AGENDA
Committee on Public Safety
Thursday, August 15, 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
   - August 1, 2019

4. Public Comment on Agenda Items

5. Discussion:
   A.) DISCUSSION- Lansing Housing Commission Eviction Process; Lansing Police Department and District Court’s Role
   B.) DISCUSSION – City Attorney Update – 3801 Walton
   C.) DISCUSSION – Parking Ord. Chapter 404 Section 404.13
   D.) DISCUSSION – Correction Notice Fees
   E.) DISCUSSION – FY 2020/2021 Budget Priorities

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- arrived 3:55 p.m.
Council Member Adam Hussain, Member

OTHERS PRESENT
Sherrie Boak, Council Staff
Mary Bowen, Assistant City Attorney
Jim Smiertka, City Attorney
Lisa Hagen, Council Legal Analyst
Heather Sumner, Deputy Chief City Attorney
Amanda O’Boyle, Assistant City Attorney
Jeff Campbell, Eaton County Sheriff
Ross Tyrell, Eaton County Sheriff
Jack Jordan
Dave Vincent
Kevin McKinney
Brian Reed, Delta Township Manager
Scott Sanford, Code Compliance
Chief Green, LPD Chief

Public Comment
No public comment at this time.

MINUTES
MOTION BY COUNCIL MEMBER HUSSAIN TO APPROVE THE MINUTES FROM JULY 18, 2019. MOTION CARRIED 2-0.

Other
The OCA was asked for an update from the July 30, 2019 Special Committee meeting on the ordinance amendment on marihuana. The question the Committee had at that time was if a moratorium could be done during the review and adoption of the amendments. Mr. Smiertka acknowledged the OCA did an analysis, and a moratorium cannot be done now, with an ordinance in place which is no longer being studied. With amending the current ordinance which has zoning sections in it, it also has to go to the Planning Board, which can go
simultaneously. Ms. O’Boyle stated there is no retro-active, so anyone who has already applied would continue in the process. The OCA would want to provide a specific window and avoid an issue where someone has relied on the current ordinance which has no cap other than provisioning centers. It was concluded by the OCA that their best course would be to continue moving forward with the process.

Mr. Smiertka commented on another topic from the July 30, 2019 Special Committee meeting, stating that on the topic of opting out from the selective opt out, with the question of if you have to completely opt out of the State Recreational Marihuana law or can selectively opt out of the types. The OCA noted that current that is not clear, and Ms. Sumner informed the Committee she spoke directly to the LARA Director who informed her there is a solid legal argument on either side, however he will be waiting on a court order. So the OCA advises they will move ahead and continue the study and dialogue with legal community. By the time the ordinance is ready to adopt, the OCA stated there will be an answer.

DISCUSSION/ACTION

DISCUSSION: City Attorney Update - 3801 Walton
Ms. Bowen informed the Committee that Mr. Swan, Building Official will be providing her with inspection reports and all the correction notices. The OCA is also evaluating if pursuing a nuisance action is the right path or a court ordered compliance order. Ms. Bowen was asked if she had an affidavit from Ms. Colby, and Ms. Bowen stated but she has reached out to her and Mr. Swan for their affidavits. The topic will continue discussion at the August 15, 2019 Committee meeting.

RESOLUTION – Make Safe or Demolish; 5624 Joshua
Council Member Wood confirmed that the required show cause hearing was held.

Mr. Jordan spoke in support of demolishing the structures citing ongoing code compliance issues at the property, and it being red tagged since 2018.

Mr. Sanford stated his office was told the owner, Ms. Nellis was transferring the property back to the land contract holder and tax payer, Mallik Balla. Mr. Jordan stated he spoke to Ms. Nellis and she informed him she was not. Mr. Sanford continued outlining the work, including a plumbing permit for a water heater, electrical in a portion of the structure, but the Building Official stated they would not do any further inspections without engineered drawings. Mr. Sanford lastly verified that that work is being done not to code, and his office has not heard from Ms. Nellis since the process started with Council.

Mr. Vincent introduced himself as the contractor for Mallik Balla and the one pulling the permits. Council Member Wood asked Ms. Bowen if Mr. Balla is the tax payer and not owner of record, can Council not discuss with Mr. Vincent or Mr. Balla or are they only to discuss with Ms. Nellis, and Ms. Bowen confirmed it must be Ms. Nellis the owner of record. Council Member Wood informed Mr. Vincent that unless he comes back with Ms. Nellis, the Committee cannot discuss it.

MOTION BY COUNCIL MEMBER HUSSAIN TO APPROVE THE RESOLUTION FOR MAKE SAFE OR DEMOLISH AT 5624 JOSHUA FOR 60 DAYS.
Council Member Wood clarified to the all present, that if anything changes the Committee will address it then, but unless is the legal owners they will proceed.

MOTION CARRIED 2-0.
DISCUSSION – Crime in Corridor Areas and Multi-Jurisdictional Enforcement - Delta Township, Eaton County & LPD

Introductions
Council Member Wood recapped for the County and Township representatives, that over the years the City has been dealing with issues of cross boundary and they do understand it is difficult to address and enforce those areas and issues. The Committee would like to offer to assist the Eaton County and the Delta Township enforcement in potential options for illegal gambling.  Council Member Hussain added that the City has been successful since they passed the ordinance that mirrors the State law. This resulted in a number of gambling businesses shutting down and the City was successful in prosecution.  Council Member Hussain noted to the guests that he believes there are some of these businesses in Eaton County and Delta Township who he believes prey on the City residents.  He cited on in particular, 3280 S Waverly.  Mr. Campbell confirmed they have spoken to LPD Officer Fabus on this property and they have been watching it, but currently they have not found anything that gave them legal grounds to stop.  Chief Green first acknowledged the Committee for bringing everyone together in one room to discuss the multi-jurisdictional topic.  The then offered whatever LPD resources they can offer to assist.

