



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF JULY 27, 2009



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 Quinney.

PRESENT: Councilmembers Allen, Dunbar, Hewitt, Jeffries, Kaltenbach, Quinney, Wood

ABSENT: Councilmember Robinson

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

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Councilmember Jeffries

To approve the printed Council Proceedings of July 20, 2009

Motion carried

CONSIDERATION OF LATE ITEMS

By Councilmember Jeffries

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 Kaltenbach; Recognition of Non-Profit Status in the City of Lansing to Fantasia Ballet Folklorico located at 4922 S. Pennsylvania Ave.

SPECIAL CEREMONIES

- Special Ceremonies

1. Tribute; Neighborhood Hero Award to Zar-eah Roper and family

Councilmember Hewitt spoke about acts of kindness and common sense. He stated that Zar-eah Roper acted with common sense to help her friend when he was in need.

City Clerk Swope read the following resolution:

RESOLUTION #2009-275

BY COUNCILMEMBER A'LYNNE ROBINSON
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, when eight year old Zar-eah Roper recognized young Trenten Davis from the Lansing Parks and Recreation Center walking the streets, she instinctively rushed to his aid and took him to her home to enlist help in locating his family; and

WHEREAS, Zar-eah and her family called every number that Trenten could recall to no avail. Meanwhile, Trenten's mother and grandfather

spent a harrowing morning in search of the young boy; and

WHEREAS, Zar-eah had taken Trenten out for a bike ride when his grandfather spotted him. Grateful that he had been tended to by a caring family, Trenten's grandfather rushed him home and called his mother, Adonis, to report that he was returned home safely;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to extend its deepest appreciation to Zar-eah Roper. As Albert Camus once stated "There's no question of heroism in all this. It's a matter of common decency." This has never been a truer statement and for your kindness, courage, and heroism, we thank you sincerely.

By Councilmember Hewitt

To place an affirmative roll on the resolution

By Councilmember Hewitt

To amend the resolution by striking all instances of "Dar-eah" and replace them with "Zar-eah"

Motion Carried

The question being the motion to place an affirmative roll on the resolution

Motion Carried

Councilmember Hewitt gave Zar-eah and Mr. & Mrs. Roper certificates of appreciation. He thanked the family for doing the right thing.

2. Tribute; Recognition of the Capital City Quarter Midget Racing Club on its 50th Anniversary

Councilmember Wood spoke about the Capital City Quarter Midget Racing Club.

A representative spoke about the history of the club.

A representative introduced members of the club present. He spoke about the club's activities and schedule.

Councilmember Allen spoke about the club's sponsor and its location. She asked about any family members of the drivers present that might race as well.

Councilmember Wood congratulated the club on its 50th anniversary.

COUNCILMEMBERS' COMMENTS AND CITY CLERK'S ANNOUNCEMENTS:

Councilmember Wood stated that the African American Parade will be in September this year. She announced the Black Child and Family Institute's Community Cares Festival.

Councilmember Allen asked Jerry Ambrose, Executive Assistant to Mayor Bernero, about mowing the grass on S. Cedar St.

City Clerk Swope spoke about the upcoming City Primary Election and the candidate races on the ballot. He stated that there is still time to request and receive absentee ballots. He announced the NAACP Mayoral Candidate Forum.

Councilmember Jeffries spoke about Elie's Race and thanked all of those who participated, including his wife.

Councilmember Hewitt asked City Clerk Swope if the Ward 1 Precinct 3 polling location would be open for the City Primary Election and he stated that it would be.

Councilmember Dunbar thanked Jessica Yorke for the recent Westside Summerfest. She stated that Fox 47 news anchor Jason Colthorp is a candidate to appear on the Regis and Kathi Lee show.

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

Jerry Ambrose, Executive Assistant to Mayor Bernero, announced the next Concert in the Park and the next Blues on the Square events. He spoke about several items on tonight's agenda setting Public Hearings.

PUBLIC COMMENT ON LEGISLATIVE MATTERS

- Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

There were no Public Hearings.

