



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF APRIL 7, 2008**

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 Jeffries.

PRESENT: Councilmembers Allen, Hewitt, Jeffries, Quinney, Robinson, Wood

ABSENT: Councilmembers Kaltenbach (Arrived at 7:01 p.m.) and Dunbar (Arrived at 7:05 p.m.)

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Jeffries

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Councilmember Quinney

To approve the printed Council Proceedings of March 31, 2008

Motion carried

Councilmember Kaltenbach arrived at the meeting at 7:01 p.m.

CONSIDERATION OF LATE ITEMS

By Vice President Quinney

To suspend City Council Rule #11 to allow for Consideration of Late Items

Motion carried

The following items were added to the agenda:

1. From Councilmember Wood; Letter from the Mayor re: Purchase Agreement for 425 S. Grand Ave. (Arts Council Building)

SPECIAL CEREMONIES

- Special Ceremonies

1. Presentation; Quarterly Update from State Representative Joan Bauer

State Representative Joan Bauer gave extensive information regarding initiatives taking place at the State Capitol including MSHDA's Save the Dream program, legislation to make Michigan the most financially attractive state in the nation to make movies and initiatives to earmark spending for early childhood education. She stated that the State's budget process was moving forward and that this year everything is on time.

Councilmember Dunbar arrived at the meeting at 7:05 p.m.

COUNCILMEMBERS' COMMENTS AND CITY CLERK'S ANNOUNCEMENTS:

Councilmember Wood announced YDA Labor Caucus, Lansing Democratic Future & Michigan Young Democrats at Teamsters Local

580's community tribute to Rev. Martin Luther King, Jr. She spoke about information regarding MSHDA's Save the Dream program. She announced the National Association of Negro Business & Professional Women's 26th Annual Founders' Day celebration.

Councilmember Robinson announced the upcoming 2nd Saturday meeting in the 3rd Ward.

Councilmember Quinney announced the A. Philip Randolph Institute's 8th Annual Roll Model event.

Councilmember Allen stated that she will be out of town from April 7-17, 2008. She asked Mayor Bernero about the next City Hall on the Road meeting and asked him to check with the Parks and Recreation Department regarding the damaged sign for Sycamore Park.

Councilmember Hewitt announced the Baker Neighborhood Watch Kick-off.

Councilmember Dunbar announced that the following neighborhood meetings would not take place this week: Lansing Eaton Neighborhood Organization and Moores Park. She stated that there will be a Lansing Neighborhood Council meeting to resurrect the Neighborhoods in Bloom program. She spoke about the South Lansing Community Development meeting regarding the Benjamin Davis Park proposal.

City Clerk Swope announced that those Lansing residents in the Holt, Waverly and Okemos school districts have a school election this May. He also stated that citizens can sign up for Agenda and City Council packets through the Clerk's website at clerk.cityoflansingmi.com.

SPEAKER REGISTRATION FOR PUBLIC COMMENT

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative or City government 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 Bernero answered Councilmember Allen's questions regarding City Hall on the Road and about the broken sign at Sycamore Park. He spoke about several items on tonight's agenda that are several economic development initiatives that will help grow Lansing's economy, expand our tax base and create hundreds of new jobs. Those included the Industrial Development District for Jackson National Life, an OPRA Certificate to facilitate the redevelopment of the 1600 block of Michigan Avenue, the former location of Letts Bridal, and the OPRA District and Brownfield Development Plan for Annabelle's Pet Station, located at 600 South Capitol. He stated that he sent the City Council a proposed purchase agreement for the Center for the Arts building at 425 S. Grand Avenue, which is owned by the Arts Council of Greater Lansing. Mayor Bernero apologized for his actions and words related to a heated discussion between himself and Councilmember Hewitt. He offered condolences to Dixie Turner, one of our great City employees. Last week Dixie lost her beloved husband, Ken, in a tragic accident. Mayor Bernero stated that our sympathy and our prayers are with Dixie and her family in this most difficult time.

Council President Jeffries announced City Budget review sessions and two neighborhood budget meetings in the city.

Councilmember Allen asked Council President Jeffries to have a budget meeting on the city's south side and to address Fenner Park.

