



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
JULY 22, 2019

Tony Benavides Lansing 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, Jackson, Spadafore, Spitzley, Washington, Wood

ABSENT: Council Member Hussain

A quorum was present.

Council Member Spitzley asked people to keep in their thoughts Al Salas' grandson who is ill, and William "Nay" Thornhill, who recently passed away; Council Member Washington asked people to remember Lori Ann Ireland 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 Vice President Spadafore

To approve the printed Council Proceedings of June 24, 2019

Motion Carried

By Council Member Washington

To approve the printed Council Proceedings of July 8, 2019

Motion Carried

CONSIDERATION OF LATE ITEMS

By Vice President Spadafore

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

Motion Carried

The following item was added to the agenda:

Nuisance Investigation for 3801 Walton

SPECIAL CEREMONIES

1. Tribute; in recognition of the 165th Anniversary of the Ingham County Agricultural Society and Ingham County Fair

RESOLUTION #2019-210

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

WHEREAS, the Ingham County Agricultural Society was organized in 1854, and on July 29, 2019 they will celebrate their 165th year with the

2019 Ingham County Fair. With the first fair being held in 1855 at the Court House Square with a 10 cent admission, George Washington Peck provided the initial address to the start of the fair; and

WHEREAS, on May 13, 1856 four (4) acres of land for the first fair grounds was purchased in Vevay Township and would be used until 1871. Then in 1871 eighteen (18) acres was purchased in the Southeast corner of Vevay Township in the Corporate Limits of Mason, near Jefferson Street and Kipp Road. Prior to moving to the new location, in 1859 the estimated attendance was 8,000; and

WHEREAS, in 1875 improvements were made to the grounds adding a floral hall and fitting the half-mile track with sheds and stands. A year later in 1876 the Fair was listed to have 2,242 entries in exhibits. The exhibits have always including field crop judging, Spanish Merino and French breeds of sheep, horses, hogs, poultry, fruits and vegetables (dried, canned and fresh); and

WHEREAS, the Ingham County Agricultural Society adopted in 1868 their Constitution and later in 1870 their Articles of Association making them a legal body, and in 1934 the first Fair Board Directors was created; and

WHEREAS, the Ingham County Fair has and will continue to provide classes, exhibits, and displays and even after the property was acquired by L. C. Webb and used for the race track and barns, free street fairs were then being held in Mason beginning in 1898 into the early 1900's and during that time the Farmer's Club promoted agricultural exhibits at home due to the lack of a regular County Fair. The Farmers Club later in 1926 sponsored a Community Fair; and

WHEREAS, in 1930 the Ingham County Road Commission purchased the land on East Ash Street for the County Fair Grounds and a County Park, and in 1931 the Free Fair was held there. In 1933 entertainment such as baseball games, horse pulling contests, entertainers and Midway shows were added, and open class and 4-H exhibits were increased; and

WHEREAS, in July 2019 the Ingham County Fair will celebrate their 165th year with the annual kids day on July 30th, senior and special people day on July 31st, ladies day August 1st, Day for Those Who Serve on August 2nd and a Multicultural Day on August 3, 2019.

NOW, THEREFORE, BE IT RESOLVED, the City of Lansing City Council wishes to recognize the Ingham County Agricultural Society and Ingham County Fair on their 165th Anniversary. We thank you for your continued dedication to the residents of the City of Lansing and Ingham County.

By Vice President Spadafore

Motion Carried

Guillermo Lopez spoke in support of the tribute and thanked Council and the Mayor.

Joy Gleason spoke in support of the tribute and thanked Council and the Mayor.

Vice President Spadafore spoke in support of the tribute and thanked members of the Ingham County Agricultural Society.

Mayor Schor spoke in support of the tribute and thanked members of the Ingham County Agricultural Society.

PLANNING

COMMENTS BY COUNCIL MEMBERS
AND THE CITY CLERK

CONSENT AGENDA

Vice President Spadafore asked that all items be removed from the Consent Agenda.

Council Member Jackson reminded everyone of his upcoming 4th Ward Constituent Contact Meeting.

