



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
SEPTEMBER 23, 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, Spadafore, Spitzley, Washington, Wood

ABSENT: None

A quorum was present.

Council Member Washington asked people to remember Brian Canty, who recently passed away, during the moment of Meditation. Mayor Schor asked people to remember Barbara Kelly and Dr. Barry Saltman, 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 Vice President Spadafore

To approve the printed Council Proceedings of September 9, 2019

Motion Carried

COMMENTS BY COUNCIL MEMBERS AND THE CITY CLERK

Council Member Dunbar spoke about the South Lansing Farmers Market.

Council Member Garza spoke about Housing and Neighborhood Summit and 2nd Ward constituent meeting.

Council Member Jackson spoke about 4th Ward constituent meeting.

Council Member Hussain spoke about 3rd Ward constituent meeting.

Council Member Washington spoke about 1st Ward constituent meeting.

President Wood spoke about Rejuvenating South Lansing event.

City Clerk Swope spoke about upcoming November City election and absentee ballot voting.

COMMUNITY EVENT ANNOUNCEMENTS

Loretta Stanaway spoke about an upcoming Friends of Lansing Cemeteries 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 the Churchill Downs Community Association neighborhood cleanup event, Maguire Park playground equipment, Mobile Food Pantry, Housing and Neighborhood Summit, Creative Placemaking Forum, neighborhood round tables, and Expungement legislation.

PUBLIC COMMENT ON LEGISLATIVE MATTERS

Legislative Matters included the following public hearings:

1. In consideration of Noise Special Permit; Continental/Ferguson Lansing LLC, Red Cedar Development to perform the earthwork 24 hours a day, 7 days a week from October 1, 2019 through November 30, 2019 and for construction activities from 7 a.m. to 7 p.m. and on Saturdays from 8 a.m. to 5 p.m. beginning December 1, 2019 for the duration of the project
2. In consideration of Intent to Create Lansing Gateway Corridor Improvement Authority
3. In consideration of Intent to Create South Martin Luther King Jr. Boulevard Corridor Improvement Authority
4. In consideration of Z-5-2019; 521 W. Hillsdale Street from "DM-4" Residential District to "D-1" Professional Office District

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

Council Member Hussain gave an overview of public hearings #2, #3, and #4.

Public Comment on Legislative Matters:

Maureen Brinker of Rockwood, MI spoke against the Continental/Ferguson Lansing LLC, Red Cedar Development noise special permit.

Bradley Johnson spoke against the Continental/Ferguson Lansing LLC, Red Cedar Development noise special permit.

Debbie Ramsey of West Bloomfield, MI spoke against the Continental/Ferguson Lansing LLC, Red Cedar Development noise special permit.

East Lansing City Council Member Aaron Stephens spoke against the Continental/Ferguson Lansing LLC, Red Cedar Development noise special permit.

Loretta Stanaway spoke about various City matters.

East Lansing City Council Member Erik Altmann spoke against the Continental/Ferguson Lansing LLC, Red Cedar Development noise special permit.

Ana Cardona of East Lansing, MI spoke against the Continental/Ferguson Lansing LLC, Red Cedar Development noise special permit.

Lydia Mehlhose of East Lansing, MI spoke against the Continental/Ferguson Lansing LLC, Red Cedar Development noise special permit.

Diane Wing of East Lansing, MI spoke against the Continental/Ferguson Lansing LLC, Red Cedar Development noise special permit.

Carline Burdick of East Lansing, MI spoke against the Continental/Ferguson Lansing LLC, Red Cedar Development noise special permit.

Hailey Genaw of East Lansing, MI spoke against the Continental/Ferguson Lansing LLC, Red Cedar Development noise special permit.

Brendan Boyle of East Lansing, MI spoke against the Continental/Ferguson Lansing LLC, Red Cedar Development noise special permit.

