



**OFFICIAL PROCEEDINGS OF  
THE CITY COUNCIL  
CITY OF LANSING  
FEBRUARY 11, 2019**

City Council Chambers  
Lansing, Michigan

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

**PRESENT:** Council Members Dunbar, Garza, Hussain, Jackson, Spitzley, Wood

**ABSENT:** Council Members Spadafore, Washington

President Wood asked people to remember former Congressman John Dingell, 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 Wood.

#### **APPROVAL OF PRINTED COUNCIL PROCEEDINGS**

By Council Member Spitzley

To approve the printed Council Proceedings of January 14, 2019

Motion Carried

#### **SPECIAL CEREMONIES**

1. Tribute and Mayoral Presentation; in recognition of the Michigan Bulletin Newspaper Twenty-Fifth Anniversary

##### **RESOLUTION #2019-014**

**BY COUNCIL MEMBER DUNBAR, GARZA, HUSSAIN, JACKSON,  
SPADAFORE, SPITZLEY, WASHINGTON AND WOOD  
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING**

WHEREAS, the Michigan Bulletin officially opened its door in February 1994. As a minority newspaper, it focuses on issues pertinent to the minority community. The publication has been able to communicate with and educate the Greater Lansing area through its dedicated staff, and;

WHEREAS, the Michigan publication is free to the general public and distributed twice monthly via Michigan Bulletin branded, red newspaper boxes and through distributors at many of the local churches. Every issue contains articles of interest to the minority community such as: Health, Legal Advice, Financial Advice, Calendar listing of Events, Religious articles and Monthly Birthdays and Anniversary celebration, and;

WHEREAS, we recognize Marcus Jefferson, Ernie Boone, Greg Kelley (Posthumously) as well as the staff and supporters of the organization. Marcus has dual degrees in Business Administration and Public Administration as well as a Masters in Specialty Program in Alcohol and Drug Abuse. Greg Kelley and Ernie Boone have degrees in Journalism, these combined backgrounds providing a valuable resource to the paper, and;

WHEREAS, the Michigan Bulletin is affiliated with numerous fraternal, religious, and civic organizations. These collaborations aid in their mission toward community outreach. One of the Newspaper's most

notable accomplishments is working with young people through programs like the Young Publisher Club. This program gives those involved the opportunity to teach students from Grade 6th through college all aspects of the publishing business. This program hopes to inspire young people to major in Journalism, start their own publication, or seek employment in the field. A former Young Publisher, worthy of praise and recognition is Damon Brown, who has written over twenty books, which includes four New York best sellers.

NOW, THEREFORE BE IT RESOLVED that the Lansing City Council deems it is a privilege to join with the citizens of the Lansing area in recognizing the 25th anniversary of the Michigan Bulletin, this milestone in history of institution will be celebrated offering the entire community an opportunity to acknowledge the publication's long-standing impact on minority issues. May all involved in the success of the Michigan Bulletin know of our admiration, may the newspaper long continue its exemplary course in its mission of communication and education.

By Council Member Spitzley

Motion Carried

Mayor Schor spoke in support of the tribute.

Council Member Spitzley spoke in support of the tribute.

Marcus Jefferson thanked the Mayor and Council for the recognition.

#### **COMMENTS BY COUNCIL MEMBERS AND THE CITY CLERK**

Council Member Garza thanked people for attending the 2<sup>nd</sup> Ward Constituent contact meeting and mentioned the upcoming Sycamore neighborhood meeting.

Council Member Hussain thanked people for attending the 3<sup>rd</sup> Ward Constituent Contact Meeting and mentioned upcoming neighborhood association meetings.

Council Member Jackson mentioned the upcoming Intergovernmental Relations Committee meeting on February 13<sup>th</sup>.

Council Member Spitzley mentioned two new programs that are available to keep citizens informed and to report issues to the City: Notify Me and Lansing Connect.

President Wood announced details about the upcoming Park Board meeting.

City Clerk Swope announced a new intern for this semester, Rachel Moore, and stated that a new scoring mechanism for Medical Marijuana Phase 2 Application selection process is available online.

#### **COMMUNITY EVENT ANNOUNCEMENTS**

Hon. Cynthia Ward, 54-A District Court Judge, announced her investiture event.

## 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

Mayor Schor spoke about upcoming community events and the second round of participatory budget events.

## PUBLIC COMMENT ON LEGISLATIVE MATTERS

Legislative Matters included the following public hearings:

1. In consideration of Act-4-2019; Sale of City Property, Townsend Parking Ramp located at 221 Townsend Street to the Michigan Senate
2. In consideration of Fire Code Amendment; Adoption of the 2018 International Fire Code Chapter 39

Council Member Spitzley gave an overview of the public hearing #1.

Council Member Hussain gave an overview of the public hearing #2.

- Public Comment on Legislative Matters:

Kathy Miles spoke about the Lansing Fire Code and the sale of the Townsend Parking Ramp.

Marshall Clabeaux spoke about the Consumer Energy easement.

June Be's representative spoke about her claim appeal of trash fees.

Chris Roelofs spoke about the Tannin liquor license transfer request.

## LEGISLATIVE MATTERS

### REFERRAL OF PUBLIC HEARINGS

1. In consideration of Act-4-2019; Sale of City Property, Townsend Parking Ramp located at 221 Townsend Street to the Michigan Senate

REFERRED TO THE COMMITTEE OF THE WHOLE

2. In consideration of Fire Code Amendment; Adoption of the 2018 International Fire Code Chapter 39

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

### CONSENT AGENDA

By Council Member Spitzley

To approve items 1a, 1c, 2a, 6a, 7a, 7c on the Consent Agenda.

Motion carried

### RESOLUTION #2019-015

BY COUNCIL MEMBERS DUNBAR, GARZA, HUSSAIN, JACKSON,  
SPADAFORÉ, SPITZLEY, WASHINGTON AND WOOD  
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Delta Sigma Theta Sorority, Inc. is a private, non-profit organization whose purpose is to provide assistance and support through the sorority's established programs; Educational Development, Economic Development, International Awareness and Involvement,

Physical and Mental Health, and Political Awareness and Involvement; and

WHEREAS, the members of the Lansing Alumnae Chapter of Delta Sigma Theta Sorority have been actively involved in a wide variety of public service projects for the Lansing community including getting out to vote efforts, partnering with the American Red Cross to assist with blood drives, and promoting educational awareness and involvement with assisting with reading activities at local elementary schools; and

WHEREAS, the program has provided over \$100,000 in scholarships to individuals graduating from the Lansing area high schools for more than fifty (50) years; and

WHEREAS, the Lansing Alumnae Chapter of Delta Sigma Theta Sorority annual "Red & White Affair" will be held on February 9, 2019; and

WHEREAS, the "Red & White Affair" event serves as an annual fundraising celebration of the Lansing Alumnae Chapter of Delta Sigma Theta Sorority's continued commitment and service to the greater Lansing community.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council acknowledges the Lansing Alumnae Chapter of Delta Sigma Theta Sorority's annual "Red & White Affair" and expresses its appreciation to its members for their continued commitment to the City of Lansing and its residents. We wish you continued success in all your future endeavors.