SHOW CAUSE HEARINGS

- Comment on Scheduled Show Cause Hearings:

There were no Show Cause Hearings

PUBLIC COMMENT ON LEGISLATIVE MATTERS

- Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

1. In consideration of an Obsolete Property Rehabilitation Act (OPRA) District Application filed by 3215 S. Penn, LLC for property located at 3215 S. Pennsylvania Ave.
2. In consideration of Brownfield Redevelopment Plan #40; Pointe North Project
3. In consideration of Special Assessment Roll No. 21-08 for Glenburne Commons Grass Cutting and Trash Clean-up

Councilmember Wood gave a brief overview of Public Hearings1 & 2.

Councilmember Hewitt gave a brief overview of Public Hearing #3.

Al Hooper of 1213 Center St. spoke in support of an Obsolete Property Rehabilitation Act (OPRA) District Application filed by 3215 S. Penn, LLC for property located at 3215 S. Pennsylvania Ave.

Michael Corr of 300 Frandor Ave. spoke in support of Brownfield Redevelopment Plan #40; Pointe North Project.

Steve Willoughby of 608 S. Washington Ave. spoke in support of Brownfield Redevelopment Plan #40; Pointe North Project.

Charlene Decker of 2711 Pleasant Grove Rd. spoke in opposition to a proposed Obsolete Property Rehabilitation Act (OPRA) District for AnnaBelle & Associates, Inc. for property located at 600 S. Capitol Ave.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke in opposition to tax abatements.

John Pollard of 1718 Blair St. spoke in opposition to all three Public Hearings.

REFERRAL OF PUBLIC HEARINGS

1. In consideration of an Obsolete Property Rehabilitation Act (OPRA) District Application filed by 3215 S. Penn, LLC for property located at 3215 S. Pennsylvania Ave.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

2. In consideration of Brownfield Redevelopment Plan #40; Pointe North Project

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

3. In consideration of Special Assessment Roll No. 21-08 for Glenburne Commons Grass Cutting and Trash Clean-up

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

PUBLIC COMMENT

ON CITY GOVERNMENT RELATED MATTERS:

Steve Brower of 2141 N. Aurelius Rd., Holt, complimented several city employees.

Councilmember Allen asked the Lansing Community College students in the audience to stand up, and she introduced her sister who is visiting from the U.P.

Curt Busque of 130 Swart St., East Lansing, spoke about golf courses in the City of Lansing.

Gary Bodiford of 1120 N. Jenison Ave. spoke about various city matters.

Ammahad-Shekarakki of 902 Willow St spoke about the 40th anniversary of the assassination of Dr. Martin Luther King, Jr.

Josephone Washington of 521 Nantucket Dr. spoke about various city matters.

Claude Beavers of 3010 Boston Blvd. spoke about city golf courses.

Tom Truscott of 3333 Moore River Dr. spoke about the river walk.

Frank S. Curtis X of 1137 West Allegan spoke about various city matters.

Janet Glisson of 1428 Corbett St. spoke about the Amendment to the Five Year Parks and Recreation Plan.

Ted Boettcher of 320 W. Northrup St. spoke about Public Improvement I/II; Curb and gutter, sidewalk and necessary storm drainage facilities on Northrup St. from Washington Ave. to Cedar St.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke about various city matters.

Charlene Decker of 2711 Pleasant Grove Rd. spoke about various city matters.

William Hubbell of 3916 Wedgewood Dr. spoke about city roads.

John Pollard of 1718 Blair St. spoke about the city budget and various city matters.

Ronald Kruger of 3333 Moore River Dr. spoke about various city matters.

LEGISLATIVE MATTERS

RESOLUTIONS

RESOLUTION#142

BY THE COUNCILMEMBER SANDY ALLEN
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Lansing Code Compliance Officer has declared a certain structure (dwelling) at **429 Hylewood**, Parcel # **3301.01.04.103.281** and Legal Description: **Lot 57 Hylewood Sub** 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 Code Compliance Officer red tagged the said structure on **September 14, 2007**, and requested the property owner be ordered to demolish or otherwise make safe the structure; and

WHEREAS, on **January 24, 2008**, 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; and

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby schedules a show cause hearing for **Monday, April 21, 2008 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 **429 Hylewood**; 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 Councilmember Allen

Motion Carried

RESOLUTION#143

BY THE COUNCILMEMBER SANDY ALLEN
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Lansing Code Compliance Officer has declared a certain structure (dwelling) at **1507 Donora**, Parcel # **3301.01.22.309.032** and Legal Description: **Lot 13, Also Lot 6 Exc N 115.5 Ft Block 6 Assessors Plat No 28 Rec L 10 P 33** 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 Code Compliance Officer red tagged the said structure on **August 5, 2007**, and requested the property owner be ordered to demolish or otherwise make safe the structure; and

