



**OFFICIAL PROCEEDINGS OF  
THE CITY COUNCIL  
CITY OF LANSING  
MARCH 11, 2019**

will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

City Council Chambers  
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:15 p.m. by President Wood

PRESENT: Council Members Dunbar, Garza, Hussain, Jackson, Spadafore, Spitzley, Washington, Wood

ABSENT: None

President Wood asked people to remember Rita Klein and Jon Miles, both of whom recently passed away, during the moment of Meditation. The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Wood.

**APPROVAL OF PRINTED COUNCIL PROCEEDINGS**

By Vice President Spadafore

To approve the printed Council Proceedings of February 25, 2019

Motion Carried

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

Council Member Washington thanked people for coming to her Constituent Contact meeting and provided details for both the upcoming fundraiser for the Eastside Neighborhood Organization and the Caesar Chavez scholarship event.

Council Member Jackson mentioned both the upcoming 4<sup>th</sup> Ward Constituent Contact meeting and the Intergovernmental Relations Committee meeting.

Council Member Spitzley mentioned a previous fundraiser at the Bread House Church.

Vice President Spadafore thanked people for attending his Constituent Contact Meeting and provided details for the next meeting.

Council Member Garza thanked people for coming to his Constituent Contact meeting.

President Wood provided details about the Caesar Chavez Scholarship event.

City Clerk Swope provided details about an upcoming Special election, absentee ballots, and the deadline to apply to be on the ballot for City Council seats.

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

City Clerk Swope announced that the public comment registration form(s) for those intending to address Council on legislative matters

**MAYOR'S COMMENTS**

Mayor Schor spoke about upcoming citizen engagement opportunities, reminded people of employment opportunities available online, and congratulated Pastor Bishop Milton.

**SHOW CAUSE HEARINGS**

1. In consideration of Orders to Make Safe or Demolish; 3815 Marion (PEND-761)
2. In consideration of Orders to Make Safe or Demolish; 4704 Hughes Road (PEND-762)
3. In consideration of Orders to Make Safe or Demolish; 434 S. Francis (PEND-763)

- Comment on Scheduled Show Cause Hearings:

Aileen Ruth Wilkins spoke about her property at 3815 Marion.

David Wilkins spoke about the property at 3815 Marion.

Bob Hart spoke about the show cause hearing for 4704 Hughes Road

**REFERRAL OF SHOW CAUSE HEARINGS**

1. In consideration of Orders to Make Safe or Demolish; 3815 Marion (PEND-761)

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

2. In consideration of Orders to Make Safe or Demolish; 4704 Hughes Road (PEND-762)

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

3. In consideration of Orders to Make Safe or Demolish; 434 S. Francis (PEND-763)

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

**PUBLIC COMMENT ON LEGISLATIVE MATTERS**

Rawley Van Fossen spoke about the Walnut Street and Ferris Manor apartments.

Robert Ovalle spoke about electric scooters.

Loretta Stanaway expressed concerns about the Brownfield plan.

**LEGISLATIVE MATTERS**

**CONSENT AGENDA**

Vice President Spadafore asked that all items be removed from the Consent Agenda.

There were no items remaining on the Consent Agenda.

**RESOLUTIONS**

**RESOLUTION #2019-061**

BY THE COMMITTEE ON GENERAL SERVICES  
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made the appointment of Thomas J. Bucholz, 914 Oneida Woods Trail, Grand Ledge, MI 48837 as a Business Owner Member of the Downtown Lansing, Inc. Board for a term to expire June 30, 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 General Services met on February 25, 2019 and took affirmative action.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the appointment of Thomas J. Bucholz, 914 Oneida Woods Trail, Grand Ledge, MI 48837 as a Business Owner Member of the Downtown Lansing, Inc. Board for a term to expire June 30, 2022.

By Council Member Washington

Motion Carried

City Clerk Swope administered the Oath of Office to Thomas (T.J.) Bucholz.

**RESOLUTION #2019-062**

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING  
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING  
RESOLUTION APPROVING PROJECT PLAN  
(Pablo's Mexican Restaurant, LLC - REO Town Project)

WHEREAS, the Lansing Economic Development Corporation (LEDC) Board of Directors has identified REO Town Lansing as a major economic development project investment area; and

WHEREAS, in an effort to foster business development, expansion and renovation of properties within and surrounding the project investment areas, the LEDC has initiated a Business Financing Assistance Program and believes this project has a significant impact on the REO Town District; and

WHEREAS, this Business Financing Assistance Program will utilize a portion of the LEDC's capital to make funds available for financing this project; and

WHEREAS, Pablo's Mexican Restaurant - REO Town Project has made application with the LEDC for a business loan for building renovations, operational licenses, and inventory necessary to open a restaurant at the property located at 1102 S. Washington Avenue and W. Elm Street, Lansing and legally described as:

Parcel #1: 1102 S WASHINGTON AVE, LANSING, MI 48910  
Parcel Number: 33-01-01-21-178-040  
N 1/2 LOT 1 & E 46 FT OF N 1/2 LOT 2 BLOCK 195 ORIG PLAT,  
CITY OF LANSING, INGHAM COUNTY, MICHIGAN

Parcel #2: W ELM ST, LANSING, MI 48910  
Parcel Number: 33-01-01-21-178-030  
E 4 FT OF W 20 FT OF N 82.5 FT LOT 2 BLOCK 195 ORIG  
PLAT, CITY OF LANSING, INGHAM COUNTY, MICHIGAN

Parcel #3: W ELM ST, LANSING, MI 48910  
Parcel Number: 33-01-01-21-178-021  
COM S LINE ELM ST 49 FT E OF NE COR LOT 4, TH E 33 FT,  
S 82.5 FT, W 33 FT, N 82.5 FT TO BEG; BLOCK 195 ORIG  
PLAT, CITY OF LANSING, INGHAM COUNTY, MICHIGAN

Parcel #4: W ELM ST, LANSING, MI 48910

Parcel Number: 33-01-01-21-178-011  
E 43 FT OF W 49 FT OF N 1/2 LOT 3 BLOCK 195 ORIG PLAT,  
CITY OF LANSING, INGHAM COUNTY, MICHIGAN

WHEREAS, the Project will result in new private investment of approximately \$461,667; and

WHEREAS, Section 8 of Act No. 338 of the Michigan Public Acts of 1974, as amended (the Act), requires that before the LEDC acquires an interest in property or incurs obligations for a specific project, the corporation shall prepare a project plan, conduct a public hearing on the matter and secure the recommendations of the local governing body; and

WHEREAS, the LEDC has prepared a Project Plan for the Pablo's Mexican Restaurant - REO Town Project (Project Plan), submitted it to Council and placed it on file in the office of the City Clerk in accordance with the Act; and

WHEREAS, at such hearing held on the 25<sup>th</sup> day of February, 2019, the fullest opportunity was given for expression of opinion, for arguments on the merits, and for introduction of documentary evidence pertinent to the Project Plan, and further, this City Council has given due consideration to all communications received in writing with reference thereto; and

WHEREAS, the City Council desires to express its approval of said Project Plan;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, approves the Pablo's Mexican Restaurant - REO Town Project Plan submitted by the LEDC after determining the following:

- a. The Project Plan meets the requirements set forth in Section 8 of the Act.
- b. The persons who will be active in the management of the Project for not less than one year after the approval of the Project Plan have sufficient ability and experience to manage the plan properly.
- c. The proposed method of financing the Project is feasible and the LEDC has the ability to arrange the financing of a not to exceed loan in the amount of \$143,100.00 to complete building renovation, obtain operational licenses, and purchase inventory necessary to open a restaurant at the property.
- d. The Project is reasonable and necessary to carry out the purpose of the Act.

BE IT FURTHER RESOLVED that the LEDC is hereby authorized to proceed with the Project and the financing thereof.

BE IT FINALLY RESOLVED that the City Clerk is hereby requested to provide three certified copies of this resolution to the LEDC.

By Council Member Hussain

Motion Carried

**RESOLUTION #2019-063**

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING  
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING  
RESOLUTION APPROVING AMENDED BROWNFIELD PLAN #62  
OLIVER TOWERS BROWNFIELD REDEVELOPMENT PROJECT

WHEREAS, the Brownfield Redevelopment Authority (the 'Authority') of the City of Lansing, pursuant to and in accordance with the provisions of the Brownfield Redevelopment Financing Act, Public Act, Public Act 381 of 1996, as amended, (the 'Act') has prepared a

Brownfield Plan, submitted to Council and placed on file in the office of City Clerk, LBRA Amended Brownfield Plan #62 – Oliver Towers Brownfield Redevelopment Project (the 'Plan'); and

WHEREAS, a public hearing was held by the Lansing City Council on November 19, 2018 and at least 10 days before the public hearing the taxing jurisdictions were provided notice to be fully informed about the fiscal and economic implications of the proposed Plan and given a reasonable opportunity to express their views and recommendations regarding the Plan in accordance with Section 13 (10) and 14(1) of the Act; and

WHEREAS, the Lansing City Council, before and during its public hearing on February 11, 2019 reviewed testimony and evidence regarding the Plan, and found that:

1. the Plan provides for the reimbursement of costs attributable to eligible activities to the developer and the Authority,
2. the Project includes, in addition to the eligible activities identified in the Plan, the redevelopment of the property,
3. the Project may result in new private investment of approximately \$14,700,000,
4. the Plan provides for the capture of property tax increment revenues due to the private investment on the site, and devotes them to repaying the Authority for its costs associated with eligible activities it performs, and to repaying the developer for their costs associated with eligible activities they perform, in accordance with the Plan,

WHEREAS, the Authority Board of Directors, at its meeting on December 7, 2018, unanimously recommended approval of the Plan, for this Project;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, after having duly considered the Plan, finds it is in compliance with the provisions of the Act and further finds:

- The Plan constitutes a public purpose under the Act;
- The Plan meets all of the requirements for a Brownfield Plan set forth in Section 13 of the Act;
- The proposed method of financing the costs of the eligible activities, as described in the Plan, is feasible and the Authority has the ability to arrange the financing;
- The costs of the eligible activities proposed in the Plan are reasonable and necessary to carry out the purposes of the Act; and
- The amount of the captured taxable value estimated to result from the adoption of the Plan is reasonable.

