



**OFFICIAL PROCEEDINGS OF  
THE CITY COUNCIL  
CITY OF LANSING  
FEBRUARY 8, 2021**

Via ZOOM Conferencing, Meeting ID 859 4003 6219

The City Council of the City of Lansing met in regular session and was called to order at 7:35 p.m. by President Spadafore

**PRESENT:** Council Members Dunbar (remotely from Lansing, MI), Garza (remotely from Lansing, MI), Hussain (remotely from Lansing, MI), Jackson (remotely from Lansing, MI), Spadafore (remotely from Lansing, MI), Spitzley (remotely from Lansing, MI), Wood (remotely from Lansing, MI)

**ABSENT:** Council Member Betz

A quorum was present.

Council Member Wood and Mayor Schor asked people to remember Olivia Letts, who recently passed away, during the moment of Meditation. Council Member Hussain asked people to keep Meredith Johnson, who recently lost her father and her brother, in their thoughts. The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Spadafore.

**CONSIDERATION OF LATE ITEMS**

By Vice President Hussain

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

Motion Carried by the following roll call vote:

**Yeas:** Council Members Dunbar, Garza, Hussain, Jackson, Spadafore, Spitzley, Wood

**Nays:** None

The following item was added to the agenda:

Censure of Council Member Betz

**COMMENTS BY COUNCIL MEMBERS AND THE CITY CLERK**

Council Member Wood asked the City Attorney to speak about the Resolution for the censure of Council Member Betz.

City Attorney Smiertka explained actions the City Council can take in regards to the late item.

Council Member Spitzley expressed concern about lack of warming centers to Mayor Schor.

Council Member Garza asked Mayor Schor to look into companies not pulling permits for activity that requires permits.

Council Member Jackson echoed Council Member Spitzley's concerns and invited anyone listening to email him to receive his newsletter.

Council Member Dunbar expressed the City's need for more food for the PATH team to assist homeless people.

**SPEAKER REGISTRATION FOR PUBLIC COMMENT ON LEGISLATIVE MATTERS**

City Clerk Swope announced that the public needed to electronically "raise their hand" in order to speak during public comment period.

**MAYOR'S COMMENTS**

Mayor Schor condemned the comments made by Councilmember Betz. Mayor Schor also gave a short review of the State of the City Address. He announced the Neighborhood Grant period has ended and determinations should be made by March, the Snowman Competition will be held February 15, a Snow sledding event will be held at Hawk Island and concluded by expressing gratitude and thanks to the Council for their work.

**PUBLIC COMMENT ON LEGISLATIVE MATTERS**

Danielle spoke on various legislative matters.

Charles Ford spoke in favor of Z-8-2020.

Ash spoke on the late item Censure of Council Member Betz.

Loretta Stanaway spoke on various legislative matters.

Kelsey spoke on various legislative matters.

Nancy Mahlow spoke on the late item Censure of Council Member Betz.

Jenn Tafel spoke on the late item Censure of Council Member Betz.

Tobias Webb spoke on various legislative matters.

Ray Garcia spoke in favor of Z-5-2020

Ken Dagner spoke on the Claim Disposition of the Trash Violation fees at 1416 Vermont St.

Katie Burmeister spoke on various legislative matters.

Kyle spoke on the late item Censure of Council Member Betz.

Mike Lynn spoke on various legislative matters.

Marcy Conder spoke on the late item Censure of Council Member Betz.

Ethan Schmitt spoke on the late item Censure of Council Member Betz.

Jason spoke on the late item Censure of Council Member Betz.

Sam Klahn spoke on the late item Censure of Council Member Betz.

Emily Walkowski spoke on the late item Censure of Council Member Betz.

Emily Heverly spoke on various legislative matters.

Rob Thomas spoke on the late item Censure of Council Member Betz.

CJ Pratt spoke on the late item Censure of Council Member Betz.

Daniel will speak at the latter portion of the public comment.

Noah Walker spoke on the late item Censure of Council Member Betz.

Erica Lynn spoke on the late item Censure of Council Member Betz.

## LEGISLATIVE MATTERS

### ORDINANCES FOR PASSAGE

#### PASSAGE OF ORDINANCE

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

Z-4-2020      220 N. Pennsylvania, Rezoning from "C" Residential District to "DM-4" Residential District

Was read a second time by its title and adopted by the following roll call vote:

Yeas:      Council Members Dunbar, Garza, Hussain, Jackson, Spadafore, Spitzley, Wood

Nays:      None

**ORDINANCE #2623**

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1246.02 OF THE CODE OF ORDINANCES.

