



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF FEBRUARY 8, 2010**

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 Robinson

PRESENT: Council Members Dunbar, Hewitt, Houghton, Jeffries, Quinney, Robinson, Wood

ABSENT: Council Member Yorke (Arrived at 7:06 p.m.)

The Council observed a moment of Meditation followed by the Pledge of Allegiance led by Ryan Fisher of Boy Scout Troop 111.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Dunbar

To approve the printed Council Proceedings of February 1, 2010

Motion carried

CONSIDERATION OF LATE ITEMS

By Council Member 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 Council Member Jeffries: Letter from David Ferguson of Ferguson Development, LLC requesting an extension for the development of Phase III for On the Grand Condominiums

SPECIAL CEREMONIES

- Special Ceremonies

1. Presentation; Poem reading by Dee Freeman for Black History Month

Council Member Yorke arrived at the meeting at 7:06 p.m.

Dee Freeman read the following poem:

BEYOND EMANCIPATION: WE'VE COME A LONG WAY!
© Dee Freeman 10-08

Black History, your history and my history...We all gather to celebrate successes we've made, which are dear to me, hopefully, also dear to you. We gather to celebrate our achievements because over the years, celebrating and acknowledgment have become the right things to do.

We gather to celebrate our movement beyond that noted date of emancipation.

We gather today to celebrate, whole hearted love, brotherhood—common purpose and co-operative participation.

We gather to show appreciation for the brave souls who sacrificed and fulfilled a covenant to move forward—never to relive that despicable past.

We gather to celebrate a time ancestors vowed to shake chains from mind, body and soul; with a unique strength only they knew could toughen up to last.

We gather to honor an awesome people who bent to the lash; who shouldered heavy burdens; who birthed auction block babies; yet survived years of demoralization, torture, hatred ...and were never spoken to as they were....men or ladies.

We commemorate them because their strength has seeped past bitterness or resentment; and flowed through the years to fill us today with desires of hope, growth and empowerment; though not yet contentment.

We gather not to shed bitter tears of sorrow or to have a pity party nor dwell upon vengeance to erase embedded deceit, envy, and strife. We gather to celebrate a united people...as community, as one empowered to commemorate the lasting freedom from that evil and horrendous way of life.

We gather under the same Sun, moon and stars, with ideas, desires, goals, and excitement, as did courageous folk of years ago. We gather to uplift ourselves from ditches, to straighten our bent backs, though this process shows successes are many times, much too slow. We gather to raise our lowered eyes; condemning shameful servitude; to raise our attitudes to a new level of dedication and participation; with excitement we lift our spirits to untold heights of hope, courage, pride and determination.

We gather today to celebrate brotherhood, sisterhood; to celebrate life and love; health and wealth; liberty and prosperity; wisdom and mostly truth and freedom.

We gather in this chamber of justice to celebrate, elevate and communicate to the world upon what level we really begun, and somehow, someday... show with pride and enthusiasm, just how far, we all as a united people...through God's grace, just how far we have truly come.....A Long Way, Baby!!!

Yeah!!!! Our history shows ...we've come a long way! Baby!!!

2. Mayoral Presentation; Recognition of the Rotary Club as the Lead Sponsor/Organizer of Lansing 150

Jerry Ambrose, Executive Assistant to Mayor Bernero, thanked the members of the Rotary Club present for all of their work related to Lansing's Sesquicentennial.

Jerry Ambrose read the following Mayoral Proclamation:

WHEREAS: It is a distinct privilege to thank and give recognition to the Rotary Club of Lansing for their exemplary community service. The members have worked diligently to help others, and create effective programs that contribute to the growth of the Lansing community; and

WHEREAS: Lansing Rotary Club established a strong partnership with businesses, schools and universities, non-profit organizations, and City entities for the