WHEREAS, on **January 24, 2008**, 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; and

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby schedules a show cause hearing for **Monday, April 21, 2008 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 **1507 Donora**; 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 Councilmember Allen

Motion Carried

RESOLUTION#144

BY THE COUNCILMEMBER SANDY ALLEN
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Lansing Code Compliance Officer has declared a certain structure (dwelling) at **2226 Rheamount**, Parcel # **3301.01.03.377.141** and Legal Description: **Lot 111 Park Manor Heights** 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 Code Compliance Officer red tagged the said structure on **January 31, 2006**, and requested the property owner be ordered to demolish or otherwise make safe the structure; and

WHEREAS, on **January 24, 2008**, 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; and

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby schedules a show cause hearing for **Monday, April 28, 2008 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 **2226 Rheamount**; 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 Councilmember Allen

Motion Carried

RESOLUTION#145

BY THE COUNCILMEMBER SANDY ALLEN
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Lansing Code Compliance Officer has declared a certain structure (dwelling) at **504 S. Hayford**, Parcel # **3301.01.14.359.513** and Legal Description: **Lots 409 & 410 Leslie Park Sub** 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 Code Compliance Officer red tagged the said structure on **July 26, 2007**, and requested the property owner be ordered to demolish or otherwise make safe the structure; and

WHEREAS, on **January 24, 2008**, 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; and

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby schedules a show cause hearing for **Monday, April 28, 2008 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 **504 S. Hayford**; 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 Councilmember Allen

Motion Carried

RESOLUTION#146

BY THE COUNCILMEMBER SANDY ALLEN
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Lansing Code Compliance Officer has declared a certain structure (dwelling) at **1004 Dunlap**, Parcel # **3301.01.29.426.081** and Legal Description: **Lot 40 Logancrest** 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 Code Compliance Officer red tagged the said structure on **October 15, 2007**, and requested the property owner be ordered to demolish or otherwise make safe the structure; and

WHEREAS, on **January 24, 2008**, 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; and

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby schedules a show cause hearing for **Monday, April 28, 2008 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 **1004 Dunlap**; 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 Councilmember Allen

Motion Carried

City Clerk Swope read the following Resolution:

RESOLUTION#147

BY COUNCILMEMBER DERRICK QUINNEY
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, A. Philip Randolph was born in Crescent City, Florida in 1889 and moved to Harlem, New York in 1911; and

WHEREAS, attracted to the Socialist Party and the labor movement, in 1917, Mr. Randolph founded "The Messenger", a black socialist magazine, providing a forum for his pursuit of freedom, justice, and equal rights; and

WHEREAS, in 1920, he ran for New York State Comptroller and received an impressive 202,000 votes in his race, proving that a black candidate could muster political support in a northern state; and

WHEREAS, among his growing achievements, Mr. Randolph founded the Brotherhood of Sleeping Car Porters in 1925, and by 1937, he had succeeded in acquiring protection for black workers under the provisions of the Railway Labor Act, and facilitated the first labor agreement between a white employer and a black union leader, reducing working hours and increasing wages for the workers; and

WHEREAS, in 1941, as a direct result of his cross country tour to build support for a protest by blacks in the nation's Capital, Washington DC, and to force the government to end discrimination against blacks in Defense industries, the President Franklin Roosevelt signed an executive order banning discrimination in civilian defense plant jobs, hence, the protest was canceled; and

WHEREAS, in 1948, he fought for and won an executive order from President Harry S. Truman to ban discrimination in federal jobs and to end segregation of the races in the Army, Navy, and Air Force; and

WHEREAS, four years after he was elected, Vice President of the AFL-CIO, working to eliminate racial discrimination in labor movements, in 1959, Mr. Randolph formed the Negro American Labor Council, whose job it is to present black worker's demands to the labor movement; and

WHEREAS, A. Philip Randolph retired as leader of the Brotherhood of Sleeping Car Porters in 1968, after more than half a century in the labor movement, leaving behind a legacy of words and deeds and a legacy of unyielding strength that fueled his struggle for full human rights for the Blacks and all the "disinherited" of the nation

WHEREAS, the A. Philip Randolph Institute has carried on the work of Mr. Randolph, conducted successful voter registration drives and get-out-vote campaigns since its founding in 1964; and

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to thank the Lansing Chapter of A. Philip Randolph Institute for its dedication to the community and to voter education, teaching our adults and youths the importance of voting. Congratulations on your 8th Annual Community Role Model Celebration!