The City of Lansing ordains:

Section 1. That the district maps adopted by and incorporated as Section 1246.02 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification of the property described as follows:

Case Number: Z-4-2020

Parcel Number: 33-01-01-15-126-287

Address: 220 N. Pennsylvania Avenue

Legal Descriptions: Part of the North 1/2, Section 15, T4N, R2W, City of Lansing, Ingham County, Michigan, being more particularly described as: Commencing at the North 1/4 corner of Section 15; thence S01°15'05"W, 40.00 feet; thence N88°31'40"W, 335.76 feet along the South line of East Saginaw Street; thence S01°52'00"W, 395.17 feet along the East line of "Jones & Porter's Addition to the City of Lansing", as recorded in Liber 2 of Plats, Page 20, Ingham County Records and the East line of "Fairview Subdivision to the City of Lansing" as recorded in Liber 3 of Plats, Page 46, Ingham County Records; thence N88°32'59"W, 940.21 feet along the South line of said "Fairview Subdivision to the City of Lansing"; thence S01°52'00"W, 942.18 feet along the East line of Pennsylvania Avenue to the Point of Beginning of the following described Parcel; thence N85°29'19"E 7.66 feet; thence S88°24'47"E, 158.60 feet; thence N88°39'04"E, 165.79 feet; thence S00°24'18"E, 35.16 feet; thence 125.62 feet along a 79.58 foot radius curve to the right, said curve having a central angle of 90°26'45" and a chord of S38°39'35"E, 112.98 feet; thence S89°11'28"E, 373.45 feet; thence S01°26'08"W, 268.86 feet; thence S88°41'53"E, 17.71 feet; thence N78°04'10"E, 85.00 feet; thence S88°16'29"E, 359.67 feet to the West line of "Gower's Addition to the City of Lansing", as recorded in Liber 3 of Plats on Page 31, Ingham County Records; thence S01°56'21"W, 239.02 feet along the West line of said "Gower's Addition to the City of Lansing"; thence N88°43'18"W, 552.36 feet; thence S01°17'55"W, 228.76 feet to the North line of Jerome Street; thence N88°44'59"W, 691.62 feet along said North line of Jerome Street to the East line of Pennsylvania Avenue; thence N01°52'00"E, 831.60 feet along the said East line of Pennsylvania Avenue to the Point of Beginning. Containing 15.92 acres, more or less, from "C" Residential district to "DM-4" Residential district.

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

Section 3. This ordinance was duly adopted by the Lansing City Council on February 8, 2021, and a copy is available in the office of the Lansing City Clerk, 9th Floor, City Hall, 124 W. Michigan Avenue, Lansing, MI 48933.

Section 4. This ordinance shall take effect on the 30<sup>th</sup> day after enactment.

#### PASSAGE OF ORDINANCE

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

Z-5-2020: Parcel No. 33-01-05-03-352-431, Northeast corner of E. Miller Road and Orchard Court from "F" Commercial district to "DM-3" Residential district

Was read a second time by its title and adopted by the following roll call vote:

Yeas: Council Members Dunbar, Garza, Hussain, Jackson, Spadafore, Spitzley, Wood

Nays: None

#### ORDINANCE #2624

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1246.02 OF THE CODE OF ORDINANCES.

The City of Lansing ordains:

Section 1. That the district maps adopted by and incorporated as Section 1246.02 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification of the property described as follows:

Case Number: Z-5-2020

Parcel Number: 33-01-05-03-352-431

Location: Northeast corner of E. Miller Road & Orchard Court

Legal Descriptions: Commencing 445.5 feet East of the Southwest corner of Section 3, thence North 238 feet, East 115 feet, South 238 feet, West 115 feet to the point of beginning; Section 3, T3N R2W, from "F" Commercial district to "DM-3" Residential district.

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

Section 3. This ordinance was duly adopted by the Lansing City Council on February 8, 2021, and a copy is available in the office of the Lansing City Clerk, 9th Floor, City Hall, 124 W. Michigan Avenue, Lansing, MI 48933.

Section 4. This ordinance shall take effect on the 30<sup>th</sup> day after enactment.

**PASSAGE OF ORDINANCE**

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

Z-6-2020: 2420, 2432, 2442 & 2506 N. Grand River Avenue from "F" Commercial, "J" Parking, "A" Residential, "D-1" Professional Office and "G-2" Wholesale Districts to "H" Light Industrial District

Was read a second time by its title and adopted by the following roll call vote:

Yeas: Council Members Dunbar, Garza, Hussain, Jackson, Spadafore, Spitzley, Wood

Nays: None

**ORDINANCE #2625**

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1246.02 OF THE CODE OF ORDINANCES.

The City of Lansing ordains:

Section 1. That the district maps adopted by and incorporated as Section 1246.02 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification of the property described as follows:

Case Number: Z-6-2020

Parcel Number's: 33-01-01-05-427-101, 33-01-01-05-427-111, 33-01-01-05-427-121, 33-01-01-05-427-131

Addresses: 2420, 2432, 2442 & 2506 N. Grand River Avenue

Legal Descriptions: Lots 13, 14, 15 & 17, Assessor's Plat No. 57, from F" Commercial, "J" Parking, "A" Residential, "D-1" Professional Office and "G-2" Wholesale to "H" Light Industrial.

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

Section 3. This ordinance was duly adopted by the Lansing City Council on February 8, 2021, and a copy is available in the office of the Lansing City Clerk, 9th Floor, City Hall, 124 W. Michigan Avenue, Lansing, MI 48933.

Section 4. This ordinance shall take effect on the 30<sup>th</sup> day after enactment.

**PASSAGE OF ORDINANCE**

**ORDINANCE FAILED**

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

Z-8-2020: 5400 S. Cedar Street, Rezoning from "F" Commercial & "J" Parking Districts to "G-2" Wholesale District, with conditions

Was read a second time by its title and was not adopted by the following roll call vote:

Yeas: Council Members Jackson, Spadafore

Nays: Council Members Dunbar, Garza, Hussain, Spitzley, Wood

**CONSENT AGENDA**

By Vice President Hussain

To approve all items on the Consent Agenda.