Sesquicentennial events to showcase the rich and storied history of Lansing; and

WHEREAS: The Signature Events for the celebration of the Lansing's Sesquicentennial included: Celebrate Health Week, where healthy lifestyles were emphasized; the LaborFest, which celebrated our laborers and public servants; the Lansing 150 Parade of the Decades, where citizens, businesses and other organizations participated in a 200-plus float motorcade; and the Lansing 150 Grand Finale at the Lansing Center to conclude the year-long festivities with a night of free food and entertainment; and

WHEREAS: The Lansing Rotary Club's management of the Lansing's Sesquicentennial Celebration resulted in a remarkable year filled with exciting and family-friendly activities and events to remind us of our heritage. The group's efforts remind us that during difficult times we still need to embrace positive spirit that that honors the past and advances our community working toward a prosperous future. While the Lansing Rotary Club took the lead in organizing the celebration, the event would not have been successful without the entire community of Lansing; and

NOW, THEREFORE, I, Virg Bernero, Mayor of the City of Lansing, by the power vested in me do hereby proclaim February 8, 2010 as:

"Lansing Rotary Club Day"

in Lansing. I encourage all residents to join with me in acknowledging the leadership of the Lansing Rotary Club and to thank them for being ambassadors for greatness as they lead the way on behalf of Lansing.

A representative of the Rotary Club spoke about the clubs participation in Lansing's Sesquicentennial and about all of the hard work of the volunteers.

3. Mayoral Presentation; Recognition of Boy Scout Troup 111 on 100 Years of Scouting

Ken Marlon of Boy Scout Troup 111 read a letter regarding the history of the troop.

Jerry Ambrose, Executive Assistant to Mayor Bernero, passed out certificates to Ken Marlon to give to the troop members at a latter time.

**COUNCIL MEMBERS' COMMENTS
AND CITY CLERK'S ANNOUNCEMENTS:**

Council Member Wood stated that an upcoming Green Infrastructure Master Plan meeting has been canceled. She announced upcoming Economic Development Master Plan meetings and a Family Care Givers Stress Free Day Retreat.

Council Member Jeffries announced the next St. Casimir Church 2nd Sundays Dinner for the community.

Council President Robinson announced the next 2nd Saturdays meeting for residents of the 3rd Ward.

City Clerk Swope gave his condolences to the family of Suzanne Ludwig, an election inspector who recently passed away. He spoke about the upcoming U.S. Census process and explained this year's form. He stated that City Hall would be closed on Monday as a city shut down day. He also stated that the next City Council meeting would take place on Thursday, February 18, 2010 at 1:30 p.m.

COMMUNITY EVENT ANNOUNCEMENTS

Kathi Raffone of 1221 Muskegon Ave. announced the free screening of

the movie "No Greater Love" for Valentine's Day.

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON LEGISLATIVE MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative 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 a Valentine's Day Splash Party at the South Side Community Center. He spoke about the City's property tax day being February 16, 2010. He spoke about several items on tonight's agenda including ratification of Teamster 580 contracts and tax abatements related to property located at 1118 S. Washington Ave.

Council President Robinson announced a Delta Sigma Theta Scholarship Ball.

SHOW CAUSE HEARINGS

- Comment on Scheduled Show Cause Hearings:

1. In consideration of the issuance of orders for Make Safe or Demolish to the owners of property located at 3237 Brisbane Dr.

There were no speakers for this Show Cause Hearing.

REFERRAL OF SHOW CAUSE HEARINGS

1. In consideration of the issuance of orders for Make Safe or Demolish to the owners of property located at 3237 Brisbane Dr.

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

**PUBLIC COMMENT
ON LEGISLATIVE MATTERS**

- Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

There were no Public Hearings.

Loretta Stanaway of 546 Armstrong Rd. stated concerns regarding the Fiscal Year 2010 Golf Fund Deficit Budget Amendment.

John Pollard of 1718 Blair stated concerns regarding the Fiscal Year 2010 Golf Fund Deficit Budget Amendment and in opposition to tax abatements for property located at 1118. S. Washington Ave.

Kathi Raffone of 1221 Muskegon Ave. spoke about the Fiscal Year 2010 Golf Fund Deficit Budget Amendment.

