AGENDA
Committee on Public Safety
Thursday, August 1, 2019 @ 3:30 p.m.
City Council Conference Room, 10th Floor

Council Member Wood, Chair
Council Member Spitzley, Vice Chair
Council Member Hussain, Member

1. Call to Order

2. Roll Call

3. Minutes
   • July 18, 2019
   • July 22, 2019

4. Public Comment on Agenda Items

5. Discussion:
   A.) RESOLUTION – Make Safe or Demolish; 5624 Joshua
   B.) DISCUSSION – Crime in Corridor Areas and Multi-Jurisdictional Enforcement - Delta Township, Eaton County & LPD
   C.) DISCUSSION: City Attorney Update - 3801 Walton

6. Other

7. Adjourn
CALL TO ORDER
The meeting was called to order at 3:30 p.m.

ROLL CALL
Council Member Carol Wood, Chair
Council Member Patricia Spitzley, Vice Chair
Council Member Adam Hussain, Member

OTHERS PRESENT
Sherrie Boak, Council Staff
Mary Bowen, Assistant City Attorney
Council Member Garza- left meeting at 4:40 p.m.
Officer Jillian Colby
Officer Jared Davis
Lisa Hagen, Council Legal Analyst
Chief Yankowski, LPD Chief
Scott Sanford, Code Compliance
Helen Hansens
Joseph Abood, Chief Deputy City Attorney
Janice Sheffey
Chad Gamble, Parking Manager
Council Member Washington – arrived at 4:40 p.m.

MINUTES
MOTION BY COUNCIL MEMBER HUSSAIN TO APPROVE THE MINUTES FROM JUNE 20, 2019. MOTION CARRIED 3-0.

Public Comment
No public comment at this time.

Other
Ms. Hansens informed the Committee that her case is in the Ingham County Prosecutors Office for action and the owners of the animals are aware of the warrant. She continued by relaying an incident with the same dogs on someone else 2 weeks earlier, however when people call LPD they are still being directed to Animal Control and vice versa. Council Member Spitzley stated she too called Captain Green and left a message on what has been occurring. Ms. Hansens stated during this past incident they did not call 911 dispatch, but was then informed that both the 911 emergency and non-emergency calls go to dispatch. Chief
Yankowski confirmed that Dispatch is being directed to stated “Ingham County Non-Emergency Number” and their protocol is when animal control is not on duty such as weekends and after hours, it goes back to LPD. However, he admitted since Dispatch is not a City Department they cannot control what Dispatch is saying at every call. He could confirm that in this case after the June 30th incident the animal was taken and put down. He offered to reach out to the Animal Control Director for an update on all the dogs at that address. Council Member Garza stated he too reached out to the County Commissioner in that area asking for assistance with Animal Control. Council Member Spitzley asked for a process where the victims are notified when the animals are removed and euthanized. Chief Yankowski stated that the LPD does a program in their vehicles that will allow the officers to have updated list.

Council Member Wood stated after the new 911 Dispatch Director starts the Committee will look into having them into a Committee meeting.

**DISCUSSION/ACTION**

**RESOLUTION- Make Safe Demolish 3005 Herrick Drive**
Mr. Sanford confirmed since the hearing there has been no contact from the owners, no permits pulled and they are asking for 60 days make safe demolish. Council Member Spitzley stated she believed the owners were at the show cause hearing.

MOTION BY COUNCIL MEMBER SPITZLEY TO APPROVE THE RESOLUTION TO MAKE SAFE OR DEMOLISH IN 60 DAYS FOR 3005 HERRICK DRIVE. MOTION CARRIED 3-0.

**RESOLUTION – Make Safe Demolish 410 S Francis**
Mr. Sanford confirmed since the hearing there were not permits pulled and no contact from the owners. He added they are not holding a bond because their search has found no insurance on the property. Lastly, Mr. Sanford asked for 30 days make safe or demolish.

MOTION BY COUNCIL MEMBER HUSSASIN TO APPROVE THE RESOLUTION FOR MAKE SAFE OR DEMOLISH IN 30 DAYS FOR 410 S FRANCIS. MOTION CARIED 3-0.

**RESOLUTION- Set Show cause Hearing; Make Safe Demolish 5642 Joshua**
Mr. Sanford outlined the details from the staff spreadsheet noting there has been no work performed, the roof permit has expired, no inspections, and the Demolition Board asked for a 60 days Make Safe or Demolish.

