



**OFFICIAL PROCEEDINGS OF  
THE CITY COUNCIL  
CITY OF LANSING  
PROCEEDINGS OF AUGUST 9, 2010**

City Council Chambers  
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:00 p.m. by President Robinson

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

ABSENT: Council Members Dunbar (Arrived at 7:02 p.m.), Quinney (Arrived at 7:02 p.m.) and Yorko (Arrived at 7:05 p.m.)

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

*Council Members Dunbar and Quinney arrived at the meeting at 7:02 p.m.*

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

By Council Member Dunbar

To approve the printed Council Proceedings of July 26 and August 2, 2010

Motion carried

#### **CONSIDERATION OF LATE ITEMS**

By Vice President Dunbar

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

Motion carried

The following items were added to the agenda:

1. From Council Member Wood; Special Ceremony; Tribute; Recognition of the 11th Annual African American Parade and Festival
2. From Council Member Wood; Tribute; Recognition of the 11th Annual African American Parade and Festival

#### **SPECIAL CEREMONIES**

- Special Ceremonies

1. Presentation; Recognition of Dimitri and Martha Stathopoulos and Dimitri's on 36 Years in Lansing

*Council Member Yorko arrived at the meeting at 7:05 p.m.*

Council Member Wood thanked Dimitri and Martha Stathopoulos and Dimitri's for their service. She spoke about fond memories of Dimitri's.

Jerry Ambrose, on behalf of Mayor Bernero, thanked Dimitri's for being a great tradition in downtown Lansing.

Dimitri Stathopoulos thanked everyone in Lansing for all of their years of patronage.

2. Tribute; Recognition of the 11th Annual African American Parade and Festival

Council Member Wood spoke about the tradition of the Annual African American Parade and Festival.

City Clerk Swope read the following resolution:

**RESOLUTION #2010-283**

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

WHEREAS, in September 1999, several dedicated individuals from the Lansing area formed the Capital City African American Cultural Association, Inc.; and

WHEREAS, this group was formed for the purpose of providing educational and recreational opportunities for mid-Michigan citizens to experience African American arts, culture, and history; and

WHEREAS, the Capital City African American Cultural Association is a Michigan non-profit corporation that is continuing to grow, promote, and coordinate African American arts and culture in the area; and

WHEREAS, the Association has planned its 11th Annual African American Parade scheduled for Saturday, August 14, 2010 at 11:00 a.m. in downtown Lansing followed by the Heritage Festival. This major extravaganza is expected to draw thousands of spectators to downtown Lansing; and

WHEREAS, in commemoration of the 11th Annual African American Parade and Family Heritage, the Capital City African American Cultural Association will be honoring Larry Harp and Helena Dubose as Grand Marshalls; and

WHEREAS, the celebration will salute and honor the music of the Power Light Band, LaNette Hester, and the Bethlehem Temple Choir;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby wishes the Capital City African American Cultural Association tremendous success and good weather for its 11th Annual African American Parade and Festival.

By Council Member Wood

Motion Carried

Yvonne Young-McConnell thanked the City Council for its support of the event over the years.

Jerry Ambrose, on behalf of Mayor Bernero, thanked the association for all of its works.

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

Council Member Quinney announced the Lewton-Rich Neighborhood Annual Picnic and the Lansing Mosaic Festival.

Council Member Wood announced the Gier Bluebell and Daft neighborhood watch nights out.

Council Member Houghton announced Sycamore Neighborhood's night out.

Vice President Dunbar spoke about a Good Samaritan at Ward 2 Precinct 5 on Election Day. She announced the Southside Community Fair.

President Robinson announced the next 2nd Saturday meeting.

City Clerk Swope spoke about the technology changes and challenges with last week's primary election. He spoke about ballot shortages at several precincts and apologized for any inconveniences to voters.

### COMMUNITY EVENT ANNOUNCEMENTS

Steven Adam Ward announced a downtown zombie walk can drive.

Darnell E. Oldham, Sr. announced Faith United Methodist Church's pancake breakfast.

Stan Shuck announce Elmhurst Neighborhood's night out.

### SPEAKER REGISTRATION FOR PUBLIC COMMENT ON LEGISLATIVE MATTERS

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

#### **THIS ITEM WAS RETURNED TO THE COMMITTEE ON PUBLIC SAFETY**

Requiring the owner of property located at 4613 Donald St to Make Safe or Demolish their property within sixty days from Monday, August 9, 2010

By Council Member Wood

To recommit this item

Motion Carried

### MAYOR'S COMMENTS

Jerry Ambrose, Executive Assistant to Mayor Bernero, congratulated City Clerk Swope on a relatively smooth election. He thanked the voters for approving all of the millages. He spoke about Lansing Mosaic Festival and the neighborhood night out events in the city. He announced the 4th Annual Ramadan Dinner. He spoke about the recent Mobile Food Pantry and thanked St. Casimir Church for hosting the event. He also announced the next Mobile Food Pantry and the 3rd Annual Back to School Backpack event. He also spoke about updates to construction projects in the city.