Stan Shuck of 818 Cooper Ave. spoke about the Fiscal Year 2010 Golf Fund Deficit Budget Amendment.

Carl Calille of 306 Harriet Ave. spoke about the Fiscal Year 2010 Golf Fund Deficit Budget Amendment.

Randy Walling of P.O. Box 107, Okemos, spoke about the notification process related to the claim denial for property located at 552 Isbell St.

LEGISLATIVE MATTERS

Loretta Stanaway of 546 Armstrong Rd. stated concerns regarding the Fiscal Year 2010 Golf Fund Deficit Budget Amendment.

CONSENT AGENDA

Council Member Hewitt asked that items 1a, 1b, 1c, 2a, 2b, 2c, 2d, 2e, 2f, 2g, 2h, 3a, 3b, 3c, 3d, 3e, 4a, 4b, 5a and 5b be removed from the consent agenda.

RESOLUTIONS

RESOLUTION 2010-012

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

RESOLUTION APPROVING BROWNFIELD PLAN 47 - 1118 SOUTH WASHINGTON

WHEREAS, the Brownfield Redevelopment Authority (the 'Authority') of the City of Lansing, pursuant to and in accordance with the provisions of the Brownfield Redevelopment Financing Act, Public Act, Public Act 381 of 1996, as amended, (the 'Act') has prepared a Brownfield Plan, submitted to Council and placed on file in the office of City Clerk, LBRA Brownfield Plan 47 – 1118 South Washington (the 'Plan'); and

WHEREAS, a public hearing was held by the Lansing City Council and at least 10 days before the public hearing the taxing jurisdictions were provided notice to be fully informed about the fiscal and economic implications of the proposed Plan and given a reasonable opportunity to express their views and recommendations regarding the Plan in accordance with Section 13 (10) and 14(1) of the Act; and

WHEREAS, the Lansing City Council, after its public hearing on 1/11/2010, reviewed testimony and evidence regarding the Plan, and found that:

1. the Project Property was historically used for mixed use,
2. the Plan does not utilize reimbursement of costs attributable to eligible activities to the developer and the Authority,
3. the Project includes, in addition to the eligible activities identified in the Plan, the redevelopment of the property,
4. the Project may result in new private investment of approximately \$990,000

WHEREAS, the Authority Board of Directors, at its meeting of 12/4/2009, unanimously recommended approval of the Plan, for this Project;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, after having duly considered the Plan, finds it is in compliance with the provisions of the Act and further finds:

1. The Plan constitutes a public purpose under the Act;
2. The Plan meets all of the requirements for a "Brownfield Plan" set forth in Section 13 of the Act;
3. The proposed method of financing the costs of the eligible activities, as described in the Plan, is feasible and the Authority has the ability to arrange the financing;
4. The costs of the eligible activities proposed in the Plan are reasonable and necessary to carry out the purposes of the Act; and

IT IS FINALLY RESOLVED that the Lansing City Council hereby approves the LBRA 'Brownfield Plan – 1118 South Washington'.

By Council Member Jeffries

Motion Carried (Council Member Hewitt voting nay)

RESOLUTION 2010-013

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

Obsolete Property Rehabilitation Act Establishment of OPRA District
1118 South Washington

WHEREAS, the intending purchaser of property located at 1118 South Washington 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 Tom Arnold, 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: E 198 Ft Lot 6, Also N 27 FT of E 110 FT 10 In Lot 7 Block 195 Orig Plat; 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 1/11/2010;

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 legally described as: E 198 Ft Lot 6, Also N 27 FT of E 110 FT 10 In Lot 7 Block 195 Orig Plat, 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 Council Member Jeffries

Motion Carried (Council Member Hewitt voting nay)

RESOLUTION 2010-014

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

Obsolete Property Rehabilitation Tax Exemption Certificate Approval
1118 South Washington

