



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
AUGUST 26, 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, Hussain, Jackson, Spitzley, Washington, Wood

ABSENT: Council Member Spadafore

A quorum was present.

President Wood asked people to remember Beverly Bywater, 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 August 12, 2019

Motion Carried

COMMENTS BY COUNCIL MEMBERS AND THE CITY CLERK

Council Member Jackson shared details about his Fourth Ward Constituent Meeting.

Council Member Washington shared details about her First Ward Constituent Meeting.

City Clerk Swope shared details about the recent August City Primary Election and upcoming November City General Election.

COMMUNITY EVENT ANNOUNCEMENTS

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 changes in recycling program, the Mobile Food Panty, the Rotary Park ribbon cutting, the Connect4Kids event, and provided clarification of trash bags per Council President Wood's question.

PUBLIC COMMENT ON LEGISLATIVE MATTERS

Legislative Matters included the following public hearings:

1. In consideration of Brownfield Plan #76; Farnum Building Redevelopment Project at 123 West Allegan Street (PEND-956, 957)
2. In consideration of an Ordinance to Amend Chapter 288 Section 288.21 to provide minimum qualifications for a Chief Strategy Officer (PEND-977)

Council Member Hussain gave an overview of public hearing #1.

Council Member Spitzley gave an overview of public hearing #2.

Public Comment on Legislative Matters:

Mitch Rice spoke in support of Brownfield Plan #76.

Terry Fitzpatrick spoke in support of Brownfield Plan #76.

Harold Leeman Jr. spoke about Community Funding for the Lansing Neighborhood Council.

Linda Appling spoke about various legislative matters.

LEGISLATIVE MATTERS

REFERRAL OF PUBLIC HEARINGS

1. In consideration of Brownfield Plan #76; Farnum Building Redevelopment Project at 123 West Allegan Street (PEND-956, 957)

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

2. In consideration of an Ordinance to Amend Chapter 288 Section 288.21 to provide minimum qualifications for a Chief Strategy Officer (PEND-977)

TO BE CONSIDERED AT TONIGHT'S COUNCIL MEETING

CONSENT AGENDA

By Council Member Spitzley

To approve item 1a on the Consent Agenda.

Motion Carried

RESOLUTION #2019-237

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

WHEREAS, On September 8, 2019 Leaving Everlasting Memories As Time Advances (LEMATA) will present their 9th Annual "Celebrating Survival" Cancer Survivor Fashion Show and Fundraiser, "Models for the Cure". By bringing awareness through the dynamics of modeling, LEMATA's mission provides a powerful & dynamic message of love, hope & healing to those challenged by physical, mental and emotional illness and disabilities; and

WHEREAS, "Models for the Cure" is a fashion show and fundraiser designed to provide a public tribute to the models by honoring them along with many individuals in local communities who continue to thrive and survive. "Models for the Cure" will showcase cancer survivors in their everyday existence and to heighten the awareness of cancer in our community; and

WHEREAS, Cancer survivors are our loved ones, parents, siblings, children, colleagues, neighbors, friends and community leaders who continue to walk with dignity after having been stricken with some form of this disease. Their inner beauty, integrity and fortitude leave a legacy for their loved ones and others.

BE IT RESOLVED; that the City of Lansing City Council wishes to recognize the efforts of Leaving Everlasting Memories As Time Advances (LEMATA) for supporting and enriching the lives of cancer survivors and their families. We thank you for your continued efforts and service.

Adopted as part of the Consent Agenda

RESOLUTIONS

RESOLUTION #2019-225

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

WHEREAS, the City of Lansing has prepared and forwarded this resolution of intent to create the Lansing Gateway Corridor Improvement Authority (the Authority) in accordance with the provisions of Part 6, Corridor Improvement Authorities, of the Recodified Tax Increment Financing Act, Public Act 57 of 2018, as amended (the Act); and

WHEREAS, the intended Lansing Gateway Corridor Improvement Authority Development Area, as defined in the Act (the "Proposed Development Area"), is comprised of eligible property within an area along North Grand River bounded by an area of all commercial property, as defined by Public Act 57 of 2018, found within 500 feet of the centerline of North Grand River, east on Franette Road to Old US 27 on East North Street with branches on North Martin Luther King Boulevard, Turner Road and Capital City Boulevard, and specifically identified in Exhibit A; and