### PUBLIC COMMENT ON LEGISLATIVE MATTERS

- Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

1. In consideration of an Obsolete Property Rehabilitation Act (OPRA) Certificate Application submitted by Foresight Property Investment LLC for property located at 2282 N. Martin Luther King, Jr. Blvd.

2. In consideration of ACT-2-2009; Acquisition of 229 S. Cedar St.
3. In consideration of SLU-4-2010; Vacant property located between 3310 and 3320 Bardaville Dr., a request by Woodside E & D, LLC to construct a church on the vacant property located between 3310 and 3320 Bardaville Dr.
4. In consideration of SLU-5-2010; 230 Bingham St., 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

Ken Szymuziak of the Lansing Economic Development Corporation gave a brief overview of Public Hearing #1.

Councilmember Jeffries gave a brief overview of Public Hearing #2, #3 and #4.

Carl Calille of 306 Harriet Ave. spoke in opposition to ACT-2-2009; Acquisition of 229 S. Cedar St.

Jeremy Dowsett of 1010 Morgan St. spoke in support of SLU-5-2010.

Stan Shuck of 818 Cooper Ave. spoke in opposition to ACT-2-2009; Acquisition of 229 S. Cedar St.

John Pollard of 1718 Blair St. spoke in opposition to ACT-2-2009; Acquisition of 229 S. Cedar St and an Obsolete Property Rehabilitation Act (OPRA) Certificate Application submitted by Foresight Property Investment LLC. He spoke about the proposed amendment for the Principal Shopping District.

Kathi Raffone of 1221 Muskegon Ave. spoke in support of SLU-5-2010.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke in opposition to ACT-2-2009; Acquisition of 229 S. Cedar St and an Obsolete Property Rehabilitation Act (OPRA) Certificate Application submitted by Foresight Property Investment LLC.

Christopher Davis of 921 W. Allegan St. stated concerns with tax abatements.

### REFERRAL OF PUBLIC HEARINGS

1. In consideration of an Obsolete Property Rehabilitation Act (OPRA) Certificate Application submitted by Foresight Property Investment LLC for property located at 2282 N. Martin Luther King, Jr. Blvd.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

2. In consideration of ACT-2-2009; Acquisition of 229 S. Cedar St.

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

3. In consideration of SLU-4-2010; Vacant property located between 3310 and 3320 Bardaville Dr., 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

4. In consideration of SLU-5-2010; 230 Bingham St., 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

## LEGISLATIVE MATTERS

## CONSENT AGENDA

Council Member Wood asked that items 1a, 1b, 1c, 2a, 3a, 3c, 4a and 5a be removed from the consent agenda.

## RESOLUTIONS

**RESOLUTION #2010-284**

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

WHEREAS, in 2006 in an effort to promote economic development in qualifying communities, the Michigan Legislature passed Act 501 of the Public Acts of 2006, being Section 521a of the Michigan Liquor Control Code of 1998, being MCL 436.1521a, ("Act") which Act established the criteria for development area liquor licenses, and

WHEREAS, pursuant to the Act, a local governmental unit, including the City of Lansing, may authorize the approval of certain on-premises liquor licenses, irrespective of the availability of on-premises licenses from quota to applicants within a designated development project area meeting certain established criteria; and

WHEREAS, Section 521a(1)(b) of the Act requires a resolution from the governing body of the community that establishes and certifies certain criteria, including a certification that the community has created a qualifying development area, and approving an applicant at a location within a development area before that applicant may apply to the Michigan Liquor Control Commission for a development area liquor license; and

WHEREAS, Section 521a(1)(b) requires that an applicant for a development area liquor license be engaged in the business of dining, entertainment or recreation, be open to the general public and have a seating capacity of not less than 50 persons; and

WHEREAS, Section 521a(1)(b) requires that an applicant for a development area license present evidence that not less than \$75,000 has been expended in the rehabilitation or restoration of the building that houses the licensed premises over the preceding 5 years; and