Council Member Jackson asked that item 5 be removed from the Consent Agenda.

The question being adoption of items 6 through 11 on the Consent Agenda

Motion Carried by the following roll call vote:

Yeas: Council Members Dunbar, Garza, Hussain, Jackson, Spadafore, Spitzley, Wood

Nays: None

**RESOLUTION #2021-022**  
BY THE COMMITTEE ON DEVELOPMENT & PLANNING  
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor has made the appointment of Ashlee Willis as a Business Owner member of the Downtown Lansing Inc. Board for a term to expire June 30, 2024; and

WHEREAS, the nominee has been vetted by the Mayor's Office and meets the qualifications as required by the City Charter; and

WHEREAS, the Committee on Development & Planning met on February 2, 2021 and took affirmative action.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the appointment of Ashlee Willis as a Business Owner member of the Downtown Lansing Inc. Board for a term to expire June 30, 2024.

Adopted as part of the Consent Agenda

**RESOLUTION #2021-023**  
BY THE COMMITTEE ON DEVELOPMENT & PLANNING  
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor has made the appointment of Thomas Patrick Morgan as an At Large member of the Planning Board for a term to expire June 30, 2024; and

WHEREAS, the nominee has been vetted by the Mayor's Office and meets the qualifications as required by the City Charter; and

WHEREAS, the Committee on Development & Planning met on February 2, 2021 and took affirmative action.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the appointment of Thomas Patrick Morgan as an At Large member of the Planning Board for a term to expire June 30, 2024.

Adopted as part of the Consent Agenda

**RESOLUTION #2021-024**  
BY THE COMMITTEE ON DEVELOPMENT & PLANNING  
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor has made the appointment of Melissa Jefferies as an At-Large member of the Next Michigan Development Corporation Board for a term to expire April 15, 2022; and

WHEREAS, the nominee has been vetted by the Mayor's Office and meets the qualifications as required by the City Charter; and

WHEREAS, the Committee on Development & Planning met on February 2, 2021 and took affirmative action.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the appointment of Melissa Jefferies as an At-Large member of the Next Michigan Development Corporation Board for a term to expire April 15, 2022.

Adopted as part of the Consent Agenda

**RESOLUTION #2021-025**  
BY THE COMMITTEE ON CITY OPERATIONS  
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made the reappointment of Molly Korn, a member of the Potter Park Zoo Board for a term to expire December 31, 2023; and

WHEREAS, the nominee has been vetted by the Mayor's Office and meets the qualifications as required by the City Charter; and

WHEREAS, the Committee on City Operations met on February 3, 2021 and took affirmative action.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the reappointment of Molly Korn, a member of the Potter Park Zoo Board for a term to expire December 31, 2023.

Adopted as part of the Consent Agenda

**RESOLUTION #2021-026**  
BY THE COMMITTEE ON CITY OPERATIONS

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor has made the appointment of Nate Scramlin as an At-Large member of the Parks Board for a term to expire June 30, 2021; and

WHEREAS, the nominee has been vetted by the Mayor’s Office and meets the qualifications as required by the City Charter; and

WHEREAS, the Committee on City Operations met on February 3, 2021 and took affirmative action.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the appointment of Nate Scramlin as an At-Large member of the Parks Board for a term to expire June 30, 2021.

Adopted as part of the Consent Agenda

**RESOLUTION #2021-027**

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

WHEREAS, the Mayor has made the appointment Matthew Lantzy as a member of the Capitol Region Airport Authority Board for a term to expire September 30, 2024; and

WHEREAS, the nominee has been vetted by the Mayor’s Office and meets the qualifications as required by the City Charter; and

WHEREAS, the Committee of the Whole met on February 8, 2021 and took affirmative action.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the appointment of Matthew Lantzy as a City of Lansing member of the Capital Region Airport Authority Board for a term to expire September 30, 2024.

Adopted as part of the Consent Agenda

**RESOLUTIONS**

**RESOLUTION #2021-028**

BY COUNCIL MEMBERS BETZ, DUNBAR, GARZA, HUSSAIN, JACKSON, SPADAFORE, SPITZLEY AND WOOD  
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the City of Lansing would like to recognize that direct care workers and home care workers are an integral part of the Lansing economy and community; and

WHEREAS, direct support professionals build close relationships with patients and families as well as assist individuals with disabilities by helping them make person-centered choices that lead to meaningful lives; and

WHEREAS, home care workers enable families to keep loved ones an our most vulnerable at home, as well as offering a wide range of professional services and duties to patients, families and customers; and

WHEREAS, all communities have a role in making sure individuals with disabilities have opportunities through the connections of their families, friends and communities fostered by home care workers to avoid more costly institutional care; and

WHEREAS, there is a documented critical and increasing shortage of direct support professionals trough out the United States and the State of Michigan;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council recognizes February 15<sup>th</sup> to honor direct and home care workers living in or working in Lansing for their commitment to providing important service to people with disabilities in our city and advocate for their living wages, benefits and opportunities for advancement so they can continue to provide the highest quality of support for their patients.