MOTION BY COUNCIL MEMBER HUSSAIN TO SET THE SHOW CAUSE HEARING FOR JULY 29TH FOR 5642 JOSHUA. MOTION CARRIED 3-0.

Council Member Garza stated he had spoken earlier with Dave Klein in Code Compliance about Stonebridge Meadows Apartments, and asked how long the process takes. Mr. Sanford admitted that when insurance companies are involved it takes time to resolve. If the building department or fire department would have ruled it an eminent disaster at the time of the fire, the owner would only have 180 days. He assured Mr. Garza he would follow up to make sure the site is secured and what the deadline date is.

**DISCUSSION – Walnut Park LPD**
Ms. Sheffy asked for additional safety at the property.

Chief Yankowski introduced newly sworn in Officer Jared Davis.

Chief Yankowski confirmed he met with the owners, Joe Whitsett and they have agreed to swap out a rom that was set aside for an office, install a custom ordered steel door, close off
the bathroom access from that room, and install camera’s and door codes. They are currently waiting for all that material to arrive then they will provide a construction schedule. He assured the Committee it will be a high priority and the City will be installing a public safety camera in the area as well. Chief Yankowski continued by stating that with the recent budget they will have another community policing officer based in Old Town and Walnut Park, making officers in Northtown, Genesse, Old Town and Walnut Park. He was not able to provide the specific officers at this time but there are 19 in training. As for the sub-station at Walnut Park, Chief Yankowski stated the office will not be on site 24/7, but can write reports, make phone calls, use for lunch and breaks, store their bike and be a visible presence in the neighborhoods. Their intention is to have this established in September.

Council Member Garza asked for crime mapping.

Council Member Hussain spoke on clubs, gambling and liquor licenses along with private clubs. Chief Yankowski stated he would look into what uses and places need a liquor license.

DISCUSSION – 3801 Walton
Officer Colby confirmed to the Committee she has been playing phone tag with the security company but has been told the owner did not purchase the monitor system therefore making it difficult to review. Council Member Garza asked if the owned registered the cameras with SCRAM and Office Colby was not able to confirm, but did state she sent him the instructions. Council Member Wood recapped earlier meetings where she had stated to City Attorney Smiertka that if it was not resolved by today’s meeting date, she wanted to pursue it under a nuisance property violation. Officer Colby added to the conversation that the owner has moved residents into the units without a LPD background check. Council Member Garza asked if the building official has been onsite recently.

The Committee set a special meeting date for July 22, 2019 at 4:30 p.m. to address the property and future action.

Council Member Hussain asked Officer Colby if she had any updates on 3200 S Washington. Officer Colby confirmed she is working on lease violations. She stated she is running into issues with the timeline for notices and court dates, not knowing exactly what the delay is.

Council Member Wood stated plans will begin to have the Lansing Housing Commission and Ms. Brewer with District Court in at the August 15th meeting.

Officer Colby provided examples of what should be a 24 hour eviction, but is taking 5 weeks.

ORDINANCE – Amendments Chapter 664
MOTION BY COUNCIL MEMBER HUSSAIN TO APPROVE THE ORDINANCE AMENDMENTS TO CHAPTER 664. MOTION CARRIED 3-0.

ORDINANCE- Amendments Chapter 658.04
MOTION BY COUNCIL MEMBER SPITZLEY TO APPROVE THE ORDINANCE AMENDMENTS TO CHAPTER 658.04. MOTION CARRIED 3-0.

ORDINANCE Amendments Chapter 658.05
MOTION BY COUNCIL MEMBER HUSSAIN TO APPROVE THE ORDINANCE AMENDMENTS TO CHAPTER 658.05. MOTION CARRIED 3-0.

DISCUSSION – Parking Ord. Chapter 404 Section 404.13
Council Member Wood confirmed the Committee has the ordinance where they want it, but
before there is a discussion or final action, there were questions from the last meeting that needed to be answered.

Mr. Gamble began by stating that some of the questions and concerns will be addressed with the new software that will be installed over the next 30 days. He then moved into the questions from the June meeting.

1) - a decision on what is going to be used as part of the permitting process; window sticker, mirror hanger, plate sticker, etc.

Mr. Gamble stated they are leaning heavily towards license plate stickers, but cannot confirm until they finish their discussions with the Secretary of State on what is permitted. The permit itself will be an annual permit with the City. Regarding temporary permits, Mr. Gamble stated they are proposing a 3-day permit, four (4) times a year which will be issued with no questions, can be applied for and paid for online, and they can print their own placard.