Mr. Reed acknowledged the Township has been served well by the Sherriff and the Delta Patrol, and they have tried to put a strong emphasis on the Waverly corridor over the last couple years.  They also updated their ordinance five (5) years ago, but would be interested in taking a look at what the City has in form of ordinances. Council Member Wood asked Ms. Hagen to provide Mr. Campbell with the City ordinances on nuisance and gambling. She also offered to be present and bring in others, during any time one of these cases in the court room.

Mr. Campbell asked people to be encouraged to contact Eaton County Sherriff Department when they have complaints.  Council Member Wood recapped past discussions with 911 Dispatch on the different location calls, and stated to Eaton County, Delta Township and Chief Green that the Committee intends to meet with the new 911 Dispatch Director at a future meeting and will invite them as well.

OTHER
Committee Members asked the Chief for any update on the property across from the Metro Bowl south of Jolly.  Chief Green acknowledged he had not updates other than the MSP are investigating it and he will follow back up on what they have to say.  Council Member Wood asked Ms. Hagen and Ms. Bowen to work together on research and potential creation of an ordinance that would address social clubs, options to restrict them or shut them down.  Chief Green suggested that possibly their Crime Analysis could create map of the social clubs.  Council Member Hussain added that the Council also needs to know if a liquor license is required for a BYOB social club.  Ms. Hagen was asked to research that along with if someone brings in their own bottle, or “donates” towards the drink the club serves, what are the options the City can utilize to address these to regulate them.

Council Member Hussain then asked if the OCA could look into the ordinance that the City of Jackson just passed that would require landlords to assist with temporary housing for their tenants if their property has to be evicted due to health and safety concerns.

At this time Council Member Wood recapped the meeting items Council Member Spitzley missed before she arrived.

The Committee meeting will have the LHC discussion at the August 15th meeting.  Council Member Wood noted that at this point the LHC Director has stated he cannot attend, but
Officer Colby and the District Court has been invited. Chief Green stated he would reach out to the LHC Director as well before the meeting, and he too will plan to attend the August 15th meeting.

MINUTES-continued
MOTION BY COUNCIL MEMBER SPITIZLEY TO APPROVE THE MINUTES FROM JULY 22, 2019. MOTION CARRIED 3-0

ADJOURN
Adjourned at 4:20 p.m.
Submitted by Sherrie Boak,
Recording Secretary
Lansing City Council
Approved as presented: _____________________
Intentionally Left Blank
RESOLUTION #2019-215
BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING, MICHIGAN

WHEREAS, pursuant to City Charter, Chapter 3, Section 3-206.1, “The City Council may make investigations into the affairs of the City . . .”; and

WHEREAS, the Public Safety Committee has devoted many hours of time receiving, discussing, and analyzing complaints of public nuisance issues on the record at the property located at 3801 Walton, Lansing Michigan; and

WHEREAS, the Public Safety Committee referred to the City Council that it 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.
March 18, 2019

Dear Mr. Kruger,

The purpose of this letter is to summarize the remedial steps you have agreed to take with respect to 3801 Walton, as committed to at our March 6, 2019 meeting held in the City Attorney conference room. You agreed that the following will occur by March 31, 2019:

- A walk-through of the premises with Councilmember Garza and Chief Building Inspector Steve Swan including an inspection by Mr. Swan
- Provide LPD Officer Jillian Colby a tenant list and update it every six months.
- Continue the eviction process for the two tenants you mentioned during the meeting.
- Install functioning lights on all four corners of the building and arrange for the back light to be repaired.
- Connect three operational surveillance cameras and work with LPD Officer Jillian Colby on placement and to get them registered with SCRAM.
- Arrange for pest control on a monthly basis and ensure access to tenant apartments.
- Continue contact with LPD Officer Jillian Colby.
- Update and file with LPD all No Trespass letters.
- LPD Officer Jillian Colby will arrange for a risk assessment and you will cooperate with her.

Thank you for your cooperation. Please indicate acceptance and agreement below and return in the enclosed self-addressed stamped envelope.

Sincerely,

James D. Smiertka
City Attorney

Accepted and agreed:

Bruce Kruger
#1 Walk thru Steve Swain
Just cosmetic repairs smoke detectors
Smoke Detector DONE immediately

#2 Leases to Jillian

#3 Liquidation Done
1 done April 4th

#4 5 Cameras Installed
Free Total Surveillance

#5 Office still goes every month
Told all tenants to let them in.

#6 Updated all NO trespass with LPD

#7 Called three times to Keisha as Bonn
to arrange risk assessments but
no call back