WHEREAS; the District meets all of the requirements of section 605 of Public Act 57 of 2018, including:

- a. The Proposed Development Area is adjacent to or is within 500 feet of a road classified as an arterial or collector according to the Federal Highway Administration manual "Highway Functional Classification - Concepts, Criteria and Procedures," and
- b. The Proposed Development Area contains at least ten (10) contiguous parcels or at least five (5) contiguous acres, and
- c. More than half (1/2) of the existing ground floor square footage in the Proposed Development Area is classified as commercial real property under section 34c of the General Property Tax Act, 1893 PA 206, as amended (MCL 211.34c), and
- d. Residential use, commercial use, or industrial use has been allowed and conducted under the zoning ordinance or conducted in the entire Proposed Development Area, for the immediately preceding thirty (30) years, and
- e. The Proposed Development Area is presently served by municipal water or sewer, and
- f. The Proposed Development Area is zoned to allow for mixed use that includes high-density residential use; and

WHEREAS, in accordance with Act 57 the City would further agree to the following with respect to the Proposed Development Area:

- i. To expedite the local permitting and inspection process in the Proposed Development Area, and
- ii. To modify its Master Plan, if necessary, to provide for walkable nonmotorized interconnections, including sidewalks and streetscapes throughout the Proposed Development Area; and

WHEREAS, at least one member of the intended Authority will reside within half (1/2) mile of the development district;

WHEREAS, the Act requires that before creation of the Authority, the Lansing City Council hold a public hearing in order to provide an opportunity for those living in and around the boundaries of the Authority, the City Assessor, a representative of the affected taxing units, the residents, and other taxpayers of the City of Lansing general public appear and be heard regarding the creation of the Authority.

NOW, THEREFORE, BE IT RESOLVED that Council determines that it is necessary for the best interests of the City and the public to redevelop its commercial corridors and to promote economic growth; and

BE IT FURTHER RESOLVED that the City Council hereby declares its intent to create and provide for the operation of a corridor improvement authority as enabled by and pursuant to Act 57; and

BE IT FURTHER RESOLVED that the Council hereby designates the boundaries of the intended Development Area as comprising parcels of real property identified in Exhibit B; and

BE IT FURTHER RESOLVED that the intended authority will likely be known as the "Lansing Gateway Corridor Improvement Authority", subject to final resolution to create the Authority; and

BE IT FINALLY RESOLVED that a public hearing shall be held in the City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing Michigan, at 7:00 P.M. on the 23rd day of September, for the purpose of receiving comment on the establishment of the Lansing Gateway Corridor Improvement Authority as set forth in Public Act 57 of 2018. Notice of the public hearing shall be published twice in a newspaper of general circulation in the municipality, not less than 20 or more than 40 days before the date of the hearing. Not less than 20 days before the hearing, the governing body proposing to create the authority shall also mail notice of the hearing to the property taxpayers of record in the Proposed Development Area, to the governing body of each taxing jurisdiction levying taxes that would be subject to capture if the authority is established and a tax increment financing plan is approved, and to the state tax commission. Failure of a property taxpayer to receive the notice does not invalidate these proceedings. Notice of the hearing shall be posted in at least 20 conspicuous and public places in the Proposed Development Area not less than 20 days before the hearing. The notice shall state the date, time, and place of the hearing and shall describe the boundaries of the Proposed Development Area. A citizen, taxpayer, or property owner of the municipality or an official from a taxing jurisdiction with millage that would be subject to capture has the right to be heard in regard to the establishment of the authority and the boundaries of the Proposed Development Area. The governing body of the municipality shall not incorporate land into the Proposed Development Area not included in the description contained in the notice of public hearing, but it may eliminate described lands from the development area in the final determination of the boundaries.