2) – what is the cost for a permit; based on the amount of staff time it takes to review an application, which will include all required documents, and might even require a staff person to go to the site to look the property to determine if they have other option for parking.

Mr. Gamble stated this was not finalized yet, they are however are considering a $75 annual permit cost and $10 for the 3-day temporary permit.

3) – Enforcement

Mr. Gamble acknowledged this has not been finalized, and it could depend on the number of permits issued. They are looking at options of dedicating a staff person and utilizing the revenues from the permits to support that enforcement. Council Member Wood stated that if Council is going to adopt this ordinance, there has to be a commitment from the Administration of 100% enforcement. Council Member Spitzley asked how they came up with the $10 for a temporary permit and she would even consider higher at $25. Mr. Gamble stated they had no background on determining that but were considering anything between the amounts of $10- $30.

4) – what is the system that will notify people; email, voicemail or other communications

Mr. Gamble confirmed the new system utilizes email notifications with a “blast” to all permit holders of annual and temporary permits. He would check into the texting option as well.

5) – what is the plan for signage.

Mr. Gamble confirmed they will not offer additional signage City–wide, and will work with Public Service. Council Member Wood noted that if there is currently no parking on a street or one side of street, this ordinance will not amend that. Her goal would be that if someone needs to park on the street, zoning might need to do a review to determine if they could park on their property.

6) – what is the application.

Mr. Gambled confirmed the currently software will be utilized for these applications as well. Council Member Wood wanted to make sure the fee accommodates the time for staff and Mr. Gamble stated he would look into that, but he could confirm the program allows for uploading of photos, uploading of a rental lease because the permit would not extend after their lease expires.

Ms. Hagen was asked if a temporary permit will be tracked on how many they get, and Mr. Gamble stated they will only be allowed 4 and it was requested by the Committee that the temporary permits be issued based on address not on name.

Council Member Wood then listed pending items the Committee will need addressed before moving on action to introduce and set a public hearing. This included having someone from the Mayor’s office in to speak to the enforcement portion, an indication of the enforcement structure and Mr. Gamble offered to have conversations with the Mayor and Mr. McGrain.
DRAFT

Mr. Gamble asked the Committee and Council Members present what they thought the number of permits would be. Council Members Washington and Hussain had no idea, and Council Member Wood believed it would be 200-500.

Council Member Wood stated the topic of discussion would be back on the agenda at the August 15th meeting and Mr. Gamble stated he would target that date for official answers. She then asked for an application template at that time also. Mr. Gamble was then asked if the permit process would address any back unpaid taxes, and Mr. Gamble stated he would prefer that it not be necessary for this type of permit. Lastly Mr. Gamble was asked how many permits had been applied for the downtown parking, and was confirmed zero at this time.

OTHER
Council Member Wood recapped a meeting with the Mayor earlier in the week where it was noted they will be referring draft ordinances for recreational marihuana. She noted this will be referred to the Committee on Public Safety with the plan to adopt at Council by October 28th. The Committee determined they would meet for special meetings on that subject on the following dates at 10 a.m.:
- Tuesday, July 30, 2019
- Tuesday, August 6th
- Tuesday, August 13th
- Tuesday, August 20th

After the Committee it will be taken to the Committee of the Whole before it goes to the Planning Board.

ADJOURN
Adjourned at 4:48 p.m.
Submitted by Sherrie Boak,
Recording Secretary
Lansing City Council
Approved as presented: _____________________
CALL TO ORDER
The meeting was called to order at 4:30 p.m.

ROLL CALL
Council Member Carol Wood, Chair
Council Member Patricia Spitzley, Vice Chair
Council Member Adam Hussain, Member- excused

OTHERS PRESENT
Sherrie Boak, Council Staff
Jim Smiertka, City Attorney
Lisa Hagen, Council Legal Analyst
Officer Colby
Steve Swan, City of Lansing Building Official
Mary Bowen, Assistant City Attorney
Mary Ellen Purificato

DISCUSSION/ACTION
DISCUSSION: City Attorney Update - 3801 Walton- Nuisance Action
Council Member Wood recapped for the record that at the meeting in June, 2019 it was stated that if the issues were not resolved at the July 18, 2019 meeting, then the Council Committee would look into a nuisance action. Officer Colby restated from the July 18, 2019 meeting that the owner has security cameras but after speaking to the company that installed them, it was determined the owner did not purchase the monitoring system to go with the cameras, therefore there is no onsite way to view the tapes. She was given instructions on how to download the video, but she acknowledged that would be difficult to view. Officer Colby went onto stated that regarding the tenants, she has had continuous problems with owner. She had asked for a list with the updated leases and was provided the leases, but of the 13 names on the leases only one was a legal name. Therefore, Officer Colby stated she had to initiate contact with the tenants by knocking on doors and asking for identification. From that she created a master tenant list, but then admitted that since that time people have moved out and new tenants are in, and again she has not been provided an updated tenant list or been contacted by owner. Council Member Spitzley asked if the cameras were registered with SCRAM. Officer Colby confirmed they were registered, but again stated her frustration there is no monitor to view the videos.