Adopted as part of the Consent Agenda

### RESOLUTION #2019-016

BY COUNCIL MEMBERS DUNBAR, GARZA, HUSSAIN, JACKSON,  
SPADAFORÉ, SPITZLEY, WASHINGTON AND WOOD  
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, today more than ever, our religious leaders play a critical role in keeping the community nurtured and motivated to take on every day challenges and to celebrate the community's triumphs. These leaders carry significant influence in our lives and are among the most highly respected individuals in the community; and

WHEREAS, on Saturday, February 16, 2019, The Divine Connection in association with Dean Transportation, Two Men & A Truck, Tabernacle of David, and Paradise Funeral Chapel, just to name a few will honor some of the City's most esteemed and influential pastors of the Greater Lansing area at the 9<sup>th</sup> Annual Pastor's Salute; and

WHEREAS, having made a positive impact on the community, the Pastors will receive letters from their members, and a plaque to publicly observe and applaud their contributions and showcase their good works in the community; and

WHEREAS, II Corinthians 9:13-14 states "Because of the service by which you have proved yourselves, men will praise God for the obedience that accompanies your confession of the gospel of Christ, and for your generosity in sharing with them and everyone else. And in prayers for you their hearts will go out to you, because of the surpassing grace God has given you." We thank the Pastors and their families for the sacrifices they make each day in ministering in the Greater Lansing Area.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to recognize the 2019 most honored Lansing Pastors for their dedication to the community. We celebrate their triumphs as leaders, mentors, and motivators. Congratulations Pastors, we wish you continued success! "Now the God of hope fill you with all joy and peace in believing, that ye may abound in hope, through the power of the Holy Ghost." Romans 15:13

Adopted as part of the Consent Agenda

**RESOLUTION #2019-017**

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

WHEREAS, the Mayor made the appointment of Brian McGrain, 300 Fairview, Lansing, MI 48912 as a City of Lansing Member of the Local Development Finance Authority for a term to expire June 30, 2019; and

WHEREAS, the nominee has been vetted by the Mayor's Office and meets the qualifications as required by the City Charter; and

WHEREAS, the Committee on Development and Planning met on February 4, 2019 and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the appointment of Brian McGrain, 300 Fairview, Lansing, MI 48912 as a City of Lansing Member of the Local Development Finance Authority for a term to expire June 30, 2019.

Adopted as part of the Consent Agenda

**RESOLUTION #2019-018**

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

WHEREAS, the Mayor made the following reappointment as stated below:

Income Tax Board of Review:  
Michael DeMartelaere as an At-Large Member for a term to expire June 30, 2022; and

WHEREAS, the Mayor's office has verified that the nominees has been vetted and meets the qualifications as required by the City Charter; and

WHEREAS, the Committee on Ways and Means took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the reappointment as stated below:

Income Tax Board of Review:  
Michael DeMartelaere as an At-Large Member for a term to expire June 30, 2022.

Adopted as part of the Consent Agenda

**RESOLUTION #2019-019**

BY THE COMMITTEE OF THE WHOLE  
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made the reappointment of Anita L. Turner to the Medical Marihuana Commission for a term to expire November 27, 2021; and

WHEREAS, the Mayor's office has verified that the nominee has been vetted and meets the qualifications as required by the City Charter; and

WHEREAS, the Committee of the Whole met on January 28, 2019 and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the reappointment of Anita L. Turner to the Medical Marihuana Commission for a term to expire November 27, 2021.

Adopted as part of the Consent Agenda

**RESOLUTION #2019-020**

BY THE COMMITTEE OF THE WHOLE  
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

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

Elected Officers Compensation Commission:  
Cassie Alley as an At-Large Member for a term to expire October 1, 2024; and

Downtown Lansing Inc.:  
Christine M. Zarkovich as a Business Owner for a term to expire June 30, 2022; and

WHEREAS, the Mayor's office has verified that the nominees has been vetted and meets the qualifications as required by the City Charter; and

WHEREAS, the Committee of the Whole took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the reappointments to various Boards as stated below:

Elected Officers Compensation Commission:  
Cassie Alley as an At-Large Member for a term to expire October 1, 2024;

Downtown Lansing Inc.:  
Christine M. Zarkovich as a Business Owner for a term to expire June 30, 2022.

Adopted as part of the Consent Agenda

**RESOLUTIONS**

**RESOLUTION #2019-021**

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

WHEREAS, the Mayor made the appointment of Robert Gibb of 2801 Trudy Lane Unit 9, Lansing, MI 48910 as an At-Large Member of the Historic District Commission for a term to expire June 30, 2021; and

WHEREAS, the nominee has been vetted by the Mayor's Office and meets the qualifications as required by the City Charter; and

WHEREAS, the Committee on Development & Planning met on February 4, 2019 and took affirmative action.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the appointment of Robert Gibb of 2801 Trudy Lane Unit 9, Lansing, MI 48910 as an At-Large Member of the Historic District Commission for a term to expire June 30, 2021.

By Council Member Hussain

Motion Carried

City Clerk Swope administered the Oath of Office to Robert Gibb

**RESOLUTION #2019-022**

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

WHEREAS, the Mayor made the appointment of Robert Fryling, 1428 Cambridge Road Lansing, MI 48911 as an At-Large Member of the Board of Zoning Appeals for a term to expire June 30, 2021; and

WHEREAS, the nominee has been vetted by the Mayor's Office and meets the qualifications as required by the City Charter; and

WHEREAS, the Committee on Development and Planning met on February 4, 2019 and took affirmative action.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the appointment of Robert Fryling, 1428 Cambridge Road, Lansing, MI 48911 as an At-Large Member of the Board of Zoning Appeals for a term to expire June 30, 2021

By Council Member Hussain

Motion Carried

City Clerk Swope administered the Oath of Office to Robert Fryling

**RESOLUTION #2019-023**

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING  
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING  
RESOLUTION TO SET A PUBLIC HEARING FOR  
AMENDED BROWNFIELD PLAN #62  
OLIVER TOWERS BROWNFIELD REDEVELOPMENT PROJECT

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 310 North Seymour Avenue 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 the Plan, to allow for any resident, taxpayer or ad valorem taxing unit the right to appear and be heard; and

WHEREAS, maps, plats, and a description of the brownfield plan are available for public inspection at the Lansing Economic Area Partnership, 1000 South Washington, Suite 201, Lansing, MI 48912, and that all aspects of the brownfield plan are open for discussion at the public hearing.

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 February 25, 2019 at 7:00 p.m. on Amended Brownfield Plan #62 – Oliver Towers Brownfield Redevelopment Project under the Brownfield Redevelopment Financing Act, for property more particularly described as:

The South 210 feet of Block 84 of Original Plat, City of Lansing, Ingham County, Michigan, as recorded in Liber 2 of plats, page 36. Commonly known as 310 N. Seymour Avenue, Lansing, MI 48933, Tax Parcel No. 33-01-01-16-177-022.

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 #62 – Oliver Towers Brownfield Redevelopment Project and the scheduled public hearing.