WHEREAS, in 2012, the Lansing School District Board of Education voted unanimously to hire Yvonne Caamal-Canul to be the superintendent of the Lansing School District; and

WHEREAS, since taking the helm of the Lansing School District, Yvonne Caamal-Canul has spearheaded a bold restructuring plan that focuses on research-based models with a long-term instructional vision that aims to achieve educational achievement and financial stability for the largest district in the mid-Michigan region; and

WHEREAS, in 2015, Yvonne Caamal-Canul was named by her colleagues at the Michigan Association of Superintendents & Administrators as the Michigan Superintendent of the Year for her visionary leadership and energetic advocacy for public education; and

WHEREAS, in 2017, Yvonne Caamal-Canul received national recognition by winning the Women in School Leadership Superintendent Award from the School Superintendents Association (AASA) from AASA and the Bill & Melinda Gates Foundation; and

WHEREAS, throughout the course of her career, Yvonne Caamal-Canul has received numerous other awards, among them are the National Educator Award presented by the Milken Family Foundation, the Human Rights Award given by the Michigan Education Association, and Greater Lansing Woman of the Year Finalist; and

NOW THEREFORE BE IT RESOLVED, the Lansing City Council does hereby recognize the years and countless hours that Yvonne Caamal-Canul has dedicated to serving our community and educating children; and

BE IT FURTHER RESOLVED, the Lansing City Council joins friends, family, the Lansing School Board and the Lansing community in congratulating Yvonne Caamal Canul on her well-deserved retirement as the Superintendent of the Lansing School District.

Adopted as part of the Consent Agenda

RESOLUTION #2019-262

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

WHEREAS, Roberta Jones and Michael Jones sought to eliminate a special assessment of \$3,811.00 for trash removal and all associated penalties and interest, on the property tax bill for 924 Middle Street (Tax ID #33-01-01-20-135-101); and

WHEREAS, upon filing a claim to the Committee on General Services, the Committee met on September 23, 2019 and granted the claim in the amount of \$3,546.00 leaving the pending amount owing at \$265.00 for the Administrative Fee.

THEREFORE, BE IT RESOLVED, the City Council, hereby grants the claim in the amount of \$3,546.00 for the trash removal and all associated penalties and interest on the property tax bill for 924 Middle Street (Tax ID #33-01-01-20-135-101) leaving the amount owed on the claim at \$265.00.

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

Adopted as part of the Consent Agenda

RESOLUTIONS

RESOLUTION #2019-263

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

Resolution to Set a Public Hearing Regarding the Establishment of an

LEGISLATIVE MATTERS

REFERRAL OF PUBLIC HEARINGS

1. In consideration of Noise Special Permit; Continental/Ferguson Lansing LLC, Red Cedar Development to perform the earthwork 24 hours a day, 7 days a week from October 1, 2019 through November 30, 2019 and for construction activities from 7 a.m. to 7 p.m. and on Saturdays from 8 a.m. to 5 p.m. beginning December 1, 2019 for the duration of the project

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

2. In consideration of Intent to Create Lansing Gateway Corridor Improvement Authority

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

3. In consideration of Intent to Create South Martin Luther King Jr. Boulevard Corridor Improvement Authority

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

4. In consideration of 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

CONSENT AGENDA

By Vice President Spadafore

To approve items 1a and 3a on the Consent Agenda.

Motion Carried

RESOLUTION #2019-261

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

WHEREAS, Yvonne Caamal-Canul has been an educator in Michigan, the United States, and around the globe for more than 40 years; and

Obsolete Property Rehabilitation Act District at 1611 East Kalamazoo St., Lansing

WHEREAS, ANC Holdings, LLC owner of the property located at 1611 East Kalamazoo St. in the City of Lansing, Michigan (the "Property") has requested, in writing to the City Clerk, that the City of Lansing establish an Obsolete Property Rehabilitation Act District (the "OPRA District"), pursuant to the Michigan Obsolete Property Rehabilitation Act, being Public Act 146 of 2000 (the "Act"); and

WHEREAS, the Property in question of the OPRA District is legally described as:

LOT 6, 7, 8, 9, 10 BLOCK 4 ASSESSORS PLAT NO 16; PARCEL NUMBER: 33-01-01-15-427-302; and

WHEREAS, the Act requires that before granting a District the Lansing City Council hold a public hearing in order to provide an opportunity for the applicant, owners of real property within the proposed OPRA District, 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 approval of the OPRA District.