WHEREAS, pursuant to the Michigan Obsolete Property Rehabilitation Act, being Public Act 146 of 2000 (PA 146 of 2000), Tom Arnold has filed an application for an Obsolete Property Rehabilitation Exemption Certificate (OPT Certificate) with the Lansing City Clerk, for a proposed obsolete facility at 1118 South Washington, Lansing, Michigan (Obsolete Property); and

WHEREAS, Tom Arnold (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 resolution approval date, after a public hearing was held, as provided by section 3 of PA 146 of 2000; and

WHEREAS, a public hearing was held on 1/11/2010 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 project completion date, the rehabilitation, renovation, and reconstruction of the Obsolete Property into enter project description 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 Tom Arnold, for the Obsolete Property located at 1118 South Washington, Lansing, Michigan, legally described as:

E 198 Ft Lot 6, Also N 27 FT of E 110 FT 10 In Lot 7 Block 195 Orig Plat

for the period of 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
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 1118 South Washington., 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 project completion date 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 Council Member Jeffries

Motion Carried (Council Member Hewitt voting nay)

RESOLUTION 2010-015

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

WHEREAS, Southside Community Coalition has requested a resolution of recognition as a Local Nonprofit Organization operating in the City of Lansing for the purpose of obtaining a Millionaire Party 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 Southside Community Coalition as a Local Nonprofit Organization operating in the City of Lansing for the purpose of obtaining a Millionaire Party license.

BE IT FURTHER RESOLVED the City Clerk is requested to provide a copy of this resolution to the Southside Community Coalition, 2101 West Holmes Road, Lansing, MI 48910.

By Council Member Quinney

Motion Carried

RESOLUTION 2010-016

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

WHEREAS, Mid Michigan Softball Advisory Board 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 Mid Michigan Softball Advisory Board 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 Bob Every, Mid Michigan Softball Advisory Board, 724 North Francis Avenue Lansing, Michigan 48912.

By Council Member Quinney

Motion Carried

RESOLUTION 2010-017

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

WHEREAS, Sexton Football Boosters Club, Inc. 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 Sexton Football Boosters Club, Inc. 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 Kevin Volker, President, Sexton Football Boosters Club, Inc. of 102 McPherson Avenue Lansing, Michigan 48915.

By Council Member Quinney

Motion Carried

RESOLUTION 2010-018

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 received a request from Captiva Entertainment, Inc. to Transfer Ownership of 2009 Class C Licensed Business with Dance-Entertainment Permit, located at 227-229-231 S. Washington, Lansing, MI 48933, Ingham County, from The Firm Food and Spirits LLC to Captiva Entertainment, Inc. (Step 2); and

WHEREAS, the Committee on General Services met on February 1, 2010 to review the request with affirmative action taken;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, approves the request from Captiva Entertainment, Inc. to Transfer Ownership of 2009 Class C Licensed Business with Dance-Entertainment Permit, located at 227-229-231 S. Washington, Lansing, MI 48933, Ingham County, from The Firm Food and Spirits LLC to Captiva Entertainment, Inc. (Step 2);

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

By Council Member Quinney

Motion Carried

RESOLUTION 2010-019

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

WHEREAS, Lansing Neighborhood Council has requested \$1,000.00 to defray costs associated with the Bea Christy Award Dinner to be held on Friday, February 19, 2010; and

WHEREAS, the Committee on General Services met on Monday, February 1, 2010 and reviewed the request; and

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, approves an allocation from the Community Promotion Account to Lansing Neighborhood Council to defray costs associated with the Bea Christy Award Dinner to be held on Friday, February 19, 2010;

BE IT FURTHER RESOLVED that the Mayor and the Finance Department shall process this request by charging \$1,000.00 to the Council Community Promotion Account – 101.112101.741289.0;

BE IT FINALLY RESOLVED that the Lansing Neighborhood Council 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 Council Member Quinney

Motion Carried

RESOLUTION 2010-020

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

WHEREAS, Randy Walling sought to eliminate special assessment of \$1,111.04 for trash and debris and all associated penalties and interest on the property tax bill of 552 Isbell Street, Lansing, Michigan; and

WHEREAS, the Committee on General Services met on Monday, February 1, 2010 to review the claim;

NOW, THEREFORE, BE IT RESOLVED that the City Council, hereby, denies the claim filed by Randy Walling of \$1,111.04 for special assessment on trash and debris and all associated penalties and interest on the property tax bill of 552 Isbell Street, Lansing, Michigan;

BE IT FURTHER RESOLVED that no further action is required by the City Attorney for processing this claim.