By Council Member Jackson

Motion Carried by the following roll call vote:

Yeas: Council Members Dunbar, Garza, Hussain, Jackson, Spadafore, Spitzley, Wood

Nays: None

**RESOLUTION #2021-029**

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

WHEREAS, recent social media posts and media coverage have disclosed text exchanges between City Councilmember Brandon Betz and citizens of Lansing; and

WHEREAS, the text exchanges include inflammatory and unbecoming statements from Councilmember Betz to citizens of Lansing; and

WHEREAS, the statements of Councilmember Betz do not reflect the professionalism expected of City Council members; and

WHEREAS, City Council speaks through official action, including censure; and

WHEREAS, censure is defined as the formal resolution of a legislative, administrative, or other body reprimanding a person for specified conduct; and

THEREFORE, BE IT RESOLVED, that the statements of Councilmember Betz do not reflect the values and beliefs of City Council, and, such statements do not speak for City Council; and

BE IT FURTHER RESOLVED, that the conduct of Brandon Betz is unbecoming of a member of City Council, is contrary to City Council traditions, and such conduct is hereby condemned; and

BE IT FURTHER RESOLVED, upon recommendation of the Lansing City Council, that President Peter Spadafore remove Councilmember Brandon Betz from his Committee assignments and remove him from positions representing the City to external agencies and organizations.

BE IT FINALLY RESOLVED, that this Council strongly suggests to Councilmember Betz that he consider resigning from the Lansing City Council.

By Vice President Hussain to adopt the resolution

By Council Member Wood to amend the resolution by inserting after the final clause "BE IT FINALLY RESOLVED, that this Council strongly suggests to Councilmember Betz that he consider resigning from the Lansing City Council."

Motion Carried by the following roll call vote:

Yeas: Council Members Dunbar, Garza, Hussain, Jackson, Spadafore, Spitzley, Wood

Nays: None

The question being adoption of the resolution as amended.

Motion carried by the following roll call vote:

Yeas: Council Members Dunbar, Garza, Hussain, Jackson, Spadafore, Spitzley, Wood

Nays: None

**RESOLUTION #2021-030**

BY THE COMMITTEE ON PUBLIC SAFETY  
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor has made the appointment of Samuel Brewster as the 2<sup>nd</sup> Ward member of the Police Board of Commissioners for a term to expire December 31, 2024; and

WHEREAS, the nominee has been vetted by the Mayor's Office and meets the qualifications as required by the City Charter; and

WHEREAS, the Committee on Public Safety met on January 28, 2021 and took affirmative action.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the appointment of Samuel Brewster as the 2<sup>nd</sup> Ward member of the Police Board of Commissioners for a term to expire December 31, 2024.

By Council Member Garza

Motion Carried by the following roll call vote:

Yeas: Council Members Garza, Hussain, Spadafore, Spitzley, Wood

Nays: Council Members Dunbar, Jackson

**RESOLUTION #2021-031**

BY THE COMMITTEE ON CITY OPERATIONS  
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Nicholas Dagner with his guardian Kenneth Dagner sought to eliminate a special assessment of \$490.00 for trash and debris removal fees, associated penalties and interest, on the property tax bill for 1416 Vermont Avenue (ID #33-01-01-10-182-021); and

WHEREAS, upon filing a claim to the Committee on City Operations, the Committee met on February 3, 2021 and denied the claim in the amount of \$490.00.

THEREFORE, BE IT RESOLVED, the City Council, hereby denies the claim in the amount of \$490.00 for trash and debris removal fees, associated penalties and interest on the property tax bill for 1416 Vermont Avenue (Tax ID #33-01-01-10-182-021).

BE IT FURTHER RESOLVED, that the City Attorney shall take the appropriate steps to process this claim.

By Council Member Dunbar

Motion Carried by the following roll call vote:

Yeas: Council Members Dunbar, Garza, Hussain, Spadafore, Spitzley, Wood

Nays: Council Member Jackson

**RESOLUTION #2021-032**

BY THE COMMITTEE ON CITY OPERATIONS  
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, a public hearing was held on January 25, 2021, in consideration of the request by the City of Lansing Public Service Department, for issuance of a waiver of the noise ordinance on Saturdays from 8:00 AM to 7:00 PM for up to 10 consecutive weeks between April 19 and September 3, 2021; and

WHEREAS, this construction project requires the complete closure of Miller Road for an extended period of time to complete the work; and

WHEREAS, for the duration of the construction project estimated to be up to a consecutive 10 week period between April 19 and September 3, 2021, the Public Service Department requests a waiver of the noise ordinance on Saturdays from 8:00 AM to 7:00 PM in order to allow flexibility for the contractor to complete the work and minimize the time of the complete road closure; and

WHEREAS, no substantive written or verbal comments in opposition to this noise waiver were received from anyone within the project area at the public hearing or during the public comment period.

NOW THEREFORE BE IT RESOLVED that the City Council grant a waiver of the noise ordinance, for construction noise on Miller Road between Pennsylvania Avenue and Aurelius Road, on Saturdays and Sundays from 8:00 AM to 7:00 PM for up to 12 consecutive weeks between Mid-April and Mid-October, 2021.