By Councilmember Quinney

Motion Carried

RESOLUTION#148

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

Obsolete Property Rehabilitation Tax Exemption Certificate Approval,
1605, 1609, 1615 East Michigan Avenue

WHEREAS, pursuant to the Michigan Obsolete Property Rehabilitation Act, being Public Act 146 of 2000 (PA 146 of 2000), Michigan Ave Investors, LLC has filed an application for an Obsolete Property Rehabilitation Exemption Certificate (OPT Certificate) with the Lansing City Clerk, for a proposed obsolete facility at 1605, 1609, 1615 East Michigan Avenue, Lansing, Michigan (Obsolete Property); and

WHEREAS, Michigan Ave Investors LLC (the Developer) owns the proposed Obsolete Property; and

WHEREAS, the proposed Obsolete Property is located within an Obsolete Property Rehabilitation District legally established by resolution adopted November 26, 2007, after a public hearing was held, as provided by section 3 of PA 146 of 2000; and

WHEREAS, a public hearing was held on February 11, 2008 on the Developer's application for an OPT Certificate, after proper notice was made, pursuant to section 4(2) of PA 146 of 2000; and

WHEREAS, the Developer has represented and committed to the City to undertake, and complete not later than December 31, 2010, the rehabilitation, renovation, and reconstruction of the Obsolete Property into office, and retail commercial use throughout the structure;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby approves of the issuance of an Obsolete Property Rehabilitation Exemption Certificate to Zander Management LLC, for the Obsolete Property located at 1605, 1609, 1615 East Michigan Avenue, Lansing, Michigan, legally described as:

LOTS 4, 7 & 8, ALSO S 9.17
FT LOT 3, W 27 FT OF S 85
F LOT 6 & N 63.5 FT LOTS 5
& 6 BLOCK 5 RUMSEYS
MICHIGAN AVE ADD

for the period of twelve (12) consecutive years.

BE IT FURTHER RESOLVED that the Lansing City Council, in approving the Developer's application by this resolution, finds and determines all of the following;

1. The taxable value of the property proposed to be exempt plus the aggregate taxable value of the property already exempt under PA 146 of 2000 and under Public Act 198 of 1974 (IFT's) does exceed five percent (5%) of the total taxable value of the City of Lansing and does not substantially impede the operation of the City of Lansing or impair its financial soundness.
2. The applicant is not delinquent in any taxes related to the facility.
3. All of the items described on line 9 of the Application for Obsolete Property Rehabilitation Exemption Certificate have been provided to the City of Lansing by the applicant.

4. The application is for obsolete property as defined in section 2(h) of PA 146 of 2000.
5. The commencement of rehabilitation activities of the facility did not occur prior to the establishment of the Obsolete Properties Rehabilitation District.
6. The application relates to the rehabilitation program for the building located at 1605, 1609, 1615 East Michigan Avenue, Lansing, Michigan and, when completed, will constitute a rehabilitated facility within the meaning of PA 146 of 2000 and the facility is situated within the Obsolete Property Rehabilitation District established by the City of Lansing, which is a Qualified Local Governmental Unit eligible under PA 146 of 2000 to establish such a district.
7. The completion of the rehabilitated facility is calculated to, and will at the time of issuance of the certificate, have the reasonable likelihood to, increase commercial activity, create some employment, and revitalize an urban area.
8. The rehabilitation includes improvements aggregating ten percent (10%) or more of the true cash value of the property at the commencement of the rehabilitation as provided by section 2(L) of PA 146 of 2000.
9. The rehabilitation must be completed not later than December 31, 2010 as evidence by the issuance of a Certificate of Occupancy from the City of Lansing Building Safety Office.

BE IT FINALLY RESOLVED that the City Clerk shall cause the Application for Obsolete Property Rehabilitation Certificate to be completed, including the "Clerk Certification" and shall file the completed application, together with a certified copy of this resolution with the State Tax Commission.