WHEREAS, Gavrilides Management Company, LLC, a legal entity consisting of members who have evidenced a commitment to economic development and growth within the City of Lansing, has requested the City's approval of a development area license under the Act, and have informed the City that if approved by the City of Lansing and the Michigan Liquor Control Commission, it will use the license at a restaurant to be located at 1419 E. Michigan Avenue in Lansing; and

WHEREAS, Gavrilides Management Company, LLC, d/b/a the Soup Spoon Cafe, has presented evidence that not less than \$75,000 has been expended on the restoration or rehabilitation of the proposed licensed premises within the past 5 years; and

WHEREAS, Gavrilides Management Company, LLC d/b/a the Soup Spoon Cafe is a business, open to the general public, is engaged in dining, entertainment, and recreation and has a seating capacity not less than 50 persons; and

WHEREAS, Gavrilides Management Company, LLC d/b/a has been informed that final approval of a license at 1419 E. Michigan will be subject to approval by the Michigan Liquor Control Commission and a background investigation and approval by this body,

NOW, THEREFORE, BE IT RESOLVED that this body makes the following findings in accordance with the requirements of the Act:

a. On November 2, 2009, the City of Lansing created the Michigan Avenue Corridor Improvement Authority in accordance with the Corridor Improvement Authority Act, MCL 125.2871 to 125.2898.

b. Gavrilides Management Company, LLC d/b/a the Soup Spoon Café at 1419 E. Michigan Avenue, in Lansing is within the corridor improvement area established by the City of Lansing, and is approved for a liquor license authorizing the sale of beer wine and spirits for consumption on its premises (a so called "Class C" liquor license) pursuant to the development area licensing provisions of the Act, **above all others** at 1419 E. Michigan Avenue, Lansing.

By Council Member Jeffries

Motion Carried

**RESOLUTION #2010-285**

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

SLU-3-2010

W. Edgewood Blvd.

Church in the "D-1" Professional Office District

WHEREAS, the applicant, Pastor Ed Thomas on behalf of Antioch Full Gospel Baptist Church, has requested a Special Land Use permit (SLU-3-2010) to construct a church with related site improvement on the vacant property located immediately west of 815 W. Edgewood Blvd; and

WHEREAS, the property is zoned "D-1" Professional Office District where churches are permitted subject to obtaining a special land use permit; and

WHEREAS, a review was completed by staff evaluating the character, location and impact this proposal would have on the surrounding area and the impact on the environment, utilities, services and compliance with the Zoning Code and objectives of the Comprehensive Plan; and

WHEREAS, the Planning Board held a public hearing on May 18, 2010, at which time three representatives of the church spoke in favor of the request and no other comments were received; and

WHEREAS, the Planning Board (based upon testimony, evidence and the staff report) at its May 25, 2010 meeting, voted unanimously (5-0) to recommend approval of SLU-3-2010 to permit a church on the vacant property located immediately west of 815 W. Edgewood Blvd.; and

WHEREAS, the City Council held a public hearing regarding SLU-3-2010 on July 26, 2010; and

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

NOW THEREFORE BE IT RESOLVED that the Lansing City Council hereby approves SLU-3-2010 to construct a church on the vacant property located immediately west of 815 W. Edgewood Blvd., as depicted on the plan dated 4/19/10.

BE IT FURTHER RESOLVED that this Special Land Use permit shall remain in effect only so long as the petitioner fully complies with this resolution, and if the petitioner fails to comply, the Special Land Use permit may be terminated by City Council Resolution.

BE IT FINALLY RESOLVED that in granting this request, the City Council determines the following:

1. The proposed church is compatible with the essential character of the surrounding area, as designed.
2. The proposed church will not change the essential character of the surrounding area.
3. The proposed church will not interfere with the general enjoyment of adjacent properties.
4. The proposed church will not impact adjacent properties as it will not be detrimental to the use or character of the property under consideration.
5. The proposed church will not impact the health, safety and welfare of persons or property in the surrounding area.
6. The proposed church can be adequately served by essential public facilities and services.
7. The proposed church will not place any demands on public services and facilities in excess of current capacities.
8. The proposed church is consistent with the intent and purposes of the Zoning Code and the Northeast Area Comprehensive plan.
9. The proposed church will comply with the requirements of the "D-1" Professional Office District.