These have all been done
But #7
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<th>Description</th>
<th>Day</th>
<th>Date</th>
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<td>Thursday</td>
<td>7/26/2018</td>
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<td>18-0158074</td>
<td>SUSPER- suspicious person</td>
<td>Saturday</td>
<td>8/18/2018</td>
</tr>
<tr>
<td>18-0158204</td>
<td>DOMES- domestic assault</td>
<td>Sunday</td>
<td>8/19/2018</td>
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<tr>
<td>18-0160250</td>
<td>ASSAULT- assault complaint</td>
<td>Wednesday</td>
<td>8/22/2018</td>
</tr>
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<td>18-0161549</td>
<td>SUSPER- suspicious person</td>
<td>Thursday</td>
<td>8/23/2018</td>
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<td>18-0164701</td>
<td>WELFAR- check welfare</td>
<td>Monday</td>
<td>8/27/2018</td>
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<td>18-0193227</td>
<td>SHOTS- shots fired</td>
<td>Wednesday</td>
<td>10/3/2018</td>
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<td>DELMSG- deliver message</td>
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<td>11/29/2018</td>
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<td>Tuesday</td>
<td>12/11/2018</td>
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<tr>
<td>18-0247065</td>
<td>WEAPON- incident inv a weapon</td>
<td>Monday</td>
<td>12/17/2018</td>
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<td>19-0000016</td>
<td>SUSSIT- suspicious situation</td>
<td>Tuesday</td>
<td>1/1/2019</td>
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<tr>
<td>19-0002917</td>
<td>FIGHT- fight</td>
<td>Saturday</td>
<td>1/5/2019</td>
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<tr>
<td>19-0004857</td>
<td>BURG- home invasion/B&amp;E</td>
<td>Tuesday</td>
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<td>19-0005218</td>
<td>WELFAR- check welfare</td>
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<td>1/8/2019</td>
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<td>19-0030100</td>
<td>TRESP- trespassing complaint</td>
<td>Friday</td>
<td>2/15/2019</td>
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<td>WELFAR- check welfare</td>
<td>Friday</td>
<td>2/15/2019</td>
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<td>19-0033426</td>
<td>WELFAR- check welfare</td>
<td>Wednesday</td>
<td>2/20/2019</td>
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<tr>
<td>19-0035192</td>
<td>NOISE- noise complaint</td>
<td>Friday</td>
<td>2/22/2019</td>
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<td>19-0035999</td>
<td>FOLLOW- followup</td>
<td>Saturday</td>
<td>2/23/2019</td>
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<td>19-0057475</td>
<td>TRESP- trespassing complaint</td>
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<td>3/27/2019</td>
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<td>Friday</td>
<td>4/5/2019</td>
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<td>WELFAR- check welfare</td>
<td>Monday</td>
<td>4/22/2019</td>
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<td>19-0078187</td>
<td>NEIGHBOR- neighbor complaint</td>
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<td>4/25/2019</td>
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<tr>
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<td>Wednesday</td>
<td>6/19/2019</td>
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<tr>
<td>19-0124748</td>
<td>FIGHT- fight</td>
<td>Sunday</td>
<td>6/30/2019</td>
</tr>
</tbody>
</table>

Date Range Selected: July 21, 2018 through July 20, 2019
These are the items cited:

Lack of smoke detectors throughout units. Owner was directed to install and verify working smoke detectors throughout the building and units immediately.
Return handrails that have been installed.
The new exterior doors installed require levered hardware
The new exterior doors installed shall not swing over step. (needs to change the door swing)
Seal penetrations to mechanical room(old dryer vent)
Repair all nonworking light fixtures in common areas
Draft stop penetrations in units (to access plumbing)
Minor repairs such as loose plumbing fixtures, loose bath vent covers, broken damagea doors and door Jambs, damaged or broken windows.
Investigation should be made at areas in ceiling that are or have appeared to become detached for their structural supports (falling/sagging drywall)
Concerns of electrical outlet and fixture shall be address by an electrician (owner was informed at time of inspection of unit and locations)

I expect to be at the meeting today at 4:30.

Let me know if you have any questions.

Steve
From: Swan, Steve <Steve.Swan@lansingmi.gov>
Sent: Monday, July 22, 2019 10:29 AM
To: Bowen, Mary <Mary.Bowen@lansingmi.gov>
Subject: RE: Inspection Records for 3801 Walton

Mary,

The last action that has not been complied with is a correction notice issued by me on 3/14/19. Joe should have a copy of the correction notice.

The last action taken by Code Compliance was on 7/17/18 that was complied with on 11/2/18.

Please let me know if you have any other questions.

Steve

From: Bowen, Mary <Mary.Bowen@lansingmi.gov>
Sent: Friday, July 19, 2019 4:03 PM
To: Swan, Steve <Steve.Swan@lansingmi.gov>
Subject: Inspection Records for 3801 Walton

Hi Steve,

Thank you for speaking with me on this. The Committee on Public Safety has scheduled a special meeting to discuss 3801 Walton. Can you tell me the date of your most recent inspection and the results of your inspection? Additionally, can you provide me with any recent Building Safety and Code inspections and/or violations?
ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND CHAPTER 404 OF THE LANSING CODIFIED ORDINANCES BY CREATING SECTION 404.13 TO PROVIDE FOR CREATION OF OVERNIGHT STREET PARKING ZONES IN PRIMARILY RESIDENTIAL DISTRICTS; TO PROVIDE FOR HOURS OF USE FOR OVERNIGHT STREET PARKING ZONES; TO PROVIDE FOR APPLICATION, PERMITTING, AND PAYMENT RATES FOR OVERNIGHT STREET PARKING ZONES.

THE CITY OF LANSING ORDAINS:

Section 1. That Chapter 404 of the Lansing Code of Ordinances of the City of Lansing is hereby amended to add Section 404.13 as follows:

404.13 – PERMIT FOR OVERNIGHT STREET PARKING IN PRIMARILY RESIDENTIAL DISTRICTS

OVERNIGHT PERMIT PARKING ZONE REGULATIONS AND RESTRICTIONS, INCLUDING LOCATION, TIME PERIODS, AND OFFICIAL SIGNAGE, SHALL BE ESTABLISHED BY ORDINANCE AND CONFIRMED BY ISSUANCE OF TRAFFIC CONTROL ORDERS IN COMPLIANCE WITH UTC R28.1153 (RULE 153). THE CITY ISSUANCE OF PERMITS FOR OVERNIGHT PARKING ON STREETS SHALL BE IN ACCORDANCE WITH THIS SECTION. A PERSON ISSUED A PERMIT UNDER THIS SECTION SHALL COMPLY WITH ALL THE TERMS, CONDITIONS AND RESTRICTIONS OF THE PERMIT AS PROVIDED IN THIS SECTION.