By Council Member Quinney

Motion Carried

RESOLUTION 2010-021

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

WHEREAS, David Pizana sought to eliminate special assessment of \$506.20 for trash and debris and all associated penalties and interest on the property tax bill of 217 E. South Street, Lansing, Michigan; and

WHEREAS, the Committee on General Services met on Monday, February 1, 2010 to review the claim;

NOW, THEREFORE, BE IT RESOLVED that the City Council, hereby, denies the claim filed by David Pizana of \$506.20 for special assessment on trash and debris and all associated penalties and interest on the property tax bill of 217 E. South Street, Lansing, Michigan;

BE IT FURTHER RESOLVED that no further action is required by the City Attorney for processing this claim.

By Council Member Quinney

Motion Carried

RESOLUTION 2010-022

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

WHEREAS, Donna Brockwell sought to eliminate special assessment of \$361.00 for trash and debris and all associated penalties and interest on the property tax bill of 500 S. Magnolia, Lansing, Michigan; and

WHEREAS, the Committee on General Services met on Monday, February 1, 2010 to review the claim;

NOW, THEREFORE, BE IT RESOLVED that the City Council, hereby, denies the claim filed by Donna Brockwell on special assessment of \$361.00 on trash and debris on the property tax bill of 500 S. Magnolia, Lansing, Michigan and offers a settlement of fifty percent of the administrative fee being \$132.50, amount remaining \$228.50;

BE IT FURTHER RESOLVED that the City Attorney shall take the appropriate steps to process this claim.

By Council Member Quinney

Motion Carried

RESOLUTION 2010-023

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

WHEREAS, the Transportation and Parking Office conducted a study of the roadway conditions to determine traffic control requirements at the intersection of Hyland Street and Westmoreland Avenue;

WHEREAS, based upon the results of this study, the Transportation and Parking Office recommends the installation of stop signs on Westmoreland Avenue at the intersection of Hyland Street;

WHEREAS, based upon the results of this study, the Traffic Board, due to a lack of quorum, is forwarding a positive, but unofficial, recommendation concurring with the Transportation and Parking Office to install stop signs on Westmoreland Avenue at the intersection of Hyland Street;

WHEREAS, the draft minutes for the Traffic Board containing the Traffic Board's recommendation for this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board;

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Traffic Board;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 09-065, thereby authorizing the Transportation Engineer to install stop signs on Westmoreland Avenue at the intersection of Hyland Street;

BE IT FINALLY RESOLVED that Traffic Control Order No. 09-065 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate signs are installed.

By Council Member Wood

Motion Carried

RESOLUTION 2010-024

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

WHEREAS, the Transportation and Parking Office conducted a study of the roadway conditions to determine traffic control requirements at the intersection of Gary Avenue and Randolph Street;

WHEREAS, based upon the results of this study, the Transportation and Parking Office recommends the installation of a stop sign on Randolph Street at the intersection of Gary Avenue;

WHEREAS, based upon the results of this study, the Traffic Board, due to a lack of quorum, is forwarding a positive, but unofficial, recommendation concurring with the Transportation and Parking Office to install a stop sign on Randolph Street at the intersection of Gary Avenue;

WHEREAS, the draft minutes for the Traffic Board containing the Traffic Board's recommendation for this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board;

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Traffic Board;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 09-066, thereby authorizing the Transportation Engineer to install a stop sign on Randolph Street at the intersection of Gary Avenue;

BE IT FINALLY RESOLVED that Traffic Control Order No. 09-066 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate sign is installed.