By Council Member Jeffries

Motion Carried

**RESOLUTION #2010-286**

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

Act-2-09: 229 S. Cedar Street (PPN 33-01-01-16-427-082);  
ACQUISITION OF REAL PROPERTY

WHEREAS, the City of Lansing Planning and Neighborhood Development Department requests authorization to purchase the property at 229 S. Cedar for the development of a surface parking lot at that location; and

WHEREAS, the property is just over an acre in size, and is located on the east side of S. Cedar near the Board of Water and Light's solar array and Dye Water Treatment Plant; and

WHEREAS, the property contains a one-story building, and is currently occupied by Yellow Cab, which would voluntarily sell the property and vacate the building prior to its demolition; and

WHEREAS, the property is zoned "H" Light Industrial District, and its master plan designation is "General Commerce", which recommends a mix of uses, either at the site or district level; and

WHEREAS, a Category "N" Baseline Environmental Assessment (BEA) was submitted to the Michigan Department of Environmental Quality on behalf of the City by NTH Consultants on September 1, 2009, which concluded that the property is considered a "facility" in accordance with Part 201 of Act 451, as amended, and further concludes that the potential for exacerbation of existing conditions is considered minimal in view of the City's proposed use of the property; and

WHEREAS, a written appraisal of the property dated November 21, 2007, and conducted by R.J. Thomas & Associates, Inc./Harold Blake Co., estimated the market value of the property to be \$435,000, and on November 24, 2008, updated the estimate of value to \$350,000; and

WHEREAS, on April 2, 2010, the Planning Board reviewed the location,

character and extent of Act-2-09 in accordance with its Act 33 Review procedures, and found that:

- The subject site is no longer a good location for an industrial building,
- The subject property could benefit the public in the short term,
- The subject property has long term potential for redevelopment,
- The property is currently on the market, and a better opportunity to purchase it may not present itself,
- A well-landscaped parking lot at this location would enhance the appearance of the area; and

WHEREAS, the Planning Board, at its meeting on April 6, 2010, voted unanimously (5-0) to recommend approval of Act-2-09, the acquisition of the property at 229 S. Cedar Street for the development of a surface parking lot at that location; 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-2-09 and authorizes the fee simple purchase of 229 S. Cedar, legally described as:

LOT 8 JOHNS SUB, ALSO S 41.25 FT OF W 1/2 LOT 4, W 1/2 LOTS 5 & 6, AND S 57.75 FT OF N 132 FT OF E 1/2 LOT 5 EXC E 114.5 FT BLOCK 241 ORIG PLAT

by deed from James L. and Forest A. Reutter and Ronald S. and Cynthia J. Bewersdorff, for the sum of \$350,000, plus closing costs.

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 (Council Members Hewitt and Robinson voting nay)

**RESOLUTION #2010-287**

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

WHEREAS, the Licensing and Enforcement Division of the Michigan Liquor Control Commission has received a request from 414 Entertainment, LLC for a new Outdoor Service (1 area) to be held in conjunction with 2010 Class C licensed, business with Dance-Entertainment Permit, located at 414 E Michigan Ave., Lansing, MI 48933, Ingham County; and

WHEREAS, 414 Entertainment, LLC of 414 E. Michigan Ave. has obtained the appropriate signatures to add a new Outdoor Service (1 area) to be held in conjunction with 2010 Class C licensed, business with Dance-Entertainment Permit, located at 414 E Michigan Ave., Lansing, MI 48933, Ingham County; and

WHEREAS, the Committee on General Services met on Monday, August 9, 2010 to review the request and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, approves the request from 414 Entertainment, LLC for a new Outdoor Service (1 area) to be held in conjunction with 2010 Class C licensed, business with Dance-Entertainment Permit, located at 414 E Michigan Ave., Lansing, MI 48933, Ingham County;

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

By Council Member Quinney

Motion Carried

Motion Carried

**RESOLUTION #2010-288**

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 1604 Bailey, Parcel # 33-01-01-21-478-080 legally described as: N 6.86 Ft of E 63 Ft Lot 82 & E 63 Ft Lots 78 & 80 Torrance Farm Add 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 July 11, 2006; and

WHEREAS, a hearing was held by the Hearing Officers on May 27, 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 June 27, 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 July 26, 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 1604 Bailey 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, August 9, 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

**RESOLUTION #2010-289**

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 801 N. Sycamore, Parcel # 33-01-01-09-357-031 legally described as: Lot 10 Block 2 O F Barnes Sub on Block 27 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 August 8, 2002; and

WHEREAS, a hearing was held by the Hearing Officers on May 27, 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 June 27, 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 July 26, 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 801 N. Sycamore 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, August 09, 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 #2010-290**

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

WHEREAS, the City received from the Eaton County Treasurer a list of four parcels of tax foreclosed property in the City of Lansing foreclosed in 2010 for unpaid property taxes pursuant to Public Act 206 of 1893; and