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

Kathi Raffone of 1221 Muskegon Ave. stated concerns with fireworks.

John Pollard of 1718 Blair St. spoke in opposition to tax abatements.

Stan Shuck of 818 Cooper Ave. spoke in opposition to tax abatements.

PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS:

Winston Williams of P.O. Box 14273 spoke about the NAACP Mayoral Candidates Forum.

Stan Shuck of 818 Cooper Ave. spoke about various city matters.

William Hubbell of 3916 Wedgewood Dr. spoke about various city matters.

Catherine Mercer of 4530 Sycamore St., Holt, spoke about various city matters.

Michael Mercer of 4530 Sycamore St., Holt, spoke about various city matters.

Bob Gray of 422 Dadson Dr. spoke about various city matters.

Demaco Chappell of P.O. Box 13223 spoke about the Black Child and Family Institute.

Carl Calille of 306 Harriet Ave. spoke about various city matters.

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

Shelton James Phoillips of 1301 Warwick Dr. spoke about various city matters.

Ammahad-Shekarakki of 902 W. Willow St. spoke about Malcolm X.

Dennis Burdick of 518 N. Verlinden St. spoke about the city's taxes and budget.

Robert Ovalle of 2023 Park Ln. spoke about various city matters.

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

Shawn Cox of 1807 W. Rundle Ave. spoke about various city matters.

Kathi Raffone of 1221 Muskegon Ave. spoke about various city matters.

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

Willy Williams of P.O. Box 11042 spoke about various city matters.

LEGISLATIVE MATTERS

RESOLUTIONS

RESOLUTION #2009-276

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

WHEREAS, the City of Lansing received and filed an application from requesting an Industrial Facilities Exemption Certificate (IFT 02-09) for real and personal property, pursuant to Public Act 198 of 1974, as amended; and

WHEREAS, prior to acting upon this request, it is necessary to hold a public hearing on Demmer Corp.'s application for an Industrial Facilities Exemption Certificate (IFT 02-09), to allow for any resident or 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 August 10, 2009 at 7 p.m. on the application for an Industrial Facilities Exemption Certificate (IFT 02-09) for real and personal property located within the boundary more particularly described as:

COM W LINE BALLARD ST 345.35 FT S OF S LINE PORTER ST, TH S 288.87 FT, N 89DEG 35MIN W 798 FT +/- TO W LINE SEC 10 T4N R2W, N'LY ON SAID LINE 413 FT +/-, N 89DEG 31MIN 30SCD E 450 FT +/-, S PAR'L WITH W LINE BALLARD ST 78.45 FT, S 57DEG 27MIN E 99 FT, S 89DEG 59MIN E TO BEG, EXC THAT PART LYING S OF N'LY R/W LINE RELOCATED OAKLAND AVE JAMES SEYMOURS SUB, commonly known as 705 E. Oakland Ave., Lansing, MI, 48906

and that the City Clerk cause to be published in a publication of general circulation, giving notice of such hearing, and that the City Clerk also cause the legislative body of each taxing unit levying ad valorem taxes on this property, as well as the owners of real and personal property located within the stated boundary, be notified by certified mail of this application and the scheduled public hearing.

By Councilmember Jeffries

Motion Carried

RESOLUTION #2009-277

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

WHEREAS, the City of Lansing received and filed an application from Symmetry Medical Inc. Jet requesting an Industrial Facilities Exemption Certificate (IFT 03-09) for real and personal property, pursuant to Public Act 198 of 1974, as amended; and

WHEREAS, prior to acting upon this request, it is necessary to hold a public hearing on Symmetry Medical Inc. Jet's application for an Industrial Facilities Exemption Certificate (IFT 03-09), to allow for any resident or 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 August 10th, 2009 at 7 p.m., on the application for an Industrial Facilities Exemption Certificate (IFT 03-09) for real and personal property located within the boundary more particularly described as:

LOTS 1&2 JET PLACE commonly known as 5212 Aurelius Rd., Lansing, MI,

and that the City Clerk cause to be published in a publication of general circulation, giving notice of such hearing, and that the City Clerk also cause the legislative body of each taxing unit levying ad valorem taxes on this property, as well as the owners of real and personal property located within the stated boundary, be notified by certified mail of this application and the scheduled public hearing.

