



**OFFICIAL PROCEEDINGS OF  
THE CITY COUNCIL  
CITY OF LANSING  
PROCEEDINGS OF APRIL 26, 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 Hewitt, Houghton, Jeffries, Quinney, Robinson, Wood

**ABSENT:** Council Members Dunbar (Arrived at 7:17 p.m.) and Yorko (Arrived at 7:12 p.m.)

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

#### **APPROVAL OF PRINTED COUNCIL PROCEEDINGS**

By Council Member Jeffries

To approve the printed Council Proceedings of April 19, 2010

Motion carried

#### **THIS ITEM WAS RETURNED TO THE COMMITTEE ON WAYS AND MEANS**

Transfer of Funds; Community Development Block Grant (CDBG) –  
Single Family Building Rehabilitation

By Council Member Wood

To recommit this item

Motion Carried

#### **SPECIAL CEREMONIES**

- Special Ceremonies

1. Mayoral Presentation; Recognition of Arbor Day and Lansing's Tree City USA Award

Jerry Ambrose, Executive Assistant to Mayor Bernero and Paul Dykema of the Parks and Recreation Department spoke about Arbor Day events. Jerry Ambrose read the following proclamation:

**WHEREAS:** It is a privilege to recognize the activities and events in celebration of Arbor Week not only in the city of Lansing, but as it is observed throughout the nation and the world; and

**WHEREAS:** The City of Lansing has maintained its commitment to promote Arbor Day in the City of Lansing in an effort to educate the public on the importance of tree planting and preservation to enhance our parks and beautify our Capitol City; and

**WHEREAS:** The first Arbor Day celebration was held on April 10, 1872, through the efforts of J. Sterling Morton, a newspaper publisher originally from Detroit, who realized the importance of tree planting and preservation for soil enrichment and to maintain the moisture level ; and

**WHEREAS:** Trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce life-giving oxygen, and provide habitat for wildlife; and

**WHEREAS:** Due to the diligence of our Parks and Recreation Department and the proud citizens the city, Lansing has been awarded the "Tree City USA" designation for twenty-six years.

**NOW, THEREFORE, I, VIRG BERNERO**, Mayor of the City of Lansing, by power vested in me, do hereby proclaim April 26, 2010 through April 30, 2010 as:

#### **"Arbor Week"**

in Lansing. I encourage all citizens of Lansing to join me and to take the appropriate action to preserve our environment and to educate our children on the importance of tree preservation in order to ensure that their children enjoy the beauty of trees within our City in the future. Together, we will be able to make a difference in the lives of our future generations.

Paul Dykema spoke about the City of Lansing's 26th year as a Tree City.

2. Tribute; Recognition of National Children's Mental Health Awareness Day

Council Member Wood spoke about Children's Mental Health Day, Week and Month.

City Clerk Swope read the following resolution:

#### **RESOLUTION #2010-118**

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

**WHEREAS,** May 13, 2010 will be the fifth annual National Children's Mental Health Awareness Day launched by the Substance Abuse and Mental Health Services Administration (SAMHSA); and

**WHEREAS,** National Children's Mental Health Awareness Day is an opportunity for SAMHSA-funded communities and partner organizations to promote positive youth development, resilience, recovery, and the transformation of mental health service delivery for children and youth with serious mental health needs and their families; and

**WHEREAS,** the three goals of National Children's Mental Health Awareness Day are to:

1. Raise awareness of effective programs for children's mental health issues;
2. Demonstrate how children's mental health initiatives promote positive youth development, recovery, and resilience;
3. Show how children with mental health needs thrive in their community; and

**WHEREAS,** Impact, Ingham County's System of Care initiative, seeks to transform how children and youth with serious mental health needs and their families are supported as valuable members of Ingham County by ensuring access to integrated and high quality mental health services and full participation in the design and implementation of their care. Children's mental health is an important year round commitment; and

WHEREAS, the Lansing City Council wishes to recognize the outstanding efforts of all involved in the success of *National Children's Mental Health Awareness Day*, including Youth and Families from Ingham County, Association for Children's Mental Health, Boys & Girls Club of Lansing, Capital Area United Way, Child and Family Services - Capital Area, Community Mental Health Authority C-E-I, Cristo Rey Community Center, Highfields, Ingham County Circuit Court/Family Division, Ingham County Department of Human Services, Ingham Intermediate School District, Lansing Police Department, Lansing School District, Lutheran Social Services/Michigan, Michigan Indian Child Welfare Agency, and St. Vincent Catholic Charities;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, declares Friday, May 13, 2010 as *National Children's Mental Health Awareness Day* and endorses occasions of the 2010 Children's Mental Health Awareness Week and Mental Health Month in May.

