



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
PROCEEDINGS OF JANUARY 23, 2012**

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 Jeffries

PRESENT: Council Members Jeffries, Robinson (left at 7:58 p.m.), Washington, Wood, Yorko (Left at 7:21 p.m.)

ABSENT: Council Members Dunbar (Arrived at 7:09 p.m.), Houghton (Arrived at 7:02 p.m.) and Quinney (Arrived at 7:02 p.m.)

Council Member Wood asked people to remember Barbara Singh, who recently passed away, during the moment of Meditation.

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

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

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Council Member Robinson

To approve the printed Council Proceedings of January 9, 2012 and the corrected minutes for January 5, 2012

Motion carried

CONSIDERATION OF LATE ITEMS

By Council Member Robinson

To suspend City Council Rule #9 to allow for Consideration of Late Items

Motion carried

The following items were added to the agenda:

1. Officeholder Expense Account Transfers
2. City Council Meeting Venue for the State of the City Address

SPECIAL CEREMONIES

- Special Ceremonies

1. Tribute; In recognition of Mid-Michigan Environmental Action Council and Julie Powers

Council Member Dunbar arrived at the meeting at 7:09 p.m.

Council member Yorko spoke about her experience with the Mid-Michigan Environmental Action Council.

Council Member Yorko read the following Resolution:

RESOLUTION #2012-006

BY COUNCIL MEMBER JESSICA YORKO
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mid-Michigan Environmental Action Council serves Ingham, Eaton, and Clinton counties by translating environmental concerns into action by providing education, advocacy, and volunteer opportunities, with a focus on river protection, green transportation, land use and sustainability; and

WHEREAS, Mid-MEAC boasts a number of highly successful programs dedicated to promoting environmental awareness and action within the Lansing area by engaging the community to be active participants; and

WHEREAS, the group has served as consultants and contributed its expertise to the City of Lansing in the passage of ordinances such as the Complete Streets Ordinance, the Snow and Ice Removal Ordinance, and most recently, the Bicycle Parking Ordinance, each geared toward improving the safety and well-being of Lansing's residents; and

WHEREAS, the Smart Commute program empowers residents to take charge of minimizing their personal carbon footprint by choosing to walk, bike, use public transit, and reduce single-occupant vehicle trips whenever possible; and

WHEREAS, Mid-MEAC hosts regular "Land Use Lunches" to bring together local experts to discuss issues surrounding land use in the community; and

WHEREAS, each spring and fall, Mid-MEAC Volunteer Stream Monitors put on waders and head into the streams of the Red Cedar River watershed to search for bugs and other river dwellers to collect data specific to the location to track the health of various sites on the river; and

WHEREAS, the Volunteer Stream Monitoring program's goal is to create swimmable, fishable streams and rivers in Mid-Michigan; and

WHEREAS, their Low Impact Development outreach and education provides simple, affordable ways to protect property from flooding, save money, and help the environment using techniques such as directing downspouts to rain barrels or gardens; using gravel, pea stone, interlocking bricks, or mulch and native plants instead of paving and many more great ideas; and

WHEREAS, each of the board members and staff bring a special expertise to Mid-MEAC, increasing its ability to make a real difference through education, community partnerships, and create lasting changes benefiting the greater Lansing area; and

WHEREAS, Mid-MEAC has participated in numerous volunteer efforts in Lansing, such as the invasive species removal project at Fenner Nature Center and their partnership with Impression 5 and the Board of Water and Light in Adopt-a-River; and

WHEREAS, Mid-MEAC was a key part of the team that brought the inaugural Capital City Dragon Boat Race to the Grand River, raising awareness of river protection, waterways a gateway for economic development and introducing the fastest growing watersport in North America to our community; and

WHEREAS, in partnership with the City of Lansing and AARP of Michigan, Mid-MEAC, has undertaken the challenge of conducting the

first ever Walkability Audit of any city in the country. This inventory of our sidewalks, walkways, intersections, and streets will help make our entire community safer for pedestrians and provide data to prioritize repairs and construction projects.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to thank Mid-Michigan Environmental Action Council and their volunteers for their extraordinary efforts to increase environmental awareness through education and direct community involvement to improve the long-term quality of life for residents in the greater Lansing area.

By Council Member Yorke

Motion Carried

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about Julie Powers' work with the City of Lansing.

Julie Powers spoke about her board members and volunteers.

COUNCIL MEMBERS' COMMENTS AND CITY CLERK'S ANNOUNCEMENTS:

Council Member Wood announced the Westside Neighborhood Association's annual meeting, Lansing Community College's events for Black History Month, the annual Ruth Hallman Birthday Party, the 25th Annual Bea Christy Awards Dinner and the Pastors' Salute Dinner.