By Council Member Hussain

Motion Carried

**RESOLUTION #2019-024**

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING  
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING  
RESOLUTION TO SET A PUBLIC HEARING  
(Pablo's Mexican Restaurant, LLC - REO Town Project)

WHEREAS, Pablo's Mexican Restaurant, LLC has made application with the Lansing Economic Development Corporation (LEDC) for a business financing assistance loan to complete building renovation, obtain operational licenses, and purchase inventory necessary to open a restaurant on the property commonly known as 1102 S. Washington Avenue and W. Elm Street (the Project); and

WHEREAS, with a continued effort to foster business development, expansion and renovation of properties within the City of Lansing, the LEDC has initiated a Business Financing Assistance Program and finds the Project to be within the targeted area for revitalization; and

WHEREAS, the Business Financing Assistance Program will utilize a portion of the LEDC's capital to make funds available for financing the Project; and

WHEREAS, the LEDC Board of Directors, in conformity with Public Act 338 of 1974, as amended (the "Act"), has approved the Project Plan, including a Project Area and Project District Area for the Project; and

WHEREAS, Section 8 of the Act requires that before the LEDC acquires an interest in property or incurs obligations for a specific project, the corporation shall prepare a project plan, conduct a public hearing on the matter and secure the approval of the City Council; and

WHEREAS, at such hearing, the City Council shall provide an opportunity for interested persons to be heard and shall receive and consider communications in writing with reference to the hearing; and

WHEREAS, Section 4 of the Act requires the appointment of 2 additional Directors of the LEDC who shall serve only in respect to this project and shall be representative of neighborhood residents and business interests likely to be affected by the project proposed by the corporation and who shall cease to serve when the project is either abandoned or, if undertaken, is completed in accordance with the project plan;

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 February 25, 2019 at 7:00 p.m. on the Pablo's Mexican Restaurant - REO Town Project for the Project Plan and Project Area, as designated by the LEDC, under Public Act 338 of 1974 more particularly described as:

Parcel #1: 1102 S WASHINGTON AVE, LANSING, MI 48910  
Parcel Number: 33-01-01-21-178-040  
Legal Description: N 1/2 LOT 1 & E 46 FT OF N 1/2 LOT 2  
BLOCK 195 ORIG PLAT, CITY OF LANSING, INGHAM  
COUNTY, MICHIGAN

Parcel #2: W ELM ST, LANSING, MI 48910  
Parcel Number: 33-01-01-21-178-030  
Legal Description: E 4 FT OF W 20 FT OF N 82.5 FT LOT 2  
BLOCK 195 ORIG PLAT, CITY OF LANSING, INGHAM  
COUNTY, MICHIGAN

Parcel #3: W ELM ST, LANSING, MI 48910  
Parcel Number: 33-01-01-21-178-021  
Legal Description: COM S LINE ELM ST 49 FT E OF NE COR  
LOT 4, TH E 33 FT, S 82.5 FT, W 33 FT, N 82.5 FT TO BEG;  
BLOCK 195 ORIG PLAT, CITY OF LANSING, INGHAM  
COUNTY, MICHIGAN

Parcel #4: W ELM ST, LANSING, MI 48910  
Parcel Number: 33-01-01-21-178-011  
Legal Description: E 43 FT OF W 49 FT OF N 1/2 LOT 3 BLOCK  
195 ORIG PLAT, CITY OF LANSING, INGHAM COUNTY,  
MICHIGAN



BE IT FURTHER RESOLVED that the territory surrounding said designated Project Area will not be significantly affected by the Project and, therefore, a Project District Area is hereby recognized as having the same description as the Project Area.

BE IT FURTHER RESOLVED that the City Clerk shall provide notice of the time and place of the hearing given by publication once in a newspaper of general circulation designated by the municipality, not less than 10 days before the date set for the hearing.

BE IT FINALLY RESOLVED that the Lansing City Council hereby advises and confirms to the appointment by the Mayor of Julian Darden and Julie Haak as additional directors to the Board of Directors of the LEDC solely for this project, pursuant to Section 4(2) of the Act, said persons being representative of neighborhood residents and business interests likely to be affected by the Project.

By Council Member Hussain

Motion Carried

**FAILED**

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

Act-9-2018, Canal Road, LBWL Easement to Consumers Energy

By Council Member Hussain

Motion Failed with Council Members Dunbar, Garza, Hussain, Spitzley, Wood voting "Yea" (NOTE: this resolution was reconsidered and adopted later in this meeting)

**RESOLUTION #2019-025**

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

WHEREAS, the Licensing and Enforcement Division of the Michigan Liquor Control Commission received a request from Tannin, LLC to transfer location of Class C Liquor License at 1620 E. Michigan Ave Lansing MI 48912; and

WHEREAS, the Committee on General Services reviewed the request on February 4, 2019 and took affirmative action.

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, approves the request from Tannin, LLC to a transfer location of Class C Liquor License at 1620 E. Michigan Ave Lansing MI 48912, Ingham County.

By Council Member Jackson

Motion Carried

**RESOLUTION #2019-026**

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

Act-9-2018, Canal Road, LBWL Easement to Consumers Energy

WHEREAS, the Lansing Board of Water and Light Board of Commissioners, by its Resolution #2018-11-13, recommends that Lansing City Council grant an easement to Consumers Energy Company which will be located on property occupied and maintained by the Board of Water and Light; and

WHEREAS, the easement would be located east of Canal Road, along the west side of the LBWL property in Delta Township; and

WHEREAS, the Board of Water and Light's ("BWL") new power plant in Delta Township will be fueled by natural gas which requires a new gas pipeline to supply sufficient fuel to the new plant; and

WHEREAS, on December 4, 2018, the Planning Board reviewed the proposal in accordance with its Act 33 Review procedures, and found that the easement is necessary and appropriate for the new gas-fired power plant; and

WHEREAS, the Planning Board voted unanimously (6-0) to recommend approval of the easement as proposed by the LBWL Board of Commissioners; and

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

NOW THEREFORE BE IT RESOLVED, the Lansing City Council hereby approves Act-9-2018, and approves the granting of the proposed easement to Consumers Energy, said easement being legally described as:

Legal Description: Proposed Gas Facilities Easement:

An area of land in the West 1/2 of Section 34, Town 4 North, Range 3 West, Delta Township, Eaton County, Michigan described as follows: To fix the point of beginning commence at the Northwest corner of said Section; thence S.00°05'02"W., on the West line of said Section, 350.75 feet; thence S.89°54'58"E., perpendicular to said West Section line, 43.00 feet to the East Right of Way line of Canal Road and the point of beginning; thence continuing S.89°54'58"E., perpendicular to said West Section line, 42.00 feet; thence S.00°05'02"W., parallel with said West Section line, 1393.06 feet; thence S.89°54'58"E., perpendicular to said West Section line, 30.00 feet; thence S.00°05'02"W., parallel with said West Section line, 910.27 feet to the East & West 1/4 line of said Section; thence S.00°11'59"E., parallel with said West Section line, 1866.26 feet; thence N.48°00'29"W., 40.49 feet; thence N.00°11'59"W., parallel with said West Section line, 1839.23 feet to said East & West 1/4 line; thence N.00°05'02"E., parallel with said West Section line, 877.13 feet; thence N.89°54'58"W., perpendicular to said West Section line, 35.00 feet; thence N.00°05'02"E., parallel with said West Section line, 1396.19 feet; thence N.89°54'58"W., perpendicular to said West Section line, 7.00 feet to said East Right of Way line of Canal Road; thence N.00°05'02"E., on said East Right of Way line, 30.00 feet to the point of beginning.

Described Gas Facilities Easement contains 3.05 acres,

for the sum of \$1.00.

BE IT FINALLY RESOLVED, that the Mayor, on behalf of the City, is hereby authorized to sign and execute all documents to complete this transaction, subject to prior approval as to content and form by the City Attorney.