By Councilmember Wood

Motion Carried (Councilmembers Hewitt and Kaltenbach voting Nay)

RESOLUTION#149

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

**Obsolete Property Rehabilitation Act
914 E. Gier Street
Establishment of OPRA District**

WHEREAS, the intending purchaser of property located at 914 E. Gier Street in the City of Lansing, Michigan (the Property) has requested in writing that the City of Lansing establish an Obsolete Property Rehabilitation District (the District) as enabled by Public Act 146 of 2000, the Obsolete Property Rehabilitation Act (the Act), and

WHEREAS, the owner is Woodpecker investments LLC, hereinafter called the Developer, and

WHEREAS, the Developer is the legal owner of greater than fifty percent (50%) of all taxable value of the property located within the proposed District, and

WHEREAS, the Developer has, in writing, requested the District for the Property and for the City of Lansing to take all necessary steps and actions to establish the District on their behalf, and

WHEREAS, the property in question and the proposed boundary of the District is legally described as: LOTS 143, 144 & E 16.5 FT LOT 145 NORTH LAWN SUB; and,

WHEREAS, the Act requires that before establishing the District the Lansing City Council hold a public hearing in order to provide an opportunity for owners, residents or other taxpayers of the City of

Lansing to appear and be heard regarding the establishment of the District and that said public hearing was held on March 24, 2008;

NOW THEREFORE BE IT RESOLVED that the following property is hereby approved and established as an Obsolete Property Rehabilitation District as provided by Public Act 146 of 2000: LOTS 143, 144 & E 16.5 FT LOT 145 NORTH LAWN SUB, and

BE IT FINALLY RESOLVED that this resolution shall not be construed as the City Council's approval of any future application for an Obsolete Properties Rehabilitation Exemption Certificate for the Developer or any other applicant.

By Councilmember Wood

Motion Carried (Councilmember Hewitt voting Nay)

RESOLUTION#150

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

P-1-2007, McCrackin Plat
Valencia Boulevard
Preliminary Plat Approval

WHEREAS, the proprietor, Karrie McCrackin, has requested preliminary plat approval to create 10 single family lots on the vacant, 2.563 acre parcel of land at the southwest end of Valencia Boulevard, and

WHEREAS, the property is zoned "A" Residential District, which district is appropriate for the proposed single family residential development with a net density of approximately 4 dwelling units per acre, and

WHEREAS, the City Council, at its June 11, 2007 regular meeting, approved the tentative preliminary plat for this development, and

WHEREAS, the City has received all applicable agency approvals required by Sections 112 through 119 of Public Act 288 of 1967, as amended, for consideration of final preliminary plat approval, and

WHEREAS the Committee on Development and Planning of City Council has reviewed the report of the Planning Office as required by Section 1234.03(e)(2) of the City Code of Ordinances, certifying that all necessary agency approvals have been received;

NOW THEREFORE BE IT RESOLVED that the City Council hereby approves the **final** preliminary plat (P-1-2007) for 10 single family residential lots on the 2.563 acre parcel of land at the southwest end of Valencia Boulevard.

By Councilmember Wood

To Adopt the Resolution

By Councilmember Wood

To amend the NOW THEREFORE BE IT RESOLVED CLAUSE following "approves the" by inserting "final"

Motion Carried

The question being adoption of the Resolution as amended

Motion Carried

RESOLUTION#151

BY THE DEVELOPMENT AND PLANNING COMMITTEE
RESOLUTION TO SET A PUBLIC HEARING REGARDING THE
ESTABLISHMENT OF AN OBSOLETE PROPERTY
REHABILITATION DISTRICT
600 South Capitol Ave. – Annabelle & Associates, Inc.

WHEREAS, the owner of property located at 600 S. Capitol Ave. in the City of Lansing, Michigan (the Property) has requested in writing that the City of Lansing establish an Obsolete Property Rehabilitation District (the District) as enabled by Public Act 146 of 2000, the Obsolete Property Rehabilitation Act (the Act), and

WHEREAS, the owner of the Property, Annabelle & Associates, Inc., is presently in a purchase agreement to become the legal owner of greater than fifty percent (50%) of all taxable value of the property located within the proposed District, and

WHEREAS, the property in question and the proposed boundary of the District is legally described as: LOTS 1, 2 & 3 BLOCK 159 ORIG PLAT; and,

WHEREAS, the Act requires that before establishing a District the Lansing City Council hold a public hearing in order to provide an opportunity for owners, residents or other taxpayers of the City of Lansing to appear and be heard regarding the establishment of the District;

NOW THEREFORE BE IT RESOLVED that a public hearing be held in the City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing, Michigan, on the 21st Day of April, 2008 at 7:00 p.m. for the purpose of receiving public comment on the establishment of an Obsolete Property Rehabilitation 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 40 days prior to the date of the hearing and that the Clerk also cause the owner of property within the proposed district to receive written notice of the public hearing to be delivered by certified mail.