Mr. Swan was asked about a list of outstanding issues and referenced the list that was provided to Committee at the beginning of the meeting. He confirmed nothing has changed
except the smoke detectors have been installed. Mr. Swan stated he will schedule a meeting to get into the property and if there are issues then there will be a violation on failure to comply, but that could take time to go through the appropriate process. Officer Colby added she is getting complaints on bugs even though the owner states he has Orkin on site.

The Committee then reviewed the resolution that was drafted by OCA and Council staff. Mr. Smiertka asked if the Committee was ready to declare this a nuisance, and Council Member Wood stated she was if the OCA is saying Council can do it.

Officer Colby went back to the list of Service Calls, and stated in her opinion there are more than what was listed, and then added that tenants contact her because they are afraid to contact the LPD and make a record of the complaint in fear they will be evicted. Council Member Wood asked how many units there were and Officer Colby confirmed 14. Council Member Wood noted that if the property is declared a nuisance they will have to work with the City HRCS Department and Dr. Jackson-Johnson on relocating the residents.

The Committee and law reviewed the resolutions and made the following changes:

- Second WHEREAS: "public nuisance issues on the record..")
- Third WHEREAS: “the Public Safety Committee referred to the City Council that is now declares the property a public nuisance and that the Office of the city Attorney pursue legal action to abate such alleged nuisance activities at 3801 Walton.”
- NOW THEREFORE BE IT RESOLVED “that the City Council declares 3801 Walton a public nuisance and authorizes the City Attorney to commence litigation against the property.”

Council Member Wood informed the Committee that she will discuss this at Committee of the Whole later today and it will be a “Late” item on the Council agenda also, later in the evening. She then asked Mr. Swan to continue to pursue further inspections. Mr. Smiertka stated once the resolution is adopted it will be presented to Mr. Kruger, the property owner.

MOTION BY COUNCIL MEMBER SPITZLEY TO APPROVE RESOLUTION TO BEGIN A NUISANCE INVESTIGATION FOR 3801 WALTON. MOTION CARRIED 2-0.

Mr. Smiertka suggested to Officer Colby that any tenant that wants to speak should do so via affidavit.

ADJOURN
Adjourned at 4:46 p.m.
Submitted by Sherrie Boak,
Recording Secretary
Lansing City Council
Approved as presented:
# CITY OF LANSING - DEMOLITION BOARD
## REPORT FOR CITY COUNCIL
### CASE OVERVIEW SHEET

<table>
<thead>
<tr>
<th>ADDRESS:</th>
<th>5624 JOSHUA STREET</th>
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<tbody>
<tr>
<td>PARCEL NUMBER:</td>
<td>33-01-04-427-101</td>
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<th>SHOW CAUSE HEARING DATE:</th>
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<td>DEMOLITION CASE FILE #:</td>
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<tr>
<th>LISTED TAXPAYER:</th>
<th>MALIK BALLA</th>
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<tr>
<td>INTERESTED PARTIES:</td>
<td>MARY &amp; VIRGIL G NELLIS</td>
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<thead>
<tr>
<th>HOUSING CODE VIOLATION LTR:</th>
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<td>ORIGINAL RED TAG DATE:</td>
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<tr>
<th>SEV INFORMATION:</th>
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<td>LAND VALUE:</td>
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</tr>
<tr>
<td>BUILDING VALUE:</td>
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</tr>
<tr>
<td>LOT SIZE:</td>
<td>82 X 165</td>
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| LEGAL DESCRIPTION: | E 10 R LOT 2 EXC N 50 FT SUPERVISORS PLAT NO 3 T3N R2W |