IT IS FINALLY RESOLVED that the Lansing City Council hereby approves the 'Amended Brownfield Plan #62 – Oliver Towers Brownfield Redevelopment Project'.

By Council Member Hussain

Motion Carried

**RESOLUTION #2019-064**

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING  
 RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING  
 RESOLUTION TO SET A PUBLIC HEARING FOR  
 BROWNFIELD PLAN #72  
 RED CEDAR DEVELOPMENT PROJECT

WHEREAS, the Lansing Brownfield Redevelopment Authority has prepared and forwarded an approved Brownfield Plan pursuant to and in accordance with the provisions of the Brownfield Redevelopment Financing Act, Public Act 381 of 1996, as amended, for property commonly referred to as 203 S. Clippert Street located in the City of Lansing; and

WHEREAS, prior to Council's action on this request, it is necessary to hold a public hearing on the Plan, to allow for any resident, taxpayer or ad valorem taxing unit the right to appear and be heard;

WHEREAS, maps, plats, and a description of the brownfield plan are available for public inspection at the Lansing Economic Area Partnership, 1000 South Washington, Suite 201, Lansing, MI 48910, and that all aspects of the brownfield plan are open for discussion at the public hearing.

NOW, THEREFORE, BE IT RESOLVED that a public hearing be held in the City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing, Michigan, on March 25, 2019 at 7:00 p.m. on Brownfield Plan #72 – Red Cedar Development Project under the Brownfield Redevelopment Financing Act, for property more particularly described as:

Part of Lots 6, 15, 17, and Outlot "A", also vacated portion of Church Street, part of vacated Cooper Street, part of vacated Olin Avenue and vacated portion of Reniger Court (platted as Fredrick Street), Supervisor's Plat No. 1 as recorded in Liber 12 of Plats, Page 27, Ingham County Records; also part of the plat of Riverside as recorded in Liber 3 of Plats, Page 25, Ingham County Records; also part of the "Plat of the Subdivision of all that part of the Southeast quarter of Section 14 and all of that part of Section 23 lying North of the Cedar River" according to the True Copy of the Original recorded June 13th, 1856; also part of the Southwest 1/4 of Section 13 and part of the Southeast 1/4 of Section 14, T4N, R2W, City of Lansing, Ingham County, Michigan, all being more particularly described as follows; Commencing at the West 1/4 corner of Section 13 also being the East 1/4 corner of Section 14, T4N, R2W; thence S00°33'40"W, 119.50 feet along the West line of Section 13 and the East line of Section 14 to the South line of Michigan Avenue and the North line of Lot 19 of Supervisor's Plat No. 1; thence S89°49'55"W, 1.85 feet along the South line of Michigan Avenue to the Northwest corner of Supervisor's Plat No. 1 and the Point of Beginning of following described parcel; thence S00°44'26"W (platted as South), 540.51 feet along the West line of Supervisor's Plat No. 1 to the Southwest corner of Lot 23; thence S89°58'26"E (platted as N89°15"E), 182.60 feet along the South line of Lot 23 and its Easterly extension; thence N00°22'22"W, 100.00 feet along the West line of the East 1/2 of vacated Olin Avenue; thence S89°58'26"E, 998.91 feet along the North line of the South 100 feet of the East 1/2 of vacated Olin Avenue, the North line of the South 100 feet of Lot 17, the North line of the South 100 feet of vacated Cooper Street, the North line of the South 100 feet of Lot 15, the North line of the South 100 feet of vacated portion of Reniger Court (platted as Fredrick Street) and the North line of the South 100 feet of Lot 6 to the East line of Lot 6; thence S00°15'20"E, 50.00 feet along the East line of Lot 6; thence N89°49'17"E, 330.21 feet to the East line of Supervisor's Plat No. 1; thence S00°16'54"E (platted as S01°09"E), 690.78 feet to the Northerly floodway limit of the Red Cedar River; thence along said floodway limit, the following thirty (30) courses:

- 1) N46°10'15"W, 15.48 feet;
- 2) N56°47'13"W, 30.48 feet;
- 3) N55°43'09"W, 66.24 feet;
- 4) N65°03'09"W, 93.92 feet;
- 5) N64°01'30"W, 216.39 feet;
- 6) N70°25'57"W, 74.47 feet;
- 7) N61°25'31"W, 56.19 feet;
- 8) N60°47'42"W, 67.03 feet;
- 9) N57°32'05"W, 71.96 feet;
- 10) N65°20'26"W, 16.79 feet;
- 11) N57°44'47"W, 53.83 feet;

- 12) N73°17'40"W, 35.93 feet;
- 13) N86°48'53"W, 39.97 feet;
- 14) S86°37'02"W, 46.11 feet;
- 15) S84°50'08"W, 84.32 feet;
- 16) S82°06'51"W, 75.07 feet;
- 17) S86°19'27"W, 52.44 feet;
- 18) S88°21'50"W, 138.94 feet;
- 19) N77°32'06"W, 66.35 feet;
- 20) N78°22'00"W, 73.45 feet;
- 21) N83°02'49"W, 104.05 feet;
- 22) N80°18'41"W, 104.78 feet;
- 23) N81°25'50"W, 29.98 feet to the West line of Section 13;
- 24) continuing N81°25'50"W, 63.00 feet;
- 25) N84°40'04"W, 94.88 feet;
- 26) N84°12'26"W, 174.71 feet;
- 27) N86°42'58"W, 153.92 feet;
- 28) N87°08'16"W, 100.89 feet;
- 29) West, 119.66 feet;
- 30) S82°46'50"W, 89.82 feet;

thence N53°29'47"W, 224.96 feet; thence S89°26'11"W, 305.00 feet to a point which as 24.75 feet East of the West line of the East 1/2 of the Southeast 1/4 of Section 14, according to the plat of Urbandale as recorded in Liber 4 of Plats, Page 49, Ingham County Records; thence N00°30'13"E, 608.40 feet parallel with said West line to the South right-of-way line of Michigan Avenue; thence S89°51'10"E, 1279.97 feet along the South right-of-way line of Michigan Avenue to the Point of Beginning. Contains 35.57 acres, more or less.

and that the City Clerk cause notice of such hearing to be published twice in a publication of general circulation, no less than 10 days or more than 40 days prior to the date of the public hearing, and that the City Clerk also cause the legislative body of each taxing unit levying ad valorem taxes on this property, to be notified of Brownfield Plan #72 – Red Cedar Development Project and the scheduled public hearing.

By Council Member Hussain

Motion Carried

**RESOLUTION #2019-065**

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

WHEREAS, on February 25, 2019 the City Council approved Resolution 2019-060 to set the required public hearing for the rezoning of the property at 5400 S. Cedar Street for March 25, 2019; and

WHEREAS, the applicant U-Haul of Western Michigan/AMERICO Real Estate requested a delay of the hearing for 60 days after March 25, 2019.

THEREFORE, BE IT RESOLVED the City Council of the City of Lansing will set a new public hearing date of Monday, May 20, 2019, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan for the purpose of approving and/or opposing the Ordinance for rezoning:

- Z-8-2018: 5400 S. Cedar Street, Rezoning from "F" Commercial & "J" Parking Districts to "G-2" Wholesale District

By Council Member Hussain

Motion Carried

**RESOLUTION #2019-066**

BY THE COMMITTEE ON GENERAL SERVICES  
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Amin Fallahi, sought to eliminate a special assessment of \$767.00 for trash removal fees, and all associated penalties and interest, on the property tax bill for 539 Avon Street (Tax ID #33-01-01-21-430-140); and

WHEREAS, upon filing a claim to the Committee on General Services, the Committee met on February 25, 2019 and denied the claim in the amount of \$767.00.

THEREFORE, BE IT RESOLVED, that the City Council, hereby, denies the claim in the amount of \$767.00 for trash removal fees, and all associated penalties and interest on the property tax bill for 539 Avon Street (Tax ID #33-01-01-21-430-140).

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

By Council Member Washington

Motion Carried

**RESOLUTION #2019-067**

BY THE COMMITTEE ON GENERAL SERVICES  
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Steven W. Hanks sought to eliminate a special assessment of \$1,824.00 for trash removal fees, and all associated penalties and interest, on the property tax bill for 4614 Ballard Rd. (Tax ID #33-01-01-31-404-131); and

WHEREAS, upon filing a claim to the Committee on General Services, the Committee met on February 25, 2019 and denied the claim in the amount of \$1,824.00.

THEREFORE, BE IT RESOLVED, that the City Council, hereby, denies the claim in the amount of \$1,824.00 for trash removal fees, and all associated penalties and interest on the property tax bill for 4614 Ballard Rd. (Tax ID #33-01-01-31-404-131).

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

By Council Member Washington

Motion Carried

**RESOLUTION #2019-068**

BY THE COMMITTEE ON GENERAL SERVICES  
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Vonda Gilliam sought to eliminate a special assessment of \$668.00 for furniture removal fees, and all associated penalties and interest, on the property tax bill for 909 Ferley Street (Tax ID #33-01-05-05-276-171); and

WHEREAS, upon filing a claim to the Committee on General Services, the Committee met on February 25, 2019 and denied the claim in the amount of \$668.00.

THEREFORE, BE IT RESOLVED, that the City Council, hereby, denies the claim in the amount of \$668.00 for the furniture removal fees, and all associated penalties and interest on the property tax bill for 909 Ferley Street (Tax ID #33-01-05-05-276-171).

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

By Council Member Washington

Motion Carried with Council Members Dunbar and Jackson voting

“nay.”