By Council Member Hussain to reconsider the vote by which Resolution 2019-225 was adopted

Motion Carried

By Council Member Hussain to adopt a substitute for the resolution

Motion Carried

The question being adoption of the resolution as substituted

Motion Carried

RESOLUTION #2019-226

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

WHEREAS, the City of Lansing has prepared and forwarded this resolution of intent to create the South Martin Luther King Jr. Boulevard Corridor Improvement Authority (the Authority) in accordance with the provisions of Part 6, Corridor Improvement Authorities, of the Recodified Tax Increment Financing Act, Public Act 57 of 2018, as amended (the Act); and

WHEREAS, the intended South Martin Luther King Jr. Boulevard Corridor Improvement Authority Development Area, as defined in the Act (the "Proposed Development Area"), is comprised of eligible property within an area along South Martin Luther King Jr. Boulevard bounded by an area of all commercial property, as defined by Public Act 57 of 2018, found within 500 feet of the centerline of South Martin Luther King Jr. Boulevard, from the railroad tracks south of Victor Avenue to I-96, and specifically identified in Exhibit A;

WHEREAS; the District meets all of the requirements of section 605 of Public Act 57 of 2018, including:

- a. The Proposed Development Area is adjacent to or is within 500 feet of a road classified as an arterial or collector according to the Federal Highway Administration manual "Highway Functional Classification - Concepts, Criteria and Procedures," and
- b. The Proposed Development Area contains at least ten (10) contiguous parcels or at least five (5) contiguous acres, and
- c. More than half (1/2) of the existing ground floor square footage in the Proposed Development Area is classified as commercial real property under section 34c of the General Property Tax Act, 1893 PA 206, as amended (MCL 211.34c), and
- d. Residential use, commercial use, or industrial use has been allowed and conducted under the zoning ordinance or conducted in the entire Proposed Development Area, for the immediately preceding thirty (30) years, and
- e. The Proposed Development Area is presently served by municipal water or sewer, and
- f. The Proposed Development Area is zoned to allow for mixed use that includes high-density residential use; and

WHEREAS, in accordance with Act 57 the City would further agree to the following with respect to the Proposed Development Area:

- i. To expedite the local permitting and inspection process in the Proposed Development Area, and
- ii. To modify its Master Plan, if necessary, to provide for walkable nonmotorized interconnections, including sidewalks and streetscapes throughout the Proposed Development Area; and

WHEREAS, at least one member of the intended Authority will reside within half (1/2) mile of the development district;

WHEREAS, the Act requires that before creation of the Authority, the Lansing City Council hold a public hearing in order to provide an opportunity for those living in and around the boundaries of the Authority, the City Assessor, a representative of the affected taxing units, the residents, and other taxpayers of the City of Lansing general public appear and be heard regarding the creation of the Authority;

NOW, THEREFORE, BE IT RESOLVED that Council determines that it is necessary for the best interests of the City and the public to redevelop its commercial corridors and to promote economic growth; and

BE IT FURTHER RESOLVED that the City Council hereby declares its intent to create and provide for the operation of a corridor improvement authority as enabled by and pursuant to Act 57; and

BE IT FURTHER RESOLVED that the Council hereby designates the boundaries of the intended Development Area as comprising parcels of real property identified in Exhibit B; and

BE IT FURTHER RESOLVED that the intended authority will likely be known as the "South Martin Luther King Corridor Improvement Authority" subject final resolution to create the Authority; and

BE IT FINALLY RESOLVED that a public hearing shall be held in the City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing Michigan, at 7:00 P.M. on the 23rd day of September, 2019, for the purpose of receiving comment on the establishment of the South Martin Luther King Corridor Improvement Authority as set forth in Public Act 57 of 2018. Notice of the public hearing shall be published twice in a newspaper of general circulation in the municipality, not less than 20 or more than 40 days before the date of the hearing. Not less than 20 days before the hearing, the governing body proposing to create the authority shall also mail notice of the hearing to the property taxpayers of record in the Proposed Development Area, to the governing body of each taxing jurisdiction levying taxes that would be subject to capture if the authority is established and a tax increment financing plan is approved, and to the state tax commission. Failure of a property taxpayer to receive the notice does not invalidate these proceedings. Notice of the hearing shall be posted in at least 20 conspicuous and public places in the Proposed Development Area not less than 20 days before the hearing. The notice shall state the date, time, and place of the hearing and shall describe the boundaries of the Proposed Development Area. A citizen, taxpayer, or property owner of the municipality or an official from a taxing jurisdiction with millage that would be subject to capture has the right to be heard in regard to the establishment of the authority and the boundaries of the Proposed Development Area. The governing body of the municipality shall not incorporate land into the Proposed Development Area not included in the description contained in the notice of public hearing, but it may eliminate described lands from the development area in the final determination of the boundaries.