By Councilmember Jeffries

Motion Carried

RESOLUTION #2009-278

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 a resolution of intent to create the Saginaw Avenue Corridor Improvement Authority (the Authority) in accordance with the provisions of the Saginaw Corridor Improvement Authority, Public Act 280 of 2005, as amended (the Act);

WHEREAS, the Saginaw Avenue Corridor Improvement Authority Development Area, as defined in the Act (the "Proposed Development Area"), is comprised of eligible property within an area along Saginaw Avenue bounded by an area of all commercial property, as defined by PA 206 of 1893, found within 500 feet north and 500 feet south of the centerline of Saginaw Avenue, and from the western edge of the City Limits of the City of Lansing to the west to the center line of Pennsylvania Ave. to the east, and specifically identified in Exhibit A;

WHEREAS, the District meets all of the requirements of section 5 of Public Act 280 of 2005, including:

1. The Proposed Development Area is adjacent to a road classified as an arterial or collector according to the Federal Highway Administration Manual "Highway Functional Classification – Concepts, Criteria and Procedures;" and
2. The Proposed Development Area contains at least ten (10) contiguous parcels or at least five (5) contiguous acres; and
3. More than half 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, Act 206 of 1893, as amended (MCL 211.34c); and

4. 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.
5. The Proposed Development Area is presently served by municipal water and sewer; and
6. The Proposed Development Area is zoned to allow for mixed use that includes high density residential use

and;

WHEREAS, in accordance with Act 280 the City would further agree to the following with respect to the Proposed Development Area:

1. To expedite the local permitting and inspection process in the Proposed Development Area; and
2. To modify its master plan to provide for walkable non-motorized interconnections, including sidewalks and streetscapes throughout the Proposed Development Area

and;

WHEREAS, at least one member of the Authority must reside within ½ 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 to create and provide for the operation of a corridor improvement authority as enabled by and pursuant to Act 280; and

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

BE IT FURTHER RESOLVED that the authority will be known as the "Saginaw Avenue Corridor Improvement Authority";

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, on 24th day of August 2009, for the purpose of receiving comment on the establishment of the Michigan Avenue Corridor Authority as set forth in Public Act 280 of 2005. 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 City 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.

By Councilmember Jeffries

Motion Carried

RESOLUTION #2009-279

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

WHEREAS, the City of Lansing, in conjunction with the City of East Lansing and Charter Township of Lansing has prepared and forwarded a resolution of intent to create the Michigan Avenue Corridor Improvement Authority (the Authority) in accordance with the provisions of the Michigan Corridor Improvement Authority, Public Act 280 of 2005, as amended (the Act);

WHEREAS, the Michigan Avenue Corridor Improvement Authority Development Area, as defined in the Act (the "Proposed Development Area"), is comprised of eligible property within an area along Michigan Avenue bounded by an area of all commercial property, as defined by PA 206 of 1893, found within 500 feet north and 500 feet south of the centerline of Michigan Avenue, and from the eastern edge of the Pere Marquette Rail Line in the City of Lansing to the west to the Lansing City limit to the east, and specifically identified in Exhibit A;

WHEREAS, the District meets all of the requirements of section 5 of Public Act 280 of 2005, including:

1. The Proposed Development Area is adjacent to a road classified as an arterial or collector according to the Federal Highway Administration Manual "Highway Functional Classification – Concepts, Criteria and Procedures;" and
2. The Proposed Development Area contains at least ten (10) contiguous parcels or at least five (5) contiguous acres; and
3. More than half 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, Act 206 of 1893, as amended (MCL 211.34c); and
4. 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.
5. The Proposed Development Area is presently served by municipal water and sewer; and
6. The Proposed Development Area is zoned to allow for mixed use that includes high density residential use

and;