By Council Member Dunbar

Motion Carried by the following roll call vote:

Yeas: Council Members Dunbar, Garza, Hussain, Jackson, Spadafore, Spitzley, Wood

Nays: None

**RESOLUTION #2021-033**

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

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, March 8, 2021, at 7 p.m. The meeting will be conducted remotely via Zoom Conferencing at <https://us02web.zoom.us/j/85940036219> or by dialing 312-626-6799 using meeting ID: 859 4003 6219

SLU-5-2020: 727 Sparrow Avenue, Special Land Use Permit, Community Center & Residential Care Facility

For more information, please call Lansing City Council at 517-483-4177. Written comments can be emailed to [city.clerk@lansingmi.gov](mailto:city.clerk@lansingmi.gov) or sent by regular mail to the City Clerk's Office, 124 W. Michigan Avenue, 9<sup>th</sup> Floor, City Hall, Lansing, MI 48933. Comments will be accepted if received by 5 p.m., Monday, March 8, 2021.

By Council Member Spitzley

Motion Carried by the following roll call vote:

Yeas: Council Members Dunbar, Garza, Hussain, Jackson, Spadafore, Spitzley, Wood

Nays: None

**RESOLUTION #2021-034**

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

WHEREAS, the City of Lansing's Department of Neighborhoods & Citizen Engagement / Office of Financial Empowerment was awarded an FEC Expert City stipend of \$10,000 by Cities for Financial Empowerment;

WHEREAS, these dollars will be used to cover DNCE staff time and/or other expenses incurred while providing technical assistance to Richmond County, VA and Washtenaw County, MI in launching their Financial Empowerment Centers;



WHEREAS, the award for \$10,000 does not require a local match;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council approves acceptance of the Cities for Financial Empowerment grant in the total amount of \$10,000 for the grant period beginning September 15, 2020 and ending May 31, 2021.

BE IT FINALLY RESOLVED, the Administration is authorized to create appropriate accounts and to make the necessary operating transfers for the expenditure and control of the balance of the grant funds.

By Council Member Wood

Motion Carried by the following roll call vote:

Yeas: Council Members Dunbar, Garza, Hussain, Jackson, Spadafore, Spitzley, Wood

Nays: None

**RESOLUTION #2021-035**  
 BY THE COMMITTEE ON WAYS & MEANS  
 RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, fees for services are to be approved by Lansing City Council; and

WHEREAS, the administration is submitting fees for consideration and approval for bicycle lockers which will begin operation prior to the new fiscal year; and

WHEREAS, the Public Service Department desires to offer these services at fees that recover a portion of the costs of providing these lockers; and

WHEREAS, the new fees proposed are to compensate the Public Service Department for operating and maintaining the lockers and administering the mobile application for use of the lockers.

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council approves the fee schedule for bike locker rentals as stated below, effective on the date of passage of this resolution.

BICYCLE LOCKER RENTAL PROPOSED FEES:

Daily (calendar day)	\$1.00
Weekly (7 days)	\$5.00
Monthly (up to 31 days, depending on month)	\$12.00

By Council Member Wood

Motion Carried by the following roll call vote:

Yeas: Council Members Dunbar, Garza, Hussain, Jackson, Spadafore, Spitzley, Wood

Nays: None

**RESOLUTION #2021-036**  
 BY THE COMMITTEE ON WAYS AND MEANS  
 RESOLVED BY THE CITY OF LANSING CITY COUNCIL

WHEREAS, the Public Service Department of the City of Lansing received a Conditional Commitment letter from the Michigan Department of Transportation of our selection to receive a Federal Transportation Alternatives Program (TAP) grant totaling up to \$192,799 in federal funds for the Forest Road/Collins Road non-motorized project (JN 207037); and

WHEREAS, the local match is 20% up to \$48,195 of the total estimated TAP project cost of \$240,994; and

WHEREAS, the grant is for the Construction of a non-motorized pathway along Forest Road between US-127 and Harrison Road; and

WHEREAS, the TAP funds will be programmed with CMAQ funding with a total phase budget of \$400,120; and

WHEREAS, the federal CMAQ funding is \$320,099 and local match is 20% up to \$80,025; and

WHEREAS, the TAP and CMAQ funded project will be constructed and bid with the Collins Road Project (JN 211718); and

WHEREAS, the Collins Road project includes a mix of non-motorized off and on road facilities as well as pavement rehabilitation along Collins/Forest Road between Harrison Road and Duncel Road; and

WHEREAS, the Collins Road project utilizes STU and HIPU funding with a total phase cost of \$937,500; and

WHEREAS, the federal STU and HIPU funding is \$750,000 and local match is 20% up to \$187,500; and

WHEREAS, the total project cost for both JN 207037 and JN 211718 is \$1,578,594; and

WHEREAS, the total federal funding is \$1,262,898 and local match is 20% up to \$315,696; and

WHEREAS, the JN 207037 and JN 211718 will be coordinated with a \$1,700,000 MEDC state legislative funding project; and

WHEREAS, the MEDC funding will be used for reconstruction of the Forest Road and Collins Road intersection, approaches to the intersection and construction of non-motorized elements adjacent the intersection and approaches; and

WHEREAS, the MEDC funding does not require local match; and

WHEREAS, the Public Service Department is requesting acceptance of the TAP grant; and