By Council Member Jackson to reconsider the vote by which Act-9-2018, Canal Road, LBWL Easement to Consumers Energy was not adopted

Motion Carried

The question being adoption of the resolution

Motion Carried

**RESOLUTION #2019-027**

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

WHEREAS, June Mar Be, sought to eliminate a special assessment of \$518.00 for trash and debris removal fees, and all associated penalties and interest, on the property tax bill for 2024 Hillcrest (Tax ID #33-01-01-32-151-121); and

WHEREAS, upon filing a claim to the Committee on General Services, the Committee met on February 4, 2019 and partially granted the claim in the amount of \$78.00, leaving a remaining balance owing of \$440.00.

THEREFORE, BE IT RESOLVED, that the City Council, hereby, partially grants the claim in the amount of \$78.00 for trash and debris removal fees, and all associated penalties and interest on the property tax bill for 2024 Hillcrest (Tax ID #33-01-01-32-151-121), leaving a balance owing of \$440.00.

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

By Council Member Jackson to adopt the resolution

By Council Member Spitzley to amend the resolution to grant the claim in full

Motion Failed

The question being adoption of the resolution

Motion Carried by the following roll call vote:

Yeas: Council Members Dunbar, Garza, Hussain, Jackson, Spitzley, Wood

Nays: None

**RESOLUTION #2019-028**

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

WHEREAS, the Code Compliance Manager has determined that the building located at 2500 W. JOLLY RD., 33-01-01-31-476-211 legally described as: S 175 FT LOT 71 ECP FARMS is an unsafe or dangerous building as defined in Section 108.1 of the Lansing Uniform Housing Code and the Housing Law of Michigan and was red tagged on December 5, 2017; and

WHEREAS, a hearing was held by the Hearing Officers on 8/23/2018, at which the Hearing Officers determined that said building was an unsafe and dangerous building and ordered the building demolished or made safe by 10/23/2018; and

WHEREAS, said Hearing Officers filed a report of their findings and order with the City Council and requested the City Council to take appropriate action under the Lansing Housing and Premises Code and the Housing Law of Michigan; and

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

WHEREAS, the City Council held a show cause hearing on January 14, 2019, to review the findings and the order of the Hearing Officers and the owners were notified in writing of said hearing and had an opportunity to appear and show cause why said building should not be demolished or otherwise made safe; and

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

NOW, THEREFORE, BE IT RESOLVED that the owner(s) of 2500 W. JOLLY RD. are hereby directed to comply with the order of the Hearing Officers to demolish or otherwise make safe the said building within 60 days from the date of this resolution.

BE IT FURTHER RESOLVED that the property owner(s) is hereby notified that this order must be appealed within twenty days pursuant to MCL 125.542 and should the owners fail to comply with the Hearing Officers' order for demolition or make safe, the Manager of Code Compliance is hereby directed to proceed with demolition of said building.

BE IT FURTHER RESOLVED whether demolition is accomplished by said property owner or the city that appropriate seeding and restoration of property take place to avoid run-off to adjacent properties.

BE IT FURTHER RESOLVED that the cost of such demolition shall be a lien against the real property and shall be reported to the City Assessor.

BE IT FINALLY RESOLVED that the owners in whose name the property appears upon the last local tax assessment record shall be notified by the City Assessor of the amount of such cost by first class mail at the address shown on the records. Upon the owners failure to pay the same within thirty (30) days after mailing by the City Assessor of the notice of the amount thereof, the amount of said costs shall be a lien and shall be filed and recovered as provided by law and the lien shall be collected and treated in the same manner as provided for property tax liens under the general property tax act.

By Council Member Hussain

Motion Carried

**RESOLUTION #2019-029**

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

WHEREAS, the Code Compliance Manager has determined that the building located at 1414 Ballard ST., 33-01-01-10-157-001 legally described as: N 34 FT OF W 4 R LOT 17 BLOCK 2 HANDY HOME ADD is an unsafe or dangerous building as defined in Section 108.1 of the Lansing Uniform Housing Code and the Housing Law of Michigan and was red tagged on July 12, 2018; and

WHEREAS, a hearing was held by the Hearing Officers on 8/23/2018, at which the Hearing Officers determined that said building was an unsafe and dangerous building and ordered the building demolished or made safe by 10/23/2018; and

WHEREAS, said Hearing Officers filed a report of their findings and order with the City Council and requested the City Council to take appropriate action under the Lansing Housing and Premises Code and the Housing Law of Michigan; and

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

WHEREAS, the City Council held a show cause hearing on January 14, 2019, to review the findings and the order of the Hearing Officers and the owners were notified in writing of said hearing and had an opportunity to appear and show cause why said building should not be demolished or otherwise made safe; and

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

NOW, THEREFORE, BE IT RESOLVED that the owner(s) of 1414

BALLARD ST. are hereby directed to comply with the order of the Hearing Officers to demolish or otherwise make safe the said building within 60 days from the date of this resolution.

BE IT FURTHER RESOLVED that the property owner(s) is hereby notified that this order must be appealed within twenty days pursuant to MCL 125.542 and should the owners fail to comply with the Hearing Officers' order for demolition or make safe, the Manager of Code Compliance is hereby directed to proceed with demolition of said building.

BE IT FURTHER RESOLVED whether demolition is accomplished by said property owner or the city that appropriate seeding and restoration of property take place to avoid run-off to adjacent properties.

BE IT FURTHER RESOLVED that the cost of such demolition shall be a lien against the real property and shall be reported to the City Assessor.

BE IT FINALLY RESOLVED that the owners in whose name the property appears upon the last local tax assessment record shall be notified by the City Assessor of the amount of such cost by first class mail at the address shown on the records. Upon the owners failure to pay the same within thirty (30) days after mailing by the City Assessor of the notice of the amount thereof, the amount of said costs shall be a lien and shall be filed and recovered as provided by law and the lien shall be collected and treated in the same manner as provided for property tax liens under the general property tax act.

By Council Member Hussain

Motion Carried

**RESOLUTION #2019-030**

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

WHEREAS, fees for services are to be approved by Lansing City Council; and

WHEREAS, administration is submitting fees for consideration and approval for summer 2019 classes and programming which will begin prior to the new fiscal year; and

WHEREAS, the Parks and Recreation Department desires to continue a program of recreational tennis available to residents of Lansing and non-residents of Lansing; and

WHEREAS, the Parks and Recreation Department desires to offer these services at fees that recover the costs of providing these services;

WHEREAS, the new fees proposed are to compensate the Department of Parks and Recreation and offset the costs involved in facilitating youth tennis and tutoring programs.

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council approves the fee schedule as stated below in this resolution, effective on the date of passage of this resolution for Recreation Equipment and Services:

BE IT FINALLY RESOLVED, the proposed fees are as follows:

<b>TODD MARTIN YOUTH LEADERSHIP TENNIS PROPOSED FEES:</b>	
	<u>Proposed fee</u>
Tutoring (42 hours)	\$75/Res; \$110/Non-Res
Friday Night Tennis Local Excellence	\$65/Res; \$95/Non-Res (8 weeks)
Friday Night Tennis NJTL/QuickStart	\$50/Res; \$75/Non-Res (8 weeks)
Summer Tennis Local Excellence	\$25/Res; \$35/Non-Res (per week)
Summer Night Tennis NJTL/QuickStart	\$20/Res; \$30/Non-Res (per week)

By Council Member Garza

Motion Carried

**RESOLUTION #2019-031**

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

WHEREAS, the City acquired a significant portion of Groesbeck Golf Course from the State of Michigan with restrictions on its use for a public golf course;

WHEREAS, one of the restrictions prohibits the City from charging different greens fees for resident and nonresident players;

WHEREAS, residents of the City of Lansing contribute and support the operation and maintenance of Groesbeck Golf Course via voter approved parks millages;

WHEREAS, because nonresidents of the City of Lansing do not contribute to the operation and maintenance of Groesbeck Golf Course via parks millages, the State has agreed to release this restriction;

WHEREAS, the State enacted 2018 PA 333 authorizing the state administrative board to re-convey the Groesbeck Golf Course property back to the City of Lansing without the above restriction on fees for use by residents vs. nonresidents;

WHEREAS, a simultaneous closing will be scheduled wherein the City of Lansing will first convey the property to the State of Michigan, and then the State of Michigan will re-convey the property to the City of Lansing, without the above described restriction.