WHEREAS, in accordance with Act 280 the City would further agree to the following with respect to the Proposed Development Area:

1. To expedite the local permitting and inspection process in the Proposed Development Area; and
2. To modify its master plan to provide for walkable

non-motorized interconnections, including sidewalks and streetscapes throughout the Proposed Development Area

and;

WHEREAS, at least one member of the Authority must reside within 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;

BE IT FURTHER RESOLVED that the City Council hereby declares its intent to work together with the City of East Lansing and the Charter Township of Lansing to create and provide for the operation of a corridor improvement authority as enabled by and pursuant to Act 280;

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

BE IT FURTHER RESOLVED that the authority will be known as the "Michigan Avenue Corridor Improvement Authority."

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, on 24th day of 2009, for the purpose of receiving comment on the establishment of the Michigan Avenue Corridor Authority as set forth in Public Act 280 of 2005. 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 City 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.

By Councilmember Jeffries

Motion Carried

RESOLUTION #2009-280

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

WHEREAS, the City Clerk has forwarded an application for a City Permit, which has been routinely processed without objection, and is ready for final action by this Council; and

WHEREAS, all required signatures have been obtained supporting the application for a fireworks display permit;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, approves the application for a City Permit as follows:

FIREWORKS DISPLAY PERMIT:

Roger Bonney of Night Magic on behalf of Lansing Lugnuts for a public display of fireworks in the City of Lansing at 505 E. Michigan Avenue to be held on August 1, August 7, August 8, August 15, and September 4, 2009 with rain dates of August 8, August 15, and September 4.

By Councilmember Kaltenbach

Motion Carried

RESOLUTION #2009-281

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

WHEREAS, the Fabulous Acres Neighborhood Association has requested \$300.00 to defray costs associated with their Annual Neighborhood Block Party to be held on August 15, 2009; and

WHEREAS, the Committee on General Services met on July 27, 2009, and reviewed the request; and

WHEREAS, the maximum total amount of Community Promotion Funds to be awarded an organization in one fiscal year is \$500.00;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, approves an allocation from the Community Promotion Account to Fabulous Acres to defray costs associated with the Fabulous Acres Neighborhood Association Annual Neighborhood Block Party to be held on August 15, 2009;

BE IT FURTHER RESOLVED that the Mayor and the Finance Department shall process this request by charging \$300.00 to the Council Community Promotion Account – 101.112101.741289.0;

BE IT FINALLY RESOLVED that Fabulous Acres Neighborhood Association shall submit a written analysis of the event, 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 Councilmember Kaltenbach

Motion Carried

RESOLUTION #2009-282

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

WHEREAS, Moores Park Neighborhood Organization has requested \$500.00 to defray costs associated with the Moores Park Neighborhood Organization Kids Carnival to be held on July 31, 2009; and

WHEREAS, the Committee on General Services met on July 27, 2009 and reviewed the request; and

WHEREAS, the maximum total amount of Community Promotion Funds to be awarded an organization in one fiscal year is \$500.00;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, approves an allocation of \$500.00 from the Community Promotion Account to Moores Park Neighborhood Organization to defray costs associated with the Moores Park Neighborhood Organization Kids Carnival to be held on July 31, 2009;

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

BE IT FINALLY RESOLVED that the Moores Park Neighborhood Organization shall submit a written analysis of the event, 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 Councilmember Kaltenbach

Motion Carried

RESOLUTION #2009-283

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

WHEREAS, the Lansing Area Parents' Respite Center has requested a resolution of recognition as a Local Nonprofit Organization operating in the City of Lansing for the purpose of obtaining a charitable gaming license pursuant to MCL 432.103 (9); and

WHEREAS, the City Attorney has reported that, based on a review of the documentation submitted, the applicant qualifies as a Local Nonprofit Organization;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, recognizes the Lansing Area Parents' Respite Center as a Local Nonprofit Organization operating in the City of Lansing for the purpose of obtaining a charitable gaming license;

BE IT FURTHER RESOLVED the City Clerk is requested to provide a copy of this resolution to the Judith Wagner, Lansing Area Parents, Respite Center, of 840 E. Mt. Hope, Suite 101 Lansing, Michigan.