WHEREAS, under Section 78m of said Act, being MCL 211.78m(6) the title to the listed parcels would be automatically transferred to the City of Lansing on December 30, 2010, unless the City objects to the transfer of all or any parcel before the transfer is made; and

WHEREAS, the Administration, through the Development Office, has reviewed and is acquainted with the four listed parcels and has inquired of City departments regarding the usefulness of the parcels for City public purpose or their desirability for future use or development; and

WHEREAS, the Administration, through the Development Office, has determined that the City has no interest in acquiring these parcels because the cost of maintaining such property will exceed any benefit that will be obtained; and

WHEREAS, the City does not wish the Eaton County Treasurer to transfer title to the City for these parcels, and

WHEREAS, it is the recommendation of the Mayor that the four parcels contained in this resolution be rejected by the City from the automatic transfer under Section 78m(6) of the Act;

NOW, THEREFORE, BE IT RESOLVED the City of Lansing hereby objects to the transfer of title to the City of the following tax foreclosed parcels:

**2010 FORECLOSURE LIST  
City of Lansing**

**The following parcels have been foreclosed upon by the Eaton County Treasurer, pursuant to Public Act 123 of 1999, for unpaid property taxes. Unless the City of Lansing objects in writing, the Act requires the Eaton County Treasurer to transfer fee simple title in these parcels to the City of Lansing.**

23-50-40-36-177-001  
Lot # 240 Glenburne NO 5

---

23-50-40-36-407-051  
Lot # 325 Glenburne NO 5

---

23-50-40-36-407-061  
Lot # 326 Glenburne NO 5

---

23-50-40-36-405-091  
Lot # 128 Glenburne SUB

---

By Council Member Wood

Motion Carried

**RESOLUTION #2010-291**

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

RESOLUTION AUTHORIZING AN AGREEMENT  
BETWEEN THE COUNTY OF INGHAM AND CITY OF LANSING  
REGARDING APPORTIONMENT OF CERTAIN  
LONG TERM EMPLOYMENT COSTS RELATING TO THE PLANNED  
CONSOLIDATION OF DISPATCH SERVICES

WHEREAS, The Ingham County Board of Commissioners has determined to form a consolidated 911 dispatch center to handle emergency and non-emergency requests for police, fire, and medical service; and

WHEREAS, the City is currently a vendor of dispatch services, and has decided to end such vendor relationship; and

WHEREAS, the undertaking of such Consolidated Dispatch Services will displace, among others, the 911 emergency communication and dispatch services performed by the City's Emergency Communications Division as a contractor of the County, and which are funded primarily through the monthly 911 surcharge; and

WHEREAS, the County and City have agreed that all City employees actively employed and working at (or on an approved Military, Personal, Jury Duty, Union Leave, or Family Medical Leave Act leave from) the City's Emergency Communications Division, on the Effective Date Of The Integration and who timely apply for employment with the County, shall be hired to County employment to provide Consolidated Dispatch Services (the "Former City Employees Employed By The County"); and

WHEREAS, the City has incurred certain funded, partially funded and/or unfunded obligations to pay retiree health care costs, pensions under defined-benefit plans for current employees and retirees, and compensable time banked by active employees for vacation, sick leave, personal time and compensatory time (collectively termed "Legacy Costs"); and.

WHEREAS, an agreement has been negotiated between the parties which define the distribution of legacy costs and other employment liabilities between the City and County in a fair and equitable manner and to avoid future disputes and/or litigation as to the distribution of Legacy Costs; and,

WHEREAS, the City and the County are each municipal corporations as defined in MCL 124.1, and as such each is authorized to enter into this interlocal agreement providing for the operation and maintenance of any property, facility, or service that each has the power to own, operate, and maintain separately pursuant to MCL 124.2; and

WHEREAS, the Mayor is recommending that the Lansing City Council authorize the agreement, and reviewed its terms with the City Council;

NOW, THEREFORE BE IT RESOLVED, that the Lansing City Council approves an agreement between Ingham County and the City of Lansing regarding the apportionment of certain long term employment costs relating to the planned consolidation of dispatch services, based on the final draft reviewed with the Council;

BE IT FURTHER RESOLVED, that the Mayor is authorized to execute the final agreement upon approval of the City Attorney as to form and consistency with the terms contained in the final draft reviewed by the Council.

By Council Member Dunbar

Motion Carried

**ORDINANCES FOR INTRODUCTION**

Council Member Jeffries, Chair of the Committee on Development and Planning introduced:

An Ordinance of the City of Lansing providing for the rezoning of a parcel of real property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the Code of Ordinances.