By Council Member Wood

Motion Carried

*Council Member Yorko arrived at the meeting at 7:12 p.m.*

Erin read a poem about mental illness in children.

Tenishia spoke about reasons citizens should get involved in efforts related to children's mental health.

*Council Member Dunbar arrived at the meeting at 7:17 p.m.*

### CONSIDERATION OF LATE ITEMS

By Vice President Dunbar

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 Wood; Grant Acceptance; 2009 Continuum of Care Homeless Assistance Supportive Housing Program Notice of Funding Availability (NOFA) grant renewal funding for the following agencies: Advent House Ministries, Capital Area Community Services, Gateway Community Services, Greater Lansing Housing Coalition, Haven House, National Council on Alcoholism, St. Vincent DePaul Society, and St. Vincent Catholic Charities for one-year renewal grants to support existing Supportive Housing Program initiatives
2. From Council President Robinson; Letter from the Mayor re: International Association of Fire Fighters (IAFF) Local #421 Contract Ratification

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

Council Member Jeffries announced the National Letter Carriers Food Drive. He congratulated his wife and City Clerk Swope on participating in this past weekend's Susan G. Komen Race for the Cure. He also spoke about the grand opening of the new City Market.

Council Member Yorko spoke about the grand opening of the new City Market. She announced the Westside Neighborhood Association's Spring Fiesta and Silent Auction.

Vice President Dunbar announced Grace United Methodist Church's pancake dinner. She spoke about community garden plots on the south side. She also spoke about a park clean up at Cavanaugh Park.

Council Member Hewitt announced the upcoming 1st Contact meeting for residents of the 1st Ward.

Council Member Wood announced a fundraiser for Eve's House and a personal awareness class given by the Lansing Police Department.

Council Member Houghton spoke about the park clean up at Cavanaugh Park. She also announced a computer and electronics recycling event.

President Robinson thanked those who came out for budget talks at the South Side Community Center. She acknowledged former 3rd Ward Council Member Randy Williams in the audience. She also announced a Girls Scouts cookie bake-off. She wished her husband a happy 8th wedding anniversary.

City Clerk Swope reminded those citizens in the Holt School District that their school board election is next Tuesday.

### COMMUNITY EVENT ANNOUNCEMENTS

Joan Nelson of 217 Rosamond St. announced the upcoming opening of the Allen Street Market.

Richard Clement, of P.O. Box 26123, announced Black Men Inc. 3rd annual fundraiser.

Melissa Quon Huber of 3340 Gingersnap Ln. announced upcoming weekly bike rides to the City Market or the Allen St. Market.

Bob Gray of 818 Dadson Dr. announced a children's food allergy walkathon.

### 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.

**THIS ITEM WAS RETURNED TO THE COMMITTEE ON PERSONNEL**  
Retirement Incentive for City Council Staff

By Council Member Dunbar

To recommit this item

Motion Carried

### MAYOR'S COMMENTS

Jerry Ambrose, Executive Assistant to Mayor Bernero, spoke about the 40th anniversary of Earth Day events, the grand opening of the new City Market, Lansing Lugnuts games and the Susan G. Komen Race for the Cure. He announced the cross-town showdown between the Lansing Lugnuts and the Michigan State University baseball team. He also spoke about several items on tonight's agenda including the International Association of Fire Fighters (IAFF) Local #421 Contract Ratification, Brownfield Redevelopment project #48 and #49 and Mayor Bernero's proposed budget.

### PUBLIC COMMENT ON LEGISLATIVE MATTERS

- Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

1. In consideration of the Fiscal Year 2011 City Budget
2. In consideration of Z-1-2010; 300 Elvin Ct., a request by Studio Intrigue, Inc. to rezone the property at 300 Elvin Court from "B" Residential District to "E-1" Apartment Shop District to permit the building at this location to be used for offices, a food service business and shared community space

Stan Shuck of 818 Cooper Ave. stated concerns with the Mayor's proposed budget.