By Council Member Hussain to reconsider the vote by which Resolution 2019-226 was adopted

Motion Carried

By Council Member Hussain to adopt a substitute for the resolution

Motion Carried

The question being adoption of the resolution as substituted

Motion Carried

RESOLUTION #2019-238

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

WHEREAS, Lansing Neighborhood Council requested \$500.00 to defray costs for City rental equipment associated with the event, Lansing Harmony Celebration to be held September 14th, 2019; and

WHEREAS, the maximum total amount of funds from the Community Funding Account to be awarded to an organization in one fiscal year is \$500.00; and

WHEREAS, the Committee on General Services met on August 26, 2019, reviewed the request and approved \$1,500.00.

THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby approves an allocation from the Community Funding Account to Lansing Neighborhood Council in the amount of \$1,500.00 to defray costs associated with City rental equipment for the event, Lansing Harmony Celebration to be held on September 14th, 2019.

BE IT FURTHER RESOLVED that the Mayor and the Finance Department shall process this request by charging \$1,500.00 to the Council Community Promotion Account – 101.112101.741289.0.

BE IT RESOLVED that the Lansing Neighborhood Council shall submit a written analysis of the event, Lansing Harmony Celebration, including information regarding the number of attendees, a detailed account as to contributors, funds received, expended and residual funds to the Lansing City Council within 60 days after the event.

By Council Member Jackson

Motion Carried

RESOLUTION #2019-239

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 Mash Mavericks to Transfer of stock from the corporation to new and existing stockholders for Mash Mavericks at 523 E. Shiawassee Street, Lansing, Ingham County; and

WHEREAS, the Committee on General Services met on August 26, 2019 to review the request with affirmative action taken;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, approves the request from Mash Mavericks to Transfer of stock from the corporation to new and existing stockholders for Mash Mavericks at 523 E. Shiawassee Street, Lansing, Ingham County.

By Council Member Jackson

Motion Carried

RESOLUTION #2019-240

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

WHEREAS, the Elmhurst School is the Polling Place for Ward 3, Precinct 28 and Ward 4, Precinct 32; and

WHEREAS, the Lewton School is the Polling Place for Ward 3, Precinct 31 and Ward 4, Precinct 33; and

WHEREAS, both Elmhurst School and Lewton School have limited space for two precincts; and

WHEREAS, City Clerk Chris Swope recommends that the Polling Place for Ward 3 Precinct 28 and Ward 3, Precinct 31 both be moved to Dwight Rich School; and

WHEREAS, City Clerk Chris Swope recommends that Ward 4, Precinct 32 remain at Elmhurst School and that Ward 4, Precinct 33 remain at Lewton School; and

WHEREAS, Averill School is the Polling Place for Ward 3, Precinct 30; and

WHEREAS, City Clerk Chris Swope recommends that the Polling Place for Ward 3, Precinct 30 be moved to Tabernacle of David Church.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, relocates the Polling Place for both Ward 3 Precinct 28 and

Ward 3, Precinct 31 be moved to Dwight Rich School at 2600 Hampden Road effective with the November 5, 2019 City General Election.

BE IT FURTHER RESOLVED that the Lansing City Council, hereby, relocates the Polling Place for Ward 3, Precinct 30 be moved to Tabernacle of David Church at 2645 W Holmes Road effective with the November 5, 2019 City General Election.

BE IT FURTHER RESOLVED that the City Clerk shall notify the Registered Electors of Ward 3, Precinct 28; Ward 3, Precinct 30; and Ward 3, Precinct 31 of the relocations.

BE IT FINALLY RESOLVED that the City Clerk shall work to ensure proper signage to assist relocated voters in finding their Polling Place.

