



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF JUNE 28, 2010**

ON LEGISLATIVE MATTERS

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 (left at 8:55 p.m.), Wood

ABSENT: Council Members Robinson (Arrived at 7:35 p.m.) and Yorlko

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

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

Council Member Wood stated that the Eastside Neighborhood Association and Genesee Neighborhood Association meetings for this week have been moved to the following week.

City Clerk Swope stated that the bulk of the requested absentee ballots have been mailed out. He also spoke about voter registration.

**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, spoke about the upcoming Independence Day Parade and fireworks. He stated that trash and yard waste pickup schedules will be changing. He spoke about upcoming changes to working hours for city departments starting July 1, 2010.

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 1125 W. Mount Hope Ave.

Council Member Wood gave a brief overview of the Show Cause Hearing.

Joel Christie of 1125 W. Mt. Hope Ave. spoke about his efforts to rehabilitate his property located at 1125 W. Mt. Hope Ave.

PUBLIC COMMENT

• Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

1. In consideration of 2010-2011 Principal Shopping District Special Assessment
2. In consideration of an Ordinance of the City of Lansing to Amend Chapter 812 of the Lansing Codified Ordinances by allowing the Principal Shopping District to do business under another name and further defining the scope of allowed activities within the Principal Shopping District

Council Member Wood gave a brief overview of the public hearings.

Harold Leeman, Jr. of 435 N. Francis Ave. spoke about the proposed sale of the Comfort Station.

REFERRAL OF PUBLIC HEARINGS

1. In consideration of the issuance of orders for Make Safe or Demolish to the owners of property located at 1125 W. Mount Hope Ave.

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

2. In consideration of 2010-2011 Principal Shopping District Special Assessment

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

3. In consideration of an Ordinance of the City of Lansing to Amend Chapter 812 of the Lansing Codified Ordinances by allowing the Principal Shopping District to do business under another name and further defining the scope of allowed activities within the Principal Shopping District

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

LEGISLATIVE MATTERS

CONSENT AGENDA

Council Member Hewitt asked that items 1a, 1b, 1c, 1d, 1e, 1f, 1g, 1h, 1i, 1j 2a, 2b, 3a, 4a, 4b, 4c, 4d, 4e, 4f, 4g, 4h, 4i, 4j, 4k, 4l, 4m, 5a, 6a, 6b, 6c, 6d, 6e, 6f, 6g, 6h, 6i, 6j, 6k, 6l and 6m be removed from the consent agenda.

RESOLUTIONS

RESOLUTION #2010-203

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

2822 N. Martin Luther King Jr. Blvd.

WHEREAS, the purchaser of property located at 2822 N. Martin Luther King Jr. Blvd. 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 Foresight Property Investment LLC, hereinafter called the "Developer", and

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

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

WHEREAS, the property in question and the proposed boundary of the District is legally described as:

LOT 1 AND PART OF LOTS 2 AND 3, ASSESSORS, PLAT NO. 57, CITY OF LANSING, INGHAM COUNTY, MICHIGAN, ACCORDING TO THE RECORDED PLAT THEREOF, AS RECORDED IN LIBER 29, PAGE 41, INGHAM COUNTY RECORDS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS; BEGINNING AT THE NORTHERNMOST CORNER OF LOT 1; THENCE S52°00'30"E, 802.91 FEET ALONG THE SOUTHWESTERLY LINE OF THE CSX RAILROAD TO THE EASTERNMOST LINE OF LOT 3; THENCE S02°14'42"W, 7.60 FEET ALONG THE EASTERNMOST LINE OF LOT 3; THENCE 235.43 FEET ALONG THE SOUTHERLY LINE OF LOT 3 AND A 342.70 FOOT RADIUS CURVE TO THE LEFT, HAVING A DELTA ANGLE OF 39°21'43" AND A CHORD OF N73°58'04"W, 61.01 FEET; THENCE S01°55'53"W, 7.72 FEET; THENCE N88°04'07"W, 298.97 FEET; THENCE N01°58'30"E, 361.76 FEET ALONG THE EAST LINE OF MARTIN LUTHER KING, JR. BOULEVARD TO THE POINT OF BEGINNING. CONTAINING 2.35 ACRES, MORE OR LESS, 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 Monday, June 14, 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:

LOT 1 AND PART OF LOTS 2 AND 3, ASSESSORS, PLAT NO. 57, CITY OF LANSING, INGHAM COUNTY, MICHIGAN, ACCORDING TO THE RECORDED PLAT THEREOF, AS RECORDED IN LIBER 29, PAGE 41, INGHAM COUNTY RECORDS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS; BEGINNING AT THE NORTHERNMOST CORNER OF LOT 1; THENCE S52°00'30"E, 802.91 FEET ALONG THE SOUTHWESTERLY LINE OF THE CSX RAILROAD TO THE EASTERNMOST LINE OF LOT 3; THENCE S02°14'42"W, 7.60 FEET ALONG THE EASTERNMOST LINE OF LOT 3; THENCE 235.43 FEET ALONG THE SOUTHERLY LINE OF LOT 3 AND A 342.70 FOOT RADIUS CURVE TO THE LEFT, HAVING A DELTA ANGLE OF 39°21'43" AND A CHORD OF N73°58'04"W, 61.01 FEET; THENCE S01°55'53"W, 7.72 FEET; THENCE N88°04'07"W, 298.97 FEET; THENCE N01°58'30"E, 361.76 FEET ALONG THE EAST LINE OF MARTIN LUTHER KING, JR. BOULEVARD TO THE POINT OF BEGINNING. CONTAINING 2.35 ACRES, MORE OR LESS, 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

To place an affirmative roll on the resolution

By Council Member Jeffries

To amend the second WHEREAS clause by striking "Foresight Properties LLC" and inserting "Foresight Property Investment LLC"

Motion Carried

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

Motion Carried

RESOLUTION #2010-204

BY THE DEVELOPMENT AND PLANNING COMMITTEE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING
RESOLUTION APPROVING
BROWNFIELD PLAN #48 – HOLMES STREET SCHOOL

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 #48 – Holmes Street School (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 , reviewed testimony and evidence regarding the Plan, and found that:

1. the Project Property was historically used for an elementary school for Lansing Public School District,
2. the Plan provides for the 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 \$1,800,000,
5. the Plan provides for no capture of property tax increment but provides for the Developer to pursue Michigan Business Tax credits with the State of Michigan,

WHEREAS, the Authority Board of Directors, at its meeting of , 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
5. The amount of the captured taxable value estimated to result from the adoption of the Plan is reasonable.

IT IS FINALLY RESOLVED that the Lansing City Council hereby approves the LBRA 'Brownfield Plan #48 –Holmes Street School'.

By Council Member Jeffries

Motion Carried

RESOLUTION #2010-205

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

WHEREAS, the City of Lansing Planning and Neighborhood Development Department requests authorization to place 313 E. Grand River Avenue for sale on the open market (Act-5-09); and

WHEREAS, the Comfort Station is a two-story building located on a 17' x 80' parcel within the North Lansing Historic Commercial District on the National Register of Historic Places, and is zoned "F-1" Commercial District, which allows for a variety of uses, including commercial, office, and residential uses; and

WHEREAS, on May 21, 2002, after a duly noticed public hearing, the Planning Board voted (4-1) to recommend approval of Act-21-01, a proposal to sell 313 E. Grand River Avenue, with conditions including that the property be marketed to community groups for broad-based community use; and

WHEREAS, since the Act-21-01 recommendation, no buyer has been able to meet all of the above conditions, and the property remains vacant; and

WHEREAS, on July 21, 2009, the Planning Board held a public hearing regarding Act-5-09, a proposal to reevaluate the Board's 2002 recommendation (Act-21-01), at which two members of public spoke in opposition to the proposal; and

WHEREAS, the Planning Board found, based on its review of the location, character and extent of Act-5-09 in accordance with its Act 285/33 Review procedures that no public purpose has been identified that would require that the City retain ownership of the building;

WHEREAS, on September 15, 2009, the Planning Board voted (4-0) to recommend 313 E. Grand River be sold on the open market by either profit or non-profit buyer(s); and

WHEREAS, the Committee on Development and Planning has reviewed the report and recommendation of the Planning Board and concurs therewith;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, approves Act-5-09, the marketing for sale of 313 E. Grand River Avenue (PPN 3301-01-09-257-121); more particularly described as:

Lot 23 of Assessor's Plat No. 31 of Block 6, Original Plat, City of Lansing, Ingham County, Michigan,

; and

BE IT FURTHER RESOLVED, that upon completion of sale, it is encouraged and contemplated that up to \$2,500 of the proceeds of such

sale be made available for application by and distribution to the North Lansing Community Association, provided, however, that any such application and distribution be pursuant to proper consideration and oversight and in pursuit of a permissible public purpose; and

BE IT FURTHER RESOLVED, that the plaques in the name of Fredith Taylor and Thelma Joyce Osteen plaques be preserved in substantially the same manner that they now exist on the property;

BE IT FINALLY RESOLVED, that any sale shall not be completed without final City Council resolution authorizing the sale of the property.