David Vanderklok of 1114 S. Washington Ave. spoke in support of Z-1-2010.

Claude Beavers of 3010 Boston Blvd. stated concerns with the Mayor's proposed budget.

Joan Nelson of 217 Rosamond St. spoke about the Mayor's proposed budget.

Kathi Raffone of 1221 Muskegon Ave. stated concerns with the Mayor's proposed budget.

John Pollard of 1718 Blair St. stated concerns with the Mayor's proposed budget.

Melissa Quon Huber of 3340 Gingersnap Ln. spoke about the Mayor's proposed budget.

Jason Wilkes of 3218 Continental Dr. stated concerns with the Mayor's proposed budget.

Loretta Stanaway of 546 Armstrong Rd. stated concerns with the Mayor's proposed budget.

Carl Calille of 306 Harriet Ave. stated concerns with the Mayor's proposed budget.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. stated concerns with the Mayor's proposed budget.

Harold Leeman, Jr. of 435 N. Francis Ave. spoke about the Mayor's proposed budget.

## REFERRAL OF PUBLIC HEARINGS

1. In consideration of the Fiscal Year 2011 City Budget

REFERRED TO THE COMMITTEE OF THE WHOLE/BUDGET

2. In consideration of Z-1-2010; 300 Elvin Ct., a request by Studio Intrigue, Inc. to rezone the property at 300 Elvin Court from "B" Residential District to "E-1" Apartment Shop District to permit the building at this location to be used for offices, a food service business and shared community space

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

## LEGISLATIVE MATTERS

### CONSENT AGENDA

By Council Member Dunbar

To adopt all items on the Consent Agenda

By Council Member Wood asked that items 3a, 3b, 3c, and 5a be removed from the consent agenda.

The question being adoption of all items on the Consent Agenda

Motion Carried

### RESOLUTION #2010-119

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

WHEREAS, the labor movement will once again observe Workers' Memorial Day to remember workers who have been killed or injured on the job. It is also a day to highlight the preventable nature of most workplace accidents and ill health and to promote campaigns and union organizations to fight for improvements in workplace safety and health protections; and

WHEREAS, more than three decades ago, Congress passed the Occupational Safety and Health Act and Mine Safety and Health Act promising every worker the right to a safe job; and

WHEREAS, despite the efforts of the unions and their allies, who fought to make that promise a reality, the toll of workplace injuries, illnesses, and deaths remains enormous. Each year thousands of worker's are killed and millions more are injured or diseased because of their jobs; and

WHEREAS, progress in protecting workers' safety and health has slowed, and for some groups of workers, jobs are becoming more dangerous; and

WHEREAS, many employers, in a race to the bottom in the global economy, have been pushing to cut wages and benefits and loosen protections; and

WHEREAS, with fewer and fewer workers having the protection of unions, more workers are afraid to speak out and raise job safety concerns, fearing retaliation and firing; and

WHEREAS, on April 28, 2010, the unions of the AFL-CIO observe Worker's Memorial Day to remember those who have suffered and died on the job and to renew the fight for safe workplaces, to speak out and bargain for safe jobs, respect, and a better future; and

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, urges employers and employees to continue to fight to make workers' issues a priority, to guarantee the freedom of workers to form a union, and to keep and create good, safe jobs in this country. *"Good Jobs; Safe Jobs — Give Workers a Voice for a Change."*

BE IT FURTHER RESOLVED, the Lansing City Council declares Wednesday, April 28, 2010, *Workers' Memorial Day*.

Adopted as part of the Consent Agenda

## RESOLUTIONS

### RESOLUTION #2010-120

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

WHEREAS, Moores Park School currently serves as the Polling Place for Ward 4, Precinct 6; and

WHEREAS, the Lansing School District has requested that Moores Park School no longer be used as a Polling Place; and

WHEREAS, Peckham currently serves as the Polling Place for Ward 4, Precinct 13; and

WHEREAS, the Lansing School District has requested that Moores Park School no longer be used as a Polling Place; and

WHEREAS, City Clerk Chris Swope has identified the South Washington Office Complex (former National Guard Armory) as a replacement location for Ward 4, Precinct 6 which meets the requirements of the