By Council Member Wood

Motion Carried

RESOLUTION 2010-025

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

WHEREAS, the Transportation and Parking Office conducted a study of the roadway conditions to determine traffic control requirements at the intersection of Continental Drive and Malibu Drive;

WHEREAS, based upon the results of this study, the Transportation and Parking Office recommends the installation of a stop sign on Continental Drive at the intersection of Malibu Drive;

WHEREAS, based upon the results of this study, the Traffic Board, due to a lack of quorum, is forwarding a positive, but unofficial, recommendation concurring with the Transportation and Parking Office to install a stop sign on Continental Drive at the intersection of Malibu Drive;

WHEREAS, the draft minutes for the Traffic Board containing the Traffic Board's recommendation for this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board;

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Traffic Board;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 09-067, thereby authorizing the Transportation Engineer to install a stop sign on Continental Drive at the intersection of Malibu Drive;

BE IT FINALLY RESOLVED that Traffic Control Order No. 09-067 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate sign is installed.

By Council Member Wood

Motion Carried

RESOLUTION 2010-026

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

WHEREAS, the Transportation and Parking Office conducted a study of the roadway conditions to determine traffic control requirements at the intersection of Belaire Drive and Lewton Place;

WHEREAS, based upon the results of this study, the Transportation and Parking Office recommends the installation of a stop sign on Belaire Drive at the intersection of Lewton Place;

WHEREAS, based upon the results of this study, the Traffic Board, due to a lack of quorum, is forwarding a positive, but unofficial, recommendation concurring with the Transportation and Parking Office to install a stop sign

on Belaire Drive at the intersection of Lewton Place;

WHEREAS, the draft minutes for the Traffic Board containing the Traffic Board's recommendation for this matter are on file with the City Clerk's office;

WHEREAS, the Mayor concurs with the recommendation of the Traffic Board;

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Traffic Board;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 09-068, thereby authorizing the Transportation Engineer to install a stop sign on Belaire Drive at the intersection of Lewton Place;

BE IT FINALLY RESOLVED that Traffic Control Order No. 09-068 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate sign is installed.

By Council Member Wood

Motion Carried

RESOLUTION 2010-027

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

WHEREAS, the Transportation and Parking Office conducted a study of the roadway conditions to determine traffic control requirements at the intersection of Biltmore Street and Greenoak Avenue;

WHEREAS, based upon the results of this study, the Transportation and Parking Office recommends the installation of a stop sign on Biltmore Street at the intersection of Greenoak Avenue;

WHEREAS, based upon the results of this study, the Transportation and Parking Office is forwarding an unofficial to install a stop sign on Biltmore Street at the intersection of Greenoak Avenue;

WHEREAS, the Mayor concurs with the recommendation of the Transportation and Parking Office;

WHEREAS, the Committee on Public Safety reviewed the report and concurs with the recommendation of the Transportation and Parking Office;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 09-069, thereby authorizing the Transportation Engineer to install a stop sign on Biltmore Street at the intersection of Greenoak Avenue;

BE IT FINALLY RESOLVED that Traffic Control Order No. 09-069 shall become effective when signed by the Transportation Engineer and filed with the City Clerk and the appropriate sign is installed.

By Council Member Wood

Motion Carried

RESOLUTION 2010-028

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made the appointment of Tricia Spain of 1225 Woodbine Avenue, Lansing, Michigan to the At Large position on the Board of Review for a term to expire June 30, 2012.

WHEREAS, the Committee on Ways and Means met on February 8, 2010 and took affirmative action;

WHEREAS, the Lansing City Council has received both verbal and written confirmation that this appointee meets the City Charter and Ordinance requirements for holding office;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms appointment of Tricia Spain of 1225 Woodbine Avenue, Lansing, Michigan to the At Large position on the Board of Review for a term to expire June 30, 2010.