By Council Member Spitzley

Motion Carried

RESOLUTION #2019-241

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

RESOLUTION TO AMEND FRINGE BENEFITS FOR THE EXECUTIVE MANAGEMENT GROUP AND APPROVE AMENDMENTS TO THE DEFINED CONTRIBUTION PLAN

WHEREAS, in the interest of taking action to contain City pension and retirement costs, the Mayor has recommended prospective changes to the provisions of employee retirement benefits for the Executive Management Group; and

WHEREAS, the Executive Management Group often serve less than the full vesting period under the current Defined Contribution Plan and generally desire portability of retirement funds;

WHEREAS, the Mayor will be implementing similar changes for future Mayoral Staff and Non-bargaining Group employees;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby approves the changes to the Executive Management Group fringe benefits plan and summary as follows:

1. The changes shall only affect Executive Management Group employees, including the City Assessor and Treasurer, who are hired into the Executive Management Group position on or after August 26, 2019 (New Employees).
2. The New Employees shall not be eligible for membership in or benefits under the Employees' Retirement System (ERS).
3. The New Employees, who are eligible, shall become participants in the City's Defined Contribution Plan, which shall include the following Defined Contribution Plan Features:
 - Mandatory pretax pick-up employee contributions of 3%;
 - Mandatory employer pick-up contributions of 3%;
 - Employee one-time pretax irrevocable pick-up election of 0% - 5%;
 - A new provision that employer (City) will match the employee's voluntary one-time pick-up election dollar-for-dollar, up to a maximum of 3% of compensation;
 - The new vesting schedule for New Employees of 100% of the employer contribution account upon completion of three Defined Contribution Plan years of service.

BE IT FURTHER RESOLVED that the Council hereby approves that the Mayor may take all steps and actions deemed necessary and appropriate to amend the Defined Contribution Plan to effectuate the plan changes described in this resolution for the New Employees, and

also the same plan changes for the Mayoral Staff and Nonbargaining Group employees who are hired into positions on or after August 26, 2019, subject to prior document approval of the City Attorney.

BE IT FURTHER RESOLVED that the Council approves the change to the Executive Management Group summary of benefits consistent with the benefits described in this resolution.

BE IT FURTHER RESOLVED that the chairperson of the Defined Contribution Governing Committee is hereby authorized to execute all necessary and appropriate Defined Contribution Plan amendments and documents to effectuate the plan amendments described in this resolution, subject to prior approval of the City Attorney.

BE IT FINALLY RESOLVED that the City Attorney shall prepare and submit to Council for enactment the necessary and appropriate ERS ordinance amendments to effectuate the benefit changes described in this resolution.

By Council Member Spitzley

Motion Carried

RESOLUTION #2019-242

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

WHEREAS, it is proposed that a claim be resolved by virtue of entering into a settlement agreement with claimant 2062876-01055, in which, the City of Lansing would agree to pay Plaintiff the sum of Seventy Thousand Dollars (\$70,000.00) in exchange for a complete redemption and release of the City from any past, present, and future liability regarding any alleged injuries/illnesses whatsoever;

WHEREAS, the proposed settlement is recommended by the Mayor, the Department of Human Resources Director, the City of Lansing's Fund Administrator, and the City Attorney;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby approves the payment of Seventy Thousand Dollars (\$70,000.00) pursuant to said proposed settlement agreement as a full and final settlement of said action.

BE IT FINALLY RESOLVED that the City Attorney is authorized to prepare and execute the requisite documents to complete settlement of the aforementioned lawsuit.

By Council Member Spitzley

Motion Carried

RESOLUTION #2019-243

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

WHEREAS, The City of Lansing was selected to receive a National League of Cities / JP Morgan Chase and Co. grant for "Cities Addressing Fines and Fees Equitably"; and

WHEREAS, the National League of Cities / JP Morgan Chase and Co. grant was the result of a competitive proposal process, and a proposal was submitted by the Office of Financial Empowerment on June 24, 2019, approved on July 1, 2019, and will be received upon approval by Council and signed agreement; and

WHEREAS, The National League of Cities / JP Morgan Chase and Co. grant supports the assessment and reforming of municipal fines and fees; and

WHEREAS, the National League of Cities awarded \$10,000.00 to the City of Lansing's Office of Financial Empowerment; and

WHEREAS, the award for \$10,000.00 does not require a local match.