Michigan Election Law as a Polling Place;

WHEREAS, City Clerk Chris Swope has identified the Transitions North facility of Clinton-Eaton-Ingham Community Mental Health Authority as a replacement location for Ward 4, Precinct 13 which meets the requirements of the Michigan Election Law as a Polling Place;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, approves the South Washington Office Complex, 2500 S. Washington Ave., Lansing, MI 48910 as the polling location for Ward 4, Precinct 6 beginning with the August 3, 2010 Primary Election;

BE IT FURTHER RESOLVED that Transitions North, 3200 Remy Dr., Lansing, MI 48906 is assigned as the polling location for Ward 4, Precinct 13 beginning with the August 3, 2010 Primary Election.

By Council Member Hewitt

Motion Carried

**RESOLUTION #2010-121**

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 for a public display of fireworks in the City of Lansing at Cooley Law School Stadium, 505 E. Michigan Ave to be held on May 1, 21, and 22, 2010 with a rain date of first available date in 2010 after August 1, 2010.

By Council Member Hewitt

Motion Carried

**RESOLUTION #2010-122**

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 API East of Eden, Inc. for a Transfer Rights to Renewal of Escrowed 2009 Class C Licensed Business, Located at 3552 Meridian Crossing, Okemos, MI 48864, Meridian Township, Ingham County, from Lite-R-Side, Inc. to API East of Eden, Inc.; Transfer Location (Governmental Unit) (MCL 436,1531(1) to 203-205 S. Washington, Lansing, MI 48933, Ingham County; New Dance-Entertainment Permit, Outdoor Service (1 Area) on city property, and Official Permit (Dance-Entertainment) for weekdays, 2:30 A.M. to 3:00 A.M. and Sundays, 2:30 A.M. to 3:00 A.M. and 7:00 A.M. to 12:00 P.M.; and

WHEREAS, API East of Eden, Inc. of 203-205 S. Washington Sq. has obtained the appropriate signatures to add space to include 203 S. Washington Square New Outdoor Service Area (1 Area) on city property; and

WHEREAS, on June 1, 2009, the Lansing City Council passed resolution #2009-170, approval of a request from Jerome Abood to Transfer Ownership of 2008 Class C Licensed Business, located in Escrow at 3552 Meridian Crossing, Okemos, from Lite-R-Side, Inc. to API East of Eden, Inc.; Transfer Location to 205 S. Washington Sq.; and requests a

new Dance-Entertainment Permit and new Official Permit (Dance-Entertainment) for weekdays (2:30 a.m. to 3:00 a.m.) and Sundays (7:00 a.m. to 3:00 a.m.); and

WHEREAS, the original request was for 205 S. Washington Sq. only, and this request is to amend resolution #2009-170 to include 203 S. Washington Sq. and Outdoor Service (1 Area); and

WHEREAS, Fire Marshall Phil Sabon stated on April 16, 2010 that his fire inspection and the building inspector's inspection considered 203-205 S. Washington Sq. as one continuous space/location; and

WHEREAS, the Committee on General Services met on Monday, April 19, 2010 to review the request and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, amends Resolution #2009-170 to include 203 S. Washington Sq. and Outdoor Service (1 Area), and approves Transfer Rights to Renewal of Escrowed 2009 Class C Licensed Business, Located at 3552 Meridian Crossing, Okemos, MI 48864, Meridian Township, Ingham County, from Lite-R-Side, Inc. to API East of Eden, Inc.; Transfer Location (Governmental Unit) (MCL 436,1531(1) to 203-205 S. Washington, Lansing, MI 48933, Ingham County; New Dance-Entertainment Permit, Outdoor Service (1 Area) on city property, and Official Permit (Dance-Entertainment) for weekdays, 2:30 A.M. to 3:00 A.M. and Sundays, 2:30 A.M. to 3:00 A.M. and 7:00 A.M. to 12:00 P.M. for API East of Eden, Inc.;

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

By Council Member Hewitt

Motion Carried

**RESOLUTION #2010-123**

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

WHEREAS, pursuant to Resolution #2010-065 adopted by this council on March 8, 2010, a public hearing was held on Monday, April 12, 2010, in consideration of a request by Public Service Department for issuance of a waiver of the noise ordinance to permit the contractor for the CSO 015 North Project to work Monday through Friday from 8:00 PM to 10:00 PM, Saturdays from 7:00 AM to 6:00 PM, and Sundays from 9:00 AM to 6:00 PM; and