By Councilmember Jeffries

To place an affirmative roll on the substitute resolution

By Councilmember Jeffries

To accept a substitute resolution for the one originally placed in the packet

Motion Carried

Council President Robinson arrived at the meeting at 7:35 p.m.

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

Motion Carried

RESOLUTION #2010-206

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

Act-14-07, 525 and 601 Filley Street, Vacate Storm Sewer Easement - Correct Resolution #100 of 2008

WHEREAS, on the Lansing City Council adopted Resolution #100 of 2008 regarding Act-14-07, which vacates two sewer easements on the properties at 525 and 601 Filley Street; and

WHEREAS, Resolution #100 of 2008 inadvertently contained incorrect legal descriptions of the two easements; and

WHEREAS, the Lansing City Council now desires to correct Resolution #100 of 2008 to state the correct legal descriptions for the subject easements;

NOW, THEREFORE, BE IT RESOLVED, that Resolution #100 of 2008 is hereby amended, nunc pro tunc, and the property descriptions contained in the "Resolved" clause are corrected and replaced with the following legal descriptions:

Easement A: That part of Lot 9, Scott Subdivision on Sections 4 and 5, T4N, R2W, Ingham County, Michigan, described as: beginning on the South line of Filley Street (platted as John Street) at a point 382.00 feet South and 230.40 feet East of the West ¼ corner of Section 4, T4N, R2W; thence continuing East, 75.00 feet on the South line of Filley Street; thence S00°32'E, 200.00 feet; thence East 125.00 feet; thence S00°32'E, 227.15 feet; thence N61°00'229. 75 feet; thence N00°32'W, 315.93 feet to the point of beginning.

Tax Parcel No. 33-01-01-04-302-006
Common Address: 525 Filley Street

Easement B: That east 125 of the north 200 feet of Lot 0, Scott Subdivision, on Sections 4 and 5, T4N, R2W, Ingham County, Michigan.

Tax Parcel No. 33-01-01-04-302-011

Common Address: 601 Filley Street

BE IT FINALLY RESOLVED, that in all other respects, Resolution #100 of 2008 is unchanged and remains in full force and effect as originally adopted and written.

By Council Member Jeffries

Motion Carried

RESOLUTION #2010-207

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

Act-3-10, 414 E. Michigan Ave., Private deck on City property/ROW.

WHEREAS, Doug Johns, of 414 E. Michigan, L.L.C. requests authorization to construct a deck on City property and public right-of-way (ROW) west of and adjacent to the building at 414 E. Michigan Ave., and east of Museum Drive; and

WHEREAS, the City property is comprised of two triangular parcels - the parcel on the east, adjacent to the building, is held under the Board of Water and Light (LBWL), and contains a large steam pipe which runs in a N-S direction through the property; and

WHEREAS, the City parcel on the west is an unplatted portion of the Museum Drive ROW, and is held by the Department of Public Service; and

WHEREAS, the steam pipe runs through both parcels before extending under Michigan Avenue immediately to the north; and

WHEREAS, the applicant and the Board of Water and Light have already agreed on a license for the use of the LBWL property; and

WHEREAS, the current plans for the deck are to place footings and decking on the City ROW property to support the structure; and

WHEREAS, the Planning Board reviewed the proposal in accordance with the Michigan Planning Act (P.A. 33 of 2008), and found, based on its review of the location character and extent of this proposal, that:

1. the deck and outdoor seating would contribute to the character of the entertainment district, and may be useful in providing barrier-free access to the commercial properties to the east,
2. a license agreement for each City parcel (one involving the Board of Water and Light) could permit the project, ensure the safety of the public, and protect the City's interests in the properties; and

WHEREAS, the Planning Board, at its meeting on May 25, 2010, voted unanimously (5-0) to recommend approval of Act-3-10, a request by 414 E. Michigan, L.L.C. to construct a deck on City property and public right-of-way (ROW); and

WHEREAS, the Committee on Development and Planning has reviewed the report and recommendation of the Planning Board and concurs therewith;

NOW THEREFORE BE IT RESOLVED, the Lansing City Council hereby approves Act-3-10, the request by 414 E. Michigan, L.L.C., to construct a deck over on City property and public right-of-way (ROW) west of and adjacent to the building at 414 E. Michigan Avenue, provided that the applicant shall first execute a license agreement for each City parcel (one involving the Board of Water and Light) which permits the project, ensures the safety of the public, and protects the City's interests in the properties.

BE IT FINALLY RESOLVED, that the Mayor, on behalf of the City, is hereby authorized to sign and execute all documents necessary to effectuate the aforementioned transaction(s), subject to their prior

approval as to content and form by the City Attorney.

By Council Member Jeffries

Motion Carried

RESOLUTION #2010-208

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

Establishment of Old Town Temple Historic District Study Committee

WHEREAS, Alan H. Hooper, of Old Town Temple, L.L.C., by letter dated May 28, 2010, requests a local historic district designation as a single historic resource for the former Bethlehem Temple (a.k.a. Temple Club), located at 502 E. Grand River Avenue; and

WHEREAS, the building was built by First United Methodist Church, which dedicated it on April 7, 1918, and may be eligible for designation on the National Register of Historic Places as a building with local architectural significance, and its possible association with significant persons or events; and

WHEREAS, the applicant has indicated his commitment to improving the property in accordance with the federal standards for its rehabilitation; and

WHEREAS, the local historic district designation will make this property eligible for State and Federal income tax credits of up to 25 percent of qualified building rehabilitation costs; and

WHEREAS, Mr. Hooper will serve as the applicant's representative on the Historic District Study Committee; and

WHEREAS, Historic District Commission members Phil Mondro, Cassandra Nelson, and Kara Wood have also volunteered to serve on a Historic District Study Committee regarding this proposal, and would satisfy the Study Committee membership requirements under the Ordinance; and

WHEREAS, the Committee on Development and Planning has reviewed the request by the property owners within the proposed district;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby waives the optional public hearing on this proposal, which would have been held prior to the establishment of the Historic District Study Committee, due to the fact that the proposed district is a single property district.

BE IT FURTHER RESOLVED, the City Council hereby establishes a Historic District Study Committee pursuant to Chapter 1220 of the Lansing Code of Ordinances with the powers and duties thereunder to conduct studies and make reports and recommendations regarding the former Bethlehem Temple, 502 E. Grand River Avenue.

BE IT FURTHER RESOLVED, the Mayor's appointments of Alan H. Hooper, Phil Mondro, Cassandra Nelson, and Kara Wood to the Study Committee are hereby confirmed.

BE IT FINALLY RESOLVED that this Historic District Study Committee make its reports and recommendations to the Council within 180 days after all its members have been appointed by the Mayor and confirmed by City Council.

By Council Member Jeffries

Motion Carried

RESOLUTION #2010-209

BY THE DEVELOPMENT AND PLANNING COMMITTEE

RESOLUTION TO SET A PUBLIC HEARING REGARDING THE ESTABLISHMENT OF AN OBSOLETE PROPERTY REHABILITATION DISTRICT
104 and 106 S. Washington Sq.

WHEREAS, the purchaser of property located at 104 and 106 S. Washington Sq. 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), as amended and,

WHEREAS, the owner of the Property, Michigan State University Federal Credit Union, will be the legal owner of greater than fifty percent (50%) of all taxable value of the property located within the proposed District, and has the written permission to establish a District from the current legal owner of greater than fifty percent (50%) of all taxable value of the property located within the proposed District, and

WHEREAS, the property in question and the proposed boundary of the District is legally described as:

S 44 FT OF N 92 1/8 FT LOTS 1 & 2; BLOCK 110 ORIG PLAT, 33-01-01-16-325-070 commonly known and 104 and 106 S. Washington Square and,

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

NOW THEREFORE BE IT RESOLVED that a public hearing be held in the City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing, Michigan, on July 12, 2010 at 7:00 p.m. for the purpose of receiving public comment on the establishment of an Obsolete Property Rehabilitation District under the provisions of Public Act 146 of 2000 as amended and that the Clerk shall publish once in a publication of general circulation within the community a notice of the scheduled public hearing and that the notice appear not less than 10 or more than 30 days prior to the date of the hearing and that the Clerk also cause the owner of property within the proposed district to receive written notice of the public hearing to be delivered by certified mail.