**RESOLUTION #2019-069**

BY THE COMMITTEE ON PUBLIC SERVICES  
 RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING  
 GLENBURNE GRASS & TRASH ASSESSMENT ROLL SUMMER  
 2019

WHEREAS, the City of Lansing has reviewed the proposed special assessment boundaries by Resolution 2017-047; and

WHEREAS, the City of Lansing has reviewed the services provided within those boundaries and the cost incurred between May 22, 2018 and November 5, 2018, by the City totals \$29,638.00; and

NOW, THEREFORE, BE IT RESOLVED, that the Glenburne Commons special assessment district is hereby confirmed by City Council to include all of the parcels within these subdivisions, excluding unoccupied units:

- Glenburne Subdivision
- Glenburne Subdivision No. 2
- Glenburne Subdivision No. 3
- Glenburne Subdivision No. 4
- Glenburne Subdivision No. 5
- Part of the North ½ and South East ¼ of Section 36, T4N, R3W
- City of Lansing, Eaton County, Michigan

BE IT FURTHER RESOLVED, that the Glenburne Commons improvement be supported by a special assessment of improvement costs against the properties which are especially benefitted as follows: \$65.72 per occupied parcel for the 2018 maintenance costs;

BE IT FURTHER RESOLVED, that the cost and expense of plans and assessments incidental to this preparation of the assessment and the roll, and for providing notices shall be included in the expense of the assessment;

BE IT FURTHER RESOLVED, that the Glenburne Commons assessment roll No. GB-2018, compiled by the City Assessor is attached and incorporated herein, and, presented and accepted by City Council with this resolution;

BE IT FURTHER RESOLVED, that a public hearing be held at 7:00 p.m. on Monday, March 25, 2019 in the City Council Chamber, 10<sup>th</sup> Floor, City Hall, Lansing, Michigan to consider the establishment of the Glenburne Commons District Special Assessment Roll;

BE IT FINALLY RESOLVED, that notice to the affected owners of the properties in said district be given in accordance with Chapter 1026 of the Lansing Code of Ordinances.

By Vice President Spadafore

Motion Carried

**RESOLUTION #2019-070**

BY THE COMMITTEE ON GENERAL SERVICES  
 RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Craig Skinner sought to eliminate a special assessment of \$4,500.00 for trash removal fees, and all associated penalties and interest, on the property tax bill for 1001 Hillsdale (Tax ID #33-01-01-17-480-251); and

WHEREAS, upon filing a claim to the Committee on General Services, the Committee met on February 25, 2019 and denied the claim in the amount of \$4,500.00.

THEREFORE, BE IT RESOLVED, that the City Council, hereby, denies the claim in the amount of \$4,500.00 for the trash removal fees, and all associated penalties and interest on the property tax bill for 1001 Hillsdale (Tax ID #33-01-01-17-480-251).

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

By Council Member Washington

Motion Carried

**RESOLUTION #2019-071**

BY THE COMMITTEE ON INTERGOVERNMENTAL RELATIONS  
 RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the following FY2018/2019 transfer be approved:

\$2,500.00 from City Council Temporary Help-Contractual	1012101.743050
\$2,500.00 from City Council Equipment	1012101-977000
\$5,000.00 to Public Service Contractual Services	1014603.743000

WHEREAS, to provide funds towards Phase 1 of the City of Lansing Climate Action Planning Project. With the assistance of Commons Logics, LLC the following items will be performed under Phase 1:

- The Phase 1 will focus on the City's infrastructure and operations. This will include meetings with City staff to finalize goals, objectives, identify data needs and availability and confirm the project schedule. This project scope will include data collection and analysis creating a gap analysis for data needs, identify data available and compare data required to achieve future phases; and
- The assessments in this phase will determine sustainability of projects/activities already in action and the corresponding level of impact. This will allow the assessment of internal change management and communication needs for the plan. The plan will identify potential funding sources to assist with implementation and evaluation of the plan progress; and
- The Climate Action Planning Project will identify opportunities for immediate implementation, set short term goals, and develop the Climate Action Plan to establish a GHG baseline, sources to assist in implementing and monitoring the plan, short term goals and other recommendations.

NOW THEREFORE BE IT RESOLVED, the City of Lansing City Council will authorize a transfer of \$2,500 from City Council Temporary Help-Contractual and \$2,500 from City Council Equipment to Public Service Contractual Services for the Phase 1 of the Lansing Climate Action Planning Project, with the understanding that the balance of the contract shall be paid for from the Public Service Department.

BE IT FURTHER RESOLVED, the contractor, Commons Logics, LLC through the Committee on Intergovernmental Relations will provide the deliverables to include the final report summarizing all data, findings and recommended next steps for implementation and subsequent phases no later than October 1, 2019.

By Council Member Jackson

Motion Carried

**RESOLUTION #2019-072**

BY THE COMMITTEE OF THE WHOLE

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Department of Human Relations and Community Services (HRCS) was renewed as the Collaborative Applicant for the Continuum of Care for the Lansing, East Lansing, Ingham County area, to the Michigan State Housing Development Authority (MSHDA) under the 2018-2019 Emergency Solutions Grant Notice of Funding Availability (NOFA) process; and

WHEREAS, the HRCS is planning to manage the Emergency Services Grant (ESG) and apply for any available new funding for at least the following agencies: Child and Family Charities - Gateway Division, Haven House, Advent House Ministries, Loaves and Fishes Ministries, Mid-Michigan Recovery Services, Holy Cross Services, and the HRCS-HMIS and Grant Administration funds. This is a one-year renewal to support the existing Continuum of Care initiatives; and

WHEREAS, the HRCSD will manage the MSHDA funds for an amount at least \$453,579 total; and

WHEREAS, MSHDA is not requiring any cash and/or in-kind match for the 2018-2019 MSHDA NOFA;

NOW, THEREFORE, BE IT RESOLVED the City of Lansing, Michigan, accepts the terms of the grant renewal as stipulated by MSHDA and the City of Lansing does hereby specifically agree, but not by way of limitation, as follows:

1. That the administration is authorized to create appropriate accounts and transfer necessary funds to administer and monitor the grants and to appropriate such additional funds as shall be necessary to complete the project subject to the City Council transfer policies.
2. To maintain satisfactory financial accounts, documents, and records to make them available to MSHDA for auditing at reasonable times.
3. To implement the project and provide such funds, services, and materials as may be necessary to satisfy the terms of said Agreements.
4. To authorize the Mayor of the City of Lansing or designee to be the local authorized representative to sign documents in behalf of the City of Lansing.
5. To comply with any and all terms of said MSHDA agreements, including all terms not specifically set forth in the foregoing portion of this resolution.

By Council Member Spitzley

Motion Carried

**RESOLUTION #2019-073**

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

WHEREAS, in November 2014, the Ingham County electorate approved a countywide trails and parks millage level of 50/100 (.50) of one mill to be used for the purpose of creating and maintaining a county system of recreational trails and adjacent parks trail system, which may incorporate trails or parks created by local units of government, including Lansing’s River Trail, and may acquire rights of way to connect and extend existing trails; and

WHEREAS, the Ingham County Board of Commissioners Resolution #18-257 approved a fourth round of applications that would address new construction as identified as regional priority corridors in figure 24 of the Ingham County Trails and Parks Comprehensive Report, and special projects (including blue ways) as well as repairs, rehabilitation, and long-term maintenance projects; and

WHEREAS, the Parks & Recreation Department of the City of Lansing received approval from the Ingham County Board of Commissioners for up to \$2,034,026 in trails and parks millage funding; and

WHEREAS, the funding will be used for seven (7) projects within the trail system within the City of Lansing as follows;

Trail connect – Cambridge to Frances Park	\$400,030.00
Volunteer Trail Ambassador/Coordinator	\$15,000.00
Bridges (#13, 14, 15, 18 and 31)	\$1,618,996.00

And

WHEREAS, the Parks and Recreation Department is requesting acceptance of the Ingham County trails and parks millage funding; 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 facilities and has budgeted specific monies to ensure the continued maintenance of the enhancements; and

WHEREAS, the Administration and the City Council recognize the importance and need for safe recreation and non-motorized transportation facilities;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, approves acceptance of the Ingham County parks and trails millage funding.

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

By Council Member Spitzley

Motion Carried

**RESOLUTION #2019-074**

City of Lansing  
Counties of Ingham and Eaton, State of Michigan

RESOLUTION REGARDING REFUNDING OF TAX INCREMENT  
FINANCE AUTHORITY BONDS

WHEREAS, the Tax Increment Finance Authority of Lansing (the “TIFA”) established by the City under the provisions of Act 450, Public Acts of Michigan, 1980, as amended (the “TIFA Act”) has previously issued its 1994 Development and Refunding Bond (Limited Tax General Obligation) in the original aggregate principal amount of \$25,108,133.20 (the “1994 Bond”); and

WHEREAS, pursuant to the provisions of the TIFA Act, the TIFA has previously issued its 2009 Refunding Bonds (Limited Tax General Obligation) (Federally Taxable) in the original aggregate principal amount of \$10,410,265.70 (the “2009 Bonds,” and collectively with the 1994 Bond, the “Prior TIFA Bonds”) for the purpose of refunding the 1994 Bond; and

WHEREAS, the TIFA proposes to refund a portion of the 2009 Bonds through issuance of Refunding Bonds (Limited Tax General Obligation) in one or more series in an original aggregate principal amount not-to-exceed \$8,500,000 (the “TIFA Refunding Bonds”) in order to reduce the TIFA’s annual debt service costs; and

WHEREAS, the TIFA Act has been amended to permit a TIFA to issue a qualified refunding obligation if the TIFA refunds a bond, which is refunding bond that is an other protected obligation issued as a capital appreciation bond delivered to the Michigan Municipal Bond Authority

on December 21, 1994, or bonds, such as the 2009 Bonds, issued to refund that bond.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. TIFA Refunding Bonds. The City hereby irrevocably pledges its full faith and credit for the payment of the TIFA Refunding Bonds. If at any time the Tax Increment Revenues are insufficient to pay the principal of and interest on the Bonds as the same become due, the City, upon notification by the TIFA, shall as a first budget obligation advance from its general funds an amount to pay said principal and interest, or in the event of insufficiency of the City's general funds, levy ad valorem taxes on all taxable property within the boundaries of the City in an amount to pay said principal and interest, provided that such tax levy shall be within applicable constitutional, statutory and charter tax rate limitations.

The City acknowledges that the City's underwriter of the TIFA Refunding Bonds has advised that under current market conditions, the refunding will produce net present value savings.

2. Official Statement and Continuing Disclosure. The City hereby agrees to co-operate with the TIFA in preparation of preliminary and final official statements or other marketing circular describing the TIFA Refunding Bonds (collectively, the "Refunding Bonds"), and in any application for bond ratings and municipal bond insurance. The City hereby agrees to enter into a Continuing Disclosure Undertaking Agreement in order to enable the underwriters of the Refunding Bonds to comply with the requirements of Rule 15c2-12 promulgated by the Securities and Exchange Commission.

