

REGULAR MEETING OF THE CITY COUNCIL  
OF THE CITY OF LANSING, MICHIGAN  
CITY COUNCIL CHAMBERS, 10TH FLOOR  
LANSING CITY HALL  
124 W. MICHIGAN AVENUE



AGENDA FOR OCTOBER 13, 2008

---

TO THE HON. MAYOR AND MEMBERS OF THE CITY COUNCIL:

The following items were listed on the agenda in the City Clerk's Office by 4:00 p.m. on Thursday, October 9, 2008, in accordance with Section 3-103(2) of the City Charter and will be ready for your consideration at the regular meeting of the City Council on Monday, October 13, 2008 at 7:00 p.m. at the Council Chambers, 10th Floor, City Hall.

- I. ROLL CALL
- II. MEDITATION AND PLEDGE OF ALLEGIANCE
- III. READING AND APPROVAL OF PRINTED COUNCIL PROCEEDINGS  
Approval of the Printed Council Proceedings of September 29 and October 6, 2008
- IV. CONSIDERATION OF LATE ITEMS (Suspension of Council Rule # 11 is needed to allow consideration of late items. Late items will be considered as part of the regular portion of the meeting to which they relate.)
- V. TABLED ITEMS (Tabled items, if removed from the table, will be considered as part of the regular portion of the meeting to which they relate.)
  1. BY THE COMMITTEE OF THE WHOLE
    - a. Authorizing Litigation Against the Mayor to Compel the Opening of Waverly and Red Cedar golf courses
- VI. SPECIAL CEREMONIES
  1. Presentation; Mayor's Hometown Hero Award to Patty Bentley of Sam's Club
  2. Tribute; R Cole Bouck, Recipient of Triangle Foundation's 2008 Catalyst Award
- VII. COUNCILMEMBERS' COMMENTS AND CITY CLERK'S ANNOUNCEMENTS
- VIII. SPEAKER REGISTRATION FOR PUBLIC COMMENT
- IX. MAYOR'S COMMENTS
- X. SHOW CAUSE HEARINGS

- XI. PUBLIC COMMENT ON LEGISLATIVE MATTERS (Legislative matters consist of the following items on the agenda: public hearings, resolutions, ordinances for introduction, and ordinances for passage. The public may comment for up to three minutes. Speakers must sign up on white form.)
  - A. SCHEDULED PUBLIC HEARINGS
    - 1. In consideration of Public Improvement III; Sidewalk Repair for an area bounded by Jolly Rd., Wainwright Ave., Stillwell Ave. and Jerree St.; Windward Dr., Sheffield Blvd., Waverly Rd. and Bayview Ln.; Parkway Dr., Holmes Rd., S. Cedar St. and Glendale Ave., excepting all public streets and alleys and other lands deemed not benefited
  
- XII. PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS (City government related matters are issues or topics relevant to the operation or governance of the city. The public may comment for up to three minutes. Speakers must sign up on yellow form.)
  
- XIII. COUNCIL CONSIDERATION OF LEGISLATIVE MATTERS
  - A. REFERRAL OF PUBLIC HEARINGS
  - B. RESOLUTIONS FOR ACTION
    - 1. BY COUNCILMEMBER CAROL WOOD
      - a. Tribute; R Cole Bouck, Recipient of Triangle Foundation's 2008 Catalyst Award
    - 2. BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
      - a. Setting a Public Hearing for October 20, 2008 in consideration of an Application for Obsolete Property Rehabilitation Certificate filed by Woodpecker Investments, LLC for property located at 914 E. Gier St.
      - b. Setting a Public Hearing for November 10, 2008 in consideration of Troppo Restaurant's Expansion Project
    - 3. BY THE COMMITTEE ON PUBLIC SAFETY
      - a. Requiring the owners of property located at 3618 Malibu Dr. to Make Safe or Demolish their property within sixty days of October 13, 2008
    - 4. BY THE COMMITTEE OF THE WHOLE
      - a. Rescheduling the November 3, 2008 City Council Meeting to November 6, 2008
  - C. REPORTS FROM COUNCIL COMMITTEES

D. ORDINANCES FOR INTRODUCTION and Setting of Public Hearings

1. BY COUNCILMEMBER WOOD, CHAIR OF THE COMMITTEE ON DEVELOPMENT AND PLANNING

- a. Introduction of Z-8-2008; A request filed by Sycamore Street Partners, LLC to rezone the property bounded by Ionia St. to the north, Ottawa St. to the south, Butler Blvd. to the west and Sycamore St. to the east, with the exception of the properties at 217 N. Sycamore St., the north 66 feet of the south 132 feet of 227 N. Sycamore St., 727 & 733 W. Ionia St. and 732 W. Ottawa St., from "C" Residential, "DM-3" Residential and "D-1" Professional Office Districts to "DM-1" Residential district to accommodate a multi-unit, residential condominium development that would have a density of approximately 15 units per acre, and to rezone the 173.84' x 132.44' property located at the northwest corner of W. Ottawa St. and N. Sycamore St. from "DM-3" Residential and "D-1" Professional Office district to "F-1" Commercial district to accommodate a mixed use (office, commercial and possibly residential,) building with associated site improvements, and setting a Public Hearing for November 10, 2008