By Councilmember Kaltenbach

Motion Carried

RESOLUTION #2009-284

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

WHEREAS, the Fantasia Ballet Folklorico has requested a resolution of recognition as a Local Nonprofit Organization operating in the City of Lansing for the purpose of obtaining a charitable gaming license pursuant to MCL 432.103 (9); and

WHEREAS, the City Attorney has reported that, based on a review of the documentation submitted, the applicant qualifies as a Local Nonprofit Organization;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, recognizes the Fantasia Ballet Folklorico as a Local Nonprofit Organization operating in the City of Lansing for the purpose of obtaining a charitable gaming license.

BE IT FURTHER RESOLVED the City Clerk is requested to provide a copy of this resolution to the Michael Rocha, Fantasia Ballet Folklorico, of 4922 S Pennsylvania Ave. Lansing, Michigan 48910.

By Councilmember Kaltenbach

Motion Carried

ORDINANCES FOR INTRODUCTION

INTRODUCTION OF ORDINANCES

By Councilmember Jeffries, Chair of the Committee on Development and Planning

That the Ordinance when read by its title be considered as read in its entirety

By the Committee on Development and Planning

By Councilmember Jeffries

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 for property located at:

Z-1-2009; 1141 N. Pine St., rezoning from "B" Residential District to "D-1" Professional Office District

was introduced by Councilmember Jeffries, read by its title and referred to the Committee on Development and Planning.

RESOLUTION #2009-285

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, August 17, 2009, 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-1-2009; 1141 N. Pine St., rezoning from "B" Residential District to "D-1" Professional Office District

By Councilmember Jeffries

Motion Carried

INTRODUCTION OF ORDINANCES

By Councilmember Jeffries, Chair of the Committee on Development and Planning

That the Ordinance when read by its title be considered as read in its entirety

By the Committee on Development and Planning

By Councilmember Jeffries

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 for property located at:

Z-3-2009; 1114 W. Ionia St., rezoning from "B" Residential District to "C" Residential District

was introduced by Councilmember Jeffries, read by its title and referred to the Committee on Development and Planning.

RESOLUTION #2009-286

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, August 17, 2009, 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-3-2009; 1114 W. Ionia St., rezoning from "B" Residential District to "C" Residential District

By Councilmember Jeffries

Motion Carried

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

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

Motion Carried

The City Council returned to the order of:

RESOLUTIONS

RESOLUTION #2009-287

BY COUNCILMEMBER CAROL WOOD
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Capitol Quarter Midgets Association provides a fun sporting activity for the Lansing youth, ages 5-16; and

WHEREAS, the Capitol Quarter Midgets Association is part of a nation wide volunteer organization called "Quarter Midgets of America" and has been in existence in Lansing since 1959, located behind Rookies Restaurant on North Larch; and

WHEREAS, right from the start, kids are taught the basics at Novice School: flags, line-up, driving skills, and more. Imagine a child that barely rides a two wheeler, strapping in and putting the "pedal to the metal"; and

WHEREAS, the Capitol Quarter Midget Association, started by 8 men, held their 1st meeting in the basement of the Lansing State Journal building in the late fall of 1957; and

WHEREAS, the first race was held in 1959 on a dirt track, which was later upgraded to asphalt in 1960; and

WHEREAS, racing brings families together through participating, traveling, and competing; it's a building block for families to make friends and build relationships; it's fun watching kids race and observe how they mature, developing closeness and trust; and

WHEREAS, the Capitol Quarter Midgets Club hosts many events, a couple events will be held on August 8th-9th and August 15th-16th, where competitors from other states come to race, and at the end of the year, they will hold a charity race where all proceeds from the event are donated to a charity; and

WHEREAS, the Capitol Quarter Midgets Association's 50th Anniversary is being celebrated with a race event to be held August 1, 2009;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, congratulates the Capitol Quarter Midgets Club on their 50th Anniversary and wishes them continued success;

BE IT FURTHER RESOLVED, the Lansing City Council extends to each and every one of the youths driving midgets a safe and speedy ride.