3. Other Actions. The Mayor and City Clerk, Finance Director, Chief Operating Officer and any other officers, administrators, agents and attorneys of the TIFA are authorized and directed to execute and deliver all other agreements, documents and certificates and to take all other actions necessary or convenient to complete the issuance, sale, and delivery of the Refunding Bonds in accordance with this Resolution. The Finance Director or any other officer of the City is hereby authorized to request any approvals or waivers from the Michigan Department of Treasury in support of requests filed by the TIFA in connection with the issuance of the Refunding Bonds.

4. Conflicting Resolutions. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution are hereby rescinded.

By Vice President Spadafore

Motion Carried

**RESOLUTION #2019-075**

City of Lansing  
Counties of Ingham and Eaton, State of Michigan

**RESOLUTION AUTHORIZING ISSUANCE AND SALE OF GENERAL OBLIGATION REFUNDING BONDS (LIMITED TAX)**

**A RESOLUTION TO APPROVE:**

- Net Present Value Savings through issuing Bonds to refund the
- Limited Tax General Obligation Capital Improvement Bonds, Series 2009;
- Continued pledge of City's full faith and credit for payment of the 2019 Bonds;
- Finance Director to sell Bonds within parameters of this Resolution without further Council action.

WHEREAS, the City of Lansing (the "City") has previously issued its Limited Tax General Obligation Capital Improvement Bonds, Series 2009 (Taxable Build America Bonds – Direct Payment) (the "Prior

Bonds") for the purpose of paying costs of improvements to the City's sanitary sewer system and transportation system, and related streetscape improvements (the "Project"); and

WHEREAS, PFM Financial Advisors LLC (the "Municipal Advisor") has advised the City that it may be able to accomplish a net savings of debt service costs by current refunding all or a portion of the Prior Bonds; and

WHEREAS, Act 34, Public Acts of Michigan, 2001, as amended ("Act 34") permits the City to issue refunding bonds for the purpose of refunding part of the funded indebtedness of the City, if the refunding would result in net present value savings; and

WHEREAS, the City Council wishes to authorize the Finance Director (the "Finance Director") to sell and deliver and receive payment for the proposed issue of bonds without the necessity of the City Council taking further action.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Bond Details. If, upon the advice of the Municipal Advisor, refunding all or a portion of the Prior Bonds would accomplish a net savings of debt service costs, then Bonds of the City designated as the GENERAL OBLIGATION REFUNDING BONDS (LIMITED TAX), SERIES 2019 (the "Bonds") shall be issued in the aggregate principal amount of not to exceed Seventeen Million Dollars (\$17,000,000), as finally determined by the Finance Director at the time of sale of the Bonds, for the purpose of refunding all or a portion of the Prior Bonds, including payment of legal, financial and other expenses incident thereto.

The Bonds shall mature as serial bonds or term bonds on the dates and in the amounts as shall be determined by the Finance Director at the time of sale of the Bonds. The Bonds shall bear interest at a rate or rates to be determined at the time of sale of the Bonds, but in any event not exceeding the interest rate provided in this resolution.

The Bonds shall consist of bonds registered as to principal and interest of the denominations of any multiple of \$5,000 not exceeding for each maturity the maximum principal amount of the Bonds of that maturity, and numbered consecutively in order of registration or transfer. Principal of and interest on the Bonds will be payable in the manner set forth in the form of Bond shown in this resolution; provided that the date of determination of the registered owner for purposes of payment of interest may be changed by the City to conform to market practice in the future.

The Finance Director is hereby authorized and directed to designate as bond registrar, paying agent and transfer agent (the "Transfer Agent"), a bank or trust company located in the State of Michigan and qualified to carry out such duties under the laws of the State of Michigan. The City may designate a new Transfer Agent by notice mailed to the registered owner of each of the Bonds at such time outstanding not less than sixty (60) days prior to an interest payment date. The Finance Director is hereby authorized to execute an agreement with the Transfer Agent on behalf of the City.

The Bonds may be issued in book-entry only form through The Depository Trust Company in New York, New York ("DTC") and the Finance Director is authorized to execute such custodial or other agreement with DTC as may be necessary to accomplish the issuance of the Bonds in book-entry only form, and to make such changes in the form of the Bonds within the parameters of this resolution as may be required to accomplish the foregoing. Notwithstanding the foregoing, if the Bonds are held in book-entry form by DTC, payment shall be made in the manner prescribed by DTC.

Any bond may be transferred upon the books required to be kept pursuant to this section by the person in whose name it is registered, in person or by the registered owner's duly authorized attorney, upon

surrender of the Bond for cancellation, accompanied by delivery of a duly executed written instrument of transfer in a form approved by the Transfer Agent. Whenever any bond or bonds shall be surrendered for transfer, the City shall execute and the Transfer Agent shall authenticate, if necessary, and deliver a new bond or bonds, in like aggregate principal amount. The Transfer Agent shall require the payment by the bondholder requesting the transfer of any tax or other governmental charge required to be paid with respect to the transfer.

The Bonds shall be subject to optional redemption prior to maturity as determined at the time of sale of the Bonds. If term bonds are issued, the Bonds shall be subject to mandatory redemption prior to maturity as determined at the time of sale of the Bonds. Unless waived by the registered owner of any bonds to be redeemed, official notice of redemption shall be given by the Transfer Agent on behalf of the City and shall conform to the requirements set forth in the form of Bond. Such notice shall be dated and shall contain at a minimum the following information: original issue date; maturity dates; interest rates; CUSIP numbers, if any; certificate numbers (and in the case of partial redemption) the called amounts of each certificate; the redemption date; the redemption price or premium; the place where bonds called for redemption are to be surrendered for payment; and that interest on bonds or portions thereof called for redemption shall cease to accrue from and after the redemption date.

In addition, further notice shall be given by the Transfer Agent in such manner as may be required or suggested by regulations or market practice at the applicable time, but no defect in such further notice nor any failure to give all or any portion of such further notice shall in any manner defeat the effectiveness of a call for redemption if notice thereof is given as prescribed herein.

The Bonds shall be executed in the name of the City with manual or the facsimile signatures of the Mayor and the City Clerk and shall have the City's seal or a facsimile thereof affixed thereto or imprinted thereon. If the Bonds are signed by the facsimile signatures of both the Mayor and the City Clerk, then no Bond of this series shall be valid until authenticated by an authorized signature of the Transfer Agent. The Bonds shall be delivered either to the purchaser or to the Transfer Agent who shall authenticate them and deliver them to the purchaser in accordance with instructions from the Finance Director upon payment of the purchase price for the Bonds in accordance with the bid therefor when accepted. Executed blank bonds for registration and issuance to transferees shall simultaneously, and from time to time thereafter as necessary, be delivered to the Transfer Agent for safekeeping.

2. Full Faith and Credit Pledge. The City expressly and irrevocably pledges its full faith and credit for the prompt and timely payment of the principal of and interest on the Bonds. The Bonds shall be payable, as a first budget obligation, from the general fund of the City, and the City shall levy annually ad valorem taxes on all the taxable property in the City which, taking into consideration estimated delinquencies in tax collections, shall be fully sufficient to pay the principal and interest on the Bonds provided, however, that if at the time of making any such tax levy there shall be other legally available funds for the payment of principal of and interest on the Bonds, including but not limited to revenues received from operation of the City's parking system, then credit therefor may be taken against the levy for payment of the Bonds. The levy shall be subject to constitutional, statutory and charter tax rate limitations.

3. Bond Form. The Bonds shall be in substantially the following form with such changes as may be necessary to conform the Bonds to the final terms of sale:

[FORM OF BOND TO BE COMPLETED AFTER BOND SALE]

UNITED STATES OF AMERICA  
STATE OF MICHIGAN  
COUNTIES OF INGHAM AND EATON

CITY OF LANSING  
GENERAL OBLIGATION REFUNDING BOND  
(LIMITED TAX), SERIES 2019

Interest Rate      Date of Maturity      Date of Original Issue      CUSIP  
Registered Owner:  
Principal Amount:

The CITY OF LANSING, Counties of Ingham and Eaton, State of Michigan (the "City"), acknowledges itself to owe and for value received, hereby promises to pay to the Registered Owner specified above, or registered assigns, the Principal Amount specified above, in lawful money of the United States of America, on the Date of Maturity specified above, [unless prepaid prior thereto as hereinafter provided,] with interest thereon (computed on the basis of a 360-day year consisting of twelve 30-day months) from the Date of Original Issue specified above or such later date to which interest has been paid, until paid, at the Interest Rate per annum specified above, first payable on [date] and semiannually thereafter. Principal of this bond is payable at the designated corporate trust office of [transfer agent], [city], Michigan, or such other transfer agent as the City may hereafter designate by notice mailed to the registered owner of record not less than sixty (60) days prior to any interest payment date (the "Transfer Agent"). Interest on this bond is payable by check or draft mailed by the Transfer Agent to the person or entity who or which is as of the fifteenth (15th) day of the month prior to each interest payment date, the registered owner of record, at the registered address.

This bond is one of a series of bonds of even Date of Original Issue, aggregating the principal sum of \$[amount] for the purpose of refunding certain outstanding bonds of the City. This bond was issued under and in pursuance of the provisions of Act 34, Public Acts of Michigan, 2001, as amended, and a resolution of the City Council adopted on [date].

The limited tax full faith, credit and resources of the City are pledged for the payment of the bonds of this issue, and the City has pledged that it shall pay the principal of and interest on the bonds of this issue as they mature as a first budget obligation from its general fund and, after taking into account funds which the City may have legally available for payment of principal of and interest on the bonds of this issue, shall levy annually ad valorem taxes on all taxable property in the City sufficient to pay the principal of and interest on the bonds of this issue subject to applicable constitutional, statutory and charter tax rate limitations.

Bonds of this issue maturing on or prior to [date] are not subject to redemption prior to maturity.

Bonds or portions of bonds in multiples of \$5,000 of this issue maturing on or after [date] shall be subject to redemption prior to maturity at the option of the City, in such order as the City shall determine and within any maturity by lot, on any date on or after [date], at par plus accrued interest to the date fixed for redemption.

[Insert mandatory redemption provisions if term bonds are issued].