WHEREAS, the proposed enhancements are identified in the Non-Motorized Transportation Plan; and

WHEREAS, the proposed enhancements are identified in the Tri-County Regional Planning Commission's Transportation Improvement Program; and

WHEREAS, the City of Lansing recognizes the importance of the continued maintenance of these and other enhancements and has committed to implementing a maintenance plan/program over the design life of the facility constructed with TAP funding and has budgeted sufficient monies to ensure the continued maintenance of the enhancements; and

WHEREAS, Mitch Whisler, Interim Transportation Engineer for the Public Service Department, will act as the agent on behalf of the Forest Road/Collins Road non-motorized project; and

WHEREAS, the Administration and the City Council recognize the importance and need for safe, alternate modes of transportation for all users;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, approves acceptance of the Transportation Alternatives Program grant for the purposes of funding of non-motorized improvements to Forest Road between US-127 and Harrison Road.

BE IT FINALLY RESOLVED, the Administration is authorized to receive the funds, create the necessary accounts, and make necessary transfers for administration in accordance with the requirements of the grantor.

By Council Member Wood

Motion Carried by the following roll call vote:

Yeas: Council Members Dunbar, Garza, Hussain, Jackson, Spadafore, Spitzley, Wood

Nays: None

**RESOLUTION #2021-037**

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

WHEREAS, fees for services are to be approved by Lansing City Council; and

WHEREAS, administration is submitting fees for consideration and approval for Lifetime Sports League Team Registration fees which will begin prior to the new fiscal year; and

WHEREAS, the Parks and Recreation Department desires to continue a program of recreational adult softball available to residents of Lansing and non-residents of Lansing; and

WHEREAS, the Parks and Recreation Department desires to offer these services at fees that recover and rebuild the loss of revenue due to COVID-19; and

WHEREAS, the new fees proposed are to offer a discount for a 10-day early registration fee to entice softball teams and players to return to the Department of Parks and Recreation and offset the losses from 2020; and

WHEREAS, after the 10-day early registration period the current approve fee will apply;

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council approves the fee schedule as stated below in this resolution, effective on the date of passage of this resolution for Recreation Equipment and Services:

BE IT FINALLY RESOLVED, the proposed fees are as follows:

LIFETIME SPORTS EARLY REGISTRATION PROPOSED FEES:

<u>Program</u>	<u>Current Fee</u>	<u>Proposed 10-Day Early Fee</u>
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Adult Softball Team Fee Before and After Date for Registration	\$325.00	\$225.00
Adult Softball Team Fee Class Ball Before and After Date for Registration	\$260.00	\$160.00
Adult Softball Team Fee Recreation Before and After Date for Registration	\$240.00	\$140.00

By Council Member Wood

Motion Carried by the following roll call vote:

Yeas: Council Members Dunbar, Garza, Hussain, Jackson, Spadafore, Spitzley, Wood

Nays: None

**RESOLUTION #2021-038**

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

That the following remaining balances as of June 30, 2020 (and June 30, 2019 for Human Service Agencies) be reappropriated in Fiscal Year 2020/2021 as indicated:

<u>Appropriation</u>	<u>Description</u>	<u>Unencumbered</u>	
<b><u>GENERAL FUND</u></b>			
General Fund	Use Of Fund Balance	\$707,584	
Fire Operating	EOC Upgrades	133,700	
Police Operating	Safety Doors - Ops Center 1st Floor	25,000	
Human Service Agencies	Human Services Discretionary	287,382	(1)
Human Service Agencies	Grant Match Fund	20,000	(1)
Human Service Agencies	Community Problem Solving	7,642	(1)
Human Service Agencies	Community Mental Health	25,000	(1)
Human Service Agencies	Community Mental Health Board	4,000	(1)
Human Service Agencies	Youth RFP 14-19	22,340	(1)
Human Service Agencies	S Side Comm Dev Assoc	10,000	(1)
Human Service Agencies	Kids Cafe After School Nutrition	48,780	(1)
Human Service Agencies	MSU PAS	40,000	(1)
Human Service Agencies	Epic Northside Youth Programs	18,500	(1)
Human Service Agencies	Chronic Homeless Outreach	22,966	(1)
Human Service Agencies	Project Homeless Connect	42,274	(1)
<b>General Fund Total</b>		<b><u>\$707,584</u></b>	

(1) Restricted funds that are required to be carried forward per ordinance provisions

By Council Member Wood

Motion Carried by the following roll call vote:

Yeas: Council Members Dunbar, Garza, Hussain, Jackson, Spadafore, Spitzley, Wood

Nays: None

## ORDINANCES FOR INTRODUCTION

### INTRODUCTION OF ORDINANCE

The following ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by providing for the rezoning of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the Code for property located at:

Z-9-2020: 3534 and 3538 W. Jolly Road from "CUP" Community Unit Plan to "DM-1" Residential district

was introduced by the Committee on Development & Planning, read a first time by its title and referred to the Committee on Development and Planning

#### **RESOLUTION #2021-039**

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

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, March 8, 2021 at 7 p.m via Zoom as found on the agenda for the purpose of approving and/or opposing the Ordinance for rezoning:

Z-9-2020: 3534 and 3538 W. Jolly Road from "CUP" Community Unit Plan to "DM-1" Residential district

By Council Member Spitzley

Motion Carried by the following roll call vote:

Yeas: Council Members Dunbar, Garza, Hussain, Jackson, Spadafore, Spitzley, Wood

Nays: None

### INTRODUCTION OF ORDINANCE

Council Member Dunbar introduced:

An Ordinance of the City of Lansing, Michigan, to amend the Lansing Codified Ordinances by amending Chapter 608, Section 608.04, to allow for consumption of alcoholic beverages on public property located in social districts established in conformity with state liquor control laws and to clarify that, if a state license or permit is obtained, alcoholic beverages may be consumed in a designated public area.