NOW THEREFORE BE IT RESOLVED, that the Lansing City Council hereby approves the conveyance of Groesbeck Golf Course to the State of Michigan for the purpose of releasing the restriction on the property, legally described as:

Com 33 feet West and 297 feet South of NE corner of Section 10, thence South along West line of Wood Street to North line of East Grand River Avenue, West along North line East Grand River Avenue to SE corner Assessor's Plat No. 2, North to NE Corner said plat, West to NW corner said plat, North along North & South 1/8 line to point due West of Beginning, East to Beginning; Sec. 10, T4N R2W.

for the consideration of \$1.00.

BE IT FURTHER RESOLVED that the Lansing City Council hereby approves the re-acquisition of Groesbeck Golf Course, legally described as:

Com 33 feet West and 297 feet South of NE corner of Section 10, thence South along West line of Wood Street to North line of East Grand River Avenue, West along North line East Grand River Avenue to SE corner Assessor's Plat No. 2, North to NE Corner said plat, West to NW corner said plat, North along North & South 1/8 line to point due West of Beginning, East to Beginning; Sec. 10, T4N R2W.

for the consideration of \$1.00.

BE IT FINALLY RESOLVED, that the Mayor, on behalf of the City, is hereby authorized to sign and execute all documents necessary to effectuate the aforementioned conveyance and subsequent acquisition, subject to prior approval as to form and content by the City Attorney.

By Council Member Garza

Motion Carried

**RESOLUTION #2019-032**

BY THE COMMITTEE OF THE WHOLE  
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the City Attorney has requested and recommends the appointment of Michael T. Small of Harvey Kruse, P.C. as special outside legal counsel to represent the City in connection with the matters of La Fille Gallery, LLC v. City of Lansing, et al., Case no. 18-513-CB, and Motorists Mutual Insurance Company v. City of Lansing, et al., Case no. 18-268-ND pending before the Ingham County Circuit Court.

THEREFORE, BE IT RESOLVED that Michael T. Small of Harvey Kruse, P.C. is hereby approved as legal counsel to represent the City in the matters of La Fille Gallery, LLC v. City of Lansing, et al., Case no. 18-513-CB, and Motorists Mutual Insurance Company v. City of Lansing, et al., Case no. 18-268-ND before the Ingham County Circuit Court.

By Council Member Spitzley

Motion Carried

**RESOLUTION #2019-033**

BY THE COMMITTEE OF THE WHOLE  
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

RESOLUTION AUTHORIZING SUBSTITUTION OF PROPERTY UNDER CONTRACT WITH TAX INCREMENT FINANCE AUTHORITY

WHEREAS, the City of Lansing, Michigan (the "City") has previously created the Tax Increment Finance Authority of the City of Lansing (the "Authority") under and in pursuance of the provisions of Act 450, Public Acts of Michigan, 1980, as amended (the "TIFA Act"); and

WHEREAS, pursuant to the TIFA Act, the Authority has prepared its amended Development Plan and Tax Increment Financing Plan for the Phase III – Lansing Convention/Exhibition Center and Associated Facilities and Parking System Project (such Plan, as it may be amended or supplemented in the future, is referred to herein as the "Plan"); and

WHEREAS, in order to implement the Plan, the City leases various automobile parking structures and lots (the "Project") to the Authority pursuant to a Contract of Lease dated December 20, 1994 (the "Contract"); and

WHEREAS, under Section 10 of the Contract, the Authority may agree to release a portion of the Project and substitute other property of value equal to or greater than the value of the property being released; and

WHEREAS, the City wishes to release the portion of the Project commonly known as the Townsend Ramp, and described more fully on Exhibit A of this resolution (the "Released Property") from the Contract; and

WHEREAS, the City wishes to substitute the property commonly known as the North Capitol Ramp and South Capitol Ramp, described more fully on Exhibit B of this resolution (the "Substituted Property") for the Released Property; and

WHEREAS, pursuant to Section 10 of the Contract, the Office of the City Attorney has provided the Authority with an adequate legal description of that portion of the Project being released and of property to be substituted therefor, together with a survey thereof; and

WHEREAS, pursuant to Section 10 of the Contract, the Office of the City Attorney has provided the Authority with an opinion that the

conveyances are in compliance with the City Charter and applicable state law and City ordinances; and

WHEREAS, pursuant to Section 10 of the Contract, the City Council has received a certificate signed by the Finance Director finding that as of the date of the substitution of the property, the value of the Project after consummation of the substitution of the property is equal to or greater than the value of the Project prior to the substitution;

NOW, THEREFORE, BE IT RESOLVED THAT the City hereby requests that the Authority accept the Substituted Property as a portion of the Project subject to the Contract, and in exchange therefor that the Authority release the Released Property from the terms of the Contract.

BE IT FURTHER RESOLVED that in reliance on the certificate signed by the Finance Director, the City hereby determines that the value of the Project, after the consummation of such substitution of property, is equal to or greater than the value of the Project prior to the substitution.

BE IT FURTHER RESOLVED that the City Council hereby approves Amendment No. 6 to Contract of Lease in substantially the form on file with the City Clerk, with such changes or revisions as may be necessary or advisable as approved by the Mayor or the City Attorney. The Mayor and the City Clerk are hereby authorized to execute Amendment No. 6 and deliver it to the Authority.

BE IT FURTHER RESOLVED that the Mayor, City Clerk, City Finance Director, City Attorney, and other officers, administrators, agents and attorneys of the City are authorized and directed to execute such documentation and take all other actions necessary and convenient to facilitate the transactions authorized by this resolution.

BE IT FINALLY RESOLVED that all resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution are rescinded.

EXHIBIT A

Description of the Portion of the Project to be Released

Townsend Ramp

Lots 7, 8, 9, and 10, ALSO that part of Lot 11 described as beginning at a point on the East line of Lot 11 a distance of 104.04 feet Southerly from the Northeast corner of Lot 12; thence Southerly along the East line of Lot 11 to the Southeast corner of Lot 11; thence Westerly along the South line of Lot 11 to the Southwest corner of Lot 11; thence Northerly along the West line of Lot 11 to a point on the West line of Lot 11 a distance of 104.33 feet Southerly from the Northwest corner of Lot 12; thence Easterly to the point of beginning of Block 116, of the Original Plat of the City of Lansing, according to the recorded Plat as thereof recorded in Liber 2 of Plats, Page 36, Ingham County Records.

Subject to easements, encumbrances, and restrictions of record.