Property identified as: Z-5-10; 717 E. Shiawassee St., from "A" Residential to "H" Light Industrial

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

**RESOLUTION #2010-292**

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

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, August 23, 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:

Z-5-10; 717 E. Shiawassee St., from "A" Residential to "H" Light Industrial

By Council Member Jeffries

Motion Carried

**ORDINANCES FOR PASSAGE**

An Ordinance of the City of Lansing to Repeal and Replace Chapter 812 of the Lansing Codified Ordinances by providing for the Principal Shopping District to do business as "Downtown Lansing, Inc." and making other procedural revisions

Was read a second time by its title

By Council Member Wood

To place an affirmative roll on the Ordinance

By Council Member Wood

To amend Page 7, Line 13 following "(3)" by striking "FIVE" and inserting "SIX"

Motion Carried

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

The Ordinance adopted by the following roll call vote:

Yeas: Council Members Dunbar, Hewitt, Houghton, Jeffries, Quinney, Robinson, Wood, Yorke

Nays: None

By Council Member Wood

THAT THIS ORDINANCE, BEING NECESSARY FOR THE IMMEDIATE PRESERVATION OF THE PUBLIC PEACE, HEALTH, OR SAFETY SHALL TAKE EFFECT UPON ITS PASSAGE

Motion Carried

**ORDINANCE #1157**

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO REPEAL AND REPLACE CHAPTER 812 OF THE LANSING CODIFIED ORDINANCES BY PROVIDING FOR THE PRINCIPAL SHOPPING DISTRICT TO DO BUSINESS AS "DOWNTOWN LANSING, INC." AND

MAKING OTHER PROCEDURAL REVISIONS.

THE CITY OF LANSING ORDAINS:

Section 1. That Chapter 812 of the Codified Ordinances of the City of Lansing, Michigan, be and is hereby repealed and replaced, to read as follows:

CHAPTER 812. PRINCIPAL SHOPPING DISTRICT

812.01. DEFINITIONS

AS USED IN THIS CHAPTER:

*PRINCIPAL SHOPPING DISTRICT* MEANS THE AREA OF THE CITY WITH THE FOLLOWING BOUNDARY, INCLUDING PARCELS HAVING FRONTAGE ON THE BOUNDARY: BEGINNING AT THE INTERSECTION OF THE WEST RIGHT-OF-WAY LINE OF S. CAPITOL AVENUE AND THE NORTH RIGHT-OF-WAY LINE OF W. ST. JOSEPH STREET (THE "POINT OF BEGINNING"), PROCEEDING NORTH ALONG S. CAPITOL AVENUE RIGHT-OF-WAY LINE TO THE CENTER LINE OF W. WASHTENAW STREET, WEST ALONG THE CENTER LINE 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 CENTER LINE 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, WEST 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.

*RIGHT-OF-WAY* MEANS ANY LAND FALLING BETWEEN PROPERTY LINES, INCLUDING STREETS AND SIDEWALKS.

*TEMPORARY ENCROACHMENT* MEANS ANY OBJECT PLACED IN THE RIGHT-OF-WAY, SUCH AS A TABLE, CHAIR, DISPLAY RACK, SURFACE LEVEL SIGN, OR PUSHCART.

*ZONE A* MEANS THE AREA OF THE PRINCIPAL SHOPPING DISTRICT WITH THE FOLLOWING BOUNDARY: BEGINNING AT THE INTERSECTION OF THE CENTER LINE OF W. SHIAWASSEE STREET

AND THE CENTER LINE OF N. CAPITOL AVENUE (THE "POINT OF BEGINNING - A"), PROCEEDING 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 CENTER LINE 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 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* MEANS THE AREA OF THE PRINCIPAL SHOPPING DISTRICT, COMMONLY KNOWN AS "OLD TOWN," WITH THE FOLLOWING BOUNDARY: 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"), PROCEEDING 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 CENTER LINE 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* MEANS THE AREA OF THE PRINCIPAL SHOPPING DISTRICT WITH THE FOLLOWING BOUNDARY: 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"), PROCEEDING 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* MEANS THE AREA OF THE PRINCIPAL SHOPPING DISTRICT WITH THE FOLLOWING BOUNDARY: 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"), PROCEEDING EAST ALONG THE W. LENAWEE STREET CENTER LINE TO THE CENTER LINE OF GRAND AVENUE, NORTH ALONG GRAND AVENUE CENTER LINE 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 CENTER LINE 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.