By Council Member Wood

Motion Carried

RESOLUTION 2010-029

BY THE COMMITTEE ON WAYS & MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the City must annually file a deficit reduction plan with the State for any City fund ending a fiscal year with a deficit;

WHEREAS, failure to have the plan accepted by the State results in withholding of City State Revenue Sharing payments and the denial of our Debt Qualification Statement needed for State approval for bonding for the City, Board of Water and Light, Tax Increment Financing Authority, Brownfield Authority, and Building Authority;

WHEREAS, the Golf fund had a deficit of \$55,382 for the 2009 fiscal year;

WHEREAS, the City has received a letter from the State requiring action to eliminate the deficit no later than March 5, 2010;

WHEREAS, at the end of FY 2008/2009, General Fund Parks Department operations resulted in a balance of unspent Parks Millage monies and is to be carried forward to FY 2009/2010;

NOW, THEREFORE, BE IT RESOLVED that the following FY 2009/2010 budget amendment be approved:

<u>General Revenues</u>	
Use of Fund Balance (FY 2009 Carryforward)	\$58,228
<u>General Fund Expenditures</u>	
Parks Operating (FY 2009 carryforward)	58,228
Parks Operating (from carryforward)	(55,382)
General Fund Transfer to the Golf Fund	55,382
<u>Golf Fund Revenues:</u>	
Transfer from the General Fund	55,382
Golf Fund Retained Earnings	55,382

By Council Member Wood

Motion Carried

RESOLUTION 2010-030

BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the City of Lansing and the Teamsters Local 580 Supervisory Unit have negotiated a labor agreement for the period covering February 1, 2007 through January 31, 2012; and

WHEREAS, the Teamsters Local 580 Supervisory Unit membership has ratified this agreement; and

WHEREAS, the Mayor has recommended that the contract be approved; and

WHEREAS, the City Council has reviewed the contract provisions; and

WHEREAS, the proposed agreement is within the parameters established by the City and within budget limitations;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council, hereby, ratifies the contract between the City of Lansing and the Teamsters Local 580 Supervisory Unit for the period covering February 1, 2007 through January 31, 2012; and

BE IT FURTHER RESOLVED, that the Lansing City Council authorizes the Administration to process the necessary appropriations and transfers to the appropriate salary and fringe benefit accounts to fund this agreement.

By Council Member Dunbar

Motion Carried

RESOLUTION 2010-031

BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the City of Lansing and the Teamsters Local 580 Clerical, Technical, Professional Unit have negotiated a labor agreement for the period covering February 1, 2007 through January 31, 2012; and

WHEREAS, the Teamsters Local 580 Clerical, Technical, Professional Unit membership has ratified this agreement; and

WHEREAS, the Mayor has recommended that the contract be approved; and

WHEREAS, the City Council has reviewed the contract provisions; and

WHEREAS, the proposed agreement is within the parameters established by the City and within budget limitations;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council, hereby, ratifies the contract between the City of Lansing and the Teamsters Local 580 Clerical, Technical, Professional Unit for the period February 1, 2007 through January 31, 2012; and

BE IT FURTHER RESOLVED, that the Lansing City Council authorizes the Administration to process the necessary appropriations and transfers to the appropriate salary and fringe benefit accounts to fund this agreement.

By Council Member Dunbar

Motion Carried

ORDINANCES FOR INTRODUCTION

Council Member Wood, Chair of the Committee on Public Safety introduced:

An Ordinance of the City of Lansing to Amend Chapter 1284, Section 3 of the Lansing Codified Ordinances by requiring the provision of parking for cabaret patrons on lots containing cabarets

The Ordinance was read by its title for a first time and referred to the Committee on Public Safety

RESOLUTION #2010-032

RESOLUTION SETTING PUBLIC HEARING
By Council Member Wood

RESOLVED BY THE CITY COUNCIL, CITY OF LANSING, that a public hearing be set for Monday, March 8, 2010 at 7:00 p.m. in the City Council Chambers, 10th Floor Lansing City Hall, 124 W. Michigan Ave., Lansing,

MI for the purpose of considering an Ordinance of the City of Lansing, Michigan, to Amend Chapter 1284, Section 3 of the Lansing Codified Ordinances by requiring the provision of parking for cabaret patrons on lots containing cabarets.