Council Member Robinson announced the Coachlight Commons Neighborhood quarterly meeting.

Council Member Yorke announced the Westside Neighborhood Association's annual meeting and the Downtown Neighborhood Association meeting.

City Clerk Swope stated that the close of registration for the February 28, 2012 Presidential Primary Election is Monday, January 30, 2012. He spoke about the separate Democratic and Republican ballots.

COMMUNITY EVENT ANNOUNCEMENTS

Gretchen Cochran announced the Downtown Neighborhood Association meeting.

Council Member Yorke left the meeting at 7: 21 p.m.

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

Randy Hannan, Executive Assistant to Mayor Bernero, spoke about the recent Mobile Food Pantry and announced the next Mobile Food Pantry. He spoke about the proposed Kewadin Casino project.

PUBLIC COMMENT ON LEGISLATIVE MATTERS

- Public Comment on Legislative Matters:

Legislative Matters included the following public hearings:

There were no Public Hearings.

William Hubbell of 3916 Wedgewood Dr. stated concerns with the Ballot Proposal; Authorization to Sell Waverly and Michigan Avenue Parks.

Kathi Raffone of 1221 Muskegon Ave. spoke in opposition to the Ballot Proposal; Authorization to Sell Waverly and Michigan Avenue Parks.

John Pollard of 1718 Blair St. spoke in opposition to the Ballot Proposal; Authorization to Sell Waverly and Michigan Avenue Parks.

Darnell E. Oldham, Sr. of 3815 Berwick Dr. spoke in opposition to the Ballot Proposal; Authorization to Sell Waverly and Michigan Avenue Parks.

LEGISLATIVE MATTERS

RESOLUTIONS

RESOLUTION #2012-007

BY COUNCIL VICE PRESIDENT KATHIE DUNBAR
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor presents the State of the City Address annually as part of a City Council meeting; and

WHEREAS, the Mayor has expressed the desire and recommendation to hold a State of the City Address on January 30, 2012 as part of the City Council meeting at 7:00 p.m. at the Accident Fund Headquarters, 200 N. Grand River Ave., Lansing;

NOW, THEREFORE, BE IT RESOLVED that the January 30, 2012 Lansing City Council meeting will commence at 5:00 p.m. in the City Council Chambers in City Hall and recess by 5:45 p.m. The City Council meeting will reconvene at 7:00 p.m. by the call of the President at the Accident Fund Headquarters, 200 N. Grand River Ave. for the State of the City Address.

By Council Member Dunbar

Motion Carried

RESOLUTION #2012-008

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

WHEREAS, today, more than ever, our religious leaders play a critical role in keeping the community nurtured and motivated to take on every day challenges and to celebrate the community's triumphs. These leaders carry significant influence in our lives and are among the most highly respected individuals in the community; and

WHEREAS, on Saturday, February 25, 2012, The Divine Connection, in association with Swanson Funeral Home and New Citizen's Press, will honor thirty two of the City of Lansing's most esteemed and influential pastors at the 4th Annual Pastors Salute; and

WHEREAS, having made a positive impact on the community, a commemorative plaque will be presented by Swanson Funeral Home as well as a gift box containing letters from their congregation to these revered pastors, publicly observing and applauding their contributions and showcasing their good works in the community;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, wishes to recognize the 2012 most honored Lansing pastors for their dedication to the community. We celebrate their triumphs as leaders, mentors, and motivators. Congratulations Pastors, we wish you continued success!

By Council Member Wood

Motion Carried

RESOLUTION #2012-009

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

WHEREAS, Council Members are desirous of placing an advertisement in the 2012 Annual Red and White Scholarship Ball Souvenir Program Book hosted by the Delta Sigma Theta Sorority, Inc.; and

WHEREAS, the Council, in fiscal years prior to FY 12, has supported proper community events through promoting the Council pursuant to its Promotion Account; and

WHEREAS, Council Members propose to transfer funds from their FY 12 budgeted Officeholder Expenditure Accounts in City Council's Promotion Account for the purpose of placing an advertisement in the 2012 Annual Red and White Scholarship Ball Souvenir Program Book to inform the community of officeholder contact information.

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby approves the following transfers:

\$25.00 from Council Member Kathie Dunbar's Officeholder Expenditure Account, # 101.112101.741229 into City Council's Promotion Account, # 101.112101.741200

\$25.00 from Council Member Tina Houghton's Officeholder Expenditure Account, # 101.112101.741236 into City Council's Promotion Account, # 101.112101.741200.

\$25.00 from Council Member Brian Jeffries's Officeholder Expenditure Account, # 101.112101.741227 into City Council's Promotion Account, # 101.112101.741200.