Notice of redemption shall be given by the Transfer Agent to each registered owner of bonds or portions thereof to be redeemed by mailing such notice not less than thirty (30) days prior to the date fixed for redemption to the registered owner at the address of the registered owner as shown on the registration books of the City. Bonds shall be called for redemption in multiples of \$5,000, and bonds of denominations of more than \$5,000 shall be treated as representing

the number of bonds obtained by dividing the denomination of the bonds by \$5,000, and such bonds may be redeemed in part. The notice of redemption for bonds redeemed in part shall state that, upon surrender of the bond to be redeemed, a new bond or bonds in the same aggregate principal amount equal to the unredeemed portion of the bonds surrendered shall be issued to the registered owner thereof with the same interest rate and maturity. No further interest on bonds or portions of bonds called for redemption shall accrue after the date fixed for redemption, whether the bonds have been presented for redemption or not, provided funds are on hand with the Transfer Agent to redeem the bonds or portion thereof.

Any bond may be transferred by the person in whose name it is registered, in person or by the Registered Owner's duly authorized attorney or legal representative, upon surrender of the bond to the Transfer Agent for cancellation, together with a duly executed written instrument of transfer in a form approved by the Transfer Agent. Whenever any bond is surrendered for transfer, the Transfer Agent shall authenticate and deliver a new bond or bonds, in like aggregate principal amount, interest rate and maturity. The Transfer Agent shall require the bondholder requesting the transfer to pay any tax or other governmental charge required to be paid with respect to the transfer. The Transfer Agent shall not be required (i) to issue, register the transfer of, or exchange any bond during a period beginning at the opening of business 15 days before the day of the mailing of a notice of redemption of bonds selected for redemption and ending at the close of business on the date of that mailing, or (ii) to register the transfer of or exchange any bond so selected for redemption in whole or in part, except the unredeemed portion of bonds being redeemed in part.

It is hereby certified and recited that all acts, conditions and things required by law to be done, exist and happen, precedent to and in the issuance of this bond and the series of bonds of which this is one, in order to make them valid and binding obligations of the City have been done, exist and have happened in regular and due form and time as provided by law, and that the total indebtedness of the City, including this bond and the series of bonds of which this is one, does not exceed any constitutional, statutory, or charter debt limitation.

This bond is not valid or obligatory for any purpose until the Transfer Agent's Certificate of Authentication on this bond has been executed by the Transfer Agent.

IN WITNESS WHEREOF, the City, by its Council, has caused this bond to be signed in the name of the City [by] / [with the facsimile signatures of] its Mayor and its City Clerk and the City seal or a facsimile thereof to be affixed hereto or imprinted hereon, all as of the Date of Original Issue.

4. Escrow Fund. The Finance Director shall designate a bank or trust company to serve as escrow trustee (the "Escrow Trustee"). In order to secure payment of the Prior Bonds being refunded, the City will enter into an Escrow Agreement (the "Escrow Agreement") with the Escrow Trustee which shall provide for the creation of a fund designated as the CITY OF LANSING - GENERAL OBLIGATION REFUNDING BOND [SERIES] ESCROW FUND (the "Escrow Fund"). The Escrow Agreement shall irrevocably direct the Escrow Trustee to hold the Escrow Fund in trust for the payment of the principal of and interest on the Prior Bonds being refunded, and to take all necessary steps to call for redemption of any Prior Bonds specified by the Finance Director upon sale of the Bonds, including publication and mailing of redemption notices, on any date specified by the City on which the Prior Bonds may be called for redemption. The Finance Director is hereby authorized to execute and deliver the Escrow Agreement and to deposit cash and/or escrow securities in an amount sufficient to fund the Escrow Fund. The Finance Director is hereby authorized to purchase, or cause to be purchased, escrow securities, including, but not limited to, United States Treasury Obligations – State and Local Government Series (SLGS) for the Escrow Fund.

The Finance Director is hereby authorized to transfer monies from the debt retirement fund for the Prior Bonds to the Escrow Fund, to be invested as provided in the Escrow Agreement and to be used to pay principal and interest on the Prior Bonds being refunded. The amount to be transferred under this section shall be an amount which will enable the interest on the Bonds and the Prior Bonds to be, or continue to be, excludable from gross income for federal income tax purposes as determined by bond counsel.

5. Debt Retirement Fund. The Finance Director or City Treasurer is authorized and directed to open a separate depository or trust account for the Bonds with a bank or trust company to be designated as the CITY OF LANSING - GENERAL OBLIGATION REFUNDING BOND [SERIES] DEBT RETIREMENT FUND (the "Debt Retirement Fund"). The moneys to be deposited into the Debt Retirement Fund will be specifically earmarked and used solely for the purpose of paying principal of and interest on the Bonds and, as may be necessary, to rebate arbitrage earnings, if any, to the United States Department of Treasury as required by the Internal Revenue Code of 1986, as amended (the "Internal Revenue Code"). An amount sufficient to assure timely payment of the principal of and interest on the Bonds shall be transferred each year from the general fund of the City or other funds legally available therefor into the Debt Retirement Fund. Accrued interest and premium received upon delivery of the Bonds shall also be deposited in the Debt Retirement Fund as provided in Section 6 below.

In the event cash, or direct obligations of the United States, or obligations the principal of and interest on which are guaranteed by the United States, or a combination thereof, the principal of and interest on which, without reinvestment, come due at times and in amounts sufficient to pay at maturity or irrevocable call for earlier redemption, the principal of, premium, if any, and interest on the Bonds, shall be deposited in trust, this resolution shall be defeased and the owners of the Bonds shall have no further rights under this resolution except to receive payment of the principal of, premium, if any, and interest of the Bonds from the cash or securities deposited in trust and the interest and gains thereon and to transfer and exchange Bonds as provided herein.

The Debt Retirement Fund may be pooled or combined with other debt retirement funds for issues of bonds of like character as provided by Act 34, Public Acts of Michigan, 2001, as amended, or other state law.

6. Deposit of Bond Proceeds. Upon receipt of the proceeds of sale of the Bonds, the accrued interest and premium, if any, shall be deposited in the Debt Retirement Fund and used to pay interest on the Bonds on the first interest payment date, provided, however, that at the discretion of the Finance Director, all or a portion of any premium received upon delivery of the Bonds may be deposited in the Escrow Fund.

There shall be deposited to the Escrow Fund from Bond proceeds monies which shall be invested only as described in the Escrow Agreement and which shall be used by the Escrow Trustee solely to pay the principal of and interest on the Prior Bonds being refunded. The amount of Bond proceeds to be deposited to the Escrow Fund shall be an amount which, taken together with amounts transferred to the Escrow Fund from the debt retirement fund for the Prior Bonds, and the investment proceeds to be received from monies in the Escrow Fund, will be sufficient, without reinvestment, to pay the principal of and interest on the Prior Bonds being refunded as they become due or upon call for redemption prior to maturity.

The remaining proceeds of the Bonds shall be used to pay the costs of issuance of the Bonds. At the option of the Finance Director, the costs of the issuance may be paid from a fund established for that purpose in the Escrow Agreement. Any monies remaining after payment of costs of issuance and costs of refunding the Prior Bonds shall be transferred to the Debt Retirement Fund.

7. Non-Arbitrage Covenant. The City covenants and agrees with the Registered Owners of the Bonds that as long as any of the Bonds remain outstanding and unpaid as to either principal or interest, the City shall not invest, reinvest or accumulate any moneys deemed to be proceeds of the Bonds or the Prior Bonds pursuant to the Internal Revenue Code in such a manner as to cause the Bonds to be "arbitrage bonds" within the meaning of the Internal Revenue Code. The City hereby covenants that, to the extent permitted by law, it will take all actions within its control and that it shall not fail to take any action as may be necessary to maintain the exclusion of interest on the Bonds from gross income for federal income tax purposes, including but not limited to, actions relating to the rebate of arbitrage earnings, if applicable, and the expenditure and investment of bond proceeds and moneys deemed to be bond proceeds, all as more fully set forth in the Non-Arbitrage and Tax Compliance Certificate to be delivered by the City with the Bonds.

8. Municipal Advisor. The City requests PFM Financial Advisors LLC to continue as Municipal Advisor to the City to assist in preparation and planning for the sale of the Bonds.

9. Bond Counsel. The City hereby requests that Miller, Canfield, Paddock and Stone, P.L.C. continue to serve as the City's bond counsel notwithstanding representation by Miller, Canfield, in matters unrelated to the Bonds, of various underwriting firms and financial institutions which are potential purchasers of the Bonds.

10. Bond Ratings; Bond Insurance. The Finance Director is hereby authorized to apply for bond ratings from such municipal bond rating agencies as deemed appropriate, in consultation with the Municipal Advisor, and, if the Municipal Advisor recommends that the City consider purchase of municipal bond insurance, then the Finance Director is hereby authorized and directed to negotiate with insurers regarding acquisition of municipal bond insurance, and, in consultation with the Municipal Advisor, to select an insurer and determine which Bonds, if any, shall be insured.

11. Preliminary Official Statement. The Finance Director is authorized to approve circulation of a Preliminary Official Statement describing the Bonds and to deem such Preliminary Official Statement "final" for purposes of compliance with Securities and Exchange Commission Rule 15c2-12 ("Rule 15c2-12").

12. Competitive Sale of Bonds. Based on the advice of the Municipal Advisor, the City intends to sell the Bonds by competitive sale. The Finance Director is authorized to fix a date for sale of the Bonds in consultation with the Municipal Advisor, and to approve publication of a Notice of Sale of the Bonds (the "Notice of Sale") in *The Bond Buyer*, New York, New York, or such other newspaper as may fulfill the requirements of Act 34. The Notice of Sale for the Bonds shall be in substantially the following form, with such revisions as the Finance Director may determine to be in the best interests of the City in consultation with the Municipal Advisor and Bond Counsel.

OFFICIAL NOTICE OF SALE

\$\_\_\_\_\_,000\*

\*(Subject to adjustment as described below)

CITY OF LANSING  
 Counties of Ingham and Eaton, State of Michigan  
 GENERAL OBLIGATION REFUNDING BOND  
 (LIMITED TAX), SERIES 2019

BID OPENING: Bids for the purchase of the above bonds (the "Bonds") will be publicly opened and read by an agent of the City of Lansing on [date], until [time] Eastern Time.

SEALED BIDS for the purchase of the Bonds will be received at the office of the Municipal Advisory Council of Michigan, Buhl Building -

535 Griswold, Suite 1850, Detroit, Michigan 48226, or at the Finance Department located on the 8th floor of the Lansing City Hall, 124 W. Michigan Ave., Lansing, Michigan 48933.