NOW, THEREFORE, BE IT RESOLVED, The Lansing City Council approves acceptance of the National League of Cities / JP Morgan Chase and Co. in the total amount of \$10,000.00 for the grant period beginning July 1, 2019 and ending May 29, 2020 for the City of Lansing.

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

By Council Member Spitzley

Motion Carried

RESOLUTION #2019-244

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

WHEREAS, in consideration of the sale of the City's Townsend parking ramp to the State of Michigan; and

WHEREAS, the Mayor previously submitted to this Council a proposed supplemental appropriation of excess Townsend Ramp proceeds; and

WHEREAS, the City has 1000 homes and businesses located in the floodplain with 560 of those in the floodplain of the Red Cedar River; and

WHEREAS, the Red Cedar flood plain has been found to have changed since it was last studied in 1978; and

WHEREAS, because of reforms to the National Flood Insurance Program, flood insurance rates are increasing significantly; and

WHEREAS, correctly remapping the flood plain of the Red Cedar River will result in lower flood insurance rates for residents as well as preserving property values in flood plain neighborhoods; and

WHEREAS, Red Cedar flood plain residents will benefit in one of two ways: first, between 50 and 200 homes will be removed from the floodplain by remapping and will no longer be subject to floodplain regulations and requirements; second, businesses that remain in the flood plain will see an immediate reduction in their flood insurance rates, and homes that remain in the flood plain will see less of an increase in their rates over time:

NOW, THEREFORE, BE IT RESOLVED that \$60,800.00 from the unappropriated Townsend Ramp proceeds be appropriated and applied toward the Flood Plain Remapping Project.

By Council Member Spitzley

Motion Carried

ORDINANCES FOR INTRODUCTION

INTRODUCTION 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-5-2019: 521 W. Hillsdale Street from "DM-4" Residential District to "D-1" Professional Office District

was introduced by the Committee on Development & Planning, read a first time by its title and referred to the Committee on Development and Planning.

RESOLUTION #2019-245

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

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, September 23, 2019, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the Ordinance for rezoning:

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

By Council Member Hussain

Motion Carried with Council Member Spitzley voting "nay"

INTRODUCTION OF ORDINANCE

Council Member Washington introduced:

An ordinance of the City of Lansing, Michigan, to amend the Lansing Codified Ordinances by amending Chapter 288, Section 288.18 to eliminate the minimum qualifications for the Director of Management Services, as no such position exists within the City.

The Ordinance was read a first time by its title and referred to the Committee on General Services

RESOLUTION #2019-246

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, September 9, 2019 at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of amending the Lansing Codified Ordinances by amending Chapter 288, Section 288.18 to eliminate the minimum qualifications for the Director of Management Services, as no such position exists within the City.

By Council Member Washington

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.

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, Washington

Nays: None

ORDINANCE # 2612

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-3-2019

Parcel Number's: 33-01-01-17-232-002

Address: 835 W. Genesee Street

Legal Descriptions: North 66 feet of the West 241.312 feet of Lot 3 & the North 66 feet of the West 99 feet of Lot 2 of Block 2, Claypool Subdivision, also Lots 5 through 11 Inclusive, Dodge & Daniels Subdivision East of Butler from "C" Residential District to "DM-1" 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 August 23, 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.