\$25.00 from Council Member Derrick Quinney's Officeholder Expenditure Account, # 101.112101.741231 into City Council's Promotion Account, # 101.112101.741200.

\$25.00 from Council Member Carol Wood's Officeholder Expenditure Account, # 101.112101.741223 into City Council's Promotion Account, # 101.112101.741200.

\$25.00 from Council Member Jessica Yorke's Officeholder Expenditure Account, # 101.112101.741235 into City Council's Promotion Account, # 101.112101.741200.

BE IT FINALLY RESOLVED that the City Council approves the expenditure of \$150.00 from the City Council's Account, # 101.112101.741200, for the placement of an advertisement in the 2012 Annual Red and White Scholarship Souvenir Ball Program Book, which shall include contact information for each Council Member, including wards, email addresses, and telephone numbers.

By Council Member Dunbar

To place an affirmative roll on the resolution

By Council Member Dunbar

To Amend the NOW, THREFORE BE IT RESOLVED clause by striking 6 instances of "\$30.00" and inserting "\$25.00"

Motion Carried

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

Motion Carried (Council Members Robinson and Washington voting nay)

RESOLUTION #2012-010

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

WHEREAS, the City of Lansing is the owner of real property commonly known as Waverly Golf Course, A/K/A/ Waverly Park, and adjacent Michigan Avenue Park (the "Property") and collectively described as:

The West 120.48 acres of the Northwest 1/4 of Section 18, T4N, R2W.

WHEREAS, the two parks that constitute the Property are dedicated City of Lansing parks, located in Lansing Township, Michigan; and

WHEREAS, sale of the Property is in the best interest of the City because the City will no longer incur the expenses associated with maintaining the Property; and

WHEREAS, the Parks Board met and approved placing the sale of the Property on the ballot for consideration by Lansing voters at its meeting on May 11, 2011.

WHEREAS, any net proceeds from the sale of the Property will be used for improvements in the City of Lansing park and recreation system; and

WHEREAS, Section 8-403.6 of the Lansing City Charter and Ordinance 208.10 require sale of park land be approved by the voters of the City of Lansing;

NOW, THEREFORE, BE IT RESOLVED that the proposal to sell the Property be submitted to the electors of the City of Lansing for approval as required by Section 8-403.6 of the City Charter at the election to be held on August 7, 2012.

BE IT FURTHER RESOLVED that said proposal be submitted to the electors of the City in manner and form substantially as follows:

SHALL THE CITY OF LANSING BE AUTHORIZED TO SELL OR OTHERWISE DISPOSE OF WAVERLY GOLF COURSE, A/K/A WAVERLY PARK, AND ADJACENT MICHIGAN AVENUE PARK, ALSO COLLECTIVELY DESCRIBED AS:

The West 120.48 acres of the Northwest 1/4 of Section 18, T4N, R2W?

YES ___
NO ___

BE IT FURTHER RESOLVED that the votes cast upon the proposal shall be counted, canvassed, and returned, and the results determined in the same manner as required for other electoral questions as prescribed by law.

BE IT FURTHER RESOLVED that the City Clerk is required to provide sufficient notice of the placement of this ballot proposal, in conformance with state election law, including to the County Clerk and is hereby authorized to take appropriate steps for the placement on the August 7, 2012 ballot.

BE IT FINALLY RESOLVED that if the sale or disposal of the Property is approved by the voters of the City of Lansing, and if the Administration subsequently negotiates an agreement for that purpose, that such sale or disposal, and the appropriation of net proceeds, shall be returned to the Lansing City Council for final approval.

By Council Member Dunbar

Motion Carried by the following Roll Call vote:

Yeas: Council Members Dunbar, Houghton, Jeffries, Quinney, Robinson,

Washington

Nays: Council Member Wood

RESOLUTION #2012-011

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

WHEREAS, the City of Lansing is the owner of real property (the "Property") legally described as:

A parcel of land in the Northwest 1/4 of Section 15, T4N, R2W, Lansing Township, Ingham County, Michigan, the surveyed boundary of said parcel described as: Commencing at the Northwest corner of said Section 15; thence S00°24'38"W along the West line of said Section 15 a distance of 796.25 feet; thence S89°39'06"E parallel with the North line of Genesee Street a distance of 41.25 feet to the East right of way line of the Conrail Railroad and the point of beginning of this description; thence S89°39'06"E parallel with said North right of way line 258.36 feet; thence N00°50'31"E 117.97 feet; thence S88°33'33"E 162.34 feet; thence S00°37'20"W 119.79 feet; thence S04°08'03"W 96.44 feet to said North right of way line; thence N89°39'06"W along said North right of way line 414.86 feet to said East right of way line; thence N00°24'38"E along said East right of way line 101.15 feet to the point of beginning; said parcel containing 1.40 acres more or less; said parcel subject to all easements and restrictions if any.

