



AGENDA
Committee on Public Services
City Council Conference Room, 10th Floor, City Hall
Wednesday, September 1, 2010
12:45 p.m.

Councilmember Eric Hewitt, Chair
Councilmember Jessica Yorko, Vice Chair
Councilmember Brian Jeffries, Member

- I. Call To Order**
- II. Roll Call**
- III. Approval of Minutes**
- IV. Public Comment**
- V. Discussion/Action:**
 1. Report on Seismic Testing
 2. Report and from the Internal Auditor and Discussion on the Costs of Switching from City Garbage Bags to Stickers
 3. Foreclosed Property Registry Legislation
 4. Discussion on the Snow and Ice Removal Ordinance
- VI. Other**
- VII. Adjourn**
- VIII. Pending**

City Of Lansing
Internal Audit
483-4159

TO: Eric Hewitt, Chair Public Services
FROM: Arnold C. Yerxa, Internal Auditor
DATE: August 12, 2010
SUBJECT: Refuse Bag Data

The Blue Bags used for City refuse come in cases of 30 rolls of 5 bags each roll (case), or 15 rolls of 5 bags each roll (half case). The half case size is mainly used to sell the City's smaller distributors. Also the mix of cases ordered can change the average cost per bag per shipment. However the average cost for FY 10 was approximately \$0.1505 per bag.

The bags sell for \$1.75 each.

The total number of bags purchased in FY 10 was 316,875 and depending on the adjustment for inventory this should be a reasonable average sold.

After checking with Planning and receiving some cost information on stickers they use, the following information was obtained.

Their stickers range from \$0.0524 each to \$0.1526 each. The actual cost would depend on the size needed, and the quantity to be purchased each order.

Things to think about:

- Ease of the drive to see if the bags have City ID.
- Passing the cost on to the taxpayer for trash bags.
- The blue bags currently being used are big enough to hold three or four house hold bags.
- The ability to sell this concept to taxpayers.

If there is any other information I can supply please let me know.

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND
CHAPTER 1020, SECTION 6, OF THE LANSING CODIFIED ORDINANCES BY
PROVIDING FOR REMOVAL OF SNOW AND ICE BY THE CITY IF THE PROPERTY
OWNER FAILS TO DO SO, AND ASSESSMENT OF COSTS AGAINST THE PROPERTY
OWNER.

THE CITY OF LANSING ORDAINS:

Section 1. That Chapter 1020, Section 6, of the Codified Ordinances of the City of
Lansing, Michigan, be and is hereby amended to read as follows:

1020.06. Snow and ice.

(a) No person shall permit any snow or ice to remain on any PUBLIC sidewalk adjacent to any
house, building or lot owned or occupied by that person, or on the PUBLIC sidewalk adjacent to
any multifamily dwelling or unoccupied house, building or lot owned by that person, for more
than twenty-four hours after the same has fallen or formed. THE PROPERTY OWNER, AS
USED IN THIS SECTION, SHALL BE THE OWNER OF RECORD WHOSE NAME
APPEARS ON THE CITY'S PROPERTY ASSESSMENT RECORDS.

(b) No person shall place or cause to be placed ice or snow upon a right-of-way so as to impair
vehicular or pedestrian traffic.

(c) IF A PROPERTY OWNER FAILS TO REMOVE SNOW OR ICE FROM A PUBLIC
SIDEWALK AS REQUIRED IN SUBSECTION (a), OR PLACES OR CAUSES TO BE
PLACED ICE OR SNOW UPON A RIGHT-OF-WAY AS PROHIBITED IN SUBSECTION
(b), THE CITY MAY DO THE FOLLOWING:

(1) NOTIFY ANY PROPERTY OWNER IN VIOLATION OF THESE SECTIONS
BY WRITTEN NOTICE SENT BY FIRST-CLASS MAIL TO THE PROPERTY

1 OWNER AT THE ADDRESS SHOWN ON THE ASSESSOR'S RECORDS AND BY
2 NOTICE POSTED ON THE PROPERTY. THE NOTICE OF VIOLATION SHALL
3 STATE THAT IF THE SNOW OR ICE IS NOT REMOVED WITHIN 24 HOURS OF
4 THE DATE AND TIME NOTICE IS DEEMED RECEIVED BY MAIL, THE CITY
5 MAY REMOVE THE SNOW OR ICE AT THE OWNER'S EXPENSE. NOTICES
6 GIVEN BY MAIL SHALL BE DEEMED RECEIVED 5 DAYS AFTER DEPOSIT IN
7 THE UNITED STATES MAIL. THE FAILURE OF ANY PERSON TO RECEIVE
8 THE NOTICE SHALL NOT AFFECT THE VALIDITY OF ANY ACTION TAKEN
9 UNDER THIS SECTION.

10 (2) IF THE PROPERTY OWNER FAILS TO ABATE THE VIOLATION WITHIN
11 24 HOURS AFTER A NOTICE IS DEEMED RECEIVED BY MAIL, THE CITY MAY
12 REMOVE, OR CONTRACT FOR THE REMOVAL OF, THE SNOW OR ICE AND
13 THE PROPERTY OWNER WILL BE ASSESSED THE CITY'S REMOVAL COST,
14 INCLUDING AN ADMINISTRATIVE FEE, AS ESTABLISHED BY THE PUBLIC
15 SERVICE DEPARTMENT.

16 (3) THE CITY ASSESSOR, UPON RECEIPT OF SNOW OR ICE REMOVAL
17 DATA FROM THE PUBLIC SERVICE DEPARTMENT, SHALL MAKE AN
18 ASSESSMENT ROLL FOR THE PROPERTIES. AFTER CONFIRMATION OF THE
19 ASSESSMENT ROLL, THE ASSESSOR'S OFFICE SHALL PROCESS AND MAIL
20 BY FIRST-CLASS MAIL THE SNOW OR ICE REMOVAL ASSESSMENT TO EACH
21 PROPERTY OWNER. IF THE ASSESSMENT IS NOT PAID WITHIN 30 DAYS, IT
22 SHALL BE PLACED AS A LIEN AGAINST THE PROPERTY AS PERMITTED BY
23 LAW. ANY UNPAID PORTION OF THE SNOW OR ICE REMOVAL

1 ASSESSMENT WILL BE SUBJECT TO A FIVE PERCENT (5%) ADDITIONAL
2 ADMINISTRATIVE FEE OR \$250, WHICHEVER IS GREATER, IF NOT PAID
3 WITHIN 30 DAYS.

4 ~~(e)~~ (d) ANY PERSON IN VIOLATION OF SUBSECTION (a) OR (b) OF THIS SECTION
5 SHALL ALSO BE RESPONSIBLE FOR A MUNICIPAL CIVIL INFRACTION AND MAY
6 BE FINED IN ACCORDANCE WITH SECTION 203.06 OF THIS CODE. For purposes of
7 establishing civil fines, all PUBLIC sidewalks and rights-of-way shall be divided into two tiers,
8 as follows:

9 (1) Tier one shall be every PUBLIC sidewalk adjacent to a roadway with a speed limit
10 of 30 mph or more.

11 (2) Tier two shall be all PUBLIC sidewalks which are not tier one.

12 ~~(d)~~ (e) A police officer or duly authorized agent of the City shall issue a snow violation citation
13 to the occupant or owner of any property in violation of this section.

14 The Director of Public Service shall designate personnel to be authorized by Council to enforce
15 this section. After such authorization, each designated person shall subscribe to an oath and place
16 the same on file with the City Clerk. The oath shall be in substantially the following form:

17 "I do solemnly swear (to uphold the Constitution of the United States, and) that I will faithfully
18 discharge my duties in enforcing the provisions of Section 1020.06 of the Codified Ordinances
19 of the City of Lansing."

20 (f) THIS ORDINANCE SHALL AUTOMATICALLY EXPIRE JULY 30, 2012 UNLESS
21 REENACTED OR EXTENDED.

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