E. ORDINANCES FOR PASSAGE

F. REPORTS OF CITY OFFICERS, BOARDS, AND COMMISSIONS; COMMUNICATIONS AND PETITIONS; AND OTHER CITY RELATED MATTERS **(Motion that all items be considered as being read in full and that the proper referrals be made by President Jeffries)**

1. REPORTS FROM CITY OFFICERS, BOARDS, AND COMMISSIONS

- a. Letters from the Mayor re:
- i. Application for Obsolete Property Rehabilitation Exemption Certificate filed by 3323 LLC for property located at 3323 N. East St.
- ii. Appointments to the Memorial Review Board:
- Willie Davis for a 1st Ward Term to Expire June 30, 2009
  - Delaney Newberry for a 2nd Ward Term to Expire June 30, 2010
  - Linda Appling for a 3rd Ward Term to Expire June 30, 2011
  - Angela Moore for an At-Large Term to Expire June 30, 2009

- iii. Public Improvement III/IV; Sidewalk Construction on N. Larch St. adjacent to Parcel 33-01-01-04-477-033, known as 2115 N. Larch St., excepting all public street and alleys and other land deemed not benefited, and waiver of a Public Hearing
- iv. Request for Waiver of the Provisions of the Noise Ordinance contained in Chapter 654 of the Code of Ordinances filed by the Lansing Department of Public Service to permit the contractor to work extended hours Monday through Friday from 8:00 PM to 10:00 PM and Saturdays from 8:00 AM to 5:00 PM, while conducting construction activities:
  - In the CSO 015 North project area in 2009
  - In the CSO 034B North project area in 2009
  - On Allegan St. and Chestnut St. in 2009
- v. Final Report on Establishment of a Local Historic District for the Ottawa Street Station, 217 E. Ottawa St.
- vi. ACT-15-08; Acceptance of Land Donation, Jones Lake Park
- vii. ACT-16-08; 201 E. Grand River Ave., Outdoor Café
- viii. Sole Source Purchases; Lansing Police Department Request for various manufacturers as vendors for various products

2. COMMUNICATIONS AND PETITIONS, AND OTHER CITY RELATED MATTERS

- a. Letter from the State of Michigan Department of Environmental Quality providing notice to the Lansing Board of Water and Light of the authorization to revise MDEQ Permit No. 08-33-0041-P for extension of time to complete the drawdown and refill the impoundment through October 31, 2008, and limiting the drawdown to 1 foot.
- b. Letter from the State of Michigan Liquor Control Commission providing notice to A&C Brothers, Inc. of the rescission of the denial order of July 23, 2008, and approving the request to transfer ownership of escrowed 08 SDD licensed business with Sunday Sales Permit & gas pumps under MCL 436.1541(6) from Cedar Food & Gas, Inc. and transfer location from 4600 S. Cedar St. to 4114 S. Cedar St., to be held in conjunction with 08 SDM licensed business, & change nature of business deleting gas pumps under MCL 436.1541(6)

- c. Letter from Ingham County Land Bank submitting a copy of the Financial Statement for the Ingham County Land Bank Fast Track Authority for the year ended December 31, 2007
- d. Copies of Michigan Tax Tribunal Petitions filed on behalf of Gary C. Caltrider for property located at 5510 and 5514 S. Pennsylvania Ave., and on behalf of Matthew B. O'Donnell for property located at 5504 S. Pennsylvania Ave.
- e. Application for Community Funding filed by Reach Studio Art Center for its "A Not So Silent Night" Sing-Along and Benefit Fundraiser to be held December 13, 2008
- f. Letter from John Pollard, President of Fair Share Coalition of Lansing, stating alleged Charter violations by the City Council
- g. Letter from Jan DeMarco, Acting Commodore of the Lansing Boat Club, proposing a settlement of the case between the City of Lansing and the Lansing Boat Club
- h. Letter from Margaret Costigan of 2111 Groesbeck Ave. following up on her request for an evaluation of N. Fairview Ave. north of Oakland Ave.
- i. Letter from Nancy McCrohan of 220 Allen St. urging the City Council to reinstate the 100% assessment for sidewalk installation and to pass a resolution adopting the 2005 Major Street Sidewalk Network Completion Analysis
- j. Letter from Robert Lantzy, no address given, regarding property valuation and assessment in the City of Lansing

XIV. MOTION OF EXCUSED ABSENCE

XV. REMARKS BY COUNCILMEMBERS

XVI. REMARKS BY THE MAYOR OR EXECUTIVE ASSISTANT

XVII. ADJOURNMENT

---

**CHRIS SWOPE, CITY CLERK**

Persons with disabilities who need an accommodation to fully participate in this meeting should contact the City Clerk's Office at (517) 483-4131 (TDD (517) 483-4479). 24 hour notice may be needed for certain accommodations. An attempt will be made to grant all reasonable accommodation requests.