By Councilmember Wood

Motion Carried

RESOLUTION#152

BY THE PLANNING AND DEVELOPMENT COMMITTEE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING
BROWNFIELD PLAN #41 – Annabelle & Associates, Inc.

WHEREAS, the Lansing Brownfield Redevelopment Authority has prepared and forwarded an approved Brownfield Plan pursuant to and in accordance with the provisions of the Brownfield Redevelopment Financing Act, Public Act 381 of 1996, as amended, for property commonly referred to as 1106 N. Cedar St., located in the City of Lansing; and

WHEREAS, prior to Councils action on this request, it is necessary to hold a public hearing on the Plan, to allow for any resident, taxpayer or ad valorem taxing unit the right to appear and be heard;

NOW, THEREFORE, BE IT RESOLVED that a public hearing be held in the City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing, Michigan, on April 21, 2008 at 7:00 p.m. on Brownfield Plan #41 – Annabelle & Associates, Inc. under the Brownfield Redevelopment Financing Act, for property located within the boundary more particularly described by parcel numbers as:

33-01-01-16-383-052

And that the City Clerk cause notice of such hearing to be published twice in a publication of general circulation, no less than 10 days or more than 40 days prior to the date of the public hearing, and that the City Clerk also cause the legislative body of each taxing unit levying ad valorem taxes on this property, to be notified of Brownfield Plan #41 and the scheduled public hearing.

By Councilmember Wood

Motion Carried

RESOLUTION#153

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

WHEREAS, pursuant to Public Act 198 of 1974, as amended (Public Act 198), the City of Lansing is requesting the establishment of an industrial development district (IDD-1-08) on property within the City of Lansing, pursuant to a 425 Agreement, more fully described as contained in the attached Exhibit A;

WHEREAS, prior to acting on this request, it is necessary to hold a public hearing on the proposed establishment of this district, to allow for the owners and other residents or taxpayers to have a right to appear and be heard;

NOW, THEREFORE, BE IT RESOLVED that a public hearing be held in the City Council Chambers, Tenth Floor, Lansing City Hall, Lansing, Michigan, on the 21st day of April, 2008, at 7:00 p.m., on whether to establish an industrial development district pursuant to Public Act 198, and that notice of such hearing be published by the City Clerk before the public hearing in a publication of general circulation so that all persons interested may attend and be heard regarding the proposed district, and that the City Clerk also cause the owners of real property within the proposed industrial development (IDD-1-08) to be notified in advance of this proposed action and the scheduled public hearing.

EXHIBIT A

1. Parcel 2008-A

A parcel of land in the Southwest ¼ of Section 4, T3N, R1W, Alaiedon Township, Ingham County, Michigan, the surveyed boundary of said parcel described as: Commencing at the South ¼ corner of said Section 4; thence N00°10'19"W along the North-South ¼ line of said Section 4 a distance of 1326.88 feet to the South line of the North ½ of the Southwest ¼ of said Section 4; thence S89°21'56"W along said South line a distance of 50.00 feet to the point of beginning of this description; thence S00°10'19"E parallel with said North-South ¼ line 330.00 feet; thence S89°21'56"W parallel with said South line 660.03 feet; thence N00°10'19"W parallel with said North-South ¼ line 330.00 feet; thence N89°21'56"E along said South line 660.03 feet to the point of beginning; said parcel containing 5.00 acres more or less; including 0.25 acres more or less presently in use as public right of way; said parcel subject to all easements and restrictions if any. Also including that portion of the Okemos Road right-of-way to the center of the road along the portions of Parcel 2008-A adjacent to said Okemos Road.