The Council returned to the order of:

RESOLUTIONS**RESOLUTION #2019-247**

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

SLU-2-2019

Neighborhood Community Center in the "DM-1" Residential District
835 W. Genesee Street

WHEREAS, Michael Markey has requested a Special Land Use permit to allow the gymnasium at 835 W. Genesee Street to be used by the neighborhood/community for recreational/athletic purposes and for community gathering and performing arts space; and

WHEREAS, community centers are permitted in the "DM-1" Residential district, which is the zoning designation of the subject property, if a Special Land Use permit is approved by the Lansing City Council; and

WHEREAS, a review was completed by staff evaluating the character, location and impact of the proposal on the surrounding area, the environment and public services as well as its consistency with the existing zoning and land use patterns in the area and with the objectives of the Design Lansing Comprehensive Plan; and

WHEREAS, the Planning Board held a public hearing on June 4, 2019, at which the applicant spoke in favor of the request, one area resident spoke in opposition to the request and 6 area residents/property owners spoke in support of the gymnasium being available to the neighborhood but expressed concerns about the proposed use of the remainder of the building for apartments; and

WHEREAS, the Planning Board, at its regular meeting held on June 4, 2019, voted (4-0) to recommend approval of SLU-2-2019, a Special Land Use permit to allow the gymnasium at 835 W. Genesee Street to be used by the neighborhood/community for recreational/athletic purposes and for community gathering and performing arts space with the condition that the facility is operated and maintained by the owner or owner's representative for the property; and

WHEREAS, the City Council held a public hearing regarding SLU-2-2019 on July 29, 2019; and

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

NOW THEREFORE BE IT RESOLVED that the Lansing City Council hereby approves SLU-2-2019, a Special Land Use permit to allow the gymnasium at 835 W. Genesee Street to be used by the neighborhood/community for recreational/athletic purposes and for community gathering and performing arts space with the condition that the facility is operated and maintained by the owner or owner's representative for the property.

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

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

1. The proposed neighborhood community center is compatible with the essential character of the surrounding area, as designed.
2. The proposed neighborhood community center will not change the essential character of the surrounding area.
3. The proposed neighborhood community center will not interfere with the general enjoyment of adjacent properties.
4. The proposed neighborhood community center will not impact adjacent properties as it will not be detrimental to the use or character of the property under consideration.
5. The proposed neighborhood community center will not impact the health, safety and welfare of persons or property in the surrounding area.
6. The proposed neighborhood community center can be adequately served by essential public facilities and services.
7. The proposed neighborhood community center will not place any demands on public services and facilities in excess of current capacities.
8. The proposed neighborhood community center is consistent with the intent and purposes of the Zoning Code and the Design Lansing Master Plan.
9. The proposed neighborhood community center neighborhood community center will comply with the requirements of the "DM-1" Residential District.

By Council Member Hussain

Motion Carried

The Council returned to the order of:

ORDINANCES FOR PASSAGE

PASSAGE OF ORDINANCE

An Ordinance of the City of Lansing, Michigan, to amend the Lansing codified ordinances by amending Chapter 288 Section 288.21 to provide minimum qualifications for a chief strategy officer.

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, Washington

Nays: None

ORDINANCE 1255

An Ordinance of the City of Lansing, Michigan, to amend the Lansing codified ordinances by amending Chapter 288 Section 288.21 to provide minimum qualifications for a chief strategy officer.

THE CITY OF LANSING ORDAINS:

Section 1. That Chapter 288, Section 288.21, of the Codified Ordinances of the City of Lansing, Michigan, be and is hereby added to read as follows:

288.21 CHIEF STRATEGY OFFICER

(A) *TRAINING AND EXPERIENCE*. HE OR SHE SHALL HAVE A MASTER'S DEGREE IN FINANCE, ECONOMICS, ACCOUNTING, MANAGEMENT, ADMINISTRATION, OR A RELATED FIELD. ADDITIONALLY, HE OR SHE SHALL HAVE FIVE TO SEVEN YEARS IN FINANCE/ADMINISTRATIVE OR PROJECT MANAGEMENT.

(B) *KNOWLEDGE AND SKILLS*. HE OR SHE SHALL HAVE BROAD KNOWLEDGE OF FINANCIAL PROGRAMMATIC AND/OR PERFORMANCE BUDGETING, FORECASTING, AND INVESTING PUBLIC FUNDS. IN ADDITION, HE OR SHE SHALL HAVE DEMONSTRATED KNOWLEDGE OF CONTINUOUS IMPROVEMENT PRINCIPLES AND PRACTICES. HE OR SHE SHALL HAVE KNOWLEDGE OF COLLECTIVE BARGAINING AGREEMENTS, INCLUDING NEGOTIATION OF CONTRACTS. HE OR SHE SHALL HAVE EXPERIENCE IN STRATEGIC PLANNING AND EXECUTION. HE OR SHE SHALL HAVE KNOWLEDGE OF MUNICIPAL PENSION BOARDS/SYSTEMS, INCLUDING ACTUARIAL REPORTS.