(A) ADMINISTRATION
PERMITTING FOR THE OVERNIGHT STREET PARKING PROGRAM SHALL BE UNDER THE SUPERVISION AND ADMINISTRATIVE CONTROL OF THE OFFICE OF THE PARKING MANAGER, INCLUDING PREPARATION OF FORMS, RECEIPT OF APPLICATIONS, ISSUANCE OF PERMITS, AND COLLECTION OF FEES. THE PARKING MANAGER SHALL WORK WITH THE PUBLIC SERVICE DEPARTMENT TO FACILITATE TEMPORARY SUSPENSION OF PERMITS AND / OR ACCOMMODATE PARKING DURING SNOW REMOVAL, EMERGENCY OR CONSTRUCTION PURPOSES.

(B) APPLICATION

A PERSON REQUESTING AN OVERNIGHT STREET PARKING PERMIT FOR A MOTOR VEHICLE SHALL FIRST FULLY AND ACCURATELY PROVIDE A COMPLETED CITY APPLICATION FORM AND, UPON REQUEST, SUPPLY THE CITY WITH SUPPORTING SUPPLEMENTAL DOCUMENTATION. THE APPLICATION FORM SHALL REQUIRE AT A MINIMUM THE FOLLOWING INFORMATION:

1. THE NAME OF THE OWNER OR OPERATOR OF THE MOTOR VEHICLE TO BE PERMITTED;

2. THE PRIMARY RESIDENTIAL ADDRESS OF THE OWNER OR OPERATOR OF THE MOTOR VEHICLE;

3. THE EMAIL ADDRESS AND CELL PHONE NUMBER AND/OR LAND LINE PHONE NUMBER OF THE OWNER OR OPERATOR OF THE MOTOR VEHICLE TO BE USED FOR CONTACT IN CASE OF TEMPORARY SUSPENSION FOR SNOW REMOVAL, EMERGENCY OR CONSTRUCTION PURPOSES;
4. THE MOTOR VEHICLE'S MAKE, MODEL, VEHICLE IDENTIFICATION NUMBER, AND LICENSE PLATE REGISTRATION NUMBER;

5. AN EXPLANATION BY THE APPLICANT OF THE NEED TO PARK ON A RESIDENTIAL STREET WITHIN THE ZONE BETWEEN THE HOURS OF 2 A.M. AND 5 A.M.

SUPPORTING SUPPLEMENTAL DOCUMENTATION INCLUDES, BUT IS NOT LIMITED TO:

1. AN EXECUTED LEASE OR OTHER REASONABLE PROOF EVIDENCING THAT THE PERMIT APPLICANT’S PRIMARY RESIDENCE DWELLING UNIT OR ADDRESS IS WITHIN THE ZONE FOR WHICH THE PERMIT IS SOUGHT.

2. THE CURRENT, VALID REGISTRATION FOR THE MOTOR VEHICLE FOR WHICH THE PERMIT IS BEING APPLIED;

   a. IF THE APPLICANT FOR AN OVERNIGHT STREET PARKING PERMIT IS THE OWNER OF THE VEHICLE SOUGHT TO BE REGISTERED AND HIS/HER PERMANENT RESIDENCE IS AT THE ADDRESS FOR WHICH THE PERMIT IS SOUGHT, THEN SAID VEHICLE SHALL BE REGISTERED AT THE PERMANENT ADDRESS AND SHALL HAVE VALID STATE OF MICHIGAN MOTOR VEHICLE PLATES; OR

   b. IF THE APPLICANT FOR AN OVERNIGHT STREET PARKING PERMIT HAS HIS/HER PERMANENT RESIDENCE AT THE ADDRESS FOR WHICH THE PERMIT IS SOUGHT BUT THE
VEHICLE UNDER HIS/HER CONTROL INDICATES ANOTHER ADDRESS OF RESIDENCE FOR THE OWNER OF SAID VEHICLE, THE APPLICANT SHALL BE REQUIRED TO CERTIFY THAT SAID VEHICLE IS KEPT BY THE APPLICANT AND ONLY AT THE ADDRESS FOR WHICH THE PERMIT IS REQUESTED AND THAT IT WILL NOT BE KEPT AT ANY OTHER LOCATION FOR THE DURATION OF THE PERMIT'S VALIDITY.

THE PARKING MANAGER IS NOT REQUIRED TO GRANT A PERMIT TO ANY APPLICANT.

(C) ANNUAL PERMIT

THE ISSUANCE OF AN ANNUAL OVERNIGHT STREET PARKING PERMIT IS SUBJECT TO ALL THE FOLLOWING REQUIREMENTS:

1. THE ANNUAL PERMIT IS VALID ONLY FOR THE MOTOR VEHICLE FOR WHICH IT IS ISSUED;

2. THE ANNUAL PERMIT SHALL DISPLAY THE MOTOR VEHICLE'S LICENSE PLATE NUMBER AND EXPIRATION DATE, AND THE ZONE WHERE THE PERMIT IS VALID;

3. THE ANNUAL PERMIT SHALL BE A STICKER THAT IS NOT EASILY REMOVED, AND MUST BE AFFIXED IN A VISIBLE PLACE ON THE FRONT DRIVER SIDE WINDSHIELD OF THE PERMITTED MOTOR VEHICLE;
4. THE ANNUAL PERMIT IS VALID ONLY WHEN VISIBLY AND PROPERLY
   DISPLAYED ON THE VEHICLE, WHEN PARKED IN THE DESIGNATED
   ZONE WHERE THE RESIDENT LIVES;

5. THE ANNUAL FEE FOR ANY OVERNIGHT STREET PARKING ZONE
   PERMITS SHALL BE SET BY RESOLUTION OF COUNCIL, AND SHALL BE
   FOR THE PERIOD OF JULY 1, UNTIL JUNE 30 OF THE NEXT YEAR;