2. Parcel 2008-B

A parcel of land in the Southwest ¼ of Section 4, T3N, R1W, Alaiedon Township, Ingham County, Michigan, the surveyed boundary of said parcel described as: Commencing at the Southwest corner of said Section 4; thence N00°27'04"W along the West line of said Section 4 a distance of 660.01 feet to the point of beginning of this description; thence N00°27'04"W continuing along said West line 1990.05 feet to the West ¼ corner of said Section 4; thence N89°19'36"E along the East-West ¼ line of said Section 4 a distance of 668.23 feet; thence S00°22'52"E 2650.97 feet to the South line of said Section 4; thence S89°24'16"W along said South line 335.00 feet; thence N00°27'04"W parallel with said West line 660.01 feet; thence S89°24'16"W parallel with said South line 330.00 feet to the point of beginning; said parcel containing 35.56 acres more or less; including 0.25 acres presently in the use as public right of way; said parcel subject to all easements and restrictions if any.

3. Parcel 2008-C

A parcel of land in the Southwest ¼ of Section 4, T3N, R1W, Alaiedon Township, Ingham County, Michigan, the surveyed boundary of said parcel described as: Commencing at the Southwest corner of said

Section 4; thence N89°24'16"E along the South line of said Section 4 a distance of 665.00 feet to the point of beginning of this description; thence N00°22'52"W along the West line of the East ½ of the Southwest ¼ of the Southwest ¼ of said Section 4 a distance of 1325.49 feet to the North line of the Southwest ¼ of the Southwest ¼ of said Section 4; thence N89°21'56"E along said North line 666.61 feet to the East line of the Southwest ¼ of the Southwest ¼ of said Section 4; thence S00°18'41"E along said East line 1325.95 feet to the South line of said Section 4; thence S89°24'16"W along said South line 665.00 feet to the point of beginning; said parcel containing 20.25 acres more or less, including 0.50 acre more or less presently in use as public right of way; said parcel subject to all easements and restrictions if any.

4. Parcel 2008-D

A parcel of land in the Southwest ¼ of Section 4, T3N, R1W, Alaiedon Township, Ingham County, Michigan, the surveyed boundary of said parcel described as: Commencing at the South ¼ corner of said Section; thence S89°24'16"W along the South line of said Section a distance of 50.00 feet to the point of beginning of this description; thence S89°24'16"W continuing along said South line 615.00 feet; thence N00°14'30"W 663.21 feet; thence N89°23'06"E 615.81 feet; thence S00°10'19"E parallel with the North-South ¼ line of said Section a distance of 663.42 feet to the point of beginning; said parcel containing 9.37 acres more or less; including 0.46 acre more or less presently in use as public right of way; said parcel subject to all easements and restrictions if any. Also including that portion of the Okemos Road right-of-way to the center of the road along the portions of Parcel 2008-D adjacent to said Okemos Road.

Parcel 2008-E

A parcel of land in the Southwest ¼ of Section 4, T3N, R1W, Alaiedon Township, Ingham County, Michigan, described as: Commencing 663.21 feet North of the Southeast corner of the Southwest ¼ of Section 4, thence North 272 feet, thence West 154 feet, thence South 272 feet, thence East 154 feet to the point of beginning. Also including that portion of the Okemos Road right-of-way to the center of the road along the portions of Parcel 2008-E adjacent to said Okemos Road.

By Councilmember Wood

Motion Carried

RESOLUTION#154

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

WHEREAS, the Mayor made the appointment of Erica Feinswog, 220 South Washington Square #6, Lansing, Michigan 48933 to an At Large position on the Traffic Board to replace Steven Funk, for a term to expire June 20, 2011; and

WHEREAS, the Committee on Public Safety met on April 1, 2008, and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the appointment of Erica Feinswog, 220 South Washington Square #6, Lansing, Michigan 48933 to an At Large position on the Traffic Board to replace Steven Funk, for a term to expire June 20, 2011.

By Councilmember Allen

Motion Carried

Erica Feinswog was sworn in by City Clerk Swope

RESOLUTION#155

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

WHEREAS, the Mayor made the appointment of Julia Teed, 5812 Richwood St. Apt. #10, Lansing, Michigan 48911 to the Second Ward seat on the Traffic Board for a term to expire June 30, 2010; and

WHEREAS, the Committee on Public Safety met on April 1, 2008, and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the appointment of Julia Teed, 5812 Richwood St. Apt. #10, Lansing, Michigan 48911 to the Second Ward seat on the Traffic Board for a term to expire June 30, 2010.