By Council Member Jeffries

To place an affirmative roll on the resolution

By Council Member Jeffries

To amend the NOW, THEREFORE BE IT RESOLVED clause following "Lansing, Michigan, on" by inserting "July 12, 2010"

Motion Carried

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

Motion Carried

RESOLUTION #2010-210

BY THE DEVELOPMENT AND PLANNING COMMITTEE
RESOLUTION TO SET A PUBLIC HEARING REGARDING THE ESTABLISHMENT OF AN OBSOLETE PROPERTY REHABILITATION EXEMPTION CERTIFICATE
104 and 106 S. Washington Sq.

WHEREAS, Michigan State University Federal Credit Union, future owner of the property located at 104 S. Washington Sq. in the City of Lansing, Michigan (the "Property") has applied to the City of Lansing for the City to approve the issuance of an Obsolete Property Rehabilitation Exemption

Certificate (the "OPT Certificate"), pursuant to the Michigan Obsolete Property Rehabilitation Act, being Public Act 146 of 2000 as amended (the "Act"); and

WHEREAS, the property in question of the Certificate is legally described as: S 44 FT OF N 92 1/8 FT LOTS 1 & 2; BLOCK 110 ORIG PLAT, 33-01-01-16-325-070, and

WHEREAS, an Obsolete Property Rehabilitation District may be established by the Lansing City Council on July 12, 2010 in accordance with the act; and

WHEREAS, the Act requires that before granting a Certificate the Lansing City Council hold a public hearing in order to provide an opportunity for the applicant, the City Assessor, a representative of the affected taxing units, the residents, and other taxpayers of the City of Lansing general public to appear and be heard regarding the approval of the OPT Certificate.

NOW THEREFORE BE IT RESOLVED that a public hearing be held in the City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing, Michigan, on July 12, 2010 at 7:00 p.m. for the purpose of receiving public comment on the establishment of an Obsolete Property Rehabilitation Certificate under the provisions of Public Act 146 of 2000 and that the Clerk shall publish once in a publication of general circulation within the community a notice of the scheduled public hearing and that the notice appear not less than 10 or more than 30 days prior to the date of the hearing and that the Clerk also cause the owner of property within the proposed district to receive written notice of the public hearing to be delivered by certified mail.

By Council Member Jeffries

Motion Carried

RESOLUTION #2010-211

BY THE PLANNING AND DEVELOPMENT COMMITTEE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING
Setting a Public Hearing for a Personal Property Exemption

WHEREAS, pursuant to Public Act 328 of 1998, Michigan State University Federal Credit Union (MSU-FCU), has made Application for Exemption of New Personal Property (PPE-01-2010) for a property located at 104 and 106 S. Washington Sq. which is contained within the Lansing Brownfield Redevelopment Zone, established by the Lansing City Council on August 18, 1997 pursuant to Act 381 of 1996, as amended, and

WHEREAS, prior to acting upon this request, the City desires to hold a public hearing on MSU-FCU's Application for Exemption of New Personal Property (PPE-01-2010), to allow for all residents, taxpayers and other interested persons to appear and be heard;

NOW, THEREFORE, BE IT RESOLVED that a public hearing be held in the City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing, Michigan, on July 12, 2010 on the MSU-FCU's application for New Personal Property Exemption on the following described property:

S 44 FT OF N 92 1/8 FT LOTS 1 & 2; BLOCK 110 ORIG PLAT 33-01-01-16-325-070; commonly known as 104 S. Washington Sq., Lansing, Michigan,

and, that the City Clerk cause to be published in a publication of general circulation, giving notice of such hearing, and that the City Clerk also shall notify the Lansing City Assessor and the legislative body of each taxing unit that levies ad valorem property taxes in the eligible local assessing district in which the eligible district is located. Before acting on the resolution, the Lansing City Council shall afford an opportunity for all residents, taxpayers of the City of Lansing, other interested persons, including but not limited to the City Assessor and representatives of the

affected taxing units, to appear and be heard on the approval of a New Personal Property Exemption (PPE-01-2010).

By Council Member Jeffries

Motion Carried

RESOLUTION #2010-212

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

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, July 26, 2010, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the Ordinance for rezoning:

SLU-3-2010, W. Edgewood Blvd., Special Land Use Permit - Church in the "D-1" Professional Office District

By Council Member Jeffries

Motion Carried

RESOLUTION #2010-213

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

WHEREAS, On the Boulevard Business Association has requested \$350.00 to defray costs associated with the rental of the showmobile for the Barbecue on the Boulevard to be held on July 10, 2010; and

WHEREAS, the Committee on General Services met on Monday, June 23, 2010 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 of \$350.00 to On the Boulevard Business Association to defray costs associated with the rental of the showmobile for the Barbecue on the Boulevard to be held on July 10, 2010;

BE IT FURTHER RESOLVED that the Mayor and the Finance Department shall process this request by charging \$350.00 to the Council Community Promotion Account – 101.112101.741289.0;

BE IT FINALLY RESOLVED that On the Boulevard Business Association shall submit a written analysis of the event, including information regarding the number of attendees, a detailed account as to contributors, funds received, expended, and residual funds to the Lansing City Council within 60 days after the event.

By Council Member Quinney

Motion Carried

RESOLUTION #2010-214

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:

Parks and Recreation Department and Charles Holm of Wolverine Fireworks request for a public display of fireworks in the City of Lansing at 717 E. Shiawassee Street to be held on July 4, 2010 with a rain date of July 5, 2010.

By Council Member Quinney

Motion Carried

By Vice President Dunbar

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

Motion carried

The following item was added to the agenda:

RESOLUTION #2010-215

BY COUNCIL MEMBER KATHIE DUNBAR
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Tri-County Aging Consortium, known as Tri-County Office on Aging, produced the Annual Implementation Plan Fiscal Year 2011 as required by the Older American's Act and the Older Michiganian's Act; and

WHEREAS, Lansing City Council has reviewed the Tri-County Office on Aging Annual Implementation Plan for Fiscal Year 2011;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council approves said document as presented.

By Council Member Dunbar

Motion Carried

RESOLUTION #2010-216

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 Donora Street and Kenwood Avenue; and

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

WHEREAS, based upon the results of this study, the Traffic Board is forwarding an official recommendation concurring with the Transportation and Parking Office to install stop signs on Donora Street at the intersection of Kenwood Avenue; and

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; and

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

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. 10-016, thereby authorizing the Transportation Engineer to install stop signs on Donora Street at the intersection of Kenwood Avenue;

BE IT FINALLY RESOLVED that Traffic Control Order No. 10-016 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 #2010-217

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 Donora Street and McKim Avenue; and

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

WHEREAS, based upon the results of this study, the Traffic Board is forwarding an official recommendation concurring with the Transportation and Parking Office to install stop signs on McKim Avenue at the intersection of Donora Street; and

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; and

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

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. 10-017, thereby authorizing the Transportation Engineer to install stop signs on McKim Avenue at the intersection of Donora Street;

BE IT FINALLY RESOLVED that Traffic Control Order No. 10-017 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 #2010-218

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 Donora Street and Riley Street; and

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

WHEREAS, based upon the results of this study, the Traffic Board is forwarding an official recommendation concurring with the Transportation and Parking Office to install a stop sign on Riley Street at the intersection of Donora Street; and

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; and

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

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. 10-018, thereby authorizing the Transportation Engineer to install a stop sign on Riley Street at the intersection of Donora Street;

BE IT FINALLY RESOLVED that Traffic Control Order No. 10-018 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 #2010-219

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 Forest Glen Avenue and Tecumseh River Road; and

WHEREAS, based upon the results of this study, the Transportation and Parking Office recommends the installation of a stop sign on Forest Glen Avenue at the intersection of Tecumseh River Road; and

WHEREAS, based upon the results of this study, the Traffic Board is forwarding an official recommendation concurring with the Transportation and Parking Office to install a stop sign on Forest Glen Avenue at the intersection of Tecumseh River Road; and

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; and

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 10-019, thereby authorizing the Transportation Engineer to install a stop sign on Forest Glen Avenue at the intersection of Tecumseh River Road;

BE IT FINALLY RESOLVED that Traffic Control Order No. 10-019 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 #2010-220

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 Fulton Place and Osborn Road; and

WHEREAS, based upon the results of this study, the Transportation and Parking Office recommends the installation of a stop sign on Fulton Place at the intersection of Osborn Road; and

WHEREAS, based upon the results of this study, the Traffic Board is forwarding an official recommendation concurring with the Transportation

and Parking Office to install a stop sign on Fulton Place at the intersection of Osborn Road; and

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; and

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 10-020, thereby authorizing the Transportation Engineer to install a stop sign on Fulton Place at the intersection of Osborn Road;

BE IT FINALLY RESOLVED that Traffic Control Order No. 10-020 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 #2010-221

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 Glenrose Avenue and Greenwood Street; and

WHEREAS, based upon the results of this study, the Transportation and Parking Office recommends the installation of a yield sign on Greenwood Street at the intersection of Glenrose Avenue; and

