



OFFICIAL PROCEEDINGS OF  
THE CITY COUNCIL  
CITY OF LANSING  
PROCEEDINGS OF AUGUST 24, 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, Hewitt, Kaltenbach, Quinney, Wood

ABSENT: Councilmember Dunbar (Arrived at 7:07 p.m.), Jeffries (Arrived at 7:03 p.m.) and Robinson (Arrived at 7:17 p.m.)

Councilmember Wood asked people to remember Juanita Mitchell-Chapman, who recently passed away during the moment of Meditation. The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Quinney

*Councilmember Jeffries arrived at the meeting at 7:03 p.m.*

### 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; Approval of a request from Michigan Brewing Company, Inc. for a new Micro Brewer License with Outdoor Service to be located at 402 S. Washington Sq.

### SPECIAL CEREMONIES

- Special Ceremonies

1. Tribute; Recognition of Katrina Urista as Employee of the Year

Jerry Ambrose, Executive Assistant to Mayor Bernero, stated that it was a honor to recognize the dedication and accomplishments of Katrina Urista. He spoke about her character and her courteousness.

Council President Quinney congratulated Katrina and thanked her for all of her hard work in the community on efforts such as the Mobile Food Pantry and Project Create.

*Councilmember Dunbar arrived at the meeting at 7:07 p.m.*

Katrina Urista stated that she was honored to receive this recognition and said that people should walk the walk in stead of talking the talk when it comes to helping others and doing positive things in Lansing. She thanked the city's leadership in recognizing the need to help citizens.

2. Tribute; Recognition of Recovery Network, Inc. and Proclaiming the month of September 2009 as National Alcohol and Drug Addiction Recovery Month

Councilmember Wood spoke about events such as these starting dialogues that can give those with addictions a sense of hope.

City Clerk Swope read the following Resolution:

**RESOLUTION #2009-318**

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

WHEREAS, substance abuse disorders affect 22.6 million people aged 12 and over (or 9.6% of the population), which is more than the number of people living with coronary heart disease, cancer, or Alzheimer's combined; and

WHEREAS, effective evidence-based treatment has led to long-term recovery from substance use disorders and brought a new outlook on life for those in recovery and their families and friends; and

WHEREAS, many have found recovery sources on the internet to aid them in finding individualized treatment that many studies have consistently found to be essential for a successful path of recovery; and

WHEREAS, real stories of long-term recovery can inspire others to ask for help and improve their own lives, the lives of their families, and benefit the entire community; and

WHEREAS, it is critical that we educate our community members that substance use disorders are treatable, yet serious health care problems, and by treating them like other chronic health conditions, we can improve the quality of life for the entire community; and

WHEREAS, to help achieve this goal, the U.S. Department of Health and Human Services, the Substance Abuse and Mental Health Services Administration, the White House Office of National Drug Control Policy, and the Michigan Recovery Month Coalition invite all residents of the City of Lansing to participate in the National Alcohol and Drug Addiction Recovery month, September 2009;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, proclaims the month of September 2009 as National Alcohol and Drug Addiction Recovery Month in the City of Lansing;

BE IT FURTHER RESOLVED that the Lansing City Council encourages the residents of the City of Lansing to observe this month with appropriate programs, activities, and ceremonies supporting this year's theme, "Together we learn, together we heal."

By Councilmember Wood

Motion Carried

Victor Braatz spoke about awareness of alcohol and drug addictions and the need for recovery programs. He invited everyone to the kickoff of this year's National Alcohol and Drug Addiction Recovery Month events.

### COUNCILMEMBERS' COMMENTS AND CITY CLERK'S ANNOUNCEMENTS:

Councilmember Allen congratulated the Pennway Church of God on its successful block party.

Councilmember Wood stated that businesses affected by CSO construction such as Handy's Market, Roma Bakery and Great Harvest Bread Co. should be sought out and patronized so that their businesses might not suffer much through the construction.

*Vice President Robinson arrived at the meeting at 7:17 p.m.*

Councilmember Dunbar thanked those who participated in and those who organized the recent Southside Showcase. She congratulated those who organized the Benjamin Davis Park Neighborhood Picnic and spoke about the opening of the walking path in Benjamin Davis Park.

Vice President Robinson announced the Barbecue on the Boulevard event and the next Averill Woods neighborhood meeting. She spoke about the Southside Showcase.

Council President Quinney announced the Labor Fest event and invited everyone to volunteer and participate in the event.

### **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, stated that Eric Hart of the Lansing Entertainment and Public Facilities Authority has accepted a job in Tampa, FL and will be sorely missed. He spoke about Mayor Bernero attending the Senior Picnic event this morning. He announced the upcoming Bless Fest and the Caribbean Festival at Lansing Community College. He thanked and congratulated the AT&T Pioneers who donated money to Habitat for Humanity. He spoke about several items on tonight's agenda including the Public Hearings for the Saginaw Street and Michigan Avenue Improvement Authorities.