NOW THEREFORE BE IT RESOLVED that a public hearing be held in the Tony Benavides Lansing City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing, Michigan, on Monday, October 14, 2019 at 7:00 p.m. for the purpose of receiving public comment on the approval of an OPRA District under the provisions of Public Act 146 of 2000 and that the Clerk shall publish once in a publication of general circulation within the community a notice of the scheduled public hearing and that the notice appear not less than 10 or more than 30 days prior to the date of the hearing.

By Council Member Hussain

Motion Carried

RESOLUTION #2019-264

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

Resolution to Set a Public Hearing Regarding the Granting of an
Obsolete Property Rehabilitation Act Certificate
1030 South Holmes Street

WHEREAS, Blackboard District, LLC, owner of the property located at 1030 S. Holmes St. in the Tony Benavides Lansing City of Lansing, Michigan (the "Property") has applied to the City of Lansing for the City to approve the issuance of an Obsolete Property Rehabilitation Exemption Certificate (the "OPRA Certificate"), pursuant to the Michigan Obsolete Property Rehabilitation Act, being Public Act 146 of 2000 (the "Act"); and

WHEREAS, the Property in question of the Certificate is legally described as:

LOTS 1 THRU 13 INCL & LOTS 21 THRU 34 INCL BLOCK 11
MANUFACTURERS ADD NO 2, Parcel Number: 33-01-01-22-133-102,
and

WHEREAS, the Act requires that before granting a Certificate the Lansing City Council hold a public hearing in order to provide an opportunity for the applicant, 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 approval of the OPRA Certificate.

NOW THEREFORE BE IT RESOLVED that a public hearing be held in the Tony Benavides Lansing City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing, Michigan, on Monday, October 14, 2019 at 7:00 p.m. for the purpose of receiving public

comment on the approval of an OPRA Certificate under the provisions of Public Act 146 of 2000 and that the Clerk shall publish once in a publication of general circulation within the community a notice of the scheduled public hearing and that the notice appear not less than 10 or more than 30 days prior to the date of the hearing.

By Council Member Hussain

Motion Carried

RESOLUTION #2019-265

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

A RESOLUTION TO SET A PUBLIC HEARING ON THE
DEVELOPMENT AND TAX INCREMENT FINANCE PLAN OF THE
SAGINAW STREET CORRIDOR IMPROVEMENT AUTHORITY OF
THE CITY OF LANSING

WHEREAS, the City Council of the City of Lansing, MI, by Resolution 2009-418, passed on November 2, 2009, authorized the creation of the Saginaw Street Corridor Improvement Authority (the "Authority") by the provisions of the State of Michigan's Corridor Improvement Authority Act, previously Act 280 of 2005 (MCL 125.2871, et seq.), recently reorganized as Part 6 of Act 57 of 2018 (125.4602, et seq.), as amended (the "Act"); and

WHEREAS, the Board of Directors of the Authority met and approved a joint Development and Tax Increment Finance Plan (together, the "Plan") on August 27th, 2019 at a duly noticed public hearing of the Authority; and

WHEREAS, the Board of Directors for the Authority have transmitted the Plan to the City Council of the City of Lansing for review and approval after public hearing; and

WHEREAS, prior to the adoption of a resolution approving the Plan, the City Council of the City of Lansing must hold a public hearing and receive written and spoken comments from members of the public on all aspects of the Plan, in compliance with Section 622 of the Act; and

WHEREAS, prior to the adoption of a resolution approving the Plan, the City Council of the City of Lansing must also provide reasonable opportunity to the taxing jurisdictions levying taxes subject to capture to meet with the governing body, and allow those taxing jurisdictions to present their recommendations at the public hearing on the Plan, in compliance with Section 618 of the Act.

