory financial accounts, documents and records and to make them available to the MDNR for auditing at reasonable times; and

WHEREAS, the MNRTF requires a resolution from the governing body of the applicant supporting the application and committing the amount and source of the required match specified in the application; and

WHEREAS, the acquisition of this property will provide adequate access at grade level to reconstruct River Trail Bridge at significant cost reduction; and

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council support the City of Lansing's grant application to the MNRTF for the acquisition of the parcel and commits to the amount of the local match of 25%.

BE IT FINALLY RESOLVED that if the grant monies are received, notice must be given to City Council before the Administration is authorized to establish appropriate accounts and to transfer the necessary funds to administer and monitor the grant.

By Councilmember Wood

Motion Carried

RESOLUTION #2014-76

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

WHEREAS, a grant application for \$45,000 is to be filed with the Michigan Department of Natural Resources (MDNR) for the Recreation Passport Grant no later than April 1, 2014; and

WHEREAS, the Frances formal gardens are in need of replanting and restoration of the plant material and site amenities in the historic section of the park; and

WHEREAS, the proposed Frances Park improvements are contained in the Parks and Recreation Five Year Master Plan; and

WHEREAS, matching funds have been budgeted and currently available in the Frances Park account 1289046143.970000; and

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council authorize the Parks and Recreation Department to submit grant applications to the Michigan Department of Natural Resources for the Frances garden improvements.

BE IT FINALLY RESOLVED that if the grant monies are awarded, the City of Lansing will accept the terms of the agreement as received from the MDNR and the administration will be authorized to establish the appropriate accounts and to administer and monitor the grant as shall be necessary to complete the project, but not by way of limitation, as follows:

1. That if the proposed grant is received, in an amount requiring less than or equal City match to the amount indicated in the application document, the administration is authorized to create appropriate accounts such additional funds as shall be necessary to complete the project.
2. To maintain satisfactory financial accounts, documents, and records to make them available to the MDNR for auditing at reasonable times.
3. To construct the project and provide such funds, services and materials as may be necessary to satisfy the terms of said agreement.
4. To authorize the Mayor of the City of Lansing to be the local authorize representative to sign documents in behalf of the City of Lansing.

By Councilmember Wood

Motion Carried

ORDINANCES FOR PASSAGE

ORDINANCE #1188

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.

THE CITY OF LANSING ORDAINS:

Section 1. That Chapter 811 of the Codified Ordinances of the City of Lansing, Michigan, be and is hereby amended by adding section 811.03 to read as follows:

811.03 AUTHORIZATION.

THE CITY APPROVES AND GRANTS A VIDEO SERVICE FRANCHISE WITH WESTPHALIA BROADBAND, INC., A MICHIGAN CORPORATION D/B/A COMLINK (A VIDEO SERVICE PROVIDER UNDER PUBLIC ACT 480 OF 2006, THE UNIFORM VIDEO SERVICES LOCAL FRANCHISE ACT) AS FOLLOWS:

- (a) THE CITY HAS PREVIOUSLY ESTABLISHED THAT AN ANNUAL FEE OF TWO PERCENT OF GROSS REVENUES FROM VIDEO SERVICE PROVIDERS IS NECESSARY AS SUPPORT FOR THE COST OF PUBLIC, EDUCATION, AND GOVERNMENT ACCESS FACILITIES AND SERVICES, AS DETERMINED BY THE CITY'S COMMUNITY NEED ASSESSMENT.
- (b) THE CITY HAS PREVIOUSLY ESTABLISHED A FEE OF FIVE PERCENT OF GROSS REVENUES FROM VIDEO SERVICE

PROVIDERS AS THE ANNUAL VIDEO SERVICE PROVIDER FEE, SOMETIMES CALLED A FRANCHISE FEE.