EXHIBIT B

Description of the Portion of the Project to be Substituted

North Capitol Ramp – N. Capitol & Shiawassee

W 125 FT OF LOTS 7 THRU 12 INCL BLOCK 83 ORIG PLAT

and

South Capitol Ramp – S. Capitol & Kalamazoo



LOTS 3 THRU 6 INCL, LOTS 9 & 10, E 49.5 FT LOT 7, LOT 8 EXC S 25.75 FT OF W 115.5 FT, ALSO LOT 11 EXC E 55 FT BLOCK 127 ORIG PLAT

By Council Member Spitzley

Motion Carried

**RESOLUTION #2019-034**

BY THE COMMITTEE OF THE WHOLE  
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, a certain quit claim deed dated January 9, 2019, has been presented to the City conveying property known as the Townsend Parking Ramp by the City of Lansing Building Authority.

BE IT RESOLVED that the City of Lansing hereby accepts the conveyance of the quit claim deed attached hereto as Exhibit A.

By Council Member Spitzley

Motion Carried

**RESOLUTION #2019-035**

NOTICE OF INTENT TO ISSUE BONDS  
FOR PUBLIC SERVICE DEPARTMENT  
WET WEATHER CONTROL PROGRAM PROJECT

CITY OF LANSING

(Ingham and Eaton Counties, Michigan)

WHEREAS, the State of Michigan Department of Environmental Quality has required, consistent with Administrative Consent Order #ACO-SW02-030, the City of Lansing (the "City") to abate sanitary sewer overflows from its combined sewer collection system; 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, as amended ("Act 451") enables a City to issue and sell bonds to finance construction of improvements required by a permit or order issued by the State of Michigan Department of Environmental Quality; and

WHEREAS, the City Council of the City intends to authorize the issuance of Limited Tax General Obligation Bonds pursuant to Act 451 in one or more series at an estimated interest rate of 2.00% and in an aggregate amount not to exceed \$16,000,000 for the purpose of financing a sanitary sewer rehabilitation project, the Central Interceptor/Sycamore-Lindbergh Interceptor Rehabilitation Project Phase II; as further described in plans on file with the City related to the Wet Weather Control Program State Revolving Fund Project Plan, which Bonds will be payable from funds lawfully available to the City for this purpose such as revenues derived from the operation of the City's Sewage Disposal System, special assessments, general fund monies and ad valorem taxes pursuant to a pledge of the City's limited tax full faith and credit; and

WHEREAS, Notice of Intent to Issue Bonds must be published at least forty-five (45) days before the issuance of the same in order to comply with the requirements of Section 5(g) of Act 279, Public Acts of Michigan, 1909, as amended; and

WHEREAS, the City must appoint bond counsel for the issuance of the Bonds; and

WHEREAS, prior to issuance of each series of Bonds the City must (i) receive prior approval of the Bonds from the Michigan Department of Treasury (ii) be granted qualified status as provided in Act 34, Public Acts of Michigan, 2001, as amended;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City Clerk is hereby authorized and directed to cause a Notice of Intent to Issue Bonds to be published, on or before February 13, 2019, in the LANSING CITY PULSE, or other newspaper of general circulation in the City, as a display advertisement at least ¼ page in size.

2. Said Notice of Intent so published shall be substantially in the following form:

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

PLEASE TAKE NOTICE that the City Council of the City of Lansing, Counties of Ingham and Eaton, Michigan, intends to authorize the issuance of Limited Tax General Obligations Bonds of the City in one or more series in an aggregate principal amount not to exceed \$16,000,000 for the purpose of financing the Central Interceptor/Sycamore-Lindbergh Interceptor Rehabilitation Project Phase II as further described in plans on file with the City (the "Improvements"), related to Wet Weather Control Program State Revolving Fund Project Plan and required by the Administrative Consent Order. Said Bonds shall mature in not to exceed thirty (30) annual installments with interest payable on the unpaid balance at an estimated interest rate of 2.00%, to be conclusively determined at the time of the sale of the Bonds.

SOURCE OF PAYMENT OF BONDS

The principal and interest of the Bonds shall be payable primarily from funds lawfully available to the City for this purpose such as revenues derived from the operation of the City's Sewage Disposal System, special assessments, general fund monies and ad valorem taxes pursuant to a pledge of the City's limited tax full faith and credit. Ad valorem taxes may not be levied in excess of the City's charter tax rate limitation for this purpose.

RIGHT OF REFERENDUM

The Bonds will be issued without vote of the electors unless a PETITION requesting an election of the question of issuing the Bonds signed by not less than TEN PERCENT (10%) OF THE REGISTERED ELECTORS in the City is filed with the City Council by deposit with the City Clerk WITHIN FORTY-FIVE (45) DAYS after publication of this Notice. If such a petition is filed, the Bonds cannot be issued without an approving vote by a majority of electors voting on the question.

This Notice is given pursuant to the requirements of Section 5(g) of Act 279, Public Acts of Michigan, 1909, as amended. Further information concerning the matters set out in this Notice may be secured from the City Clerk's Office.

Chris Swope,  
City Clerk

1. The City Council hereby determines that the foregoing form of Notice of Intent to Issue Bonds and the manner of publication directed is adequate notice to the electors and taxpayers of the City and is well calculated to inform them of the intention of the City to issue the Bonds, the purpose of the Bonds, the security for the Bonds, and the right of referendum of the electors with respect thereto, and that the provision of forty-five (45) days within which to file a referendum petition is adequate to insure that the City's electors may exercise their right of referendum with respect to the Bonds.

2. In order to comply with Federal Treasury Regulation § 1.150-2, the City Council states that the City intends to reimburse expenditures for Wet Weather Control Program Improvements with proceeds of the Bonds, including the Bonds described in this Resolution, by making the following declaration:

- (A) The City reasonably expects to reimburse itself for the expenditures made to acquire the Improvements with proceeds of debt to be incurred by the City.
- (B) The maximum principal amount of debt expected to be issued for reimbursement purposes including bond issuance costs is \$16,000,000, which may be issued in one or more series.
- (C) A reimbursement allocation of the expenditures for the Improvements with the proceeds of the borrowing described here will occur not later than 18 months after the later of (i) the date on which the expenditure is paid, or (ii) the date of Improvements are placed in service or abandoned, but in no event more than three (3) years after the original expenditure is paid. A reimbursement allocation is an allocation in writing that evidences the City's use of the proceeds of the debt to be issued for the Improvements to reimburse the City for a capital expenditure made pursuant to this Resolution.
- (D) This Resolution is adopted to indicate the intent of the City only, and does not bind the City to acquire and construct any Improvements or to issue any obligations of the City.

1. Either the Finance Director or the Public Service Director are authorized to request qualified status from the Michigan Department of Treasury and to pay the related fee, or to request the Michigan Department of Treasury to issue and order granting prior approval to issue Bonds, and to request any related waivers.

2. Miller, Canfield, Paddock and Stone, P.L.C., of Lansing, Michigan, is appointed as Bond Counsel with respect to the Bonds described in this Resolution.

3. All Resolutions and parts of Resolutions insofar as they conflict with the provisions of this Resolution are rescinded.

By Council Member Spitzley

Motion Carried

**RESOLUTION #2019-036**

BY THE COMMITTEE OF THE WHOLE  
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the City of Lansing is the owner of real property commonly known as the Miller Road Center (the "Property") located 6025 Curry Lane, Lansing, Michigan and legally described as: COM 198 FT N OF SE COR LOT 2, TH N 139 FT, W 165 FT, S 40 FT, E 16.5 FT, S 99 FT, E 148.5 FT TO BEG; SUPERVISORS PLAT NO 9 T3N R2W, CITY OF LANSING), INGHAM COUNTY, MICHIGAN.