#### 812.02. PRINCIPAL SHOPPING DISTRICT BOARD

(A) FOR THE PURPOSE OF MANAGING THE ACTIVITIES PERMITTED BY PA 120 OF 1961, BEING MCL 125.981 ET SEQ., AS AMENDED, A PRINCIPAL SHOPPING DISTRICT BOARD IS HEREBY ESTABLISHED AND AUTHORIZED TO DO BUSINESS AS "DOWNTOWN LANSING, INC." THE BOARD SHALL BE COMPOSED OF THE FOLLOWING EIGHT MEMBERS APPOINTED BY THE MAYOR WITH COUNCIL CONFIRMATION:

- (1) A CITY GOVERNMENT REPRESENTATIVE;
  - (2) A RESIDENT OF THE RESIDENTIAL AREA ADJACENT TO THE PRINCIPAL SHOPPING DISTRICT; AND
  - (3) FIVE NOMINEES OF BUSINESSES LOCATED IN THE PRINCIPAL SHOPPING DISTRICT.
- (B) MEMBERS OF THE PRINCIPAL SHOPPING DISTRICT BOARD SHALL SERVE OVERLAPPING FOUR YEAR TERMS.
- (C) THE BOARD SHALL MEET AT LEAST ONCE A MONTH.
- (D) THE AFFIRMATIVE VOTE OF FIVE BOARD MEMBERS SHALL BE NECESSARY FOR THE BOARD TO TAKE ACTION.
- (E) THE BOARD SHALL BE RESPONSIBLE FOR THE FOLLOWING:
- (1) DEVELOPING A PROGRAM FOR THE PROMOTION OF ECONOMIC ACTIVITY IN THE PRINCIPAL SHOPPING DISTRICT BY CONDUCTING MARKET RESEARCH, PUBLIC RELATIONS CAMPAIGNS, RETAIL AND INSTITUTIONAL PROMOTIONS, SPECIAL EVENTS, AND OTHER SIMILAR ACTIVITIES;
  - (2) DEVELOPING A WRITTEN PROGRAM FOR THE MAINTENANCE, SECURITY, AND OPERATION OF THE PUBLIC OUTDOOR SPACES

WITHIN ZONE A;

(3) ISSUING PERMITS REQUIRED BY SECTION 812.04;

(4) ADVISING THE MAYOR AND COUNCIL ON METHODS FOR FINANCING ITS OPERATIONS;

(5) FILING WITH THE CITY CLERK, THE MAYOR, AND COUNCIL, PRIOR TO JANUARY 30 OF EACH YEAR, A WRITTEN REPORT DETAILING ITS ACTIVITIES;

(6) FILING WITH THE CITY CLERK, THE MAYOR, AND COUNCIL, PRIOR TO AUGUST 15 OF EACH YEAR, AN INDEPENDENT AUDIT OF ALL ACCOUNTS, MADE BY A CERTIFIED PUBLIC ACCOUNTANT AT THE CLOSE OF THE FISCAL YEAR ENDING ON JUNE 30;

(7) FILING WITH THE CITY CLERK, THE MAYOR, AND COUNCIL, PRIOR TO JUNE 30 OF EVERY YEAR, ITS BUDGET FOR THE NEXT FISCAL YEARS COMMENCING ON JULY 1;

(8) FILING WITH THE CITY CLERK, THE MAYOR, AND COUNCIL, PRIOR TO JUNE 30 OF EVERY THIRD YEAR STARTING IN 2011, DOCUMENTATION NECESSARY FOR THE COUNCIL TO MAKE A SPECIAL ASSESSMENT FOR PURPOSES OF DEVELOPING THE PRINCIPAL SHOPPING DISTRICT IN ACCORDANCE WITH PA 120 OF 1961, BEING MCL 125.981 ET SEQ., AS AMENDED, FOR THE SUCCEEDING THREE YEARS;

(9) MAKING AVAILABLE TO THE PUBLIC INFORMATION REGARDING THE ACTIVITIES IDENTIFIED IN THIS SUBSECTION AND COPIES OF THE WRITTEN PROGRAM IDENTIFIED IN SUBSECTION (E)(2).

#### 812.03. SPECIAL ASSESSMENTS

(A) CHAPTER 1026 OF THE LANSING CODIFIED ORDINANCES SHALL GOVERN SPECIAL ASSESSMENTS FOR DEVELOPING THE PRINCIPAL SHOPPING DISTRICT PURSUANT TO THIS CHAPTER.

(B) THE PRINCIPAL SHOPPING DISTRICT IS COMPOSED OF ZONE A, ZONE B, ZONE C – NORTH, AND ZONE C – SOUTH. COUNCIL MAY DESIGNATE ANY OF THESE ZONES OR ANY COMBINATION OF THESE ZONES AS A SPECIAL ASSESSMENT DISTRICT, PURSUANT TO CHAPTER 1026.