WHEREAS, based upon the results of this study, the Traffic Board is forwarding an official recommendation concurring with the Transportation and Parking Office to install a yield sign on Greenwood Street at the intersection of Glenrose Avenue; and

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; and

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 10-021, thereby authorizing the Transportation Engineer to install a yield sign on Greenwood Street at the intersection of Glenrose Avenue;

BE IT FINALLY RESOLVED that Traffic Control Order No. 10-021 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 #2010-222

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 Glenrose Avenue and Lamont Street; and

WHEREAS, based upon the results of this study, the Transportation and Parking Office recommends the installation of a yield sign on Lamont Street at the intersection of Glenrose Avenue; and

WHEREAS, based upon the results of this study, the Traffic Board is forwarding an official recommendation concurring with the Transportation and Parking Office to install a yield sign on Lamont Street at the intersection of Glenrose Avenue; and

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; and

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

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. 10-022, thereby authorizing the Transportation Engineer to install a yield sign on Lamont Street at the intersection of Glenrose Avenue;

BE IT FINALLY RESOLVED that Traffic Control Order No. 10-022 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 #2010-223

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 Herrick Drive and Viking Road; and

WHEREAS, based upon the results of this study, the Transportation and Parking Office recommends the installation of stop signs on Viking Road at the intersection of Herrick Drive; and

WHEREAS, based upon the results of this study, the Traffic Board is forwarding an official recommendation concurring with the Transportation and Parking Office to install stop signs on Viking Road at the intersection of Herrick Drive; and

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; and

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 10-023, thereby authorizing the Transportation Engineer to install stop signs on Viking Road at the intersection of Herrick Drive;

BE IT FINALLY RESOLVED that Traffic Control Order No. 10-023 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 #2010-224

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 Irvington Avenue and Ruth Avenue; and

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

WHEREAS, based upon the results of this study, the Traffic Board is forwarding an official recommendation concurring with the Transportation and Parking Office to install stop signs on Irvington Avenue at the intersection of Ruth Avenue; and

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; and

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 10-024, thereby authorizing the Transportation Engineer to install stop signs on Irvington Avenue at the intersection of Ruth Avenue;

BE IT FINALLY RESOLVED that Traffic Control Order No. 10-024 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 #2010-225

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 Lenore Avenue and Pattengill Avenue; and

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

WHEREAS, based upon the results of this study, the Traffic Board is forwarding an official recommendation concurring with the Transportation and Parking Office to install stop signs on Lenore Avenue at the intersection of Pattengill Avenue; and

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; and

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council approves Traffic Control Order No. 10-025, thereby authorizing the Transportation Engineer to install stop signs on Lenore Avenue at the intersection of Pattengill Avenue;

BE IT FINALLY RESOLVED that Traffic Control Order No. 10-025 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 #2010-226

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 Rex Street and Ruth Avenue; and

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

WHEREAS, based upon the results of this study, the Traffic Board is forwarding an official recommendation concurring with the Transportation and Parking Office to install stop signs on Ruth Avenue at the intersection of Rex Street; and

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; and

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

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. 10-028, thereby authorizing the Transportation Engineer to install stop signs on Ruth Avenue at the intersection of Rex Street;

BE IT FINALLY RESOLVED that Traffic Control Order No. 10-028 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

THIS ITEM WAS RETURNED TO THE COMMITTEE ON PUBLIC SAFETY

Requiring the owner(s) of property located at 6226 Barker St. to Make Safe or Demolish their property within sixty days of June 28, 2010

By Council Member Wood

To recommit this item

Motion Carried

RESOLUTION #2010-227

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

WHEREAS, the Code Compliance Manager has determined that the building located at 420 N. ML King Jr. Blvd, Parcel # 33-01-01-17-231-041 legally described as: S ½ Lot 10 Dodge and Daniels Sub W of Butler

Rec L 55 P 553 is an unsafe or dangerous building as defined in Section 1460.24 of the Lansing Uniform Housing Code and the Housing Law of Michigan and was red tagged on April 7, 2008; and

WHEREAS, a hearing was held by the Hearing Officers on March 25, 2010, at which the Hearing Officers determined that said building was an unsafe and dangerous building and ordered the building demolished or made safe by April 22, 2010; and

WHEREAS, said Hearing Officers filed a report of their findings and order with the City Council and requested the City Council to take appropriate action under the Lansing Housing and Premises Code and the Housing Law of Michigan; and

WHEREAS, the Housing Law of Michigan and Premises Code require a hearing be conducted to give the property owner an opportunity to show cause why a dangerous structure should not be demolished or otherwise made safe; and

WHEREAS, the City Council held a public hearing on May 24, 2010, to review the findings and the order of the Hearing Officers and the owners were notified in writing of said hearing and had an opportunity to appear and show cause why said building should not be demolished or otherwise made safe; and

WHEREAS, the Code Compliance Office has determined that compliance with the order of the Lansing Demolition Hearing Board Officer has not occurred; and

NOW, THEREFORE, BE IT RESOLVED that the owner(s) of 420 N. ML King Jr. Blvd are hereby directed to comply with the order of the Hearing Officers to demolish or otherwise make safe the said building within sixty days from the date of this resolution, Monday, June 28, 2010.

BE IT FURTHER RESOLVED that the property owner(s) is hereby notified that this order must be appealed within twenty days pursuant to MCL 125.542 and should the owners fail to comply with the Hearing Officers' order for demolition or make safe, the Manager of Code Compliance is hereby directed to proceed with demolition of said building.

BE IT FURTHER RESOLVED whether demolition is accomplished by said property owner or the city that appropriate seeding and restoration of property take place to avoid run-off to adjacent properties.

BE IT FURTHER RESOLVED that the cost of such demolition shall be a lien against the real property and shall be reported to the City Assessor.

BE IT FINALLY RESOLVED that the owners in whose name the property appears upon the last local tax assessment record shall be notified by the City Assessor of the amount of such cost by first class mail at the address shown on the records. Upon the owners failure to pay the same within thirty (30) days after mailing by the City Assessor of the notice of the amount thereof, the amount of said costs shall be a lien and shall be filed and recovered as provided by law and the lien shall be collected and treated in the same manner as provided for property tax liens under the general property tax act.

By Council Member Wood

Motion Carried

RESOLUTION #2010-228

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

WHEREAS, the City of Lansing desires to encourage and support shopping and commercial activity in the Principal Shopping District area by public improvement to develop, redevelop, promote economic activity and provide for the maintenance, security and operation of the Principal Shopping District by such public improvement which especially benefits any property within a district; and

WHEREAS, the City of Lansing desires to encourage promotional efforts, business recruitment in all zones and physical improvements and maintenance services (in zone "A") of the Principal Shopping District; and

WHEREAS, the City of Lansing has determined that this should be provided through special assessment zones established for the purpose of financing Principal Shopping District activities; and

WHEREAS, the City of Lansing has determined that the cost of providing such services should be recovered by a special assessment against properties especially benefited as authorized by Act No. 120 of the Public Acts of 1961, as amended, and Chapters 812 and 1026 of the Lansing Code of Ordinances; and

WHEREAS, the City of Lansing has reviewed the proposed special assessment boundaries; and

WHEREAS, the City of Lansing has also reviewed the proposed services within the boundaries with an estimated cost of these services, and

WHEREAS, a public hearing was held on June 28, 2010 at 7:00 pm in the City Council Chamber, 10th Floor City Hall, Lansing, Michigan to consider the establishment of the Principal Shopping District special assessment roll; and

WHEREAS, that the City Clerk published notice of a hearing to confirm the special assessment roll in a newspaper of general circulation at least 10 (ten) days prior to the date of the hearing; and

WHEREAS, notice to the affected owners of the properties in said district was published in accordance with Chapter 1026 of the Lansing Code of Ordinances and

NOW, THEREFORE, BE IT RESOLVED that the special assessment zones for the Principal Shopping District are established by City Council as follows:

Principal Shopping District: Beginning at the intersection of West right-of-way line of S. Capitol Avenue and the north right-of-way line of W. St. Joseph Street, "Point of Beginning," North along S. Capitol Avenue right-of-way line to the center-line of W. Washtenaw Street, west along the centerline of W. Washtenaw Street to the center-line of Townsend Street, north along the center-line of Townsend Street to the center-line of W. Allegan Street, then east along the W. Allegan Street center-line to the center-line of S. Capitol Avenue, north along the S. Capitol Avenue center-line to the center-line of W. Saginaw Street; east along the W. Saginaw Street center-line to the west right-of-way line of N. Washington Avenue, north along the N. Washington Avenue right-of-way line to the north right-of-way line of W. Grand River Avenue, east along the W. Grand River Avenue right-of-way line to the west right-of-way line of Turner Street, north along the Turner Street right-of-way line to the north right-of-way line of Clinton Street, east along Clinton Street right-of-way to the east right-of-way line of Center Street, south along the Center Street right-of-way line to the north right-of-way line of Liberty Street, east along the Liberty Street right-of-way line to the centerline of N. Cedar Street, south along the N. Cedar Street center-line to the south right-of-way line of East Grand River Avenue, east along the E. Grand River Avenue right-of-way line to the west right-of-way line of N. Larch Street, south along the N. Larch Street right-of-way line to the center-line of E. Shiawassee Street, east along the E. Shiawassee Street center-line to the west right-of-way line of the Conrail right-of-way, south along the Conrail right-of-way line to the south right-of-way line of E. Michigan Avenue, south along the E. Michigan Avenue right-of-way to the east right-of-way line of S. Larch Street, south along the S. Larch Street right-of-way line to the center-line of E. Kalamazoo Street, then west along E. Kalamazoo Street center-line to the center-line of S. Larch Street, then south along the S. Larch Street center-line to the north right-of-way line of St. Joseph Street (extended), west along the St. Joseph Street right-of-way line (extended) to the Point of Beginning.