6. AN ANNUAL PERMIT IS ONLY VALID FOR AS LONG AS THE OWNER OR
   OPERATOR OF THE PERMITTED MOTOR VEHICLE CONTINUES TO
   HAVE AS HIS OR HER PRIMARY RESIDENCE THE ADDRESS THAT IS
   WITHIN THE DESIGNATED OVERNIGHT STREET PERMIT PARKING
   ZONE;

7. THE ANNUAL FEE SHALL BE PAID AT THE BEGINNING OF THE PERMIT
   YEAR OR WHEN THE APPLICATION IS GRANTED, EXCEPT THAT A
   PAYMENT PLAN MAY BE SET UP AT THE DISCRETION OF THE
   PARKING MANAGER;

8. A REPLACEMENT ANNUAL PERMIT MAY BE ISSUED ONLY IF ALL OR
   PART OF THE ORIGINAL PERMIT IS PRODUCED AT THE TIME THAT A
   REPLACEMENT PERMIT IS APPLIED FOR, OR IF PROOF OF THEFT OF
   THE VEHICLE IS DEMONSTRATED TO THE SATISFACTION OF THE
   PARKING MANAGER;

9. THE FEE FOR ANY REPLACEMENT ANNUAL PERMIT SHALL BE SET BY
   RESOLUTION OF CITY COUNCIL.

(D) TEMPORARY PERMIT
TEMPORARY OVERNIGHT STREET PARKING PERMITS MAY BE ISSUED BY THE OFFICE OF THE PARKING MANAGER IF IT IS DETERMINED THAT CAPACITY EXISTS WITHIN THE APPLICANT’S ZONE. TEMPORARY PERMITS FOR PERSONS WHO DO NOT LIVE IN THE APPLICANT’S ZONE, AND THEIR VEHICLES, MUST BE APPLIED FOR BY AN APPLICANT WITHIN THE ZONE WHO IS WILLING TO SPONSOR THE PERSON WHO WILL USE THE TEMPORARY PERMIT. THE ISSUANCE OF A TEMPORARY OVERNIGHT STREET PARKING PERMIT IS SUBJECT TO ALL THE FOLLOWING REQUIREMENTS:

1. THE TEMPORARY PERMIT IS VALID ONLY FOR A PERIOD OF 72 HOURS;
3. THE TEMPORARY PERMIT SHALL BE A HANGTAG WITH ALL RELEVANT INFORMATION FILLED IN PRIOR TO ITS ISSUANCE AND MUST BE HUNG FROM THE REAR VIEW MIRROR OF THE VEHICLE;
4. THE TEMPORARY PERMIT IS VALID ONLY WHEN VISIBLY AND PROPERLY DISPLAYED ON THE VEHICLE, WHEN PARKED IN THE DESIGNATED ZONE WHERE THE APPLICANT LIVES;
5. THE FEE FOR ANY TEMPORARY OVERNIGHT STREET PARKING ZONE PERMITS SHALL BE SET BY RESOLUTION OF COUNCIL, AND MUST BE PAID PRIOR TO ISSUANCE OF THE TEMPORARY PERMIT.

(E) CONDITIONS ON THE PERMIT AND PERMIT HOLDER
THE USE AND VALIDITY OF AN OVERNIGHT STREET PARKING ZONE PERMIT IS SUBJECT TO ALL THE FOLLOWING CONDITIONS:

1. A PERMIT MAY BE USED ONLY IN THE OVERNIGHT STREET PARKING PERMIT ZONE FOR WHICH IT HAS BEEN ISSUED;

2. A PERMIT MAY BE USED ONLY BY THE PERMIT HOLDER TO WHOM IT IS ISSUED;

3. A PERMIT SHALL NOT BE ISSUED FOR RECREATIONAL VEHICLES, MOBILE HOMES, TRAILERS, BOATS, OR MOTOR VEHICLES WITH MORE THAN TWO AXLES;

4. NO MORE THAN ONE ANNUAL PERMIT AND ONE TEMPORARY PERMIT MAY BE GRANTED PER EACH DWELLING OR STRUCTURE [note: a “dwelling” includes an apartment within a “structure”; consider using “residential parcel” if trying to limit proliferation by houses converted to multiunit apartments?]

5. A PERMIT SHALL NOT GUARANTEE OR RESERVE TO THE HOLDER A PARKING SPACE IN THE PERMIT ZONE;

6. A PERMIT SHALL NOT EXEMPT THE HOLDER FROM THE OBSERVANCE OF ANY PARKING OR TRAFFIC REGULATION OR ORDINANCE, OTHER THAN THE SPECIFIED OVERNIGHT PARKING RESTRICTION;

7. THE CITY MAY TEMPORARILY SUSPEND A PERMIT FOR SNOW REMOVAL, EMERGENCY OR CONSTRUCTION PURPOSES;
8. A PERMIT SHALL BE COMPLETELY REMOVED FROM A VEHICLE UPON ITS EXPIRATION OR TERMINATION;

9. A PERMIT HOLDER MAY NOT TRANSFER A PERMIT TO ANY OTHER PERSON OR VEHICLE;

10. IN THE EVENT A VALID ANNUAL PERMIT HOLDER SELLS, TRANSFERS, OR OTHERWISE DISPOSES OF THE MOTOR VEHICLE FOR WHICH A PERMIT IS GRANTED, THE PERMIT SHALL TERMINATE AUTOMATICALLY;

11. AN ANNUAL PERMIT HOLDER WHO DESIRES TO TRANSFER THEIR VALID PERMIT TO A DIFFERENT VEHICLE MUST MAKE A SUPPLEMENTAL APPLICATION TO THE PARKING MANAGER INDICATING THE CHANGE IN VEHICLE, AND MUST TURN IN ALL OR A PART OF THE ORIGINAL PERMIT AS PROOF THAT IT HAS BEEN REMOVED FROM THE MOTOR VEHICLE FOR WHICH THE PERMIT WAS PREVIOUSLY GRANTED;

12. IF A PERMIT HOLDER COMMITS THREE PARKING VIOLATIONS IN THE OVERNIGHT PARKING ZONE FOR WHICH THE PERMIT HAS BEEN ISSUED, THE PERMIT, UPON REVIEW, MAY BE REVOKED BY THE PARKING MANAGER;

13. IF A PERMIT HOLDER VIOLATES ANY OF THE CONDITIONS IN THIS SECTION, THE PERMIT SHALL AUTOMATICALLY BECOME VOID AND BE TERMINATED AND REVOKED WITHOUT NOTICE.