NOW, THEREFORE, BE IT RESOLVED that a public hearing be set for October 28th, 2019, at 7:00 P.M. in the City Council Chambers, 10th Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of receiving comment from all members of the public and taxing jurisdictions specified herein, on all aspects of the Plan.

BE IT FURTHER RESOLVED that the Lansing City Clerk shall ensure that:

- notice of the time and place of the hearing to be given by publication twice in a newspaper of general circulation, the first of which shall be not less than 20 days before the date set for the hearing; and
- notice of the hearing to be posted in at least 20 conspicuous and public places in the development area not less than 20 days before the hearing; and
- notice to also be mailed to all property taxpayers of record in the development area not less than 20 days before the hearing; and
- notice to also be mailed by certified mail to the governing body of each taxing jurisdiction levying taxes that would be subject to capture if the tax increment financing plan is approved.

BE IT FURTHER RESOLVED that the notice of hearing shall contain all the following:

- a description of the proposed development area in relation to highways, streets, streams, or otherwise; and
- a statement that maps, plats, and a description of the development plan, including the method of relocating families and individuals who may be displaced from the area, are available for public inspection at the Lansing City Clerk's Office, and online at the City of Lansing's website; and
- a statement that all aspects of the development plan will be open for discussion at the public hearing.

BE IT FINALLY RESOLVED that the City Council of the City of Lansing will make and preserve a record of the public hearing, including all data presented at the hearing.

By Council Member Hussain

Motion Carried

RESOLUTION #2019-266

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

A RESOLUTION TO SET A PUBLIC HEARING ON THE
DEVELOPMENT AND TAX INCREMENT FINANCE PLAN OF THE
MICHIGAN AVENUE CORRIDOR IMPROVEMENT AUTHORITY OF
THE CITY OF LANSING

WHEREAS, the City Council of the City of Lansing, MI, by Resolution 2009-418, passed on November 2, 2009, authorized the creation of the Michigan Avenue Corridor Improvement Authority (the "Authority") by the provisions of the State of Michigan's Corridor Improvement Authority Act, previously Act 280 of 2005 (MCL 125.2871, et seq.), recently reorganized as Part 6 of Act 57 of 2018 (125.4602, et seq.), as amended (the "Act"); and

WHEREAS, the Board of Directors of the Authority met and approved a joint Development and Tax Increment Finance Plan (together, the "Plan") on August 27th, 2019 at a duly noticed public hearing of the Authority; and

WHEREAS, the Board of Directors for the Authority have transmitted the Plan to the City Council of the City of Lansing for review and approval after public hearing; and

WHEREAS, prior to the adoption of a resolution approving the Plan, the City Council of the City of Lansing must hold a public hearing and receive written and spoken comments from members of the public on all aspects of the Plan, in compliance with Section 622 of the Act; and

WHEREAS, prior to the adoption of a resolution approving the Plan, the City Council of the City of Lansing must also provide reasonable opportunity to the taxing jurisdictions levying taxes subject to capture to meet with the governing body, and allow those taxing jurisdictions to present their recommendations at the public hearing on the Plan, in compliance with Section 618 of the Act.

NOW, THEREFORE, BE IT RESOLVED that a public hearing be set for October 28th, 2019, at 7:00 P.M. in the City Council Chambers, 10th Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of receiving comment from all members of the public and taxing jurisdictions specified herein, on all aspects of the Plan.