WHEREAS, the Property lies within Oak Park (the "Park"), which is a dedicated City of Lansing park, and fronts East Genesee Street; and

WHEREAS, future private development of the Property is in the best interest of the City; and

WHEREAS, Section 8-403.6 of the Lansing City Charter and Ordinance 208.10 require sale of parkland be approved by the voters of the City of Lansing.

NOW, THEREFORE, BE IT RESOLVED that the proposal to sell the Property be submitted to the electors of the City of Lansing for approval as required by Section 8-403.6 of the City Charter at the election to be held on August 7, 2012.

BE IT FURTHER RESOLVED that said proposal be submitted to the electors of the City in manner and form substantially as follows:

SHALL THE CITY OF LANSING, FOR REDEVELOPMENT PURPOSES, BE AUTHORIZED TO SELL OR OTHERWISE DISPOSE OF THAT PORTION OF OAK PARK LEGALLY DESCRIBED AS:

A parcel of land in the Northwest 1/4 of Section 15, T4N, R2W, Lansing Township, Ingham County, Michigan, the surveyed boundary of said parcel described as: Commencing at the Northwest corner of said Section 15; thence S00°24'38"W along the West line of said Section 15 a distance of 796.25 feet; thence S89°39'06"E parallel with the North line of Genesee Street a distance of 41.25 feet to the East right of way line of the Conrail Railroad and the point of beginning of this description; thence S89°39'06"E parallel with said North right of way line 258.36 feet; thence N00°50'31"E 117.97 feet; thence S88°33'33"E 162.34 feet; thence S00°37'20"W 119.79 feet; thence S04°08'03"W 96.44 feet to said North right of way line; thence N89°39'06"W along said North right of way line 414.86 feet to said East right of way line; thence N00°24'38"E along said East right of way line 101.15 feet to the point of beginning; said parcel containing 1.40 acres more or less; said parcel subject to all easements and restrictions if any.

The building known as the Vector building, located in Oak Park, and the fenced portion of the parking area located to the east and north of the Vector Building.

YES ___
NO ___

BE IT FURTHER RESOLVED that this resolution be posted in a conspicuous place in each polling place in the City of Lansing.

BE IT FURTHER RESOLVED that the votes cast upon the proposal shall be counted, canvassed, and returned, and the results determined in the same manner as required for other electoral questions as prescribed by law.

BE IT FINALLY RESOLVED that the City Clerk is required to provide sufficient notice of the placement of this ballot proposal, in conformance with state election law, including to the County Clerk and is hereby authorized to take appropriate steps for the placement on the August 7, 2012 ballot.

By Council Member Dunbar

Motion Carried

ORDINANCES FOR INTRODUCTION

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

An Ordinance of the City of Lansing to Amend Chapter 1610 of the Lansing Codified Ordinances, "Uniform Fire Code and Uniform Fire Code Standards," by adopting by reference the 2009 International Fire Code

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

RESOLUTION #2012-012

RESOLUTION SETTING PUBLIC HEARING
BY THE COMMITTEE ON PUBLIC SAFETY

RESOLVED BY THE CITY COUNCIL, CITY OF LANSING, that a public hearing be set for January 30, 2012 at 5:00 p.m. in the City Council Chambers, 10th Floor Lansing City Hall, 124 W. Michigan Ave., Lansing, MI for the purpose of considering an Ordinance of the City of Lansing, Michigan, to Amend Chapter 1610 of the Lansing Codified Ordinances by adopting by reference the 2009 International Fire Code.

Interested Persons are invited to attend this Public Hearing

By Council Member Wood

Motion Carried

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

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

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

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

Motion Carried

- Reports from City Officers, Boards and Commissions:
 - a. Letter from the City Clerk submitting 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 John Pollard of 1718 Blair St. submitting an alleged Charter violation by the City Council

REFERRED TO THE CITY ATTORNEY

REMARKS BY COUNCIL MEMBERS

Council Member Wood asked Randy Hannan, Executive Assistant to Mayor Bernero, if the Request for Proposals on the Red Cedar Golf Course project has gone out and he stated that it would go out in early spring.

Council Member Robinson left the meeting at 7:58 p.m.

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

Michael Mercer of 4530 Sycamore St. in Delhi Township spoke about various city matters.

William Hubbell of 3916 Wedgewood Dr. spoke about various city matters.

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

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

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

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

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

ADJOURNED TIME 8:18 P.M.

CHRIS SWOPE, CITY CLERK