### **PUBLIC COMMENT ON LEGISLATIVE MATTERS**

- Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

1. In consideration of the establishment of the Saginaw Street Corridor Improvement Authority
2. In consideration of the establishment of the Michigan Avenue Corridor Improvement Authority

Councilmember Jeffries gave a brief overview of the Public Hearings.

Jessica Yorke of 815 Bancroft Ct. spoke in support of the establishment of the Saginaw Street Corridor Improvement Authority.

Steve Purchase of 707 Prudden Pl. spoke in support of the establishment of the Saginaw Street Corridor Improvement Authority.

Peter Boldt of 1026 W. Saginaw St. spoke in support of the establishment of the Saginaw Street Corridor Improvement Authority.

Patty Reudeasili of 2001 W. Saginaw St. spoke in support of the establishment of the Saginaw Street Corridor Improvement Authority.

Mike Schury of 1611 S. Genesee St. spoke in support of the establishment of the Saginaw Street Corridor Improvement Authority.

Nicole Schippel of 1012 N. Walnut St. spoke in support of the establishment of the Saginaw Street Corridor Improvement Authority.

Heta Mehta of 1012 N. Walnut St. spoke in support of the establishment of the Saginaw Street Corridor Improvement Authority.

Ronald Kruger of 3333 Moores River Dr. stated concerns with improvement authorities.

Walter Brown of 1310 Knollwood Ave. stated concerns with improvement authorities.

Faron Supanich of 711 Sparrow Ave. spoke in support of the establishment of the Michigan Avenue Corridor Improvement Authority.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. stated concerns with improvement authorities.

Charlene Decker of 2711 Pleasant Grove Rd. stated concerns with improvement authorities.

Kathi Raffone of 1221 Muskegon Ave. spoke in opposition to improvement authorities.

John Pollard of 1718 Blair St. spoke in opposition to improvement authorities.

Willy Williams of P.O. Box 11042 spoke in support of improvement authorities.

City Clerk Swope stated that the City Council received written comments in support of the establishment of the Saginaw Street Corridor Improvement Authority submitted by Jeff Dittmer of J&J Appliance and Furniture.

### **REFERRAL OF PUBLIC HEARINGS**

1. In consideration of the establishment of the Saginaw Street Corridor Improvement Authority

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

2. In consideration of the establishment of the Michigan Avenue Corridor Improvement Authority

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

### **PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS:**

Ronald Kruger of 3333 Moores River Dr. spoke about a bike ordinance.

Walter Brown of 1310 Knollwood Ave. spoke about surveillance cameras.

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

Teresa Panetta of 2125 Groesbeck Dr. spoke about Revisions to the City Council Rules

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.

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.

Erin Fox of 401 Jones St. spoke about Leukemia awareness.

Robert Ovalle of P.O. Box 225 spoke about voting.

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

## LEGISLATIVE MATTERS

### RESOLUTIONS

#### **RESOLUTION #2009-319**

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

WHEREAS, the Lansing Association for Human Rights (LAHR) was founded by Dr. Mary Hartshorn and Barb Harte and began as a very loosely organized group on August 23, 1979, with nearly fifty attendees at the first meeting; and

WHEREAS, The organization had three purposes; to help coordinate gay and lesbian activities in the Lansing area through increasing communication, organizing social groups and events for area gays and lesbians, and assisting in local, state, and national gay/lesbian activism; and

WHEREAS, the meetings held at Dr. Mary Hartshorn and Barb Harte's home were potlucks, social gatherings, and a venue for people to discuss Lesbian, Gay, Bisexual, Transgender, and Questioning (LGBTQ) issues; and

WHEREAS, LAHR tackled tough issues, such as sting operations by police. At a Lansing City Council, in a standing room only meeting, LAHR presented a 100-page report highlighting the community views, statistics and facts about the illegal arrests of over 30 gay men. Of those thirty, only two went to trial and both were found not guilty. It was an historic moment for the LGBTQ community; and

WHEREAS, in 1980, LAHR asked the Lansing City Council for a Civil Rights and a Fair Housing Ordinance, which the Council approved, but the Mayor vetoed. In 1996, LAHR supported the Lansing Equal Rights Task Force to achieve a comprehensive Civil Rights ordinance, which was passed by City Council and approved by Mayor Hollister. Proposal 1 was later overturned by a vote of the public; and

WHEREAS, the first LAHR Newsletter was published in September 1979, and again made history by publishing the first article in Michigan about AIDS in September 1981, long before AIDS had a name; and

WHEREAS, in May 1983, under the leadership of William Sawyer, LAHR President Mike Hendricks and assisted by Jan Sperling, a third year medical student at the MSU College of Human Medicine, formed the Lansing Health Information Network Council as a response to the urgent need for quality health care in Lansing's gay community; and

WHEREAS, LAHR hosts numerous social networking events in Lansing to keep the community vibrant and strong, such as Sistrum, the Lansing Women's Chorus, Social Knit Nights, Greater Lansing Gay Men's Chorus, Great Lakes Pride Band, Suits and the City, LAHR's Coffee Night, LAHR Downtown Lunches, and the Breakfast Club; and

WHEREAS, on Sunday, August 23, 2009, the Lansing Association for Human Rights will celebrate its 30th Anniversary serving Lansing's Lesbian, Gay, Bisexual, and Transgendered Community;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to congratulate Lansing Association for Human Rights on its 30th Anniversary and extends its appreciation for their service to the community. We wish you continued success!