WHEREAS, the CSO 015 North Project Area is roughly bound by Willow St., Walnut Street, Saginaw Street, and St. Lawrence Hospital; and

WHEREAS, the time schedule associated with this CSO project is aggressive relative to the large amount of construction required for completion during the 2010 construction season, including work along the important Saginaw Street corridor and on the major street, N. Pine Street; and

WHEREAS, the use of extended work hours will facilitate compliance with the aggressive time schedule for this CSO project; and

WHEREAS, no written or verbal comments in opposition to this noise waiver were received from anyone within the project area at the public hearing or during the public comment period;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council grants a noise waiver permit to the Public Service Department to allow the contractor for the CSO 015 North Project to work Monday through Friday from 8:00 PM to 10:00 PM, Saturdays from 7:00 AM to 6:00 PM, and Sundays from 9:00 AM to 6:00 PM, while conducting construction activities for the CSO 015 North Project Area.

By Council Member Hewitt

To place an affirmative roll on the resolution

By Council Member Wood

To recuse Council Member Wood for possible conflict of interest

Motion Carried (Council Member Jeffries voting nay)

By Council Member Yorke

To recuse Council Member Yorke for possible conflict of interest

Motion Failed (Council Members Dunbar and Jeffries voting nay)

By Council Member Hewitt

To place this item on the table

Motion Failed (Council Members Dunbar, Houghton and Yorke voting nay)

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

Motion Carried (Council Member Wood abstaining)

**RESOLUTION #2010-124**

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

WHEREAS, pursuant to Resolution #2010-066 adopted by this Council on March 8, 2010, a public hearing was held on Monday, April 12, 2010 in consideration of a request by the Public Service Department for issuance of a waiver of the noise ordinance to permit the contractor for the CSO 034B Project to work Monday through Friday from 8:00 PM to 10:00 PM, Saturdays from 7:00 AM to 6:00 PM, and Sundays for work on S. Washington Avenue, only, from 9:00 AM to 6:00 PM; and

WHEREAS, the CSO 034B Project Area is roughly the S. Washington Avenue corridor between W. Mt. Hope Avenue and W. Holmes Road and Smith Avenue between Bradley Avenue and Coleman Avenue; and

WHEREAS, the time schedule associated with this CSO project is aggressive relative to the large amount of construction required for completion during the 2010 construction season, including work on the major street, S. Washington Avenue; and

WHEREAS, the use of extended work hours will facilitate compliance with the aggressive time schedule for this CSO project; and

WHEREAS, no written or verbal comments in opposition to this noise waiver were received from anyone within the project area at the public hearing or during the public comment period;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council grants a noise waiver permit to the Public Service Department to allow the contractor for the CSO 034B Project to work Monday through Friday from 8:00 PM to 10:00 PM, Saturdays from 7:00 AM to 6:00 PM, and Sundays for work on S. Washington Avenue, only, from 9:00 AM to 6:00 PM, while conducting construction activities for the CSO 034B Project Area.

By Council Member Hewitt

Motion Carried (Council Member Hewitt voting nay)

**RESOLUTION #2010-125**

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

That the following FY 2010 transfer be approved;

\$110,000.00 From: Park Millage-Playground Equipment  
412.933890.977000.46049

\$110,000.00 To: Park Millage-Baseball Field & Tennis Court  
Improvements 412.933890.974000.46037

(Explanation: Original plans called for playground equipment renovations to be funded from the FY 2010 Park Playground Equipment appropriation. However, based upon the current needs for the playground replacements and the critical conditions of tennis courts at Elmhurst and Georgetown Parks, this transfer is requested.)