FAXED BIDS, signed by the bidder, may be submitted by members of the Municipal Advisory Council of Michigan to MAC at fax number (313) 963-0943 or by any bidder to the City at fax (517) 483-4524, Attention: Finance Director; provided that faxed bids must arrive before the time of sale and the bidder bears all risks of transmission failure.

ELECTRONIC BIDS: Electronic bids will be received by Bidcomp/Parity as agent of the undersigned. Further information about Bidcomp/Parity, including any fee charged, may be obtained from Bidcomp/Parity, Anthony Leyden or Client Services, 1359 Broadway, Second Floor, New York, New York 10018, (212) 849-5021. If any provision of this Official Notice of Sale shall conflict with information provided by Bidcomp/Parity, as the approved provider of electronic bidding services, this Official Notice of Sale shall control. No change of the dated date will be allowed for the computation of the winning bid.

Bidders may choose any means or location to present bids but a bidder may not present a bid by more than one means or at more than one location. The City will award or reject bids on the date of the bid opening.

BOND DETAILS: The Bonds will be registered bonds of the denomination of \$5,000 or integral multiples thereof up to the principal amount of that maturity, originally dated as of the date of delivery thereof (currently anticipated to be [date]), and will bear interest from their date payable on November 1, 2019, and semiannually thereafter. The Bonds will mature on May 1 of each year, as follows:

PRINCIPAL		PRINCIPAL		PRINCIPAL	
YEA	L	YEA	L	YEA	L
R	AMOUNT	R	AMOUNT	R	AMOUNT
2020		2025		2030	
2021		2026		2031	
2022		2027		2032	
2023		2028		2033	
2024		2029		2034	

ADJUSTMENT OF TOTAL PAR AMOUNT OF BONDS AND PRINCIPAL MATURITIES: The aggregate principal amount of this issue as shown in this Notice of Sale is believed to be the amount necessary to provide adequate funds to refund a prior issue of bonds and to pay transactional costs. The City reserves the right to increase or decrease the aggregate principal amount of the bonds after receipt of the bids and prior to final award. Such adjustment, if necessary, will be made in increments of \$5,000, and may be made in any maturity. The purchase price of the bonds will be adjusted proportionately to the increase or decrease in issue size, but the interest rates specified by the successful bidder for all maturities will not change. The successful bidder may not withdraw its bid as a result of any changes made within these limits.

ADJUSTMENT TO PURCHASE PRICE: Should any adjustment to the aggregate principal amount of the Bonds be made by the City, the purchase price of the Bonds will be adjusted by the City proportionally to the adjustment in principal amount of the Bonds. The adjusted purchase price will reflect changes in the dollar amount of the underwriter's discount and original issue discount/premium, if any, but will not change the per-bond underwriter's discount as calculated from the bid and initial offering prices.

INTEREST RATE AND BIDDING DETAILS: The Bonds shall bear interest at a rate or rates not exceeding 6.00% per annum, to be fixed by the bids therefor, expressed in multiples of 1/8 or 1/20 of 1%, or both. The interest on any one Bond shall be at one rate only and all Bonds maturing in any one year must carry the same interest rate. The difference between the highest and lowest interest rate on the Bonds shall not exceed 3.00% per annum. THE INTEREST RATE BORNE BY BONDS MATURING IN ANY ONE YEAR SHALL NOT BE LESS THAN THE INTEREST RATE BORNE BY BONDS MATURING IN THE RESPECTIVE PRECEDING YEAR. No proposal for the purchase

of less than all of the bonds or at a price less than 99% or more than 110% of their par value will be considered. In submitting a bid for the Bonds, the bidder agrees to the representation of the City by Miller, Canfield, Paddock and Stone, P.L.C. as bond counsel.

If no bid results in present value debt service savings acceptable to the City, the City may reject all bids.

**OPTIONAL PRIOR REDEMPTION:** Bonds of this issue maturing or subject to mandatory redemption in the years 2020 to 2029, inclusive, shall not be subject to redemption prior to maturity at the option of the City. Bonds or portions of Bonds in multiples of \$5,000 of this issue maturing or subject to mandatory redemption in the year 2030 and thereafter shall be subject to redemption prior to maturity at the option of the City in such order of maturity as the City shall determine and within any maturity by lot, on any date on or after May 1, 2029, at par and accrued interest to the date fixed for redemption.

**TERM BOND OPTION:** Bidders shall have the option of designating the Bonds as term bonds or serial bonds or both. The bid must designate whether each of the principal amounts shown above represent a serial maturity or a mandatory redemption requirement for a term bond maturity. In any event, the above principal amount schedule shall be represented by either serial bond maturities or mandatory redemption requirements, or a combination of both. Any such designation must be made within 1 hour of sale.

If the term bond option is selected, then the principal amount of the term bonds of a maturity to be redeemed on the dates set forth above may be reduced by the principal amount of the term bonds of the same maturity which have been previously redeemed or called for redemption (other than as a result of a mandatory redemption) or purchased or acquired by the City and delivered to the transfer agent. The City may satisfy mandatory redemption requirements by the purchase and surrender of term bonds in lieu of the calling of such term bonds for redemption.

**NOTICE OF REDEMPTION PRIOR TO MATURITY:** Notice of redemption of any bond or portion thereof shall be given by the transfer agent at least thirty (30) days prior to the date fixed for redemption by mail to the registered owner at the registered address shown on the registration books kept by the transfer agent. No further interest on a bond or portion thereof called for redemption shall accrue after the date fixed for redemption, whether presented for redemption or not, provided funds are on hand with the transfer agent to redeem the bond or portion thereof. In case less than the full amount of an outstanding bond is called for redemption, the transfer agent, upon presentation of the bond called for redemption, shall register, authenticate and deliver to the registered owner of record a new bond in the principal amount of the portion of the original bond not called for redemption.

**AWARD OF BONDS - TRUE INTEREST COST:** The Bonds will be awarded to the bidder whose bid produces the lowest true interest cost determined in the following manner: the lowest true interest cost will be the single interest rate (compounded on November 1, 2019 and semi-annually thereafter) necessary to discount the debt service payments from their respective payment date to [date] in an amount equal to the price bid. [Date] is the anticipated date of delivery of the Bonds. In the event there is an election to exercise the Term Bond option, true interest cost shall be calculated by applying the interest rate of such Term Bonds to each mandatory sinking fund redemption for such Term Bonds.

**BOOK-ENTRY-ONLY OPTION:** At the option of the purchaser of the Bonds, the Bonds will be issued in book-entry-only form as one fully registered Bond per maturity and will be registered in the name of Cede & Co., as bondholder and nominee for The Depository Trust Company ("DTC"), New York, New York. If this option is selected, then an authorized agent of DTC will act as securities depository for the Bonds, purchase of the Bonds will be made in book-entry only form, in the denomination of \$5,000 or any integral multiple of \$5,000, and bondholders will not receive certificates representing their interest in Bonds purchased. The book-entry-only system is described further in

the preliminary Official Statement for the Bonds. It will be the responsibility of the purchaser to obtain DTC eligibility. Failure of the purchaser to obtain DTC eligibility shall not constitute cause for a failure or refusal by the purchaser to accept delivery of and pay for the Bonds.

**TRANSFER AGENT AND REGISTRATION:** Principal shall be payable at the designated office of [bank], or such other transfer agent as the City may hereafter designate by notice mailed to the registered owner of record not less than 60 days prior to any interest payment date. As long as The Depository Trust Company or its nominee, Cede & Co., is the bondholder, payments will be made directly to DTC. Disbursement of such payments to the DTC Participants is the responsibility of DTC and disbursement of such payments to the beneficial owners of the Bonds is the responsibility of the DTC Participants and Indirect Participants as described in the preliminary official statement for the Bonds. Interest shall be paid by check or draft mailed to the registered owner of record as shown on the registration books kept by the transfer agent as of the 15th day of the month prior to an interest payment date. The Bonds will be transferred only upon the registration books of the City kept by the transfer agent.

**PURPOSE AND SECURITY:** The Bonds are issued pursuant to Act 34, Public Acts of Michigan, 2001, as amended, and a resolution of the City Council for the purpose of current refunding bonds previously issued by the City. The Bonds will pledge the limited tax full faith and credit of the City for payment of the principal and interest thereon, and will be payable as a first budget obligation from the general fund of the City, and from ad valorem taxes, which may be levied against all taxable property in the City, subject to applicable constitutional, statutory, and charter tax rate limitations. The rights or remedies of bondholders may be affected by bankruptcy, insolvency, fraudulent conveyance or other laws affecting creditors' rights generally, now existing or hereafter enacted, and by the application of general principles of equity including those relating to equitable subordination.

**GOOD FAITH:** A good faith deposit in the form of a certified or cashier's check drawn upon an incorporated bank or trust company, or wire transfer, in the amount of [\$amount] payable to the order of the City Treasurer, will be required of the successful bidder. **THE SUCCESSFUL BIDDER IS REQUIRED TO SUBMIT ITS GOOD FAITH DEPOSIT TO THE CITY AS INSTRUCTED BY THE CITY OR THE MUNICIPAL ADVISOR NOT LATER THAN NOON, EASTERN TIME, ON THE NEXT BUSINESS DAY FOLLOWING THE SALE.** The good faith deposit will be applied to the purchase price of the Bonds. In the event the purchaser fails to honor its accepted bid, the good faith deposit will be retained by the City. No interest shall be allowed on the good faith check. The good faith check of the successful bidder will be cashed and payment for the balance of the purchase price of the Bonds shall be made at the closing.

**TAX MATTERS:** In the opinion of Miller, Canfield, Paddock and Stone, P.L.C., bond counsel, under existing law, assuming compliance with certain covenants and the issue price rules set forth below, interest on the Bonds is excludable from gross income for federal income tax purposes as described in the opinion, and the Bonds and interest thereon are exempt from all taxation by the State of Michigan or by any taxing authority within the State of Michigan except inheritance and estate taxes and taxes on gains realized from the sale, payment or other disposition thereof.

**NOT BANK QUALIFIED:** The Bonds have not been designated as qualified tax exempt obligations for purposes of deduction of interest expense by financial institutions pursuant to the Internal Revenue Code.