(C) *RECOMMENDATIONS*. IN RECOGNITION OF THE PROVISIONS SET FORTH IN CHARTER SECTIONS 3-207.1, 3-207.2, AND 3-207.3 WHEREIN THE CITY COUNCIL IS THE POLICY MAKING BODY FOR THE CITY OF LANSING AND "SHALL HAVE ALL OF THE RIGHTS APPROPRIATE TO CITY LEGISLATORS AS ESTABLISHED BY THIS CHARTER OR BY STATUTE, INCLUDING THE RIGHT TO MAKE INQUIRIES OF CITY OFFICERS AND EMPLOYEES AND RECEIVE SPECIFIC INFORMATION IN RESPONSE" AND FURTHER THAT "THE RESPONSIBILITIES AND ACTIVITIES SHALL BE TO ESTABLISH POLICY OF THE CITY AND SHALL BE LEGISLATIVE IN NATURE," AND, STATING FURTHER, IN RECOGNITION THAT THE MAYOR IS THE ADMINISTRATOR OF THE CITY AND EMPLOYEES AND "EXCEPT AS MAY OTHERWISE BE PROVIDED BY LAW OR THIS CHARTER, THE ADMINISTRATIVE ACTIVITIES OF THE CITY COUNCIL AND ITS MEMBERS SHALL BE LIMITED TO ITS OWN STAFF AND THEY SHALL GIVE NO DIRECT ORDERS TO ANY OTHER CITY OFFICER OR EMPLOYEE", THE CITY COUNCIL AND THE MAYOR, OR MAYORAL DESIGNEE, AND THE CHIEF STRATEGY OFFICER SHALL CONFERENCE ON A MUTUALLY AGREEABLE REGULAR SCHEDULE TO REVIEW ANY POLICY RECOMMENDATIONS OF THE CHIEF STRATEGY OFFICER.

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 December 31, 2028.

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.

Loretta Stanaway spoke about various City matters.

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

Mary Reynolds spoke about work environment concerns with a CATA sub-contractor.

ADJOURNED TIME 8:33 P.M.

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

Motion Carried

CHRIS SWOPE, CITY CLERK

- Reports from City Officers, Boards and Commissions:
 1. Letter(s) from the City Clerk re:
 - a. Fireworks Display License; Lansing Lugnuts & Melrose Pyrotechnics, Inc. at Thomas M. Cooley Law School Stadium, 505 E. Michigan Avenue on September 28, 2019
REFERRED TO THE COMMITTEE ON GENERAL SERVICES
 2. Letter(s) from the Mayor re:
 - a. Settlement; Workers Compensation Claim WC2062876-01055
REFERRED TO THE COMMITTEE OF THE WHOLE
 - b. Supplemental Appropriation; Townsend Street Parking Ramp proceeds for the Flood Plain Remapping Project
REFERRED TO THE COMMITTEE OF THE WHOLE
 - c. Grant Acceptance; Michigan Department of Environment, Great Lakes, and Energy (EGLE) Recycling Infrastructure Grant
REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND TO THE INTERNAL AUDITOR
 3. Resolution from the Board of Public Services regarding Michigan's transportation infrastructure
REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

- Communications and Petitions, and Other City Related Matters:
 1. Affidavit of Disclosure; Andrew Watkeys, Lansing Police Officer
REFERRED TO THE BOARD OF ETHICS

MOTION OF EXCUSED ABSENCE

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

Motion Carried

PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

Michael Harms spoke about work environment concerns with a CATA sub-contractor.

Michael Cornelius spoke about work environment concerns with a CATA sub-contractor.

Annie Buntoli spoke about work environment concerns with a CATA sub-contractor.

Mary Mullins spoke about work environment concerns with a CATA sub-contractor.

Mitch Rice spoke about various City matters.

Linda Appling spoke about various City matters.