#### 812.04. PROHIBITED ACTIVITIES

(A) NO PERSON SHALL DO ANY OF THE FOLLOWING IN THE PRINCIPAL SHOPPING DISTRICT WITHOUT FIRST OBTAINING A PERMIT TO DO SO, IN ADDITION TO ANY PERMIT ISSUED BY THE CITY CLERK FOR THE SAME ACTIVITY THROUGHOUT THE CITY:

(1) ENGAGE IN THE BUSINESS OF A PEDDLER, SOLICITOR, CANVASSER, TRANSIENT MERCHANT, ITINERANT MERCHANT, OR ITINERANT VENDOR, AS THOSE TERMS ARE DEFINED IN ARTICLE I OF CHAPTER 844 OF THE LANSING CODIFIED ORDINANCES;

(2) ENGAGE IN THE BUSINESS OF SELLING ICE CREAM, ICE CREAM PRODUCTS OR CONFECTIONS, AS THAT TERM IS DEFINED IN ARTICLE II OF CHAPTER 844;

(3) ENGAGE IN THE ACTIVITIES OF A STREET PERFORMER;

(4) ENGAGE IN THE ACTIVITIES OF A CHARITABLE SOLICITOR;

(5) MAINTAIN A TEMPORARY ENCROACHMENT.

(B) NO PERSON SHALL USE A BICYCLE, SKATEBOARD, OR IN-LINE SKATES ON THE SIDEWALK IN ZONE A WITHOUT FIRST OBTAINING A PERMIT TO DO SO.

#### 812.05. PERMITS

(A) POLICIES FOR THE ISSUANCE AND REVOCATION OF PERMITS REQUIRED BY SECTION 812.04(a) SHALL BE ESTABLISHED. ANY POLICIES SO ESTABLISHED SHALL BE EFFECTIVE UPON APPROVAL BY COUNCIL.

Section 2. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules inconsistent with the provisions hereof are hereby repealed.

Section 3. Should any section, clause or phrase of this ordinance be declared to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof other than the part so declared to be invalid.

Section 4. This ordinance shall take effect on the 30th day after enactment, unless given immediate effect by City Council.

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

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

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

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

Motion Carried

- Reports from City Officers, Boards and Commissions:

a. Letters from the City Clerk submitting:

i. An Application from 414 Entertainment, LLC for a new Outdoor Service (1 area) to be held in conjunction with 2010 Class C licensed business with Dance-Entertainment Permit, located at 414 E Michigan Ave.

RECEIVED AND PLACED ON FILE

ii. A request for Recognition of Non-Profit Status in the City of Lansing submitted by The Give a Gift Foundation, Inc. of Roseville, MI

REFERRED TO THE COMMITTEE OF THE WHOLE

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

RECEIVED AND PLACED ON FILE

- Communications and Petitions, and Other City Related Matters:

a. Letter from the State of Michigan Liquor Control Commission providing 15-Day Notice of an Application from Simmons Properties, LLC for a new Specially Designated Merchant (SDM) License to be held in conjunction with a 2010 Class C Licensed Business located at 325 City Market Dr.

REFERRED TO THE COMMITTEE OF THE WHOLE

- b. Application for Community Funding submitted by Old Town Commercial Association for its Old Town Oktoberfest to be held October 1-2, 2010

REFERRED TO THE COMMITTEE OF THE WHOLE

- c. Letter from Caron Fenning of 724 N. Verlinden St. regarding No Parking signs on Verlinden Ave.

REFERRED TO THE COMMITTEE OF THE WHOLE

- d. Letter from Ronald Zerfas of 912 Trenton Pl. regarding fines for broken tail lights

RECEIVED AND PLACED ON FILE

**REMARKS BY COUNCIL MEMBERS**

Council Member Jeffries wished his wife a happy 30th wedding anniversary.

Council Member Wood stated that if former Council Member Kaltenbach were here he would stated that he introduced Councilmember Jeffries to his wife.

**PUBLIC COMMENT**

**ON CITY GOVERNMENT RELATED MATTERS:**

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

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

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

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

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

Christopher Davis of 921 W. Allegan St. spoke about various city matters.

Jody Washington of 521 Nantucket Dr. spoke about various city matters.

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

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

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

Richard Clement of P.O. Box 261123 spoke about various city matters.

**ADJOURNED TIME 9:33 P.M.**

---

**CHRIS SWOPE, CITY CLERK**