**ISSUE PRICE:** The winning bidder will be required to assist the City in establishing the issue price of the Bonds and shall execute and deliver to the City at closing an "issue price" or similar certificate setting forth the reasonably expected initial offering price to the public or the sales price or prices of the Bonds, together with the supporting pricing wires

or equivalent communications, substantially in the form attached either as Appendix [no.] or [no.] of the preliminary Official Statement, with such modifications as may be appropriate or necessary, in the reasonable judgment of the winning bidder, the City and Bond Counsel.

The City intends that the provisions of Treasury Regulation Section 1.148-1(f)(3)(i) (defining "competitive sale" for purposes of establishing the issue price of the Bonds) will apply to the initial sale of the Bonds (the "Competitive Sale Requirements") because:

- a. the City is disseminating this Notice of Sale to potential underwriters in a manner that is reasonably designed to reach potential underwriters;
- b. all bidders shall have an equal opportunity to bid;
- c. the City anticipates receiving bids from at least three underwriters of municipal bonds who have established industry reputations for underwriting new issuances of municipal bonds; and
- d. the City anticipates awarding the sale of the Bonds to the bidder who submits a firm offer to purchase the Bonds at the lowest true interest cost, as set forth in this Notice of Sale.

Any bid submitted pursuant to this Notice of Sale shall be considered a firm offer for the purchase of the Bonds, as specified in the bid.

In the event that all of the Competitive Sale Requirements are not satisfied, the City shall so advise the winning bidder. The City will not require bidders to comply with the "hold-the-offering price rule," and therefore does not intend to use the initial offering price to the public as of the sale date of any maturity of the Bonds as the issue price of that maturity, though the winning bidder, in consultation with the City, may elect to apply the "hold-the-offering price rule" (as described below). Bids will not be subject to cancellation in the event the Competitive Sale Requirements are not satisfied. Unless a bidder intends to apply the "hold-the-offering price rule" (as described below), bidders should prepare their bids on the assumption that all of the maturities of the Bonds will be subject to the 10% Test (as described below). The winning bidder must notify the City of its intention to apply either the "hold-the-price rule" or the 10% Test at or prior to the time the Bonds are awarded.

If the winning bidder does not request that the "hold-the-offering price rule" apply to determine the issue price of the Bonds, the following two paragraphs shall apply:

- a. The City shall treat the first price at which 10% of a maturity of the Bonds (the "10% Test") is sold to the public as the issue price of that maturity, applied on a maturity-by-maturity basis. The winning bidder shall advise the City if any maturity of the Bonds satisfies the 10% Test as of the date and time of the award of the Bonds; and
- b. Until the 10% Test has been satisfied as to each maturity of the Bonds, the winning bidder agrees to promptly report to the City the prices at which the unsold Bonds of that maturity have been sold to the public. That reporting obligation shall continue, whether or not the closing date has occurred, until the 10% Test has been satisfied as to the Bonds of that maturity or until all Bonds of that maturity have been sold.

If the winning bidder does request that the "hold-the-offering price rule" apply to determine the issue price of the Bonds, then following three paragraphs shall apply:

- a. The winning bidder, in consultation with the City, may determine to treat (i) pursuant to the 10% Test, the first price at which 10% of a maturity of the Bonds is sold to the public as the issue price of that maturity and/or (ii) the initial offering price to the public as

of the sale date of any maturity of the Bonds as the issue price of that maturity (the "hold-the-offering price rule"), in each case applied on a maturity-by-maturity basis. The winning bidder shall advise the City if any maturity of the Bonds satisfies the 10% Test as of the date and time of the award of the Bonds. The winning bidder shall promptly advise the City, at or before the time of award of the Bonds, which maturities of the Bonds shall be subject to the 10% Test or shall be subject to the hold-the-offering price rule or both.

- b. By submitting a bid, the winning bidder shall (i) confirm that the underwriters have offered or will offer the Bonds to the public on or before the date of the award at the offering price or prices (the "initial offering price"), or at the corresponding yield or yields, set forth in the bid submitted by the winning bidder, and (ii) if the hold-the-offering-price rule applies, agree, on behalf of the underwriters participating in the purchase of the Bonds, that the underwriters will neither offer nor sell unsold Bonds of any maturity to which the hold-the-offering-price rule shall apply to any person at a price that is higher than the initial offering price to the public during the period starting on the sale date and ending on the earlier of the following:
  - a. the close of the fifth (5th) business day after the sale date; or
  - b. the date on which the underwriters have sold at least 10% of that maturity of the Bonds to the public at a price that is no higher than the initial offering price to the public;

The winning bidder shall promptly advise the City when the underwriters have sold 10% of that maturity of the Bonds to the public at a price that is no higher than the initial offering price to the public, if that occurs prior to the close of the fifth (5th) business day after the sale date.

- c. The City acknowledges that, in making the representation set forth above, the winning bidder will rely on (i) the agreement of each underwriter to comply with the hold-the-offering-price rule, as set forth in an agreement among underwriters and the related pricing wires, (ii) in the event a selling group has been created in connection with the initial sale of the Bonds to the public, the agreement of each dealer who is a member of the selling group to comply with the hold-the-offering-price rule, as set forth in a selling group agreement and the related pricing wires, and (iii) in the event that an underwriter is a party to a retail distribution agreement that was employed in connection with the initial sale of the Bonds to the public, the agreement of each broker-dealer that is a party to such agreement to comply with the hold-the-offering-price rule, as set forth in the retail distribution agreement and the related pricing wires. The City further acknowledges that each underwriter shall be solely liable for its failure to comply with its agreement regarding the hold-the-offering-price rule and that no underwriter shall be liable for the failure of any other underwriter, or of any dealer who is a member of a selling group, or of any broker-dealer that is a party to a retail distribution agreement to comply with its corresponding agreement regarding the hold-the-offering-price rule as applicable to the Bonds.

By submitting a bid, each bidder confirms that:

- a. any agreement among underwriters, any selling group agreement and each retail distribution agreement (to which the bidder is a party) relating to the initial sale of the Bonds to the public, together with the related pricing wires, contains or will contain language obligating each underwriter, each dealer who is a member of the selling group, and each broker-dealer that is a party to such retail distribution agreement, as applicable, to (i) report the prices at which it sells to the public the unsold Bonds of each maturity allotted to it until it is notified by the winning bidder that either the 10% Test has been satisfied as to the Bonds of that maturity or all Bonds of that maturity have been sold to the public

and (ii) comply with the hold-the-offering-price rule, if applicable, in each case if and for so long as directed by the winning bidder and as set forth in the related pricing wires; and

- b. any agreement among underwriters relating to the initial sale of the Bonds to the public, together with the related pricing wires, contains or will contain language obligating each underwriter that is a party to a retail distribution agreement to be employed in connection with the initial sale of the Bonds to the public to require each broker-dealer that is a party to such retail distribution agreement, as applicable, to (i) report the prices at which it sells to the public the unsold Bonds of each maturity allotted to it until it is notified by the winning bidder or such underwriter that either the 10% Test has been satisfied as to the Bonds of that maturity or all Bonds of that maturity have been sold to the public and (ii) comply with the hold-the-offering-price rule, if applicable, in each case if and for so long as directed by the winning bidder or such underwriter and as set forth in the related pricing wires.

Sales of any Bonds to any person that is a related party to an underwriter shall not constitute sales to the public for purposes of establishing issue price. Further, for purposes of this Notice of Sale:

- a. "public" means any person other than an underwriter or a related party,
- b. "underwriter" means (A) any person that agrees pursuant to a written contract with the City (or with the lead Underwriter to form an underwriting syndicate) to participate in the initial sale of the Bonds to the public and (B) any person that agrees pursuant to a written contract directly or indirectly with a person described in clause (A) to participate in the initial sale of the Bonds to the public (including a member of a selling group or a party to a retail distribution agreement participating in the initial sale of the Bonds to the public);
- c. a purchaser of any of the Bonds is a "related party" to an underwriter if the underwriter and the purchaser are subject, directly or indirectly, to (i) at least 50% common ownership of the voting power or the total value of their stock, if both entities are corporations (including direct ownership by one corporation of another), (ii) more than 50% common ownership of their capital interests or profits interests, if both entities are partnerships (including direct ownership by one partnership of another), or (iii) more than 50% common ownership of the value of the outstanding stock of the corporation or the capital interests or profit interests of the partnership, as applicable, if one entity is a corporation and the other entity is a partnership (including direct ownership of the applicable stock or interests by one entity of the other); and
- d. "sale date" means the date that the Bonds are awarded by the City to the winning bidder.

**LEGAL OPINION:** Bids shall be conditioned upon the approving opinion of Miller, Canfield, Paddock and Stone, P.L.C., attorneys of Lansing and Detroit, Michigan. The opinion will be furnished without expense to the purchaser of the Bonds at the delivery thereof. The fees of Miller, Canfield, Paddock and Stone, P.L.C., for services rendered in connection with such approving opinion are expected to be paid from Bond proceeds. Except to the extent necessary to issue its approving opinion as to the validity of the Bonds, Miller, Canfield, Paddock and Stone, P.L.C. has not been requested to examine or review and has not examined or reviewed any financial documents, statements or materials that have been or may be furnished in connection with the authorization, issuance or marketing of the Bonds, and accordingly will not express any opinion with respect to the accuracy or completeness of any such financial documents, statements or materials.

**DELIVERY OF BONDS:** The City will furnish executed Bonds to be delivered at its expense to an authorized agent of DTC or such other place to be agreed upon. The usual closing documents, including a certificate that no litigation is pending affecting the issuance of the Bonds, will be delivered at the time of delivery of the Bonds. If the Bonds are not tendered for delivery by twelve o'clock noon, Eastern Time, on the 45th day following the date of sale, or the first business day thereafter if the 45th day is not a business day, the successful bidder may on that day, or any time thereafter until delivery of the Bonds, withdraw its proposal by serving notice of cancellation, in writing, on the undersigned in which event the City shall promptly return the good faith deposit. Payment for the Bonds shall be made in immediately available funds.