RESOLUTIONS

President Wood reminded everyone of the upcoming Rejuvenating South Lansing meeting.

RESOLUTION #2019-211

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

City Clerk Swope provided an election update and reminded everyone about the new absentee voting process.

WHEREAS, Faitha D Clark sought to eliminate a special assessment of \$744.00 for trash removal and all associated penalties and interest, on the property tax bill for 811 N. Jenison Avenue (Tax ID #33-01-01-08-378-231); and

COMMUNITY EVENT ANNOUNCEMENTS

Loretta Stanaway provided details on upcoming events at Mt. Hope Cemetery, including Friends of Historic Lansing Cemeteries 3rd Annual Day of Service Remembrance and dedication for the placement of grave markers on the unmarked graves of sixty boys.

WHEREAS, upon filing a claim to the Committee on General Services, the Committee met on July 22, 2019 and denied the claim in the amount of \$744.00.

SPEAKER REGISTRATION FOR

PUBLIC COMMENT ON LEGISLATIVE MATTERS

THEREFORE, BE IT RESOLVED, the City Council, hereby denies the claim in the amount of \$744.00 for the trash removal and all associated penalties and interest on the property tax bill for 811 Jenison Avenue (Tax ID #33-01-01-08-378-231).

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.

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

MAYOR'S COMMENTS

Mayor Schor spoke about upcoming citizen engagement opportunities such as the Grand Concert Series, Lansing Police and Fire - Joint BBQ Event, Neighborhood Roundtable, Paved the Way Historic Presentation, REO Museum Car Show, and the Neighborhood Night Out Event and reminded everyone of the Citizen Academy application deadline.

By Council Member Washington

Motion Carried with Council Member Jackson voting "nay"

RESOLUTION #2019-212

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

PUBLIC COMMENT ON LEGISLATIVE MATTERS

Legislative Matters included the following public hearings:

1. In consideration of permanent zoning of newly annexed properties on S. Waverly Road and Jolly Road
2. In consideration of Obsolete Property Rehabilitation Act (OPRA) District; Summit Street Development, LLC. for property located at 700 May St.

WHEREAS, the Code Compliance Manager has determined that the building located at 3005 HERRICK DRIVE, Lansing, MI 48911, Parcel # 33-01-01-30-454-151 legally described as: LOT 636 PLEASANT GROVE SUB NO 2 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 9/01/2017; and

Council Member Garza gave an overview of the public hearings.

WHEREAS, a hearing was held by the Hearing Officers on 2/28/2019, at which the Hearing Officers determined that said building was an unsafe and dangerous building and ordered the building demolished or made safe by 4/28/2019 ; and

Public Comment on Legislative Matters:

Art Hasbrook spoke about various city matters.

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

LEGISLATIVE MATTERS

REFERRAL OF PUBLIC HEARINGS

1. In consideration of permanent zoning of newly annexed properties on S. Waverly Road and Jolly Road
REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

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

2. In consideration of Obsolete Property Rehabilitation Act (OPRA) District; Summit Street Development, LLC. for property located at 700 May St.
REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

WHEREAS, the City Council held a show cause hearing on July 8, 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 3005 HERRICK DRIVE, Lansing, MI 48911 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, July 22, 2019.

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 Spitzley

Motion Carried

RESOLUTION #2019-213

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 410 S. FRANCIS AVENUE, Lansing, MI 48912, Parcel # 33-01-01-14-376-091 legally described as: LOT 160 SNYDERS SUB 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 6/02/2018; and

WHEREAS, a hearing was held by the Hearing Officers on 3/28/2019, at which the Hearing Officers determined that said building was an unsafe and dangerous building and ordered the building demolished or made safe by 4/28/2019; 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 July 8, 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 Enforcement 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 410 S. FRANCIS AVENUE, Lansing, MI 48912, are hereby directed to comply with the order of the Hearing Officers to demolish or otherwise make safe the said building within 30 days from the date of this resolution, July 22, 2019.