(F) OVERNIGHT STREET PARKING ZONE 1
1. [DESCRIBE THE STREETS IN THE ZONE]

(G) OVERNIGHT STREET PARKING ZONE 2

1. [DESCRIBE THE STREETS IN THE ZONE]

Section 2. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules inconsistent with the provisions hereof are hereby repealed in their entirety and shall be null and void and of no effect.

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.
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 addition 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. Gamble 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. 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.
CODE COMPLIANCE ACTIVITY FEES
(Effective July 1, 2016)

RENTAL HOUSING REGISTRATION

New Registration $400.00
Change of Owner $200.00

RENTAL HOUSING INSPECTIONS

Base fee per building is $215.00 for 1 & 2 family structures; $150.00 for multiple family structures, townhouses or condos plus:

Single Family Dwelling $25.00 per unit
Duplex $25.00 per unit
Townhouses or Condos $25.00 per unit
Multiple Dwellings (per unit cost) $18.00 per unit
No Show Fee $65.00
Appointments made by Certified Mail $35.00
Rental Re-Inspections (2nd, 3rd, & 4th re-inspection) $50.00, $100.00, $150.00

ADMINISTRATIVE SERVICES FEES

LANDLORD FAILURE TO COMPLY NOTICE (follow up) $100.00
ADMINISTRATIVE FEE-FAILURE TO REGISTER RENTAL PROPERTY $150.00
LATE FEE (30 DAYS) RENTAL HOUSING INSPECTION-SINGLE FAMILY $120.00
LATE FEE (60 DAYS) RENTAL HOUSING INSPECTION-SINGLE FAMILY $120.00
LATE FEE (30 DAYS) RENTAL HOUSING INSPECTION-MULTI-FAMILY $75.00
LATE FEE (60 DAY) RENTAL HOUSING INSPECTION-MULTI-FAMILY $150.00

Second Notice Fees

Second and subsequent premise violations (trash, grass and disabled, abandoned motor vehicles) in the same calendar year are subject to an administrative fee of $75.00

Red Tag Monitoring fees

Properties that have been red tagged and required monitoring by the City of Lansing are subjected to a monthly administrative fee of $150.00

Trash and Grass Abatement Fees

This service fee does not include cleanup and mowing costs charged by the contractor $265.00

Emergency Board-up Fees

A residential structure that is found to be open and accessible (not capable of being secured) is considered to be an attractive nuisance and shall be boarded. This service fee does not costs assessed by the contractor for time and materials. $265.00

Demolition Fees

Properties entered into the “Make Safe or Demolish” process that are eventually demolished by the City of Lansing are subject to an administrative fee. This administrative fee is broken down in ½ with the owner being billed $2,000.00 after it leaves the Demolition Board and the following $2,000.00 if an when the city demolishes the property. These figures do not include demolition and removal costs charged by the contractor. $4,000.00
RESOLUTION #2018-246
BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Charter of the City of Lansing requires the Council to adopt an annual statement of Budget Policies and Priorities serving to guide the Administration in developing and presenting the Fiscal Year 2019-2020/2021 Budget; and

WHEREAS, the City Council established the following Mission/Vision and goals; and

The City of Lansing’s mission is to ensure quality of life by:

I. Promoting a vibrant, safe, healthy and inclusive community that provides opportunity for personal and economic growth for residents, businesses and visitors
   a. The City’s diverse economy generates and retains (sustains) high quality stable jobs that strengthen the sales and property tax base and contribute to an exceptional quality of life.
   b. The City is governed in a transparent, efficient, accountable and responsive manner on behalf of all citizens.
   c. The City’s neighborhoods have various resources that allow them to be on a long term viable and appealing basis.
   d. Support economic development initiatives that promote and retain new industries and markets.

II. Securing short and long term financial stability through prudent management of city resources.
   a. Wise stewardship of financial resources results in the City’s ability to meet and exceed service demands and obligations without compromising the ability of future generations to do the same.
   b. Pursue and facilitate shared services regionally that allow for cost savings and revenue enhancement.
   c. Support initiatives that build the City’s property and income tax base.

III. Providing reliable, efficient and quality services that are responsive to the needs of residents and businesses.
   a. The City’s core services and infrastructure are efficiently, effectively and strategically delivered to enable economic development and to maintain citizen’s health, safety and general welfare.

IV. Adopting sustainable practices that protect and enhance our cultural, natural and historical resources.
   a. Seek partnership opportunities with educational and corporate institutions and to maintain and expand our talent base.
   b. Create vibrant places, support events and activities that showcase our waterfront and green spaces.
   c. Raise the level of support for projects and initiatives that showcase local and state history.
V. Facilitating regional collaboration and connecting communities.
   a. The City has a safe efficient and well connected multimodal transportation system that contributes to a high quality of life and is sensitive to surrounding uses.
   b. Seek a balanced distribution of affordable housing in the tri-county region.