Interested Persons are invited to attend this Public Hearing

By Council Member Wood

Motion Carried

**SPEAKER REGISTRATION FOR
PUBLIC COMMENT ON CITY GOVERNMENT
RELATED MATTERS**

Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

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

By Council Member Dunbar that all items be considered as being read in full and that President Robinson make the appropriate referrals

Motion Carried

• Reports from City Officers, Boards and Commissions:

- a. Letters from the City Clerk submitting:
 - i. General Fund Status Report for Fiscal Year 2010 2nd Quarter

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

- ii. 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. Obsolete Property Rehabilitation Act (OPRA) District and Certificate Applications submitted by Shiawassee Holdings, LLC for property located at 906 and 911 E. Shiawassee St.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- ii. ACT-3-2009 and ACT-7-2009; Groesbeck Drain Easements

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- iii. Amended Brownfield Redevelopment Plan #46 (b) Sonic Restaurant – Former Governor's Inn Project, request for Public Hearing

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- iv. Traffic Control Orders along with related documents:

1. 09-024; Installation of a stop sign on Churchill Ave. at the intersection of Hepfer Rd.
2. 09-025; Parking regulations along the north side of Clinton St.
3. 09-002; Installation of a stop sign on Cooper Rd. at the intersection of Fisher Dr.
4. 09-004; Parking regulations on Glenwood Ave. between Cavanaugh Rd. and Maplehill Ave.
5. 09-007 and 09-008; Regulation of lane usage and parking on Pennsylvania Ave. between Grand River Ave. and Oakland Ave.
6. 09-026 and 09-027; Parking regulations along Grand Ave. between St. Joseph St. and Lenawee St.
7. 09-028, 09-029 and 09-030; Parking regulations on North Capitol Ave., W. Shiawassee St. and N. Seymour St.
8. 09-023; Installation of stop signs on Fairfield St. at the intersection of Felt St.

- Frank S. Curtis X. of 1137 W. Allegan St. spoke about various city matters.
- John Pollard of 1718 Blair St. spoke about various city matters.
- Ammahad-Shekarakki of 902 W. Willow St. spoke about Malcolm X.
- Kathi Raffone of 1221 Muskegon Ave. spoke about various city matters.
- Bob Gray of 422 Dadson Dr. spoke about various city matters.
- Stan Shuck of 818 Cooper Ave. spoke about various city matters.
- Carl Calille of 306 Harriet Ave. 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.
- William Hubbell of 3916 Wedgewood Dr. spoke about various city matters.
- Theodore Jones of 424 ½ W. Saginaw St. spoke about various city matters.
- Patrick Mercer of 3675 Laureate Dr., Delta Twp., spoke about clapping at City Council meetings.

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- Communications and Petitions, and Other City Related Matters:
 - a. Letter from Ben Stark, no address given, regarding the employment process for the Office of Community Media

RECEIVED AND PLACED ON FILE

- b. Letter from Ray Whorton, no address given, requesting an exemption from property tax on property located on Bardaville Dr.

REFERRED TO THE PLANNING AND NEIGHBORHOOD DEVELOPMENT DEPARTMENT AND REFERRED TO THE ECONOMIC DEVELOPMENT CORPORATION

- c. Letter from David Ferguson of Ferguson Development, LLC requesting an extension for the development of Phase III for On the Grand Condominiums

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

REMARKS BY COUNCIL MEMBERS

Council Member Quinney wished Council Member Jeffries a happy birthday.

Council President Robinson stated that there is a cake in honor of Council Member Jeffries' birthday and invited anyone in the audience still in the chamber to join in the celebration.

PUBLIC COMMENT

ON CITY GOVERNMENT RELATED MATTERS:

Russell Terry of 121 E. Mt. Hope Rd. spoke about various city matters.

Loretta Stanaway of 546 Armstrong Rd. spoke about various city matters.

ADJOURNED TIME 9:21 P.M.

CHRIS SWOPE, CITY CLERK