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 Enforcement 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 Spitzley

Motion Carried

RESOLUTION #2019-214

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

WHEREAS, the Building Inspector & Code Enforcement Officer has declared a certain structure at 5624 Joshua Street, Parcel # 33-01-05-04-427-101 and Legal Description: E 10 R LOT 2 EXC N 50 FT SUPERVISORS PLAT NO3 T3N R2W 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 Building Inspector red tagged the said structure on 06/25/2019 and requested the property owner be ordered to demolish or otherwise make safe the structure; and

WHEREAS, on 2/28/2019, the Lansing Demolition Board held a special 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 (1460.09) to order the property owner to make safe or demolish the structure; and

WHEREAS, the Code Compliance 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 a 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, July 29, 2019 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 840 MAPLEHILL 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 Manager of Code Compliance notify the owner of said property of the opportunity to appear and present testimony at the hearing, as required by law.

By Council Member Spitzley

Motion Carried

RESOLUTION #2019-215

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

WHEREAS, pursuant to City Charter, Chapter 3, Section 3-206.1, "The City Council may make investigations into the affairs of the City . . ."; and

WHEREAS, the Public Safety Committee has devoted many hours of time receiving, discussing, and analyzing complaints of public nuisance issues on the record at the property located at 3801 Walton, Lansing Michigan; and

WHEREAS, the Public Safety Committee referred to the City Council that it now declares the property a public nuisance and that the Office of the City Attorney pursue legal action to abate such alleged nuisance activities at 3801 Walton.

NOW, THEREFORE, BE IT RESOLVED, that the City Council declares 3801 Walton a public nuisance and authorizes the City Attorney to commence litigation against the property.

By Council Member Spitzley

Motion Carried

RESOLUTION #2019-216

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

CONFIRMATION OF SNOW AND ICE REMOVAL ASSESSMENT
ROLL WINTER 2018-19

WHEREAS, pursuant to resolution 2019-179, adopted by this Council, the City Council held a public hearing on July 8, 2019, regarding Assessment Roll #SN2019, for the removal of snow and ice on public sidewalks adjacent to certain properties; and

WHEREAS, the cost incurred between November 1, 2018 and April 30, 2019, by the City totals \$11,230.00; and

WHEREAS, the Committee on Public Services met on July 16, 2019 to review the public hearing findings and removed one property from the assessment roll; and

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council hereby directs that special assessment roll number #SN2019 as returned by the City Assessor, be ratified and confirmed.

BE IT FINALLY RESOLVED, the Lansing City Council hereby directs the City Assessor notify the owners of properties affected by this roll in accordance with City Ordinance 1020.06.

33010129258111	1124 VICTOR AVE	\$149.00
33010129229251	911 LENORE AVE	\$149.00
33010128203261	2321 FOREST AVE	\$149.00
33010128203271	2325 FOREST AVE	\$219.00
33010128302032	2911 S WASHINGTON AVE	\$429.00
33010128304002	3001 S WASHINGTON AVE	\$359.00
33010128304012	3015 S WASHINGTON AVE	\$499.00
33010115407131	328 CLIFFORD ST	\$219.00
33010115427041	121 ALLEN ST	\$219.00
33010115427051	127 ALLEN ST	\$289.00
33010115427071	133 ALLEN ST	\$289.00
33010120477111	909 SPARROW AVE	\$149.00
33010115431121	322 ALLEN ST	\$149.00
33010115151231	802 E SHIAWASSEE ST 1	\$149.00
33010115431191	300 ALLEN ST 1	\$149.00
33010114307011	305 S CLEMENS AVE	\$149.00
33010115151201	810 E SHIAWASSEE ST	\$149.00
33010115481181	518 ALLEN ST	\$219.00
33010115427001	1600 E MICHIGAN AVE	\$219.00
33010115333111	1117 E KALAMAZOO ST	\$219.00
33010109182151	417 PLEASANT ST	\$289.00
33010109179061	418 EDMORE ST	\$149.00
33010108303311	1831 W WILLOW ST	\$149.00
33010106455001	2919 CUMBERLAND RD	\$289.00
33010108481102	716 N M L KING JR BLVD	\$219.00
33010109153031	1411 N CHESTNUT ST	\$149.00
33010108476081	824 N M L KING JR BLVD	\$289.00
33010108352141	813 DURANT ST	\$149.00
33010108255131	1200 W WILLOW ST	\$219.00
33010108428101	1016 N M L KING JR BLVD	\$289.00
33010108402171	1215 W WILLOW ST	\$289.00
33010106452081	2918 CUMBERLAND RD	\$219.00
33010108426081	1134 N M L KING JR BLVD	\$149.00
33010108376201	807 CAWOOD ST	\$219.00
33010106104031	BARDAVILLE ST	\$219.00
33010108176211	1518 W WILLOW ST	\$219.00
33010128126221	2316 FOREST AVE	\$219.00
33010134107002	3500 S PENNSYLVANIA AVE	\$219.00
33010122252122	DAKIN ST	\$149.00
33010122252122	DAKIN ST	\$149.00
33010122255271	1200 BENSCH ST	\$219.00
33010122255002	1201 S HOLMES ST	\$219.00
33010115426321	136 ALLEN ST	\$149.00
33010122253041	1113 DAKIN ST	\$149.00
33010108256131	1307 N M L KING JR BLVD	\$289.00
33010108409292	1021 N M L KING JR BLVD	\$429.00
33010108409241	1001 N M L KING JR BLVD	\$499.00
33010115427051	127 ALLEN ST	\$219.00
33010115151231	802 E SHIAWASSEE ST 1	\$149.00

