



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 JUNE 1, 2009

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, May 28, 2009, 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, June 1, 2009 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 May 28, 2009
- 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. Tribute; In Remembrance of Glenn Dean
 2. Mayoral Presentation; Recognition of the Lewton Elementary School Basketball Team
- 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.)
- 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 HEWITT
 - a. Tribute; In Remembrance of Glenn Dean
 2. BY THE COMMITTEE ON PERSONNEL
 - a. Adjustments to the City Council Staff Fringe Benefits
 3. BY THE COMMITTEE ON WAYS AND MEANS
 - a. Authorization of the Issuance of Bonds; Limited Tax General Obligation Capital Improvement Bonds or Build America Bonds
 - b. Transfer of Funds; State/Federal Programs, State Homeland Security Programs (2007 LETPP)
 4. BY THE COMMITTEE OF THE WHOLE
 - a. Approval of a request from Jerome Abood to Transfer Ownership of 2008 Class C Licensed Business, located in Escrow at 3552 Meridian Crossing, Okemos, from Lite-R-Side, Inc. to API East of Eden, Inc.; Transfer Location to 205 S. Washington Sq.; and requests a new Dance-Entertainment Permit and new Official Permit (Dance-Entertainment) for weekdays (2:30 a.m. to 3:00 a.m.) and Sundays (7:00 a.m. to 3:00 a.m.)
 - b. Approval of Applications for a license to Sell or Offer to Sell Retail Fireworks filed by American Promotional d/b/a TNT Fireworks on behalf of the following locations in the City of Lansing:
 - Sam's Club #8137 located at 340 E. Edgewood Blvd.
 - Target #361 located at 500 E. Edgewood Blvd.
 - Aldi's #1519 located 6555 S. Pennsylvania Ave.

- L & L Food Center #279 located at 1615 W. Mt. Hope Ave.
- L & L Food Center #275 located at 5016 S. Martin Luther King Blvd.
- Meijer #24 located at 6200 S. Pennsylvania Ave.
- Kroger #884 located at 921 W. Holmes St.
- Kroger #852 located at 443 Mall Ct.

C. REPORTS FROM COUNCIL COMMITTEES

1. BY THE COMMITTEE ON DEVELOPMENT AND PLANNING

- a. Recommending Adoption of Z-10-2008; Rezoning the property located at 527 W. Hillsdale St. and the vacant property to its east from "DM-4" Residential District to "D-1" Professional Office District to utilize the building for a law office and title insurance company

2. BY THE COMMITTEE OF THE WHOLE

- a. Recommending Adoption of an Ordinance of the City of Lansing, Michigan, to Amend Chapter 6, to Add Section 6.24 to the Lansing Codified Ordinances, to Ban Miniature Motorized Cycles from streets or highways, sidewalks, alleys, public parks, or public parking facilities within the City of Lansing

D. ORDINANCES FOR INTRODUCTION and Setting of Public Hearings

1. BY COUNCILMEMBER WOOD, CHAIR OF THE COMMITTEE ON WAYS AND MEANS

- a. Introduction of an Ordinance of the City of Lansing, Michigan, to Amend Chapter 292 of the Lansing Code of Ordinances by Amending Sections 292.14, 292.155, 292.20, 292.21, 292.26, 292.35, 292.37b and Section 292.37c of Chapter 292, Employees Retirement System to provide for membership in the Retirement System for those FOP 911 Operators' Division employees who were previously members of the Defined Contribution Plan; to provide for age and service requirements; to modify employee contributions to the system and for retirement health care; to modify final average salary calculation; and to provide vesting requirements for retirement health care, and setting a Public Hearing for June 22, 2009

2. BY COUNCILMEMBER ROBINSON, VICE-PRESIDENT OF THE COMMITTEE OF THE WHOLE

- a. Introduction of an Ordinance of the City of Lansing, Michigan, to Amend Chapter 290, Section 4, of the Lansing Codified Ordinances to provide that a City officer or employee who receives a gift for himself, herself, or on behalf of the City, with a value over \$50.00 from someone not related to the donee by blood or marriage shall be required to submit a letter of disclosure to the city cleric for transmission to the ethics board for appropriate action, and setting a Public Hearing for June 15, 2009

E. ORDINANCES FOR PASSAGE

1. BY THE COMMITTEE ON DEVELOPMENT AND PLANNING

- a. Adoption of Z-10-2008; Rezoning the property located at 527 W. Hillsdale St. and the vacant property to its east from "DM-4" Residential District to "D-1" Professional Office District to utilize the building for a law office and title insurance company

2. BY THE COMMITTEE OF THE WHOLE

- a. Adoption of an Ordinance of the City of Lansing, Michigan, to Amend Chapter 6, to Add Section 6.24 to the Lansing Codified Ordinances, to Ban Miniature Motorized Cycles from streets or highways, sidewalks, alleys, public parks, or public parking facilities within the City of Lansing

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 Quinney)**

1. REPORTS FROM CITY OFFICERS, BOARDS, AND COMMISSIONS

- a. Letters from the City Clerk:
 - i. Providing notice of the placement on file of the Lansing Board of Water and Light's Fiscal Year 2010 Budget
 - ii. Submitting a request from Progressive Restaurant Services LLC for a New Class C License issued under MCL 436.1521(a)(1)(b) with Dance-Entertainment Permit to be located at 107 E. Allegan St.

- b. Letters from the Mayor re:
 - i. Transfer of Funds; General Fund, State/Federal Programs Fund and State/Federal Programs, Gang Resistance (GREAT) Subgrant
2. COMMUNICATIONS AND PETITIONS, AND OTHER CITY RELATED MATTERS
- a. Letter from the United States Department of Energy requesting contact information for the person serving as the main point of Contact (POC) for the City of Lansing's participation in the Energy Efficiency and Conservation Block Grant (EECBG) Program
 - b. Letter from the State of Michigan Department of Treasury providing notice to Cool City Developers, LLC of the issuance of an Obsolete Property Rehabilitation Exemption Certificate for property located at 310 E. North St.
 - c. Notice from the State of Michigan Public Service Commission providing notice of a Public Hearing to the Gas Customers of Consumers Energy Company Case No. U-15929 to be held June 9, 2009
 - d. Michigan Tax Tribunal appeals filed on behalf of:
 - i. ShoreBank for property located at 3501 and 3615 Bayview Dr. and sub-addresses
 - ii. Jai Ambe Corp. for property located at 1100 Ramada Dr.
 - iii. TMT Lansing LLC for property located at 1200 Keystone Ave.
 - iv. Walter Neller Enterprises, Inc. for property located at 111 W. Edgewood Blvd.
 - v. GTB Properties for property located at:
 - 1. 5601 Enterprise Dr.
 - 2. 5511 Enterprise Dr.
 - 3. 5615 Enterprise Dr.
 - 4. 5643 Enterprise Dr.
 - vi. Bowden, James III and Martha L. for property located at 6900 S. Cedar St. and sub-addresses
 - vii. DJF Landholding LLC for property located at 134 E. Edgewood Blvd.

- viii. AJZ-Cedar LLC for property located at 4811 S. Cedar St.
- e. Applications for Community Funding submitted by:
 - i. Gier Area Neighborhood Watch #158 for its 2nd Annual National Night Out & Lansing 150 Years Family Event to be held August 4, 2009
 - ii. Faith Fellowship Baptist Church for its Annual Children's/Neighborhood Block Party to be held July 11, 2009
- f. Letter from John Pollard of 1718 Blair St. submitting copies of Freedom of Information Act (FOIA) request responses regarding Mayor Bernero's City-Owned Cadillac and Washington, DC trip expenses

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.