By Councilmember Wood

Motion Carried

The City Council returned to the order of:

**COMMUNICATIONS AND PETITIONS;
AND OTHER CITY RELATED MATTERS**

• Reports from City Officers, Boards and Commissions:

- a. Letters from the City Clerk:
 - i. Providing notice of the completion of the "Complete Streets" ordinance petition, and submitting a copy of the petition and full ordinance language

REFERRED TO THE CITY ATTORNEY AND REFERRED TO THE COMMITTEE OF THE WHOLE

- ii. Submitting an Approval of an Application for a Public Display of Fireworks filed by Roger Bonney of Night Magic Displays on behalf of Lansing Lugnuts, to be held on August 1, August 7, August 8, August 15, and September 4, 2009 with rain dates of August 8, August 15, and September 4

RECEIVED AND PLACED ON FILE

- iii. Submitting minutes of Boards and Authorities placed on file in the City Clerk's Office

RECEIVED AND PLACED ON FILE

- b. Letters from the Mayor re:
 - i. IFT-02-09; Request for Public Hearing regarding an Application for Industrial Facilities Tax Exemption Certificate filed by Demmer Corporation for property located at 705 E. Oakland Ave.

RECEIVED AND PLACED ON FILE

- ii. IFT-03-09; Request for Public Hearing regarding an Application for Industrial Facilities Tax Exemption Certificate filed by Symmetry Medical Inc. Jet for property located at 5212 Aurelius Rd.

RECEIVED AND PLACED ON FILE

• Communications and Petitions, and Other City Related Matters:

- a. Letters from the State of Michigan Liquor Control Commission providing 15-Day Notice of applications for new SDM licenses submitted by Walgreen Co. to be located at:
 - i. 3435 E. Saginaw St.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- ii. 3404 S. Martin Luther King, Jr. Blvd.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- iii. 410 E. Jolly Rd.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- b. Engagement letter; Rehmann Robson as Auditors for the City of Lansing for the year ended June 30, 2009

RECEIVED AND PLACED ON FILE

- c. Letter from AT&T Michigan submitting a copy of its Second Annual Video Report dated July 20, 2009

REFERRED TO THE TELECOMMUNICATIONS AND CABLE ADVISORY BOARD

- d. Request for Recognition of Non-Profit Status in the City of Lansing submitted by the Black Child and Family Institute

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- e. Application for Community Funding submitted by the Friends of Lansing's Historic Cemeteries for its 2009 Fall Cemetery Tour/Walk to be held September 27, 2009

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- f. Letter from John Pollard of Fair Share Coalition of Lansing submitting Freedom of Information Act (FOIA) requests regarding the cost of flowers on Michigan Ave. and in downtown, and for a list of City Council videotapes currently in the possession of City TV; also submitting an alleged Charter violation by Mayor Bernero and Jerry Ambrose

REFERRED TO THE CITY ATTORNEY

MOTION OF EXCUSED ABSENCE

By Councilmember Allen

To excuse Councilmember Robinson from tonight's meeting

Motion Carried

REMARKS BY COUNCILMEMBERS

Councilmember Kaltenbach asked Jerry Ambrose, Executive Assistant to Mayor Bernero, to check on the possibility of signs telling drivers to slow down on Saginaw St. when approaching Verlinden Ave. from the west.

Councilmember Jeffries asked Jerry Ambrose to check on issues related to the traffic lights at the intersection of Martin Luther King, Jr. Blvd. and Grand River Ave.

City Clerk Swope stated that the SDM license requests from Walgreen Co. are for new licenses.

Councilmember Allen asked Jerry Ambrose about the possibility of signs disallowing commercial vehicles on Alpha St.

Council President Quinney wished Councilmember Wood a happy birthday.

ADJOURNED TIME 9:04 P.M.

CHRIS SWOPE, CITY CLERK