PARCEL ID	SITE ADDRESS	COST
33010132402181	4504 S M L KING JR BLVD	\$149.00

		\$11,230.00
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By Vice President Spadafore

Motion Carried

ORDINANCES FOR PASSAGE

PASSAGE OF ORDINANCE

An Ordinance of the City Of Lansing, Michigan, to amend the Lansing Codified Ordinances by amending Chapter 664, Section 664.01 to make violation of subsection (c), which prohibits language that would tend to cause an immediate breach of the peace, a municipal civil infraction.

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

Yeas: Council Members Dunbar, Garza, Jackson, Spadafore, Spitzley, Washington, Wood

Nays: None

By Council Member Spitzley to give the Ordinance immediate effect

Motion Carried

ORDINANCE #1251

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND THE LANSING CODIFIED ORDINANCES BY AMENDING CHAPTER 664, SECTION 664.01 TO MAKE VIOLATION OF SUBSECTION (C), WHICH PROHIBITS LANGUAGE THAT WOULD TEND TO CAUSE AN IMMEDIATE BREACH OF THE PEACE, A MUNICIPAL CIVIL INFRACTION.

THE CITY OF LANSING ORDAINS:

Section 1. That Chapter 664, Section 664.01, of the Codified Ordinances of the City of Lansing, Michigan, be and is hereby amended to read as follows:

664.01. DISORDERLY; fighting; loud and boisterous conduct, BREACH OF THE PEACE, ~~profanity.~~

No person shall:

- (a) Create or engage in any disturbance or fight in a public place;
- (b) Disturb the public peace and quiet by loud or boisterous conduct; or
- (c) Utter profane, obscene or offensive language directed at or in the presence of another person, which language causes or would tend to cause an immediate breach of the peace. VIOLATION OF THIS SUBSECTION (C) SHALL BE A MUNICIPAL CIVIL INFRACTION.

Section 2. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules inconsistent with the provisions are 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 May 21, 2029.

PASSAGE OF ORDINANCE

An Ordinance of the City Of Lansing, Michigan, to amend the Lansing Codified Ordinances by amending Chapter 658, Section 658.04 to clarify the places where crowding, obstructing or blocking of passage is prohibited; and providing for warning by a law enforcement officer to cease such behavior.

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

Yeas: Council Members Dunbar, Garza, Jackson, Spadafore, Spitzley, Washington, Wood

Nays: None

By Council Member Spitzley to give the Ordinance immediate effect

Motion Carried

ORDINANCE #1252

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND THE LANSING CODIFIED ORDINANCES BY AMENDING CHAPTER 658, SECTION 658.04 TO CLARIFY THE PLACES WHERE CROWDING, OBSTRUCTING OR BLOCKING OF PASSAGE IS PROHIBITED; AND PROVIDING FOR WARNING BY A LAW ENFORCEMENT OFFICER TO CEASE SUCH BEHAVIOR.