By Council Member Wood

Motion Carried

**RESOLUTION #2010-126**

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

WHEREAS, the Department of Human Relations and Community Services (HRCS) submitted a grant application to the Department of Housing and Urban Development (HUD) under the 2009 Continuum of Care Homeless Assistance Supportive Housing Program Notice of Funding Availability (NOFA) application; and

WHEREAS, the HRCS applied for grant renewal funding for the following agencies: Advent House Ministries, Capital Area Community Services, Gateway Community Services, Greater Lansing Housing Coalition, Haven House, National Council on Alcoholism, St. Vincent DePaul Society, and St. Vincent Catholic Charities for one-year renewal grants to support existing Supportive Housing Program initiatives; and

WHEREAS, the HRCS has received notice from HUD that renewal grants were awarded for a total amount of \$1,626,029; and

WHEREAS, the City of Lansing has received ten of twelve grant agreements from HUD; and

WHEREAS, the remaining two grant agreements will be merged into one, the HRCS Department is requesting approval of the ten received to avoid delay in the processing of grant contracts.

WHEREAS, the sponsor agency shall be responsible for securing the required cash match requirements stipulated by HUD in receiving said grant;

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council accepts the terms of the grant agreement as received from HUD and the City of Lansing does, hereby, specifically agree, but not by way of limitation, as follows:

That the Administration is authorized to create appropriate accounts and transfer necessary funds to administer and monitor the grants and to appropriate such additional funds as shall be necessary to complete the project subject to the city Council transfer policies.

1. To maintain satisfactory financial accounts, documents, and records to make them available to HUD for auditing at reasonable times.
2. To implement the project and provide such funds, services, and materials as may be necessary to satisfy the terms of said Agreements.
3. To authorize the Mayor of the City of Lansing to be the local authorized representative to sign documents on behalf of the City of Lansing.

4. To comply with any and all terms of said HUD agreements, including all terms not specifically set forth in the foregoing portion of this resolution.
5. To comply with any and all terms of said HUD agreements, including all terms not specifically set forth in the foregoing portion of this resolution.

By Council Member Wood

Motion Carried

### ORDINANCES FOR INTRODUCTION

Council Member Wood, Chair of the Committee on Ways and Means introduced:

An Ordinance of the City of Lansing to amend the Police and Fire Retirement System, Chapter 294, Section 294.02(h) of the Lansing Codified Ordinances, to permit employee members to purchase service credits of up to five years pursuant to IRS code section 415 (n)(3)(b)

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

#### **RESOLUTION #2010-127**

#### RESOLUTION SETTING PUBLIC HEARING

By Council Member Wood

RESOLVED BY THE CITY COUNCIL, CITY OF LANSING, that a public hearing be set for Monday, May 10, 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 the Police and Fire Retirement System, Chapter 294, Section 294.02(h) of the Lansing Codified Ordinances, to permit employee members to purchase service credits of up to five years pursuant to IRS code section 415 (n)(3)(b).

Interested Persons are invited to attend this Public Hearing

By Council Member Wood

Motion Carried

Council Member Wood, Chair of the Committee on Ways and Means introduced:

An Ordinance of the City of Lansing to amend the Employees' Retirement System, Chapter 292, Section 292.155 of the Lansing Codified Ordinances, to permit employee members to purchase service credits of up to five years pursuant to IRS code section 415 (n)(3)(b)

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

#### **RESOLUTION #2010-128**

#### RESOLUTION SETTING PUBLIC HEARING

By Council Member Wood

RESOLVED BY THE CITY COUNCIL, CITY OF LANSING, that a public hearing be set for Monday, May 10, 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 the Employees' Retirement System, Chapter 292, Section 292.155 of the Lansing Codified Ordinances, to permit employee members to purchase service credits of up to five years pursuant to IRS code section 415 (n)(3)(b).

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:
  - i. Submitting request to Transfer Rights to Renewal of Escrowed 2009 Class C Licensed Business, located at 3552 Meridian Crossing, Okemos, MI 48864, Meridian Township, Ingham County, from Lite-R-Side, Inc. to API East of Eden, Inc.; Transfer Location (Governmental Unit) (MCL 436,1531(1) to 203-205 S Washington, Lansing, MI 48933, Ingham County; New Dance-Entertainment Permit, Outdoor Service (1 Area) on city property, and Official Permit (Dance-Entertainment) for weekdays, 2:30 Am to 3:00 A.M. and Sundays, 2:30 A.M. to 3:00 A.M. and 7:00 A.M. to 12:00 P.M.