The Ordinance is referred to the Committee on City Operations

#### **RESOLUTION #2021-040**

RESOLUTION SETTING PUBLIC HEARING  
BY CITY COUNCIL

Resolved by the City Council of the City of Lansing that a public hearing be set for February 22, 2021 at 7 p.m. in Tony Benavides Lansing City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, to amend the Lansing Codified Ordinances by amending Chapter 608, Section 608.04, to allow for consumption of alcoholic beverages on public property located in social districts established in conformity with state liquor control laws and to clarify that, if a state license or permit is obtained, alcoholic beverages may be consumed in a designated public area.

BE IT FURTHER RESOLVED, due to COVID-19, the public hearing may be held electronically in accordance with the amended Open Meetings Act, as amended an effort to protect the health and safety of the public. Members of the public wishing to participate in the meeting may do so by logging into or calling into the meetings using the website or phone number and Meeting ID provided on the February 22, 2021 meeting agenda.

By Council Member Dunbar

Motion Carried by the following roll call vote:

Yeas: Council Members Dunbar, Garza, Hussain, Jackson, Spadafore, Spitzley, Wood

Nays: None

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

City Clerk Swope announced that the public needed to electronically "raise their hand" in order to speak during public comment period.

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

By Vice President Hussain that all items be considered as being read in full and that President Spadafore make the appropriate referrals

Motion Carried by the following roll call vote:

Yeas: Council Members Dunbar, Garza, Hussain, Jackson, Spadafore, Spitzley, Wood

Nays: None

• Reports from City Officers, Boards and Commissions:

Letter(s) from the City Clerk re:

24. Minutes of Boards and Commissions placed on file in the Clerk's Office  
PLACED ON FILE

25. General Fund Status Report – FY 2021 2nd Quarter  
REFERRED TO THE COMMITTEE OF THE WHOLE

26. Lansing City Employment Vacancy Report  
REFERRED TO THE COMMITTEE OF THE WHOLE

Letter(s) from the Mayor re:

27. Donation Acceptance; Francine Dye Living Trust (PEND-2269)  
REFERRED TO THE COMMITTEE ON WAYS AND MEANS

28. 2020 Justice Assistance Grant (PEND-2268)  
REFERRED TO THE COMMITTEE ON WAYS AND MEANS

29. Bylaws; South Martin Luther King Jr. Boulevard Corridor Improvement Authority (PEND-2270)  
REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

30. Appointment; Yvette Collins As a City of Lansing Member of the Capitol Region Airport Authority Board for a term to expire September 30, 2024 (PEND-2276)  
REFERRED TO THE COMMITTEE ON CITY OPERATIONS

31. Act-1-2021; Acquisition of Easements for Road & Non-motorized improvements for Forest Road & Collins Road (PEND-2278)  
REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

32. Grant Acceptance; Michigan State Housing Development Authority (MSHDA) Emergency Rental Assistance Grant for the Department of Human Relations and Community Services (HRCS)  
REFERRED TO THE COMMITTEE ON WAYS AND MEANS

Item(s) from Council Member Jackson

33. An Ordinance to repeal Chapter 680, Section 680.06, a criminal misdemeanor prohibiting borrowing money from a student at any school (PEND-2321)  
REFERRED TO THE COMMITTEE ON EQUITY DIVERSITY AND INCLUSION

34. An Ordinance to repeal Chapter 664, Section 644.01(b), a criminal misdemeanor that no person shall disturb the public peace and quiet by loud or boisterous conduct (PEND-2309)  
REFERRED TO THE COMMITTEE ON EQUITY DIVERSITY AND INCLUSION

35. An ordinance to repeal Chapter 644, Section 644.01(c), a criminal misdemeanor prohibiting profane, obscene or offensive language directed at or in the presence of another person, which language causes or would tend to cause an immediate breach of the peace (PEND-2311)  
REFERRED TO THE COMMITTEE ON EQUITY DIVERSITY AND INCLUSION

36. An Ordinance to repeal Chapter 644, Section 644.02, a criminal misdemeanor that no person shall disturb, without lawful authority, any public assembly or meeting of persons (PEND-2313)  
REFERRED TO THE COMMITTEE ON EQUITY DIVERSITY AND INCLUSION

37. An Ordinance to repeal Chapter 688, Section 688.05, a criminal misdemeanor that no person shall climb, peel, cut, deface, remove, injure or destroy any tree, in any street, highway, park or grassplot of the city (PEND-2325)

## REFERRED TO THE COMMITTEE ON EQUITY DIVERSITY AND INCLUSION

38. An Ordinance to repeal Chapter 688, Section 688.07, a criminal misdemeanor that no person shall bring animals, vehicles or bicycles onto any park or onto any grassplot in any street or deface the grounds of vegetation therein (PEND-2327)