THE CITY OF LANSING ORDAINS:

Section 1. That Chapter 658, Section 658.04, of the Codified Ordinances of the City of Lansing, Michigan, be and is hereby amended to read as follows:

658.04. Obstruction of public ways.

No person shall CROWD, obstruct, OR BLOCK THE free or uninterrupted passage on, OR USE OF, any street, sidewalk, ALLEY, ENTRANCE OF ANY PUBLIC OR PRIVATE BUILDING OR ENCLOSURE, OR THE USE OF, OR PASSAGE, THROUGH ANY PUBLIC BUILDING OR CONVEYANCE; AND CONTINUE OR RESUME THE CROWDING, OBSTRUCTING, OR BLOCKING AFTER BEING INSTRUCTED BY A LAW ENFORCEMENT OFFICER TO CEASE THE CROWDING, OBSTRUCTING, OR BLOCKING. ~~or public place, or any other place to which the public is admitted. However, if passage is being obstructed by an organized or group demonstration or picketing, an offense does not occur unless such obstruction continues after the person or persons creating the obstruction have been directed by an authorized law enforcement officer to cease obstructing the public street, sidewalk or place.~~

Section 2. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules inconsistent with the provisions are 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 May 21, 2029.

PASSAGE OF ORDINANCE

An Ordinance of the City Of Lansing, Michigan, to amend the Telephone Harassment Ordinance in its entirety, Section 658.05 of the Lansing Codified Ordinances, by defining and regulating the conduct of telecommunications access device harassment, and to provide

penalties thereof.

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

Yeas: Council Members Dunbar, Garza, Jackson, Spadafore, Spitzley, Washington, Wood

Nays: None

By Council Member Spitzley to give the Ordinance immediate effect

Motion Carried

ORDINANCE #1253

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND THE TELEPHONE HARASSMENT ORDINANCE IN ITS ENTIRETY, SECTION 658.05 OF THE LANSING CODIFIED ORDINANCES, BY DEFINING AND REGULATING THE CONDUCT OF TELECOMMUNICATIONS ACCESS DEVICE HARASSMENT, AND TO PROVIDE PENALTIES THEREOF.

THE CITY OF LANSING ORDAINS:

That Section 658.05 of the Codified Ordinances of the City of Lansing, Michigan, be and is hereby amended to read as follows: 658.05.

(A) DEFINITIONS.

(1) "TELECOMMUNICATIONS" AND "TELECOMMUNICATIONS SERVICE" MEAN ANY SERVICE LAWFULLY PROVIDED TO FACILITATE THE ORIGINATION, TRANSMISSION, RETRANSMISSION, EMISSION, OR RECEPTION OF SIGNS, DATA, IMAGES, SIGNALS, WRITINGS, SOUNDS, OR OTHER INTELLIGENCE OR EQUIVALENCE OF INTELLIGENCE OF ANY NATURE OVER ANY TELECOMMUNICATIONS SYSTEM BY ANY METHOD, INCLUDING, BUT NOT LIMITED TO, ELECTRONIC, ELECTROMAGNETIC, MAGNETIC, OPTICAL, PHOTO-OPTICAL, DIGITAL, OR ANALOG TECHNOLOGIES.

(2) "TELECOMMUNICATIONS ACCESS DEVICE" MEANS ANY OF THE FOLLOWING:

(i) ANY INSTRUMENT, DEVICE, CARD, PLATE, CODE, TELEPHONE NUMBER, ACCOUNT NUMBER, PERSONAL IDENTIFICATION NUMBER, ELECTRONIC SERIAL NUMBER, MOBILE IDENTIFICATION NUMBER, COUNTERFEIT NUMBER, OR FINANCIAL TRANSACTION DEVICE.