BE IT FURTHER RESOLVED that the Lansing City Clerk shall ensure that:

- notice of the time and place of the hearing to be given by publication twice in a newspaper of general circulation, the

first of which shall be not less than 20 days before the date set for the hearing; and

- notice of the hearing to be posted in at least 20 conspicuous and public places in the development area not less than 20 days before the hearing; and
- notice to also be mailed to all property taxpayers of record in the development area not less than 20 days before the hearing; and
- notice to also be mailed by certified mail to the governing body of each taxing jurisdiction levying taxes that would be subject to capture if the tax increment financing plan is approved.

BE IT FURTHER RESOLVED that the notice of hearing shall contain all the following:

- a description of the proposed development area in relation to highways, streets, streams, or otherwise; and
- a statement that maps, plats, and a description of the development plan, including the method of relocating families and individuals who may be displaced from the area, are available for public inspection at the Lansing City Clerk's Office, and online at the City of Lansing's website; and
- a statement that all aspects of the development plan will be open for discussion at the public hearing.

BE IT FINALLY RESOLVED that the City Council of the City of Lansing will make and preserve a record of the public hearing, including all data presented at the hearing.

By Council Member Hussain

Motion Carried

ORDINANCES FOR INTRODUCTION

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, Sections 288.10 and 288.14 and adding 288.20 to correct the names of various City departments and specify the minimum requirements for the Director of each department.

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

RESOLUTION #2019-267

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, October 14, 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, Sections 288.10 and 288.14 and adding 288.20 to correct the names of various City departments and specific the minimum requirements for the Director of each department.

By Council Member Washington

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 288, Section 288.18 to

eliminate the minimum qualifications for the Director of Management Services, as no such position exists within the City.

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

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

Nays: None

By Council Member Washington that the Ordinance be given immediate effect

Motion Carried

ORDINANCE #1256

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO REPEAL 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 CITY OF LANSING ORDAINS:

Section 1. That Chapter 288, Section 288.18, of the Codified Ordinances of the City of Lansing, Michigan, be and are hereby repealed in their entirety and shall be null and void of no effect.

Section 2. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules inconsistent with the provisions hereof are hereby repealed in their entirety and shall be null and void of no effect.

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 repeal shall take effect on the 30th day after enactment, unless given immediate effect by City Council.

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
 2. Letter(s) from the Mayor re:
 - a. Z-6-2019; Parcel #33-01-01-16-428-131 (S. Larch St.), Rezoning from "G-1" Business District to "H" Light Industrial

District (PEND 1127, 1129)
 REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

b. Act-14-2019; Easement acquisition; northwest corner of Miller and Aurelius for traffic signal
 REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

c. Brownfield Plan #77; 500 Block Redevelopment Project at 501 S. Capitol Avenue and 520 S. Washington Avenue
 REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

d. Grant Acceptance and Memorandum of Agreement; EPA Brownfields Assessment Coalition Grant and Lansing Regional Brownfields Coalition
 REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND TO THE INTERNAL AUDITOR

e. Appointment; Sean Hammond as the Fourth Ward Member of the Park Board for a term to expire June 30, 2020
 REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

- Communications and Petitions, and Other City Related Matters:
 1. Claim Appeal; Claim #1708, Gayle Miller for \$558.40 in board up fees at 2705 Gibson
 REFERRED TO THE COMMITTEE ON GENERAL SERVICES
 2. Notice of an Application for the Farmland & Open Space Preservation Program from DeWitt Township for Lonier Family Properties LLC
 REFERRED TO THE COMMITTEE OF THE WHOLE

REMARKS BY COUNCIL MEMBERS

Vice President Spadafore spoke about the Continental/Ferguson Lansing LLC, Red Cedar Development noise special permit

Council Member Garza spoke about the Continental/Ferguson Lansing LLC, Red Cedar Development noise special permit

Council Member Hussain spoke about the Brownfield #77 plan

PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

Linda Appling spoke about the marijuana ordinance.

Loretta Stanaway spoke about various city matters.

Belinda Fitzpatrick spoke about the Unity Spiritual Center of Lansing.

ADJOURNED TIME 9:07 P.M.

CHRIS SWOPE, CITY CLERK