#### RECEIVED AND PLACED ON FILE

- ii. Providing notice of the Denial of an application for a Cabaret License filed by Germaine Redding of A Peace of Mind Elite Club, LLC, located at 6810 S. Cedar St. based upon the recommendation of the Lansing Treasurer's Office

#### RECEIVED AND PLACED ON FILE

- iii. Providing notice of the placement on file of Lansing Housing Commission's Financial Statements and Independent Auditors' Report for Fiscal Year ended June 30, 2008

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

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

#### RECEIVED AND PLACED ON FILE

- b. Letter from Robert Antekeier, Chair of the Employees' Retirement System Board regarding the Proposed 2010 Retirement Board Incentive Program, Proposed Purchase of Service Credit Amendment and Proposed 911 Operators Division Transfer to Ingham County

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

- c. Letters from the Mayor re:
  - i. Proposed resolution granting Waiver of the Provisions of the Noise Ordinance contained in Chapter 654 of the Code of Ordinances filed by the Public Service Department to permit the contractor to work extended hours Monday through Friday from 8:00 p.m. to 10:00 p.m., Saturdays from 7:00 a.m. to 6:00 p.m., and Sundays from 9:00 a.m. to 6:00 p.m. while conducting construction activities in the CSO 015 North Project Area

RECEIVED AND PLACED ON FILE

- ii. Proposed resolution granting Waiver of the Provisions of the Noise Ordinance contained in Chapter 654 of the Code of Ordinances filed by the Public Service Department to permit the contractor to work extended hours Monday through Friday from 8:00 p.m. to 10:00 p.m., Saturdays from 7:00 a.m. to 6:00 p.m., and Sundays for work on S. Washington Avenue, only, from 9:00 a.m. to 6:00 p.m., while conducting construction activities for the CSO 034B Project

RECEIVED AND PLACED ON FILE

- iii. Brownfield Redevelopment Plan #48; Holmes Street School Redevelopment Project

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- iv. Brownfield Redevelopment Plan #49; Marshall Street Armory

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- v. Obsolete Property Rehabilitation Act (OPRA) District application submitted by Eastside Armory, LLC for property located at 300 Elvin Ct.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- vi. Obsolete Property Rehabilitation Act (OPRA) Certificate application submitted by Eastside Armory, LLC for property located at 300 Elvin Ct.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- vii. Sole Source Purchase; Building Maintenance Division request for Entrance Technologies, Inc. as the vendor for AMAG equipment (electronic access system)

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

- viii. Proposed Ordinance Amendment; Amend the Police and Fire Retirement System, Chapter 294, Section 294.02(h) of the Lansing Codified Ordinances, to permit employee members to purchase service credits of up to five years pursuant to IRS code section 415 (n)(3)(b)

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

- ix. International Association of Fire Fighters (IAFF) Local #421 Contract Ratification

\*SUSPENSION ITEM – REFERRED TO THE COMMITTEE OF THE WHOLE

• Communications and Petitions, and Other City Related Matters:

- a. Affidavit of Disclosure submitted by Frank Medrano of the Lansing Police Department

REFERRED TO THE BOARD OF ETHICS

- b. Application for Community Funding submitted by Native American Arts and Crafts Council for its Riverbank Traditional Pow Wow, Native American Cultural Event, to be held June 18-20, 2010

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

- c. Letter from Anita Beavers, President of Colonial Village Neighborhood Association submitting recommendations for the City of Lansing’s Fiscal Year 2011 Budget

REFERRED TO THE COMMITTEE OF THE WHOLE/BUDGET

- d. Letter from Denise Paquette, Executive Director of Habitat for Humanity Lansing regarding licensing and inspections of rental mobile/manufactured homes

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

- e. Claims appeal submitted by Harvey Clarizio for property located at 325 N. Francis Ave.

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

**MOTION OF EXCUSED ABSENCE**

By Council Member Wood

To excuse Council Member Quinney from tonight’s proceedings

Motion Carried

**PUBLIC COMMENT**

**ON CITY GOVERNMENT RELATED MATTERS:**

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

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

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

Claude Beavers of 3010 Boston Blvd. spoke about various city matters.

Frank S. Curtis X. of 1137 W. Allegan St. 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.

Doug Warren of 3122 Amherst St. spoke about the city budget.

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

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

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

**ADJOURNED TIME 9:34 P.M.**

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**CHRIS SWOPE, CITY CLERK**