The Principal Shopping District, as described herein, shall contain zones as described below:

Zone A: Beginning at the intersection of the center-line of W. Shiawassee Street and the centerline of N. Capitol Avenue, the "Point of Beginning - A", east along the center-line of Shiawassee Street to the west right-of-way line of the Conrail right-of-way, south along the Conrail right-of-way line to the center-line of E. Michigan Avenue, west along the center-line of E. Michigan Avenue to the center-line of S. Cedar Street, south along the S. Cedar Street center-line to the center-line of E. Kalamazoo Street, west along the

E. Kalamazoo Street center-line to the center-line of Museum Drive, northwesterly along the center-line of Museum Drive to the north line of Impression Five Condominium (extended), west along the said north line of Impression Five Condominium (extended) to the center-line of the Grand River, southeasterly along the center of the Grand River to the center-line of E. Kalamazoo Street, continuing along the center-line of E. Kalamazoo Street to the center-line of Grand Avenue, south along the Grand Avenue center-line to the center-line of W. Lenawee Street, west along the W. Lenawee Street center-line to the west right-of-way line of S. Capitol Avenue, north along the west right of-way line of S. Capitol Avenue to W. Washtenaw street, west along the centerline of W. Washtenaw Street to the centerline of Townsend Street, north along the centerline of Townsend Street to the centerline of W. Allegan Street, then east along the W. Allegan Street center-line of W. Allegan Street to the center-line of S. Capitol Avenue, north along the S. Capitol Avenue center-line to the Point of Beginning —A.

Zone B: Beginning at the intersection of west right-of-way line of N. Washington Avenue and the north right-of-way line of W. Grand River Avenue, the "Point of Beginning -B," east along the W. Grand River right-of-way line to the west right-of-way line of Turner Street, north along the Turner Street right-of-way line to the north right-of-way line of Clinton Street, east along the Clinton Street right-of-way line to the east right-of-way line of Center Street, south along the Center Street right-of-way line to the north right-of-way line of Liberty Street, east along the Liberty Street right-of-way line to the center, line of N. Cedar Street, south along the N. Cedar Street center-line to the centerline of E. Maple Street, west along E. Maple Street center-line (as aligned) to the west right-of-way line of N. Washington Avenue, north along the N. Washington Avenue right-of-way line to the Point of Beginning —B.

Zone C -North: Beginning at the intersection of the center-line of N. Capitol Avenue and the center-line of W. Shiawassee Street, the "Point of Beginning -C (North)," north along the N. Capitol Avenue center-line to the center-line of W. Saginaw Street, east along the W. Saginaw Street center-line to west right-of-way line of N. Washington Avenue, north along the N. Washington Avenue right-of-way line to the center-line of E. Maple Street, east along E. Maple Street (as aligned) center-line to the center-line of N. Cedar Street, north along the N. Cedar Street center-line to the south right-of-way line of E. Grand River Avenue, east along the E. Grand River Avenue right-of-way line to the west right-of-way line of N. Larch Street, south along the N. Larch Street right-of-way line to the center-line of E. Shiawassee Street, west along the E. Shiawassee Street Center-line to the Point of Beginning -C (North).

Zone C -South: Beginning at the intersection of the west right-of-way line of S. Capitol Avenue and the center-line of W. Lenawee Street, the "Point of Beginning -C (South)," east along the W. Lenawee Street center-line to the center-line of Grand Avenue, north along Grand Avenue centerline to the center-line of E. Kalamazoo Street, east along the Kalamazoo Street center-line to the center of the Grand River, northwesterly along the center-line of the Grand River to the north line of Impression Five Condominium (extended), east along the north line of Impression Five Condominium (extended) to the center-line of Museum Drive, southeasterly along the center-line of Museum Drive to the center-line of E. Kalamazoo Street, east along the Kalamazoo Street centerline to the center-line of S. Cedar Street, north along the Cedar Street center-line to the center-line of E. Michigan Avenue, east along the E. Michigan Avenue center-line to the west right-of-way line of the Conrail right-of-

way, south along the Conrail right-of-way line to the south right-of-way line of E. Michigan Avenue, then west along the E. Michigan Avenue right-of-way line to the east right-of-way line of S. Larch Street, south along the S. Larch Street right-of-way line to the center-line of E. Kalamazoo Street, west along the E. Kalamazoo Street center-line to the center-line of S. Larch Street, south along the S. Larch Street center-line to the north right-of-way line of St. Joseph Street (extended), west along the St. Joseph Street right-of-way line (extended) to the west right-of-way line of S. Capitol Avenue, then north along the S. Capitol Avenue right-of-way to the Point of Beginning -C (South).

BE IT FURTHER RESOLVED that the Principal Shopping District public improvements and services be supported by a special assessment of these costs against the properties especially benefited as follows:

ZONE A -13.2 cents per square foot for first floor and 6 cents per square foot for second floors and above, parking structures at the rate of 4.8 cents per square foot for the main floors and 2.4 cents per square foot for second floors and above, parking lots at 4.8 cents per square foot, vacant land at 1.2 cents per square foot, and industrial & manufacturing properties at 2.4 cents per square foot for the first floor and 1.2 cents per square foot for second floors and above; for a total of \$367,541.21.

ZONE B -9.2 cents per square foot for first floor and 3.45 cents per square foot for second floors and above, parking structures at the rate of 4.6 cents per square foot for the main floors and 2.3 cents per square foot for second floors and above, parking lots at 4.6 cents per square foot, vacant land at 1.15 cents per square foot, and industrial & manufacturing properties at 2.3 cents per square foot for the first floor and 1.15 cents per square foot for second floors and above; for a total of \$22,531.

ZONE C (North & South) -2 cents per square foot for first floor and 1 cent per square foot for second floors and above, parking structures at the rate of 2 cents per square foot for the main floors and 1 cent per square foot for second floors and above, parking lots at 2 cents per square foot, vacant land at 1 cent per square foot, and industrial & manufacturing properties at 2 cents per square foot for the first floor and 1 cent per square foot for second floors and above; for a total of \$28,588.96.

BE IT FURTHER RESOLVED that the cost and expense of making estimates, plans and assessments incidental to the preparation of the assessment and the role, and providing notices shall be included in the expense of the assessment.

BE IT FURTHER RESOLVED that the Principal Shopping District public improvement and services be financed by a special assessment of these costs against the properties especially benefited as contained in the assessment Roll No. PSD10-A/PSD10B/PSD10-C, compiled by the City Assessor and presented to Council with this resolution.

BE IT FURTHER RESOLVED that in zones "A," "B," and "C" (North & South), all property owners whose assessment would otherwise exceed \$10,000.00 per one parcel, shall be capped at no more than \$10,000.00 per one parcel on an annual basis.

BE IT FURTHER RESOLVED that in zones "A," "B," and "C" (North & South), any property owned by a non-profit entity which has received a Federal IRS Section 501(c)(3) non-profit designation shall have their property assessment capped at 40% of the proposed assessment rate; provided that said entity shall file with the City Assessor, not later than August 9, 2010 a written application for non-profit Principal Shopping District designation, together with a copy of said determination of IRS Section 501 (c)(3) status.

BE IT FURTHER RESOLVED that Special Assessment roll Numbers PSD10-A/PSD10B/PSD10-C as presented and as returned by the City Assessor, is hereby, ratified and confirmed, and the Mayor is authorized to affix within ten days his warrant directing the City Treasurer to collect said tax.

BE IT FINALLY RESOLVED that if said payment is not received by

October 30, 2010, said tax will be placed on the December tax roll without interest or penalty.