WHEREAS, sale of the Property is in the best interest of the City because the City will no longer incur the expenses associated with maintaining the Property; and

WHEREAS, the electors of the City of Lansing on the November 4, 2014 ballot voted and approved to sell the physical structure known as the Miller Road Center currently located on the parcel of property located at 6025 Curry Lane in Lansing; and

WHEREAS, the City published a Request for Proposal, RFP 19/032, to purchase the Miller Road Center on July 23, 2018 which generated three (3) proposals; and

WHEREAS, the proposal that was best able to comply with the terms of the Request for Proposal was received from Capital Area Soccer League whose address is 2875 Northwind Drive, Suite 123, East Lansing, Michigan, for purchase in the amount of One Hundred Twenty Five Thousand Dollars (\$125,000), subject to the terms of the Request for Proposal.

NOW, THEREFORE, BE IT RESOLVED that City Council approves of the sale of the Miller Road Center, legally described as:

COM 198 FT N OF SE COR LOT 2, TH N 139 FT, W 165 FT, S 40 FT, E 16.5 FT, S 99 FT, E 148.5 FT TO BEG; SUPERVISORS PLAT NO 9 T3N R2W, CITY OF LANSING), INGHAM COUNTY, MICHIGAN.

Tax Parcel ID: 33-01-05-04-477-002

to Capital Area Soccer League, for One Hundred Twenty Five Thousand Dollars (\$125,000), subject to the restrictions on transfer as set forth in Request for Proposal RFP 19/032.

BE IT FURTHER RESOLVED that the Mayor, on behalf of the City, is hereby authorized to sign and execute all documents to complete the transaction, subject to prior approval as to content and form by the City Attorney.

BE IT FINALLY RESOLVED, any net proceeds from the sale of the Property will be used for improvements in the City of Lansing park and recreation system.

By Council Member Spitzley

Motion Carried

**RESOLUTION #2019-037**

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

WHEREAS, the June Knostman Living Trust has bestowed to the Department of Parks and Recreation a fund in the amount of Two Hundred Thousand and 00/100 dollars (\$200,000.00)

WHEREAS, the June Knostman Frances Park Fund will be used to make improvements to the City of Lansing's Frances Park, Rose Garden and Overlook; and

WHEREAS, meetings were held with neighbors, Friends of Frances Park and Trustee Gordon Hall to receive input on the improvements; and

WHEREAS, the Fund will be the exclusive property of the City of Lansing Parks and Recreation Department; and

WHEREAS, distributions from the Fund may be used to pay for contracted services and improvement projects, but may not be used to pay wages or benefits for City of Lansing employees.

NOW, THEREFORE BE IT RESOLVED that the City Council approves the acceptance of the June Knostman Frances Park Fund; and

BE IT FINALLY RESOLVED, that, the Administration is authorized to create appropriate accounts and to make the necessary appropriations and transfers for the expenditure and control of the balance of the funds.

By Council Member Spitzley

Motion Carried

**REPORTS FROM COUNCIL COMMITTEES**

**ORDINANCES FOR INTRODUCTION**

**INTRODUCTION OF ORDINANCE**

The Committee on Public Safety introduced:

An ordinance of the City of Lansing, Michigan, for the purpose of an amendment to Chapter 1460, Sections 1460.01 and 1460.02 of the Lansing Codified Ordinances to adopt the 2015 International Property Maintenance Code with certain additions, deletions, and alterations.

The Ordinance is referred to the Committee on Public Safety

**RESOLUTION #2019-038**

**RESOLUTION SETTING PUBLIC HEARING  
BY CITY COUNCIL**

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, February 25, 2019, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of considering an amendment to Chapter 1460, Sections 1460.01 and 1460.02 of the Lansing Codified Ordinances to adopt the 2015 International Property Maintenance Code with certain additions, deletions, and alterations.

Interested Persons are invited to attend this Public Hearing

By Council Member Hussain

Motion Carried

**ORDINANCES FOR PASSAGE**

**PASSAGE OF ORDINANCE**

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.

Z-6-2018; 522 Leshler Place, Rezoning from "DM-3" Residential District to "D-1" Professional Office District

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

Yeas: Council Members Dunbar, Garza, Hussain, Jackson, Spitzley, Wood

Nays: None

**ORDINANCE #2605**

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-6-2018

Parcel Number: 33-01-01-15-104-351  
Address: 522 Leshler Place  
Legal Descriptions: Lot 5, Block 2, Assessors Plat No. 7, from "DM-3" Residential District 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 February 11, 2019, 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 on the 30th day after enactment.

**PASSAGE OF ORDINANCE**

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.

Z-7-2018; 2 Vacant Lots at the Northwest Corner of W. Cavanaugh Road & Lowcroft Avenue, Rezoning from "A" Residential District to "C" Residential District

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

Yeas: Council Members Dunbar, Garza, Hussain, Jackson, Spitzley, Wood

Nays: None

**ORDINANCE #2606**

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-7-2018  
Parcel Number's: 33-01-01-32-278-121 & 33-01-01-32-278-131  
Address: Two Vacant Lots, Northwest corner of W. Cavanaugh Road & Lowcroft Avenue  
Legal Descriptions: Lots 54 & 55, Foster S. Holmes Road Subdivision, from "A" Residential District to "C" Residential 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 February 11, 2019, 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 on the 30th day after enactment.

**PASSAGE OF ORDINANCE**

An Ordinance of the City of Lansing, Michigan, to Amend the Lansing Codified Ordinances by amending Chapter 1610 – Uniform Fire Code And Uniform Fire Code Standards.

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

Yeas: Council Members Dunbar, Garza, Hussain, Jackson, Spitzley, Wood

Nays: None

By Council Member Hussain

Motion Carried

**ORDINANCE #1243**

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND THE LANSING CODIFIED ORDINANCES BY AMENDING CHAPTER 1610 – UNIFORM FIRE CODE AND UNIFORM FIRE CODE STANDARDS.

THE CITY OF LANSING ORDAINS:

Section 1. That Chapter 1610 – Uniform Fire Code, Section 1610.01 – Adoption of 2009 International Fire Code, of the Codified Ordinances of the City of Lansing, Michigan, be and is hereby amended to read as follows:

1610.01 –Adoption of 2009 International Fire Code AND ADOPTION OF CHAPTER 39 OF THE 2018 INTERNATIONAL FIRE CODE.