## REFERRED TO THE COMMITTEE ON EQUITY DIVERSITY AND INCLUSION

39. An Ordinance to repeal Chapter 696, Section 696.02, a criminal misdemeanor that no person shall carry any firearm, air rifle, bow and arrow, slingshot, crossbow or other dangerous weapon in any public place, subject to exceptions (PEND-2329)

## REFERRED TO THE COMMITTEE ON EQUITY DIVERSITY AND INCLUSION

40. An Ordinance to repeal Chapter 680, Section 680.03, a criminal misdemeanor prohibiting using profane language in a building or on any property adjacent to any building in the city occupied as public, private, or parochial school (PEND-2319)

## REFERRED TO THE COMMITTEE ON EQUITY DIVERSITY AND INCLUSION

41. An Ordinance to repeal Chapter 658, Section 658.06, a criminal misdemeanor providing that no person shall beg in any public place or go door-to-door requesting donations for personal gain (PEND-2307)

## REFERRED TO THE COMMITTEE ON EQUITY DIVERSITY AND INCLUSION

42. An Ordinance to repeal Chapter 622, Section 622.01, a criminal misdemeanor prohibiting drug paraphernalia (PEND-2283)

## REFERRED TO THE COMMITTEE ON EQUITY DIVERSITY AND INCLUSION

43. An Ordinance to repeal Chapter 630, Section 630.12, a criminal misdemeanor prohibiting loitering in places where controlled substances or drug paraphernalia is sold, used, etc. (PEND-2285)

## REFERRED TO THE COMMITTEE ON EQUITY DIVERSITY AND INCLUSION

44. An Ordinance to repeal Chapter 630, Section 630.14, a criminal misdemeanor prohibiting loitering in places where prostitution or solicitation for lewd conduct occurs (PEND-2289)

## REFERRED TO THE COMMITTEE ON EQUITY DIVERSITY AND INCLUSION

45. An Ordinance to repeal Chapter 650, Section 650.04, a criminal misdemeanor prohibiting playing in the streets (PEND-2292)

## REFERRED TO THE COMMITTEE ON EQUITY DIVERSITY AND INCLUSION

46. An Ordinance to repeal Chapter 650, Section 650.05, a criminal misdemeanor regulating parental responsibility (PEND-2295)

## REFERRED TO THE COMMITTEE ON EQUITY DIVERSITY AND INCLUSION

47. An Ordinance to repeal Chapter 656, Section 656.04, a criminal misdemeanor prohibiting bicycles in Riverfront Park during an organized event (PEND-2298)

## REFERRED TO THE COMMITTEE ON EQUITY DIVERSITY AND INCLUSION

48. An Ordinance to repeal Chapter 656, Section 656.05, a criminal misdemeanor prohibiting persons in closed parks (PEND-2300)

## REFERRED TO THE COMMITTEE ON EQUITY DIVERSITY AND INCLUSION

49. An Ordinance to repeal Chapter 658, Section 658.03, a criminal misdemeanor prohibiting annoying persons (PEND-2302)

## REFERRED TO THE COMMITTEE ON EQUITY DIVERSITY AND INCLUSION

50. An Ordinance repeal Chapter 622, Section 622.01, a criminal misdemeanor regulate drug paraphernalia.

## REFERRED TO THE COMMITTEE ON EQUITY DIVERSITY AND INCLUSION

- Communications and Petitions, and Other City Related Matters:

51. Communication from the Neighbors of Scott Woods Association with recommendations on upgrades to the Scott Woods Park  
PLACED ON FILE AND REFERRED TO PARKS BOARD

52. Communication from the Greater Lansing Association of Realtors in support of Form-Based Zoning Code  
PLACED ON FILE

53. Communication from Lauren Whaley about protecting the community from violent policing  
PLACED ON FILE

**MOTION OF EXCUSED ABSENCE**

By Council Member Jackson to excuse Council Member Betz from tonight's proceedings.

Motion Failed by the following roll call vote:

Yeas: Council Members Hussain, Jackson, Spadafore

Nays: Council Members Dunbar, Garza, Spitzley, Wood

**REMARKS BY COUNCIL MEMBERS**

President Spadafore announced that closed captioning on Council meetings is available Zoom and City TV.

**PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS**

Kerby Rials spoke on the items from Council Member Jackson.

Ash spoke on various City matters.

Pete Hochstedler spoke in support of An Ordinance to repeal Chapter 622, Section 622.01, a criminal misdemeanor prohibiting drug paraphernalia and An Ordinance to repeal Chapter 630, Section 630.12, a criminal misdemeanor prohibiting loitering in places where controlled substances or drug paraphernalia is sold, used, etc.

Charles Ford spoke on various City matters.

Deb Parrish spoke on various City matters.

Kyle spoke on various City matters.

Linda Appling spoke on various City matters.

Leah Fitch spoke on various City matters.

Ethan Schmidt spoke on various City matters.

Erica Lynn spoke on various City matters.

Tobias Webb spoke on various City matters.

Mike Lynn, Jr. spoke on various City matters.

**ADJOURNED TIME 11:19 P.M.**

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**CHRIS SWOPE, CITY CLERK**