By Councilmember Wood

To accept a substitute resolution for the one originally placed in the packet

Motion Carried

By Councilmember Wood

To place an affirmative roll on the substitute resolution

Motion Carried

RESOLUTION #2010-229

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

WHEREAS, certain adjustments are needed to close out the 2009/2010 fiscal year including allocation of the FY 2010 vacancy factor;

WHEREAS, General Fund revenues have continued to decline since the deficit elimination plan was proposed and approved including: income tax revenue, interest earnings, State revenue sharing, Building Safety fund revenues, and Drug Forfeiture funds as a source for funding Police special operations;

WHEREAS, General Fund expenditure appropriations were previously reduced by \$3 million in response to declining revenues which included the use of furlough days for non-emergency personnel and other concession by Police and Fire employees;

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

	<u>Proposed Increase/(Reduction)</u>
<u>GENERAL FUND</u>	
Revenues	
Use of Fund Balance	\$ 3,400,000
Income Tax Revenue	(1,000,000)
State Revenue Sharing	(300,000)
Interest Earnings	(400,000)
	<u>\$ 1,700,000</u>
Expenditures	
Vacancy Factor	\$ 1,200,000
City Clerk Personnel	(73,300)
Planning & Neighborhood Dev. Personnel	(57,700)
Finance Personnel	(89,400)
City Attorney Personnel	20,000
Police Personnel	530,000
Fire Personnel	(60,000)
Parks & Recreation Personnel	(369,600)
Building Safety Fund Subsidy	600,000
	<u>\$ 1,700,000</u>
<u>BUILDING SAFETY FUND</u>	
Subsidy from the General Fund	\$ 600,000
Building Safety Revenue	\$ (600,000)

DRUG FORFEITURE FUND

Use of (Contribution to) Fund Balance	\$ (430,000)
Police Personnel	\$ (430,000)

By Council Member Dunbar

Motion Carried (Council Member Jeffries voting nay)

RESOLUTION #2010-230

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

WHEREAS, the City of Lansing and the Fraternal Order of Police, Capitol City Lodge #141 Supervisory Unit have negotiated a labor agreement for the period covering July 16, 2009 through July 15, 2015; and

WHEREAS, the Fraternal Order of Police, Capitol City Lodge #141 Supervisory 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 Fraternal Order of Police, Capitol City Lodge #141 Supervisory Unit for the period July 16, 2009 through July 15, 2015; 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 #2010-231

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

A CORRECTED RESOLUTION OF THE COUNCIL OF THE CITY OF LANSING, MICHIGAN AUTHORIZING THE SUBMISSION OF A BROWNFIELD ECONOMIC DEVELOPMENT INITIATIVE GRANT APPLICATION AND SECTION 108 LOAN GUARANTEE APPLICATION TO THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, SUSPENDING RESOLUTION 2010-137

WHEREAS, the City of Lansing has determined that a high priority exists to bring vacant historic buildings in the downtown back into productive use and the Knapp's Building project meets this priority; and

WHEREAS, the Knapp's Building project is included in the City's adopted One Year Action Plan of the Consolidated Plan: and

WHEREAS, the Brownfield's Economic Development Initiative (BEDI) and the Section 108 Loan Guarantee programs, implemented by the United States Department of Housing and Urban Development (HUD), are designed to provide funds to assist with these types of projects; and

WHEREAS, under the Section 108 Loan Guarantee program, the City can borrow up to five years its annual Community Development Block Grant allocation, and can take up to twenty years to repay the principal and interest; and

WHEREAS, the City is requesting a total of \$2,000,000 in BEDI funds and \$5,395,400 in Section 108 Loan Guarantee funds to assist with the development project; and

WHEREAS, the Mayor is authorized to submit the Section 108 Loan Guarantee application and amendments thereto and all understandings and assurances contained therein, and to act in connection with the application to provide such additional information as may be required.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Lansing resolves as follows:

SECTION 1. The City hereby certifies and assures with respect to its application for a loan guarantee pursuant to Section 108 of the Housing and Community Development Act of 1974, as amended, that it poses the legal authority to make the pledge of grants required under 24 CFR 570.705 (b) (2).

SECTION 2. As prerequisites for submission of the application to HUD, the City certifies that it has:

(a) Furnished citizens with information required by Section 570.704(a) (2)(i) of Title 1 of the Housing and Community Development Act of 1974, as amended;

(b) Held at least one public hearing, on May 10, 2010, to obtain the views of citizens on community development and housing needs; and

(c) Prepared its application in accordance with Section 570.704(a)(1)(iv) of Title 1 of The Housing and Community Development Act of 1974, as amended, and made the application available to the public.

SECTION 3. The City has and will continue to follow a detailed citizen participation plan that meets the requirements described in Section 570.704(a)(2) of Title 1 of the Housing and Community Development Act of 1974, as amended.

SECTION 4. The City has and will continue to affirmatively further fair housing, and the guaranteed loan funds will be administered in compliance with:

(a) Title VI of the Civil Rights Act of 1964 (Public Law 88-352, 42 U.S.C. 2000d et seq.); and

(b) The Fair Housing Act (42 U.S.C. 3601-20).

SECTION 5. Will expend in the aggregate, at least 70 percent of all CDBG funds, as defined in Section 570.303(e) of Title 1 of The Housing and Community Development Act of 1974, as amended, during the one, two, or three consecutive years specified by the City for its CDBG program on activities which benefit low/moderate income persons, as described in criteria in Section 570.208(a) of the Act.

SECTION 6. The City has and will continue to comply with the requirements governing displacement, relocation, real property acquisition, and the replacement of low and moderate income housing described in Section 570.606.

SECTION 7. The City has and will continue to comply with other provisions of the Act and with other applicable laws.

SECTION 8. The City has and will continue to Certify regarding debarment, suspension, and other responsibility as follows:

(a) The prospective recipients of the Section 108 Loan Guarantee funds and all of their contractors will certify to the best of their knowledge and belief, that they:

1). Are not presently debarred, suspended, proposed

for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency;

2). Have not within a three year period preceding approval of their application, been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;

3). Are not presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State or local) with commission of any of the offenses enumerated in paragraph (a)2 of this certification; and

4). Have not within a three year period preceding approval of their application, had one or more public transactions (Federal, State or local) terminated for cause or default.

SECTION 9. The City hereby assures and certifies with respect to its application for a loan guarantee pursuant to Section 108 of the Housing and Community Development Act of 1974, as amended, that it has made efforts to obtain financing for the activities described herein without the use of such guarantee, that it will maintain documentation of such efforts for the term of the loan guarantee, and that it cannot complete such financing consistent with the timely execution of the program plans without such guarantee.

SECTION 10. The City has and will continue to hereby certify, to the best of its knowledge and belief, the following:

(a) No Federal appropriated funds have been paid or will be paid, by or on behalf of it, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any or cooperative agreement, and the extension, continuation, renewal amendment, or modification of any /Federal contract, grant, loan or cooperative agreement;

(b) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or any employee of grant, loan or cooperative agreement, it will complete and submit Standard Form LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions; and

(c) It will require that the language of paragraph (a) of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

SECTION 11. Continue to maintain a drug-free workplace by:

(a) Publishing a statement notifying employees that the unlawful manufacture, dispensing, possession, or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;

(b) Establishing an ongoing drug-free awareness program to inform employees about the following:

1). The dangers of drug abuse in the workplace;

- 2). The grantee's policy of maintaining a drug-free workplace;
- 3). Any available drug counseling, rehabilitation, and employee assistance programs; and
- 4). The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace.

(c) Making it a requirement that each employee engaged in grant activity be given a copy of the statement required by paragraph (a).

(d) Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee will:

- 1). Abide by the terms of the statement; and
- 2). Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction.

(e) Notifying the agency in writing, within ten calendar days after receiving notice under subparagraph (d)2 from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position and title, to every grant officer or other designee on whose grant activity the convicted employee was working, unless the Federal agency has designated a central point for the receipt of such notices. Notice shall include the identification number(s) of each affected grant.

(f) Taking one of the following actions, within 30 calendar days of receiving notice under paragraph (d)2, with respect to any employee who is so convicted:

- 1). Taking appropriate personnel action against such employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended, and any other applicable federal and state laws; and
- 2). In appropriate circumstances, require an employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purpose by a Federal, State or local health, law enforcement, or other appropriate agency.

SECTION 12. This Resolution shall be effective immediately upon its adoption.

By Council Member Dunbar

Motion Carried

RESOLUTION #2010-232

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

WHEREAS, the Mayor made the appointment of Kelly Johnston of 805 Britten Avenue, Lansing, Michigan 48910 to the Board of Zoning Appeals At-Large position for a term to expire June 30, 2013.

WHEREAS, the Committee Committee of the Whole met on Monday, June 21, 2010 and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the appointment of Kelly Johnston of 805 Britten

Avenue, Lansing, Michigan 48910 to the Board of Zoning Appeals At-Large position for a term to expire June 30, 2013.