By Councilmember Allen

Motion Carried

REPORTS FROM COUNCIL COMMITTEES

There were no Committee Reports

ORDINANCES FOR INTRODUCTION

There were no Ordinances for Introduction

ORDINANCES FOR PASSAGE

There were no Ordinances for Passage

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

By Councilmember Quinney that all items be considered as being read in full and that President Jeffries make the appropriate referrals

Motion Carried

• Reports from City Officers, Boards and Commissions:

- a. Letter from the City Clerk submitting minutes of Boards and Authorities placed on file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

- b. Letter from the City Clerk submitting an application for a permit/license filed by Kelly's Restaurant and Pub, Inc. to Transfer Location of a 2006 Class C Licensed Business with Dance-Entertainment Permit, from 203 S. Washington Sq. to 220 S. Washington Sq.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- c. Letters from the Mayor re:
- i. Public Improvement V; Assessments Rolls B075, B076, B077 & B079

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

- ii. Sole Source Purchase; Information Technology Division request for Cursor Control, Inc. as the vendor for the Community Development Management Software use for/by the Planning and Neighborhood Development Department, Development Office

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

- iii. Purchase Agreement for 425 S. Grand Ave. (Arts Council Building)

*SUSPENSION ITEM-REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

• Communications and Petitions, and Other City Related Matters:

- a. Letter from the State of Michigan Liquor Control Commission providing notice to Ganpat, Inc. of the rescission of the Commission's previous denial of a request to Transfer Ownership of 2007 SDD and SDM licensed business with Sunday Sales Permit, located at 4013 Aurelius Rd. from GKRA, Inc. to Ganpat, Inc., and approval of the request

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- b. Letter from Ann Andrews, Executive Director of AnnaBelle & Associates, Inc. in support of their request for an Obsolete Property Rehabilitation Act (OPRA) District and Brownfield Redevelopment Plan #41 for property located at 600 S. Capitol Ave.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING AND REFERRED TO THE PLANNING AND DEVELOPMENT DEPARTMENT

- c. Letter from the Riverview Estates Board of Directors stating concerns with Amending the Five Year Parks and Recreation Plan "Capital Improvements Schedule" and Grant Application: Michigan Department of Natural Resources Trust Fund for the Frances Park Boating Access Program

RECEIVED AND PLACED ON FILE

- d. Letter from Tony Benavides of 3337 S. Catherine St. in support of improvements to Francis Park

RECEIVED AND PLACED ON FILE

- e. Letter from Melissa Miller, President of the Old Everett Neighborhood Association in support of Amending the Five Year Parks and Recreation Plan "Capital Improvements Schedule" and Grant Application: Michigan Department of Natural Resources Trust Fund for the Frances Park Boating Access Program

RECEIVED AND PLACED ON FILE

- f. Letter from Michael Wey of 301 N. Sycamore St. requesting traffic controls and upgrades to the Oakland-Saginaw corridor

REFERRED TO THE TRANSPORTATION DIVISION AND REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- g. Letter from Jennifer Good of 21 North Diamond Rd., Mason, in support of a naturalist for Fenner Nature Center

REFERRED TO THE COMMITTEE OF THE WHOLE

- h. Letter from Jay Moon, no address given, stating opposition to PRD-1-2006; 5300 Block of Wise Rd. Petition for Planned Residential Development filed by Lansing Church of God/New Faith Gardens, LLC

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

REMARKS BY COUNCILMEMBERS

Councilmember Wood spoke in response to comments made by speakers at the podium tonight.

Councilmember Hewitt complimented Andy Kilpatrick of the Transportation and Parking Division for doing a great job with traffic controls at the start of construction season. He stated that, as the Mayor indicated, yard waste removal service would begin tomorrow. He responded to concerns regarding who received mailings for the Amendment to the Five Year Parks and Recreation Plan.

Councilmember Kaltenbach stated his position regarding who received mailings for the Amendment to the Five Year Parks and Recreation Plan.

Councilmember Robinson announced the Committee on Intergovernmental Relations meeting regarding the City's Cell Phone Tower plan.

Councilmember Dunbar spoke in response to comments made by speakers at the podium tonight.

Council President Jeffries spoke in response to comments made by speakers at the podium tonight.

**REMARKS BY THE MAYOR
OR EXECUTIVE ASSISTANT**

Jerry Ambrose, Executive Assistant to Mayor Bernero, spoke about the City's graffiti hotline and announced that tomorrow the City will resume yard waste pick-up.

Councilmember Kaltenbach asked Jerry Ambrose about vacancies on the Memorial Review Board and the Administration's position regarding the future of the board.

ADJOURNED TIME 9:24 P.M.

CHRIS SWOPE, CITY CLERK