(ii) ANY TYPE OF INSTRUMENT, DEVICE, MACHINE, EQUIPMENT, TECHNOLOGY, OR SOFTWARE THAT FACILITATES TELECOMMUNICATIONS OR WHICH IS CAPABLE OF TRANSMITTING, ACQUIRING, INTERCEPTING, DECRYPTING, OR RECEIVING ANY TELEPHONIC, ELECTRONIC, DATA, INTERNET ACCESS, AUDIO, VIDEO, MICROWAVE, OR RADIO TRANSMISSIONS, SIGNALS, TELECOMMUNICATIONS, OR SERVICES, INCLUDING THE RECEIPT, ACQUISITION, INTERCEPTION, TRANSMISSION, RETRANSMISSION, OR DECRYPTION OF ALL TELECOMMUNICATIONS, TRANSMISSIONS, SIGNALS, OR SERVICES PROVIDED BY OR THROUGH ANY CABLE TELEVISION, FIBER OPTIC, TELEPHONE, SATELLITE, MICROWAVE, DATA TRANSMISSION, RADIO, INTERNET BASED OR WIRELESS DISTRIBUTION NETWORK, SYSTEM, OR FACILITY, OR ANY PART, ACCESSORY, OR COMPONENT, INCLUDING ANY COMPUTER CIRCUIT, SECURITY MODULE, SMART CARD, SOFTWARE, COMPUTER CHIP, PAGER, CELLULAR TELEPHONE, PERSONAL COMMUNICATIONS DEVICE, TRANSPONDER, RECEIVER, MODEM, ELECTRONIC MECHANISM OR OTHER COMPONENT, ACCESSORY, OR PART OF ANY OTHER DEVICE THAT IS CAPABLE OF FACILITATING THE INTERCEPTION, TRANSMISSION, RETRANSMISSION, DECRYPTION, ACQUISITION, OR RECEPTION OF ANY TELECOMMUNICATIONS, TRANSMISSIONS, SIGNALS, OR SERVICES.

(B) No person shall, by means or use of a telephone, TELECOMMUNICATIONS ACCESS DEVICE disturb or tend to disturb the peace, quiet or privacy of any other person or family by repeated and continued telephone messages COMMUNICATIONS intended to harass or disturb the person or family to whom the call COMMUNICATION is directed; or by a single call COMMUNICATION or repeated calls COMMUNICATIONS, use obscene, profane, indecent or offensive language, or suggest any lewd or lascivious act; or attempt to extort money or other thing of value from any person or family; or threaten any physical violence or harm to any person or family, or repeatedly and continuously ring CONTACT the telephone TELECOMMUNICATIONS ACCESS DEVICE(S) of any person or family with intent to disturb or harass them. However, the use of the telephone TELECOMMUNICATIONS ACCESS DEVICES for the purpose of requesting payment of debts or obligations in a legal manner or for other legitimate business purposes shall not constitute a violation hereof.

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 May 21, 2029.

PASSAGE OF ORDINANCE

An Ordinance of the City Of Lansing, Michigan, to amend the Lansing Codified Ordinances by amending Chapter 606 Section 606.03 to require signs or advertisements to include on the sign, contact information of the person or organization conducting the sale.

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

Yeas: Council Members Dunbar, Garza, Jackson, Spadafore, Spitzley, Washington, Wood

Nays: None

By Vice President Spadafore to give the Ordinance immediate effect

Motion Carried

ORDINANCE #1254

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND THE LANSING CODIFIED ORDINANCES BY AMENDING CHAPTER 606 SECTION 606.03 TO REQUIRE SIGNS OR ADVERTISEMENTS TO INCLUDE ON THE SIGN, CONTACT INFORMATION OF THE PERSON OR ORGANIZATION CONDUCTING THE SALE.

THE CITY OF LANSING ORDAINS:

Section 1. That Chapter 606, Section 606.03, of the Codified Ordinances of the City of Lansing, Michigan, be and is, hereby amended to read as follows:

(a) No person shall attach, place, paint, write, stamp or paste any sign or advertisement or any other matter concerning yard sales, rummage sales, auctions or garage sales or other similar sales within any public right of way or on any public property, unless:

(1) Such sign or advertisement is placed on the public right of way or public property no sooner than two days before the date the sale or auction is to occur.