WHEREAS, the City Council would like to continue its commitment, if funding is available, to:

- Maintain and improve the City’s infrastructure;
- Preserve and ensure clean, safe, well-maintained housing and neighborhoods;
- Provide comprehensive and affordable recreational programs and youth and family services;
- Explore alternatives for improved efficiency in service and delivery; and

WHEREAS, in considering these Fiscal Year 2019-2020/2021 Budget priorities, the Administration is encouraged to ascertain the feasibility of funding any new programs through either the reduction of spending in existing program areas or the exploration of new funding sources that would assure the sustainability of the program; and

WHEREAS, the Administration was encouraged to supplement, not supplant any existing resources for police, fire and local roads with the General Fund revenues collected under this millage; and

WHEREAS, the Administration is requested to include in its Fiscal Year 2019-2020/2021 Budget, the necessary funding to accomplish all requested plans, studies, evaluations, reviews, report submissions, program assessments, and analyses noted within this resolution below, or alternatively documentation as to why such activities are prohibitively costly; and

WHEREAS, the Lansing City Charter states that the budget proposal due on the fourth Monday in March of each year shall contain “the necessary information for understanding the budget” and how the proposal addresses the priorities proposed by the City Council.

NOW BE IT RESOLVED, that the Lansing City Council, hereby, acknowledges that the City will likely need to adopt, at best, a budget which recognizes the structural changes that are the result of lost revenues and future liabilities, encourages the Administration to prudently develop next year’s budget with the following conditions:

- Protection of public and emergency services.

BE IT FURTHER RESOLVED, that the Administration is requested to review the attached statement of policies and priorities and implement those items that would boost efficiencies to increase productivity or reduce costs, that could replace existing programming, or if funding becomes available, that could be considered as new programming; and
BE IT FURTHER RESOLVED, that the Administration is requested, to the extent practicable, to include non-appropriations clauses and other similar out provisions in existing and future leases, and vendor contracts upon review of City Council; and

NOW THEREFORE BE IT FURTHER RESOLVED that the Administration is requested to develop and provide all plans, studies, evaluations, reviews, report submissions, program assessments, and analyses noted as set forth below in this resolution, or alternatively, documentation as to why such activities were prohibitively costly, by the fourth Monday in March 2019 March 2020.

I. Promoting a vibrant, safe, healthy and inclusive community that provides opportunity for personal and economic growth for residents, businesses and visitors.

   a) The City’s diverse economy generates and retains (sustains) high quality stable jobs that strengthen the sales and property tax base and contribute to an exceptional quality of life

      (1) Economic Development For presentation to City Council beautification standard/expectation and a storm water mitigation plan for all proposed development projects that receive incentives from the City. Such standards should serve as a planning and economic development tool that will enhance property values, create jobs, and revitalize neighborhoods and business areas. These standards and plan should be presented to the City Council.

   b) The City is governed in a transparent efficient accountable and responsive manner on behalf of all citizens.

      (1) A delineation of recommendations of the Financial Health Team, noting which recommendations have been implemented, which are in the FY 2018/2019 2020/2021 proposed Budget, which are planned to be implemented at a future time, and which have been determined not to be implemented at any time. A timetable for future implementation is requested.

      (2) Supplemental Accounting Level Detail. A plan and timeline for the implementation of performance-based budgeting.

      (3) Development and analysis of a cost recovery schedule for City services.

      (4) Development of a return on investment analysis for all proposed changes in City services.
(5) Identification of, and a complete and ongoing analysis of, the City’s structural deficits and the Administration’s plan to eliminate the same.

(6) Incorporate into the proposed Budget a 5-Year projection of revenues and expenditures.

(7) Continue to invest one-time money into Retirement & OPEB obligations and how to increase funding.

(8) Continue to invest one-time money into Infrastructure, including sidewalks.

(9) Continue to invest one-time money into hardware and software investments for City operations.

c) The City’s neighborhoods have various resources that allow them to be long term viable and appealing.

(1) A researched report on surrounding community models for neighborhood organization technical support structure within the City.

(2) Working with the City Attorney and Code Compliance Division to expedite improvements or closure of abandoned, neglected, and burned out houses and commercial buildings by using the International Property Maintenance Code (IPMC) and adopt the latest version of the IPMC from the State of Michigan. Development of aggressive policies to deal with problematic property owners.

(3) Food Access: Together with the City of Lansing Economic Development Corporation development of a plan should increase quality food access throughout the City using all incentives available.

(4) Code Compliance: Assurance that the Code Compliance Department is conducting the appropriate inspections and issuing appropriate fines to ensure the buildings in our City are safe and that we have quality neighborhoods and conduct a study of Code Compliance to determine a level of service for first time inspections and re-inspections assuring the safety of the housing stock for residential and mobile homes.

(5) Further expand down payment assistance programs with employers to encourage employees to live in the City of Lansing, and encourage employment of Lansing Residents.
d) Support economic development initiatives that will promote and retain new industries and markets.

e) Funding through HRCS for a G.E.D. program that targets lower income areas.

II. Securing short and long-term financial stability through prudent management of City resources.

a) Wise stewardship of financial resources results in the City’s ability to meet and exceed service demands and obligations without compromising the ability of future generations to do the same.

(1) Administration is requested to submit the following list of deliverables when they are due per City Charter and State Statue and adhere to them based on these priorities.

(a) Comprehensive Annual Financial Audit (CAFR) annually, no later than December 31st of each year, in accordance with the State Statute.

(b) During the months of October, January and April of each fiscal year, the Director of Finance’s written report showing the control of expenditures. (Charter- Article 7-110)

(c) By September 1st of each fiscal year, a written budget update report so that Council can review their standings on current budget items in preparation for the Council required creation of Budget Policies and Priorities that need to be adopted by October 1, 2019. (Charter- Article 7-102)

(d) No later than the last regular City Council meeting in January of each year, a State of the City report to the City Council and to the public. (Charter- Article 4 -102.4)

(e) The Proposed Budget with annual estimate of all revenues and annual appropriation of expenditures no later than the 4th Monday in March of each year. (Charter – Article 7-101)

(f) A presentation to Council of each department budget in preparation for Council to adopt the Budget Resolution no later than the 3rd Monday in May each year.
b) Pursue and facilitate shared services regionally that allow for cost savings and revenue enhancement.