### ORDER OF DEMOLITION BOARD

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<tr>
<th>DEMOLITION BOARD MEETING DATE:</th>
<th>APRIL 25, 2019</th>
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<tbody>
<tr>
<td>ORDER:</td>
<td>60 DAYS MAKE SAFE OR DEMOLISH</td>
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<tr>
<td>REASON/CONDITIONS:</td>
<td>UNSAFE</td>
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<tr>
<td>HEARING OFFICER:</td>
<td>DAVE MUYLLE</td>
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### CURRENT PERMIT ACTIVITY

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<tr>
<th>BUILDING:</th>
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<tr>
<td>ELECTRICAL:</td>
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<tr>
<td>MECHANICAL:</td>
<td>Required, not yet pulled</td>
</tr>
<tr>
<td>PLUMBING:</td>
<td>Required, not yet pulled</td>
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<tr>
<td>DEMOLITION:</td>
<td>na</td>
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### CURRENT CITY COUNCIL ACTIVITY

<table>
<thead>
<tr>
<th>REQUEST FOR SHOW CAUSE SENT:</th>
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<tbody>
<tr>
<td>SHOW CAUSE HEARING DATE:</td>
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<tr>
<td>PUBLIC SAFETY COMMITTEE WILL REVIEW:</td>
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5624 JOSHUA STREET

**Original Red Tag Date**
- 06/27/2018

**Submitted Into Make Safe Or Demolish Process**
- 02/15/2019

**Property Vacant/Repairs Exceed Building SEV**
- Property vacant more than 180 days
- Repairs exceed building SEV

**Title Information**
- MARY & VIRGIL G NELLIS
- MALIK BALLA
5624 JOSHUA STREET
Property Value Information

- **SEV**: $29,300.00 (as of 6/28/2019)
- **Structure**: $39,573.00 (as of 6/28/2019)
- **Land**: $19,109.00 (as of 6/28/19)
- **Estimate of Repairs**: $120,960.00
5624 JOSHUA STREET
HOUSING CODE LETTER

Code Compliance Inspection Date
6/27/2018

Code Compliance Letter Written
06/27/2018 (Tagged by both the Building Safety Department & Code Enforcement)

Code Compliance Due Date
7/27/2018
5624 JOSHUA STREET

Demolition Board Actions

Demolition Board Show Cause Hearings
02/28/2019

Order by Demolition Board
MS or D by 04/28/2019

Request Sent To City Council for Show Cause Hearing
6/25/2019
5624 JOSHUA STREET.
City Council Actions

Show Cause Hearing Held
00/00/00

Public Safety Committee Meeting
00/00/00

Resolution passed by City Council

Extension Requested By Owner
Building Permit issued 5/16/2019 no inspections per Building Inspector Larry Connelly conducted an inspection on 6/27/2019 no work has taken place.
RECOMMENDATIONS

FOR NEW CASES:
- Recommend time frame for MS or D. This requires a resolution be passed by City Council:
  - 60 days for regular demolitions
  - 30 days for fire–damaged demolitions
- Table case: Stays at PS Committee level for future review.

FOR EXTENSION REQUESTS:
- Grant extension if requested. Requires new resolution be passed by City Council.
- Deny extension requested. Case will proceed in demo process and be sent out to bid for demolition.

FOR TABLED CASES:
- Recommend time frame for MS or D. This requires a resolution be passed by City Council:
  - 60 days for regular demolitions
  - 30 days for fire–damaged demolitions
- Return case to table: Stays at PS Committee level for future review.
I did a drive by on Thursday June 27th and found the condition of the structure has not changed, and no one has called me for any inspections as of this date.

Respectfully:

Larry Connelly
Building Inspector
Building Safety Office
Department of Economic Development and Planning
316 N Capitol Ave Suite C1 | Lansing, MI 48933
O: 517-483-4363 | E: larry.connelly@lansingmi.gov
Website | Facebook | Twitter | Instagram
5624 JOSHUA STREET
WHEREAS, the Code Compliance Manager has determined that the building located at 5624 Joshua Street, Parcel # 33-01-05-04-427-101 legally described as: E 10 R LOT 2 EXC N 50 FT SUPERVISORS PLAT NO 3 T3N R2W is an unsafe or dangerous building as defined in Section 108.1 of the Lansing Uniform Housing Code and the Housing Law of Michigan and was red tagged on June 27, 2018; and

WHEREAS, a hearing was held by the Hearing Officers on April 25, 2019, 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 25, 2019; 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 show cause hearing on July 22, 2019 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 5624 Joshua Street are hereby directed to comply with the order of the Hearing Officers to demolish or otherwise make safe the said building within _______ days from the date of this resolution.

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.
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