(2) The sign or advertisement is removed within one day after the conclusion of the sale or auction. Under no circumstances shall any such sign or advertisement be on a public right of way or public property for longer than four consecutive days.

(3) The sign or advertisement has the name of the person or organization sponsoring or conducting the sale, and CONTACT INFORMATION FOR THE PERSON OR ORGANIZATION SPONSORING OR CONDUCTING THE SALE OR the address of the sale printed legibly upon it.

If a violation of this section has been committed and the individual committing the violation cannot be identified, the person designated on the sign or advertisement as being the sponsor of the event shall be deemed responsible for the violation. Where the name of a person is not designated or identified on the sign or advertisement but an address is designated on the sign or advertisement as being the sponsor of the event, the owner or legal occupant of the identified address shall be deemed responsible for the violation. A violation charged under this section shall be deemed a civil infraction and shall be punishable by a civil fine of not more than five hundred dollars (\$500.00).

(b) This section shall not permit the placement of signs or advertisements where otherwise prohibited by law.

Section 2. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules inconsistent with the provisions are 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 May 21, 2029.

SPEAKER REGISTRATION FOR PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

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

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

By Vice President Spadafore 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. Liquor License; Bar Mitena, LLC to transfer ownership of an escrowed 2018 Class C licensed business with Dance-Entertainment Permit from Tini Bikinis-Lansing, LLC; transfer location from 511 E Hazel, Lansing; cancel existing Outdoor Service and request new Sunday Sales Permit

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

2. Letter(s) from the Mayor re:

a. Sole Source Purchase; Lansing Police Department request for Transcend Robotics Inc. as the vendor for the purchase of the Vantage F3 Robot

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

b. Sole Source Purchase; Public Service Department, Engineering Division request for C2AE Engineering Services as the vendor for the purchase of Consultant for Scoping, Survey, Hydraulic Modeling and Monitoring of the Culvert and Construction Services for Culvert Replacement

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

c. Sole Source Purchase; Economic, Development and Planning – Parking Services Office request for Traffic and Safety Control Systems Inc. as the vendor for the purchase of TIBA Parking Entry and Exit Management Solutions

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

d. Grant Acceptance; 2018 Notice of Funding Availability (NOFA) Grant

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

e. Grant Acceptance; Fratcher Foundation Perpetual Grant

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

f. Z-5-2019; 521 W. Hillsdale Street from "DM-4" Residential District to "D-1" Professional Office District

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

g. Brownfield Plan #76; Farnum Building Redevelopment Project at 123 West Allegan Street

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

h. Ordinance to amend Chapter 1300; Medical Marijuana Establishments

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

3. Letter(s) from the Ingham County/City of Lansing Community Corrections Advisory Board re:

a. Application for FY 2019-2020 State of Michigan, Office of Community Corrections Funding & Plan

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

- Communications and Petitions, and Other City Related Matters:

1. Communication from State of Michigan Department of Treasury regarding the Tax Management Associates' (TMA) performance of Follow-Up Reviews of the Lansing's 2019 assessment roll

REFERRED TO THE COMMITTEE OF THE WHOLE

2. Communication from Michigan Municipal League regarding the Michigan Municipal League Annual Convention

PLACED ON FILE

3. Claim Appeal; Claim #1673, Garrett Smith for \$1,709 in trash violation fees at 2515 Linlawn Street (PEND-950)

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

4. Claim Appeal; Claim #1713, Douglas Glockzin for \$3,875 in trash

violation fees at 130 Island Avenue (PEND-959)
REFERRED TO THE COMMITTEE ON GENERAL SERVICES

MOTION OF EXCUSED ABSENCE

By Council Member Spitzley to excuse Council Member Hussain from tonight's proceedings.

Motion Carried

PUBLIC COMMENT ON
CITY GOVERNMENT RELATED MATTERS

Art Hasbrook spoke about various city matters

Loretta Stanaway spoke about various city matters.

Willy Williams spoke about elections.

Mary Reynolds spoke about various city matters.

ADJOURNED TIME 8:14 P.M.

CHRIS SWOPE, CITY CLERK