By Councilmember Wood

Motion Carried

#### **RESOLUTION #2009-320**

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

WHEREAS, the Black Child and Family Institute has requested \$500.00 to defray costs associated with the Genesee Block Party "Community Cares Festival" to be held on September 5, 2009; and

WHEREAS, the Committee on General Services met on Monday, August 24, 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 the Black Child and Family Institute to defray costs associated with the Genesee Block Party "Community Cares Festival" to be held on September 5, 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 Black Child and Family Institute 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 #2009-321**

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

WHEREAS, Wexford Montessori Magnet School PTA has requested \$500.00 to defray costs associated with the New Mt. Calvary Community Celebration to be held on August 29, 2009; and

WHEREAS, the Committee on General Services met on Monday, August 24, 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 Wexford Montessori Magnet School PTA to defray costs associated with the New Mt. Calvary Community Celebration to be held on August 29, 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 Wexford Montessori Magnet School PTA 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 #2009-322**

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

WHEREAS, the Licensing and Enforcement Division of the Michigan Liquor Control Commission has received a request from the Michigan Brewing Company, Inc for a new Micro Brewer License with Outdoor Service to be located at 402 S. Washington, Lansing; and

WHEREAS, Michigan Brewing Company, Inc. of 402 S. Washington has obtained the appropriate signatures to add a new Micro Brewer License with Outdoor Service; and

WHEREAS, the Committee on General Services met on Monday, August 24, 2009, to review the request and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, approves a new Micro Brewer License with Outdoor Service to be located at 402 S. Washington, Lansing for Michigan Brewing Company, Inc;

BE IT FURTHER RESOLVED, the City Clerk is requested to notify the Michigan Liquor Control Commission of the action taken.

By Councilmember Kaltenbach

Motion Carried

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

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

Motion Carried

- Reports from City Officers, Boards and Commissions:
  - a. Letters from the City Clerk:
    - i. Submitting a copy of Canvass of Votes Cast in the City of Lansing at the Primary Election held on Tuesday, August 4, 2009

RECEIVED AND PLACED ON FILE

- ii. Submitting a request from Michigan Brewing Company, Inc. for a new Micro Brewer License with Outdoor Service to be located at 402 S. Washington Sq.

RECEIVED AND PLACED ON FILE

- b. Letters from the Mayor re:
  - i. IFT-3-09; Issuance of Industrial Facilities Tax Exemption Certificate to Symmetry Medical Inc. Jet for property located at 5212 Aurelius Rd.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- ii. Amendment to Ballentine Apartment PILOT (Payment in Lieu of Taxes)

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- iii. Transfer of Funds; State/Federal Programs, Emergency Management Performance Grant

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- iv. Transfer of Funds; Federal Home Grant Program

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- v. Sole Source Purchase; Finance/Building Maintenance Division request for C2AE as the vendor for Kircher Ball Field Lighting Design Project

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- Communications and Petitions, and Other City Related Matters:
  - a. Letter from the Ingham County Drain Commissioner's office providing notice of a Public Hearing of Apportionment on the Alton, Oakwood, Pawlowski Creek and Stimson drains to be held September 2, 2009

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- b. Letter from the Treasurer of Lansing Sesquicentennial Foundation, Timothy Adams, submitting its monthly report of expenditures for July 2009

REFERRED TO THE COMMITTEE ON WAYS AND MEANS AND THE INTERNAL AUDITOR

- c. Letter from Comcast Cable providing notice of changes to the Local Alert System

REFERRED TO THE TELECOMMUNICATIONS AND CABLE ADVISORY BOARD AND REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- d. Michigan Tax Tribunal Corrected Amended Petition submitted on behalf of Arbaugh Redevelopment, Ltd. for property located at 401 S. Washington Sq.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING AND REFERRED TO THE CITY TREASURER AND REFERRED TO THE CITY ATTORNEY

- e. Requests for Recognition of Non-Profit Status in the City of Lansing submitted by:
  - i. Caravan Youth Center located at 1125 Weber Dr.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES AND REFERRED TO THE CITY ATTORNEY

- ii. Black Men Incorporated of Greater Lansing Charitable and Education Fund of P.O. Box 13182

REFERRED TO THE COMMITTEE ON GENERAL SERVICES AND REFERRED TO THE CITY ATTORNEY

- f. Claim appeal filed by Donna Brockwell for property located at 500 S. Magnolia Ave.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

**REMARKS BY COUNCILMEMBERS**

Councilmember Dunbar stated that Erin Fox who spoke on behalf of the Leukemia Foundation would have spoken at the beginning of the meeting even if the City Council rules are changed to move Public Comment on City Government Related Matters is moved to the end of the meetings.

REMARKS BY THE MAYOR  
OR EXECUTIVE ASSISTANT

ADJOURNED TIME 9:17 P.M.

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CHRIS SWOPE, CITY CLERK