- a. For the purpose of establishing the minimum requirements consistent with nationally recognized good practice for providing a reasonable level of life safety and property protection from the hazards of fire, explosion, or dangerous conditions in new and existing buildings, structures, and premises and to provide safety to firefighters and emergency responders during emergency operations, the City hereby adopts the 2009 International Fire Code, including Appendices B, C, D, E, F, G, H, AND I, published by the International Code Council, Inc. with the additions, deletions, and revisions contained in this chapter. ADDITIONALLY, THE CITY HEREBY ADOPTS BY REFERENCE CHAPTER 39 - PROCESSING AND EXTRACTION FACILITIES, OF THE 2018 INTERNATIONAL FIRE CODE. A copy of this Code is on file in the Office of the City Clerk.
- b. References throughout these codified ordinances to the International Fire Code shall be deemed to mean the International Fire Code adopted in subsection (a) and it may be so cited. References throughout these codified ordinances to the Fire Prevention Code of the City of Lansing shall be synonymous with this International Fire Code, including its amendments adopted herein.
- c. Unless otherwise expressly provided, in the event of a conflict between any of the provisions of the International Fire Code, herein adopted, and a provision of this chapter, or any other provision of these Codified Ordinances, or any other local ordinance, resolution, rule or regulation, the local provision shall control. In the event of a conflict between any of the provisions of the International Fire Code, herein adopted, and State law, including rules and regulations promulgated pursuant to State law, the State law shall control. In the event of a conflict between any of the provisions of the International Fire Code, herein adopted, and a provision of any other standard technical code adopted by reference by the City of Lansing, the stricter or higher standard shall control.

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 and shall expire on December 31, 2027.

Move for Immediate Effect

By Council Member Hussain

Motion Carried.

**SPEAKER REGISTRATION FOR PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS**

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

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

By Council Member Spitzley that all items be considered as being read in full and that President Wood make the appropriate referrals

Motion Carried

• Reports from City Officers, Boards and Commissions:

- 1. Letter(s) from the City Clerk re:
  - a. Minutes of Boards, Commissions, and Authorities placed on file in the Clerk's Office  
PLACED ON FILE
  - b. Tri-County Regional Planning Commission Audit, Fiscal Year 2018  
REFERRED TO THE COMMITTEE ON INTERGOVERNMENTAL RELATIONS
  - c. Mayoral Executive Order 2019-01, Rotary Park, renaming park land  
REFERRED TO THE COMMITTEE OF THE WHOLE
  - d. Mayoral Executive Order 2019-02; Adopting the 2018 City of Lansing Hazard Mitigation Plan  
REFERRED TO THE COMMITTEE OF THE WHOLE
  - e. Mayoral Executive Order 2019-03; Mayor's Lansing Veterans Commission  
REFERRED TO THE COMMITTEE OF THE WHOLE
  - f. General Fund Status Report; Fiscal Year 2019, Second Quarter  
REFERRED TO THE COMMITTEE OF THE WHOLE AND TO THE INTERNAL AUDITOR
  - g. Lansing Housing Commission, Final Report with Supplemental Information, June 30, 2018  
REFERRED TO THE COMMITTEE OF THE WHOLE AND TO THE



## INTERNAL AUDITOR

## 2. Letter(s) from the Mayor re:

- a. Act-4-2019; Sale of City Property, Townsend Parking Ramp located at 221 Townsend Street to the Michigan Senate (PEND 753)

REFERRED TO THE COMMITTEE OF THE WHOLE

- b. Appointment; Shaquila Myers as a City of Lansing Member of the Capital Area Transit Authority for a term to expire September 30, 2021 (PEND-754)

REFERRED TO THE COMMITTEE ON INTERGOVERNMENTAL RELATIONS

- c. Z-9-2018; Parcel No. 33-01-01-17-480-021, Rezoning from "C" Residential District to "F" Commercial District (PEND-741, 742)

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- d. Z-8-2018; 5400 S. Cedar Street, Rezoning from "F" Commercial & "J" Parking Districts to "G-2" Wholesale District (PEND-743, 744)

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- e. Issuance and Sale of Wet Weather Control Program State Revolving Fund Project Obligation Bonds (PEND-736, 737)

REFERRED TO THE COMMITTEE OF THE WHOLE

- f. SLU-2-2018; Residential Use in the "I" Heavy Industrial District, 1609 N. Larch Street (PEND-746, 747)

REFERRED TO THE COMMITTEE OF THE WHOLE

- g. Grant Acceptance; Byrne Justice Assistance Grant (JAG), Lansing Police Department (PEND-748)

REFERRED TO THE COMMITTEE OF THE WHOLE

- h. Act-10-2018; Development Sewer Easements, McLaren New Hospital Parcel (PEND-749)

REFERRED TO THE COMMITTEE OF THE WHOLE

- i. Grant Acceptance; Michigan Office of Highway Safety Planning (OHSP) Grant, Lansing Police Underage Drinking Enforcement Program (PEND-750)

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

- j. Grant Acceptance; Byrne Justice Assistance Grant (JAG) for Technology, Lansing Police Department (PEND-751)

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

- k. Fiscal Year 2018 Budget Carryforwards (PEND-752)

REFERRED TO THE COMMITTEE OF THE WHOLE

- l. Reappointment; Benjamin Bakken as a City of Lansing Member of the Local Development Finance Authority for a term to expire June 30, 2021 (PEND-755)

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- m. Appointment; Enrique Mendoza as an At-Large member of the Board of Review for a term to expire June 30, 2020 (PEND-760)

REFERRED TO THE COMMITTEE OF THE WHOLE

- n. Act-1-2019; 212 E. Howe Avenue, requested by Nathan Shell (PEND-745)

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND

## PLANNING

- o. Orders to Make Safe or Demolish; 3815 Marion (PEND-776, 761)

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- p. Orders to Make Safe or Demolish; 4704 Hughes Road (PEND-774, 762)

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- q. Orders to Make Safe or Demolish; 434 S. Francis (PEND-775, 763)

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- r. Ten year recycling agreement with Emterra Environmental (PEND-766)

REFERRED TO THE COMMITTEE OF THE WHOLE

- s. Revoke Obsolete Property Rehabilitation Exemption Certificate #3-08-0005, Spartan Internet Properties, LLC at 1030 South Holmes Street (PEND-767)

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- t. Appointment; Thomas J. (T.J.) Bucholz as a Business Owner Member of the Downtown Lansing, Inc. Board for a term to expire of June 30, 2022 (PEND-768)

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- u. Appointment; Stephen K. Purchase as an At-Large Member of the Board of Fire Commissions for a term to expire June 30, 2021 (PEND-769)

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- v. Reappointment; Kenneth Salzman as an At-Large member of the Income Tax Board of Review for a term to expire June 30, 2022 (PEND-773)

REFERRED TO THE COMMITTEE ON WAYS AND MEANS

- w. Appointment; Gary Manns as an At-Large member of the Planning Board for a term to expire June 30, 2022 (PEND-772)

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

• Communications and Petitions, and Other City Related Matters:

1. Affidavit of Disclosure, Darren Dykens, Lansing Police Department

REFERRED TO THE BOARD OF ETHICS

2. Communication from Jack Alexander regarding request for financial investment to improve Cooley Law School Stadium

REFERRED TO THE MAYOR AND COMMITTEE OF THE WHOLE

3. Claim Appeal; Claim #1634, Vonda Gilliam for \$668 in trash fees at 909 Ferley Street (PEND-756)

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

4. Claim Appeal; Claim #1657, Craig Skinner for \$4,500 in trash fees at 1001 W. Hillsdale (PEND-770)

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

### MOTION OF EXCUSED ABSENCE

By Council Member Spitzley to excuse Council Members Spadafore and Washington from tonight's proceedings.

Motion Carried

**PUBLIC COMMENT ON  
CITY GOVERNMENT RELATED MATTERS**

Bob Peña thanked the City of Lansing for addressing public safety issues.

Donald Horton thanked the City for dealing with the recent cold temperatures, and he mentioned services for refugees.

**ADJOURNED TIME 9:00 P.M.**

---

**CHRIS SWOPE, CITY CLERK**