By Council Member Dunbar

Motion Carried

RESOLUTION #2010-233

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

WHEREAS, the Mayor made the appointment of Amber Michelle Shinn of 322 Pere Marquette Drive, #15, Lansing, Michigan 48912 to the Board of Zoning Appeals At-Large position for a term to expire June 30, 2012.

WHEREAS, the Committee Committee of the Whole met on Monday, June 21, 2010 and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the appointment of Amber Michelle Shinn of 322 Pere Marquette Drive, #15, Lansing, Michigan 48912 to the Board of Zoning Appeals At-Large position for a term to expire June 30, 2012.

By Council Member Dunbar

Motion Carried

RESOLUTION #2010-234

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

WHEREAS, the Mayor made the appointment of Bradley Williams of 1532 N. Genesee Drive, Lansing, Michigan 48915 to the Board of Zoning Appeals Planning Board Representative position for a term to expire June 30, 2011.

WHEREAS, the Committee Committee of the Whole met on Monday, June 21, 2010 and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the appointment of Bradley Williams of 1532 N. Genesee Drive, Lansing, Michigan 48915 to the Board of Zoning Appeals Planning Board Representative position for a term to expire June 30, 2011.

By Council Member Dunbar

Motion Carried

RESOLUTION #2010-235

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

WHEREAS, the Mayor made the appointment of Maria Starr of 4629 Stillwell Avenue, Lansing, Michigan 48911 to the Memorial Review Board At-Large position for a term to expire June 30, 2014.

WHEREAS, the Committee Committee of the Whole met on June 21, 2010 and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the appointment of Maria Starr of 4629 Stillwell Avenue, Lansing, Michigan 48911 to the Memorial Review Board At-Large position for a term to expire June 30, 2014.

By Council Member Dunbar

Motion Carried

RESOLUTION #2010-236

BY THE COMMITTEE OF THE WHOLE

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made the appointment of Adam Hussain of 3814 Calvin Drive, Lansing, Michigan 48911 to the Park Board At-Large position for a term to expire June 30, 2014.

WHEREAS, the Committee Committee of the Whole met on Monday, June 21, 2010 and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the appointment of Adam Hussain of 3814 Calvin Drive, Lansing, Michigan 48911 to the Park Board At-Large position for a term to expire June 30, 2014.

By Council Member Dunbar

Motion Carried

RESOLUTION #2010-237

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

WHEREAS, the Mayor made the appointment of Alisande Henry of 305 N. Fairview Avenue, Lansing, Michigan 48912 to the Planning Board At-Large position for a term to expire June 30, 2013.

WHEREAS, the Committee Committee of the Whole met on Monday, June 21, 2010 and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the appointment of Alisande Henry of 305 N. Fairview Avenue, Lansing, Michigan 48912 to the Planning Board At-Large position for a term to expire June 30, 2013.

By Council Member Dunbar

Motion Carried

RESOLUTION #2010-238

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

WHEREAS, the Mayor made the appointment of Joshua Lee Hovey of 1817 Drexel Road, Lansing, Michigan 48915 to the Planning Board At-Large position for a term to expire June 30, 2012.

WHEREAS, the Committee Committee of the Whole met on Monday, June 21, 2010 and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the appointment of Joshua Lee Hovey of 1817 Drexel Road, Lansing, Michigan 48915 to the Planning Board At-Large position for a term to expire June 30, 2012.

By Council Member Dunbar

Motion Carried

RESOLUTION #2010-239

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

WHEREAS, the Mayor made the appointment of Rory Lorraine Neuner of 907 Britten Avenue, Lansing, Michigan 48910 to the Board of Public Service At-Large position for a term to expire June 30, 2013.

WHEREAS, the Committee Committee of the Whole met on Monday, June 21, 2010 and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the appointment of Rory Lorraine Neuner of 907 Britten

Avenue, Lansing, Michigan 48910 to the Board of Public Service At-Large position for a term to expire June 30, 2013.

By Council Member Dunbar

Motion Carried

RESOLUTION #2010-240

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

WHEREAS, the Mayor made the appointment of Nancy Mahlow of 430 N. Fairview, Lansing, Michigan 48912 to the Traffic Board First Ward position for a term to expire June 30, 2011.

WHEREAS, the Committee Committee of the Whole met on Monday, June 21, 2010 and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the appointment of Nancy Mahlow of 430 N. Fairview, Lansing, Michigan 48912 to the Traffic Board First Ward position for a term to expire June 30, 2011.

By Council Member Dunbar

Motion Carried

RESOLUTION #2010-241

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

WHEREAS, the Mayor made reappointments to various Boards as stated below:

Board of Fire Commissioners:

- Frank Ferro as an At-Large member for a term to expire June 30, 2014
- Helen Keeney as a Second Ward member for a term to expires June 30, 2014

Board of Public Service:

- Alfreda Schmidt as a Second Ward member for a term to expire June 30, 2014
- Matt Flechter as an At-Large member for a term to expire June 30, 2014

Board of Water and Light:

- Margaret Bossenbery as a Second Ward member for a term to expire June 30, 2014

Board of Zoning Appeals:

- Marcy Ailing as an At-Large member for a term to expire June 30, 2013

Board of Police Commissioners:

- Jan Kolp as a Second Ward member for a term to expire June 30, 2014
- Patty Farhat as an At-Large member for at term to expire June 30, 2014

Lansing Entertainment and Public Facilities Authority:

- Charles Mickens as an At-Large member for a term to expire June 30, 2012
- Charlotte Sinadinos as an At-Large member for a term to expire June 30, 2012
- James Butler III as an At-Large member for a term to expire June 30, 2013

Building Board of Appeals:

- Randall Kamm as a Citizen Representative for a term to expire June 30, 2012

Donald Heck as an Engineer Representative for a term to expire June 30, 2012
James Drake as an Architect Representative for a term to expire June 30, 2012

Capital Area District Library:

Joan Trezise as an At-Large member for a term to expire April 15, 2014
Ifield Joseph as an At-Large member for a term to expire April 14, 2011

CATA:

Peter Kuhnmuench as an At-Large member for a term to expire September 30, 2012
Robin Lewis as an At-Large member for a term to expire September 30, 2012

EDC/TIFA/LBRA:

Kim Coleman as an At-Large member or a term to expire February 28, 2015
Baldomero Garcia as an At-Large member for a term to expire February 28, 2016
Gregory Ward as an At-Large member for a term to expire February 28, 2016

Historic District Commission:

Cassandra Nelson as an At-Large member for a term to expire June 30, 2013
Kara Wood as an At-Large member for a term to expire June 30, 2013

Human Relations and Community Service:

Gail Fournier as a Second Ward member for a term to expire June 30, 2014

Joint Building Authority:

Jerry Ambrose for a term to expire June 30, 2014

Mechanical Board:

Richard Cortright as a Residential Contractor Representative for a term to expire June 30, 2014

Park Board:

Rick Kibbey as a Second Ward member for a term to expire June 30, 2014
Cynthia Ward as an At-Large member for a term to expire June 30, 2011

Planning Board:

Beth Graham as a Second Ward member for a term to expire June 30, 2014

Police and Fire Retirement Board of Trustees:

Edward Benson as a Citizen Representative for a term to expire June 30, 2015

Traffic Board:

Samara Washington as an At-Large member for a term to expire June 30, 2014
Vince Pecora as an At-Large member for a term to expire June 30, 2013;

WHEREAS, the Committee Committee of the Whole met on Monday, June 21, 2010 and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the reappointments to the following various Boards as stated:

Board of Fire Commissioners:

Frank Ferro as an At-Large member for a term to expire June 30,

2014

Helen Keeney as a Second Ward member for a term to expires June 30, 2014

Board of Public Service:

Alfreda Schmidt as an At-Large member for a term to expire June 30, 2014
Matt Flechter as an At-Large member for a term to expire June 30, 2014

Board of Water and Light:

Margaret Bossenbery as a Second Ward member for a term to expire June 30, 2014

Board of Zoning Appeals:

Marcy Ailing as an At-Large member for a term to expire June 30, 2013

Board of Police Commissioners:

Jan Kolp as a Second Ward member for a term to expire June 30, 2014
Patty Farhat as an At-Large member for at term to expire June 30, 2014

Lansing Entertainment and Public Facilities Authority:

Charles Mickens as an At-Large member for a term to expire June 30, 2012
Charlotte Sinadinos as an At-Large member for a term to expire June 30, 2012
James Butler III as an At-Large member for a term to expire June 30, 2013

Building Board of Appeals:

Randall Kamm as a Citizen Representative for a term to expire June 30, 2012
Donald Heck as an Engineer Representative for a term to expire June 30, 2012
James Drake as an Architect Representative for a term to expire June 30, 2012

Capital Area District Library:

Joan Trezise as an At-Large member for a term to expire April 15, 2014
Ifield Joseph as an At-Large member for a term to expire April 14, 2011

CATA:

Peter Kuhnmuench as an At-Large member for a term to expire September 30, 2012
Robin Lewis as an At-Large member for a term to expire September 30, 2012

EDC/TIFA/LBRA:

Kim Coleman as an At-Large member or a term to expire February 28, 2015
Baldomero Garcia as an At-Large member for a term to expire February 28, 2016
Gregory Ward as an At-Large member for a term to expire February 28, 2016

Historic District Commission:

Cassandra Nelson as an At-Large member for a term to expire June 30, 2013
Kara Wood as an At-Large member for a term to expire June 30, 2013

Human Relations and Community Service:

Gail Fournier as a Second Ward member for a term to expire June 30, 2014

Joint Building Authority:

Jerry Ambrose for a term to expire June 30, 2014

Codified Ordinances, to provide for a quorum of four trustees when the board has two or more trustee vacancies

Mechanical Board:

Richard Cortright as a Residential Contractor Representative for a term to expire June 30, 2014

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

Park Board:

Rick Kibbey as a Second Ward member for a term to expire June 30, 2014
Cynthia Ward as an At-Large member for a term to expire June 30, 2011

RESOLUTION #2010-243
RESOLUTION SETTING PUBLIC HEARING
By Council Member Wood

RESOLVED BY THE CITY COUNCIL, CITY OF LANSING, that a public hearing be set for Monday, July 12, 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 292.08 of the Lansing Codified Ordinances, to provide for a quorum of four trustees when the board has two or more trustee vacancies.

Planning Board:

Beth Graham as a Second Ward member for a term to expire June 30, 2014

Interested Persons are invited to attend this Public Hearing

By Council Member Wood

Motion Carried

Police and Fire Retirement Board of Trustees:

Edward Benson as a Citizen Representative for a term to expire June 30, 2015

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 292.04 and 292.05 of the Lansing Codified Ordinances, to provide that the retiree trustee of the retirement board be a Michigan resident and to change the title of the "Chief Personnel and Training Officer" trustee to the "Human Resources Director"

Traffic Board:

Samara Washington as an At-Large member for a term to expire June 30, 2014
Vince Pecora as an At-Large member for a term to expire June 30, 2013

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

By Council Member Dunbar

Motion Carried

Council Member Quinney left the meeting at 8:55 p.m.

REPORTS FROM COUNCIL COMMITTEES

RESOLUTION #2010-242
REPORT OF COMMITTEE

THE COMMITTEE ON PUBLIC SAFETY met on Wednesday, June 16, 2010 to discuss parking restrictions in the Westside Neighborhood. Letters were mailed to residents in the area, bounded by Saginaw Street on the north, Jenison Avenue on the east, Michigan Avenue on the south, and Stanley Street and the closed GM plant on the west, inviting them to attend the public meeting, where comments from the residents were heard. The Committee received letters, e-mails, and phone calls along with citizen input at the meeting.

The Committee recommended lifting parking restrictions to allow on-street parking. Based on the recommendation, the Transportation and Parking Office authorized the Westside Neighborhood Area Parking time limits be lifted per the attached memorandum from the Transportation Engineer, Andrew Kilpatrick.

Signed by: Carol Wood, Chair
Eric Hewitt, Vice Chair
Jessica Yorke, Member

By Council Member Wood

To adopt this committee report

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 Employees' Retirement System, Chapter 292, Section 292.08 of the Lansing

RESOLUTION #2010-244
RESOLUTION SETTING PUBLIC HEARING
By Council Member Wood

RESOLVED BY THE CITY COUNCIL, CITY OF LANSING, that a public hearing be set for Monday, July 12, 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 292.04 and 292.05 of the Lansing Codified Ordinances, to provide that the retiree trustee of the retirement board be a Michigan resident and to change the title of the "Chief Personnel and Training Officer" trustee to the "Human Resources Director."

Interested Persons are invited to attend this Public Hearing

By Councilmember Wood

To accept a substitute ordinance for the one originally placed in the packet

Motion Carried

By Councilmember Wood

To place an affirmative roll on the substitute resolution

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 an Application for Naming and Renaming Memorials in the City of Lansing filed by Ammahad Shekarakki to Rename Main St. as Malcolm X St.

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

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

RECEIVED AND PLACED ON FILE

- b. Letter from the Board of Ethics regarding the receipt of Common Ground Tickets by the City Council and Mayoral Administration

RECEIVED AND PLACED ON FILE

- c. Letters from the Mayor re:
- i. Z-3-2010; 2925 and 2935 N. East St., Planning Board recommendations regarding a request from Parviz Soroughian to rezone the property located at 2925 and 2935 N. East St. from "F" Commercial District to "E-1" Apartment Shop District to allow the buildings at this location to be used either exclusively for residential, light commercial or office use or for any combination of those uses

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- ii. SLU-4-2010; Vacant property located between 3310 and 3320 Bardaville Dr., Planning Board recommendations regarding a request by Woodside E & D, LLC to construct a church on the vacant property located between 3310 and 3320 Bardaville Dr.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- iii. SLU-5-2010; 230 Bingham St., Planning Board recommendations regarding a request by Reformed Church of America, Classis South Grand Rapids, Blacksoil Church to utilize the first floor of the building located at 230 Bingham St. for a church.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- iv. Proposed resolution Adopting the Michigan Emergency Management Assistance Compact

REFERRED TO THE COMMITTEE OF THE WHOLE

• Communications and Petitions, and Other City Related Matters:

- a. Letter from the State of Michigan Liquor Control Commission providing 15-Day Notice of a application from Quality Dairy Company requesting to Transfer Location of Escrowed 2008 Specially Designated Distributor (SDD) License only, from 1414 S. Washington Ave. to 2625 E. Jolly Rd. to be held in conjunction with existing 2010 Specially Designated Merchant (SDM) License

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- b. Letter from Ingham Intermediate School District submitting a copy of Okemos Public Schools' 2010 Tax Levy and Millage Reduction Fraction Computation, Summary of 2010 Summer Tax Levy and 2009 Summary of Summer Sinking Fund Levy

REFERRED TO THE CITY ASSESSOR AND REFERRED TO THE CITY TREASURER

- c. Letter from Lansing Community College submitting its 2010 Tax Levy and Millage Reduction Fraction Computation

REFERRED TO THE CITY ASSESSOR AND REFERRED TO THE CITY TREASURER

- d. Applications for Community Funding submitted by:

- i. Wexford Montessori PTA for its participation in the New Mt. Calvary Community Celebration to be held August 7, 2010

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- ii. Gier Neighborhood Watch #158 for its Neighborhood Family Event and National Night Out to be held August 10, 2010

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- e. Letter from Alfonso Salas of South Side Boy's and Girl's Sports Program requesting the reconsideration of its Application for Community Funding for its Boy's and Girl's Sports Program to be held June 14, 2010 through July 28, 2010

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- f. Letter from Nan Taylor, Field Representative of Michigan Historic Preservation Network and the National Trust for Historic Preservation in opposition to renaming part of Grand River Avenue as Cesar E. Chavez Avenue

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- g. Letter from Elva Reyes, Chair of the Lansing for Cesar E. Chavez Committee submitting approximately 400 letters in support of renaming part of Grand River Avenue as Cesar E. Chavez Avenue

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- h. Letter from John Pollard, Treasurer of Citizens Against This Bond, submitting a copy of a complaint to the Michigan Bureau of Elections regarding the City of Lansing's Park's Millage Ballot Language

REFERRED TO THE CITY ATTORNEY

- i. Letter from Charlotte Reynolds of 6213 Towar Gardens Cir., East Lansing, in support of SLU-1-2010; 5750 S. Cedar St., a Special Land Use request by Abundant Grace Faith Church to utilize the building at 5750 S. Cedar St. for a church

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

MOTION OF EXCUSED ABSENCE

By Council Member Dunbar

To excuse Council Member Yoroko from tonight's proceedings

Motion Carried

REMARKS BY COUNCIL MEMBERS

Vice President Dunbar spoke about misleading information regarding the parks millage.

Council Members Wood and Jeffries asked Jerry Ambrose to give the City Council the schedule of new hours at City Hall.

PUBLIC COMMENT

ON CITY GOVERNMENT RELATED MATTERS:

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

Tony Sump of 1726 Abington Pl. spoke about the Lansing Civic Players.

Oralya Garza Ueberroth of 15800 Elmira St., Dewitt, Twp., spoke about the potential use of the building located at 425 N. Grand Ave. by the Lansing Civic Players.

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

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

Joel Christie of 1125 W. Mt. Hope Ave. spoke about his efforts to rehabilitate his property located at 1125 W. Mt. Hope Ave.

ADJOURNED TIME 9:39 P.M.

CHRIS SWOPE, CITY CLERK