(1) Pursue partnerships with stakeholders, (intra municipal and intergovernmental), to align services in relation to public services.

(2) Facilities Plan: Submit to the City Council a five and ten-year Master Facilities Plan including school and county facilities that are used for current and future City uses. City Council is also requesting that the Administration continue to work on any delayed maintenance issues with regard to all City Facilities.

c) Support initiatives that build City’s property and income tax base

III. Providing reliable, efficient and quality services that are responsive to the needs of residents and businesses.

a) The City’s core services and infrastructure are efficiently, effectively and strategically delivered to enable economic development and to maintain citizen’s health, safety and general welfare.

(1) Establish funding for two additional Code Compliance Officer as well as an additional support staff to track down property owners that have not scheduled re-inspection and to research properties suspected of being unregistered rentals.

(2) City-wide Emergency Preparedness: Allocation of sufficient funding for the Emergency Management Division to prepare City Employees with appropriate emergency training, continue efforts to prepare the public and neighborhood groups to assist in emergencies, and provide basic search and rescue operations and necessary emergency equipment at key City facilities, and communicate the plan to the Lansing City Council and the public. Updated and continual training should be provided. The Administration shall assist residents in times of unforeseen disasters.

(3) Fire Facilities Maintenance: The Administration is to conduct a study of the maintenance needs of all fire stations and report to City Council an update of the status of the study by the 4th Monday of March. Along with a funding recommendation for short and long-term improvement to these structures.

(4) Regionalism: The Administration should continue with the current regional efforts and look into the possibility of expanding the efforts.
(5) Police-Community Relations: Designate funding to help the Police Department to ensure the improvement of police-community relations. Reaffirming the City’s commitment to equality and freedom for all people regardless of actual or perceived race, sex, religion, ancestry, national origin, color, age, height, weight, student status, marital status, familiar status, housing status, military discharge status, sexual orientation, gender identification or express, mental or physical limitation, and legal source of income.

(6) Crime Prevention: Designate funding to invest in programs for long-term crime prevention strategies.

(7) Allocate Overtime for Problem Solving Area: Designate sufficient funding for overtime for police officers to address problem solving to help certain crime and address quality of life issues.

(8) Community Policing: Continue and increase funding along with searching for grant funds for COPs in neighborhoods with a goal not only to reduce crime but to stabilize the neighborhood over an extended period of time that will help to ensure its ability to rebound.

(9) Establish a Community Policing within the 2nd Ward.

(10) Leadership vacancies: Develop and implement a plan and timeline to fill all funded vacancies and provide a report to City Council.

(11) Front –loading of Police Officers: Continue to front-load Police Officers so that we have officers ready to take the road when officers retire.

(12) Increase street sweeping, especially areas heavily traversed by bikes.

(13) A study to determine the effectiveness of traffic calming and what measures may be successful and funding to implement.

IV. Adopting sustainable practices that protect and enhance our cultural, natural and historical resources.

   a) Seek partnership opportunities with educational and corporate institutions and to maintain and expand our talent base.

   b) Create vibrant places, support events and activities that showcase our waterfront and green spaces.

   (1) Trail/Greenways Encouraging the Parks and Recreation Department to work collaboratively with the Tri-County Planning Commission to
develop/expand our citywide/regional trail system and seek opportunities to reduce expenses in this effort. Additionally, look at the feasibility of connecting the River Trail (through bike lanes/Greenways to Trails) where there is currently no access to the trail.

c) Raise the level of support for projects and initiatives that showcase local and state history.

V. Facilitating regional collaboration and connecting communities

a) The City has a safe efficient and well-connected multimodal transportation system that contributes to a high quality of life and is sensitive to surrounding uses.

(1) Corridor: City Council encourages the Administration continue to develop a plan and report its status to the Lansing City Council that seeks to revitalize and enhance all major corridors that lead into the City.

b) Seek a balanced distribution of affordable housing in the tri-county region.

OPTION TO ADD THE 2019 BOARD OF PUBLIC SERVICE LIST HERE

RESOLVED, recognizing the financial challenges facing the City of Lansing (“City”) and its Public Service Department (“Department”), including the Department’s obligations to comply with numerous mandates, including unfunded mandates, the Lansing Board of Public Service supports the efforts of the Department.

RESOLVED, the Board of Public Service supports and recommends the following budget priorities to the Lansing City Council for consideration with Council’s Budget Policies and Priorities for the Fiscal Year July 1, 2018 – June 30, 2019:

1. General Fund levels should be increased for implementation of the City’s Street System Asset Management Plan, and for additional funding for reconstructing neighborhood streets with a Pavement Surface Evaluation Rating of 4 or lower;

2. Continued implementation of the recommendations in the City’s Complete Streets Ordinance, and funding of the sidewalk gap closure program, sidewalk repairs and right-of-way maintenance and improvement, consistent with keeping safety a priority;

3. Increase funding to update and improve the fleet of city vehicles, with specific priority for the Public Service Department;
4. Continued support for maintaining, keeping current and updating of the City’s Cityworks Asset Management Software, consistent with legal requirements and improved efficiencies, along with other financial considerations;

5. The City should approve a budget to: (i) expand opportunities for multi-family residential and business recycling; and (ii) implement organic waste recovery;

6. Explore the establishment of a Material Recovery Facility (MRF) for the recovery of recyclable commodities; and

7. The Department’s efforts to secure approval for the implementation of the Wet Weather Program, submitted to the Michigan Department of Environmental Quality in 2011.

RESOLVED, as the Department generates savings through improved efficiencies in service delivery and other areas, these savings should be maintained within the Department.