- (c) THE CITY HAS PREVIOUSLY MEMORIALIZED THAT THE FOLLOWING PUBLIC, EDUCATION, AND GOVERNMENT ACCESS CHANNELS WERE IN USE ON THE INCUMBENT VIDEO PROVIDER'S SYSTEM IN THE MUNICIPALITY ON THE EFFECTIVE DATE OF THE UNIFORM VIDEO SERVICES LOCAL FRANCHISE ACT, JANUARY 1, 2007: CHANNEL 12, GOVERNMENT ACCESS; CHANNEL 15, EDUCATIONAL ACCESS; CHANNEL 16, PUBLIC ACCESS; CHANNEL 18, EDUCATIONAL ACCESS; CHANNEL 19, EDUCATIONAL ACCESS; CHANNEL 20, EDUCATIONAL ACCESS; AND CHANNEL 21, EDUCATIONAL ACCESS.
- (d) THE CITY HEREBY APPROVES THE UNIFORM VIDEO SERVICE LOCAL FRANCHISE AGREEMENT SUBMITTED ON NOVEMBER 26, 2013 TO THE CITY BY WESTPHALIA BROADBAND, INC. WITH A FIVE PERCENT FEE IN SECTION VI.A.ii AND A TWO PERCENT PEG SUPPORT FEE IN SECTION VIII.A.3.
- (e) THIS APPROVAL OF WESTPHALIA BROADBAND, INC.'S UNIFORM VIDEO SERVICE LOCAL FRANCHISE AGREEMENT AND THE SIGNATURE OF THE MAYOR ON IT IS NOT AND SHALL NOT BE CONSTRUED OR UNDERSTOOD TO BE A WAIVER BY THE CITY OF: ITS POLICE POWERS; RIGHTS IT MAY POSSESS UNDER, OR AUTHORITY IT MAY POSSESS UNDER OR TO ENFORCE, THE UNIFORM VIDEO SERVICES LOCAL FRANCHISE ACT (THE ACT), MICHIGAN LAW, THE MICHIGAN CONSTITUTION, FEDERAL LAW OR AGENCY OR COURT DECISIONS; OR ITS RIGHT TO CHALLENGE OR MODIFY A UNIFORM FRANCHISE IF THE ACT IN WHOLE OR IN PART IS OVERTURNED BY THE COURTS OR IS AMENDED BY THE LEGISLATURE.

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.

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

Yeas: Councilmembers Boles, Brown Clarke, Dunbar, Houghton, Quinney, 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**

code violations.

ADJOURNED TIME 9:01 P.M.

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

CHRIS SWOPE, CITY CLERK

Motion Carried

• Reports from City Officers, Boards and Commissions:

1. Letter(s) from the City Clerk re:

- a. Request for approval of a Microbrewer License for Sleepwalker Liquor and Ale, Inc.

REFERRED TO THE COMMITTEE ON GENERAL SERVICE

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

RECEIVED AND PLACED ON FILE

- c. Downtown Lansing Inc. 2012/2013 Annual Report

REFERRED TO THE COMMITTEE ON GENERAL SERVICE

2. Letter(s) from the Mayor re:

- a. Michigan Department of Natural Resources Grant Application—Frances Park Improvements.

REFERRED TO THE COMMITTEE ON WAYS & MEANS

- b. SLU-1-2014— Parking Lot at 6001 S. Cedar Street

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- c. Z-1-2014, Rezoning, Polly Avenue & Benjamin Drive

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- d. Re-appointments to Boards/Commissions

REFERRED TO THE COMMITTEE OF THE WHOLE

- e. Notification of Re-appointment— Doug Meeks, as an At-Large Member on the Board of Ethics for a Term to Expire June 30, 2018

RECEIVED AND PLACED ON FILE

- f. Fiscal Year 2015 Executive Budget Recommendation

REFERRED TO THE COMMITTEE OF THE WHOLE

**PUBLIC COMMENT ON
CITY GOVERNMENT RELATED MATTERS**

Harold King thanked Vickie Miller for her extensive volunteer work with children as "Sorry the Clown," and also shared his concerns about the CATA proposal for high speed buses.

Elaine Womboldt thanked Carol Wood, and multiple City department leaders for their support in enforcing the law in their neighborhood.

Enante Darout spoke about safety concerns and procedures to respond in a timely manner.

Russell Terry spoke about his concern that the residents of Life O'Riley trailer park only had two weeks' notice to vacate their residences.

Mary Ann Prince spoke about her concern that the residents of Life O'Riley trailer park only had two week notice to vacate their residences.

Councilmember Wood shared that the Ingham County Health Department evicted residents with two week notice, not the City of Lansing due to the health risk of the Life O'Riley trailer park health