**BOND INSURANCE AT PURCHASER'S OPTION:** If the Bonds qualify for issuance of any policy of municipal bond insurance or commitment therefor at the option of the bidder/purchaser, the purchase of any such insurance policy or the issuance of any such commitment shall be at the option and expense of the purchaser of the Bonds. Any increased costs of issuance of the Bonds resulting from such purchase of insurance shall be paid by the purchaser, except that, if the City has requested and received a rating on the Bonds from a rating agency, the City will pay for the requested rating. Any other rating agency fees shall be the responsibility of the purchaser of the insurance. **FAILURE OF THE MUNICIPAL BOND INSURER TO ISSUE THE POLICY AFTER THE BONDS HAVE BEEN AWARDED TO THE PURCHASER SHALL NOT CONSTITUTE CAUSE FOR FAILURE OR REFUSAL BY THE PURCHASER TO ACCEPT DELIVERY OF THE BONDS FROM THE CITY.**

**CUSIP NUMBERS:** It is anticipated that CUSIP numbers will be printed on the Bonds, but neither the failure to print CUSIP numbers nor any improperly printed CUSIP numbers shall be cause for the purchaser of the Bonds to refuse to take delivery of and pay for the Bonds. Application for CUSIP numbers will be made by PFM Financial Advisors LLC, municipal advisor to the City. The CUSIP Service Bureau's charge for the assignment of CUSIP identification numbers shall be paid by the purchaser of the Bonds.

**OFFICIAL STATEMENT:** A preliminary Official Statement that the City deems to be final as of its date, except for the omission of information permitted to be omitted by Rule 15c2-12 of the Securities and Exchange Commission, has been prepared and may be obtained from PFM Financial Advisors LLC, municipal advisor to the City, at the address and telephone listed under MUNICIPAL ADVISOR below. PFM Financial Advisors LLC will provide the winning bidder with a final Official Statements in electric only format at no cost to the purchaser within 7 business days from the date of sale to permit the purchaser to comply with Securities and Exchange Commission Rule 15c2-12.

**CONTINUING DISCLOSURE:** As described more fully in the Official Statement, the City will execute and deliver prior to delivery of the Bonds a written continuing disclosure undertaking in order to enable the underwriters of the Bonds to comply with the requirements of Rule 15c2-12 promulgated by the Securities and Exchange Commission.

**MUNICIPAL ADVISOR:** Further information relating to the Bonds may be obtained from PFM Financial Advisors LLC, 555 Briarwood Circle, Suite 333, Ann Arbor, Michigan 48108. Telephone (734) 994-9700. Fax (734) 994-9710.

In submitting a bid for the Bonds, the bidder represents that it is not an "Iran linked business" within the meaning of the Iran Economic Sanctions Act, Act 517 of the Public Acts of Michigan of 2012.

**THE RIGHT IS RESERVED TO REJECT ANY OR ALL BIDS.**

ENVELOPES containing the bids should be plainly marked "Proposal for Refunding Bonds."

Angela Bennett, Finance Director  
City of Lansing, Michigan

13. Award of Sale of Bonds at Competitive Sale. The Finance Director is hereby authorized on behalf of the City, subject to the provisions and limitations of this Resolution, to award sale of the Bonds to the bidder whose bid meets the requirements of law and which produces the lowest true interest cost to the City computed in accordance with the terms of the Notice of Sale as published. If fewer than three (3) bids are received from underwriters (as defined by the Internal Revenue Code) at the time set for competitive sale, the City may reject all bids and carry out a negotiated sale to comply with the regulations of Treas. Reg. § 1.148-1(f).

14. Negotiated Sale of Bonds. If in light of current market conditions a negotiated sale would present advantages and opportunities to select and adjust terms for the Bonds, to allow more flexibility in accessing the municipal bond market, and to price and sell the Bonds at the time that is expected to best achieve the most advantageous interest rates and costs to the City and the most favorable price for purchase of securities to be escrowed for payment of the Prior Bonds to be refunded, then, based on the advice of the Municipal Advisor, the Finance Director is hereby authorized on behalf of the City to conduct and pursue a negotiated sale of the Bonds. In the event that a negotiated sale is pursued, then the Finance Director is authorized to select an underwriter or placement agent for the Bonds in consultation with the Municipal Advisor or circulate a request for quotes from financial institutions. The Finance Director is authorized to negotiate and execute a bond purchase agreement with an underwriter, financial institution, or other investor, and take all other necessary actions required to effectuate the negotiated sale and delivery of the Bonds within the parameters authorized in this Resolution.

By adoption of this resolution the City assumes no obligations or liability to the underwriter of the Bonds for any loss or damage that may result to the underwriter of the Bonds from the adoption of this resolution, and all costs and expenses incurred by the underwriter of the Bonds in preparing for sale of the Bonds shall be paid from the proceeds of the Bonds, if the Bonds are issued, except as may be otherwise provided in the purchase agreement or other acceptance of an offer to purchase the Bonds or placement agreement to be signed by the City at the time of sale of the Bonds.

15. Sale Parameters. The Bonds shall only be sold if there shall be net present value savings of at least 2.00% as determined by the Municipal Advisor. The Bonds shall bear interest at a rate or rates not exceeding 6.00% per annum and the true interest cost shall not exceed 4.00%. The purchase price for the Bonds, exclusive of any original issue discount or premium, shall not be less than 99% or more than 110% of the principal amount of the Bonds plus accrued interest if any. In making such determinations the City is authorized to rely upon data and computer runs provided by the Municipal Advisor.

The authorization to the Finance Director to sell the Bonds includes, but is not limited to, determination of original principal amount of the Bonds; the prices at which the Bonds are sold; the date of the Bonds; the schedule of principal maturities and whether the Bonds shall mature serially or as term bonds; the provisions for optional and mandatory redemption of term bonds, if any; the interest rates and payment dates of the Bonds, application of the proceeds of the Bonds; selection of the portion of the Prior Bonds to be refunded; transfer of balances, if any, from the debt retirement fund for the Prior Bonds to the Escrow Fund; and purchase of securities for the Escrow Fund. Approval of the matters delegated to the Finance Director under this Resolution may be evidenced by execution of a certificate awarding sale of the Bonds, bond purchase agreement or other document agreeing to sell the Bonds, or the final Official Statement.

16. Final Official Statement: Continuing Disclosure. After sale of the Bonds, the Finance Director is authorized to prepare, execute and deliver a final Official Statement and to execute and deliver a written continuing disclosure agreement if necessary to enable the underwriter of the Bonds to comply with the requirements of Rule 15c2-12.

17. Verification Agent. The Finance Director is hereby authorized, at her discretion, to retain an independent certified public accountant to serve as verification agent to verify that the securities and cash to be deposited to the Escrow Fund will be sufficient to provide, at the times and in the amounts required, sufficient moneys to pay the principal of and interest on the Prior Bonds being refunded as they become due.

18. Other Actions. In the event that the Finance Director is not available to undertake responsibilities delegated to her under this resolution, then an officer of the City designated by the Finance Director is authorized to take such actions. The officers, administrators, agents and attorneys of the City are authorized and directed to take all other actions necessary and convenient to facilitate issuance and sale of the Bonds, and to execute and deliver all other agreements, documents and certificates and to take all other actions necessary or convenient in accordance with this resolution, and to pay costs of issuance including but not limited to municipal advisor fees, filing fees, rating agency fees, costs of printing the preliminary and final official statements, escrow trustee fees, transfer agent fees, verification agent fees, bond counsel fees, and any other costs necessary to accomplish sale and delivery of the Bonds.

19. Conflicting Resolutions. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution are hereby rescinded.

By Vice President Spadafore

Motion Carried

**RESOLUTION #2019-076**

BY THE COMMITTEE OF THE WHOLE

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

That the following remaining balances as of June 30, 2018 be reappropriated in Fiscal Year FY2018/2019 as indicated:

Account	Appropriation	Description	Unencumbered
	<b>GENERAL FUND</b>		
101.000000.679100.00000	General Fund	Use Of Fund Balance	\$291,659
	Council Operating Human Services	Council Operating Human Services	\$8,109
101.833710.960120.00000	Agencies Human Services	Discretionary Community	14,751 (1)
101.833715.960121.00000	Agencies Human Services	Problem Solving	9,915 (1)
101.833715.960152.00000	Agencies Human Services	Community Mental Health Board	29,000 (1)
101.833720.960237.00000	Agencies Human Services	Youth RFP 14-19 Kids Cafe After School	1,283 (1)
101.833720.960304.00000	Agencies Human Services	Nutrition	15,000 (1)
101.833720.960322.00000	Agencies	Kids Connect	111,009 (1)

101.833720.960329.00000	Human Services Agencies	Feed Babies Them Dry	The Keep	10,000	(1)
101.833720.960331.00000	Human Services Agencies	Womens Support Initiative		20,000	(1)
101.833730.960062.00000	Human Services Agencies	Chronic Homeless Outreach		13,161	(1)
101.833730.960305.00000	Human Services Agencies	One Church One Family Housing Project		10,000	(1)
101.833730.960306.00000	Human Services Agencies	Homeless Connect		12,274	(1)
101.833730.960315.00000	Human Services Agencies	Mobile Food Pantry Subsidized Eviction Prevention		2,605	(1)
101.833730.960325.00000	Human Services Agencies			34,553	(1)
	<b>General Fund Total</b>			<u><u>\$291,659</u></u>	

An Ordinance of the City of Lansing, Michigan, to amend Chapter 888 of the Code of Ordinances of the City of Lansing for the purposes of renaming the project sponsor and providing for an extension of a service charge in lieu of taxes for existing low income family units for a project known as 516 W. Saginaw/Ferris Manor, pursuant to the provisions of the State Housing Development Authority Act of 1966, as amended.

The Ordinance is read a first time by its title and referred to the Committee on Development and Planning

**RESOLUTION #2019-078**

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 25, 2019, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of supporting and/or opposing the Ordinance renaming the project sponsor and providing for an extension of a Service Charge In Lieu of Taxes for existing low income family units for a project known as 516 W. Saginaw Apartments/Ferris Manor, pursuant to the provisions of the State Housing Development Authority Act of 1966, as amended.

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

By Vice President Spadafore

By Council Member Spitzley to recuse President Wood from voting on this item

Motion Carried

The question being adoption of the resolution

Motion Carried

By Council Member Hussain

Motion Carried

**ORDINANCES FOR PASSAGE**

**ORDINANCES FOR INTRODUCTION**

**INTRODUCTION OF ORDINANCE**

The Committee on Development and Planning introduced:

An Ordinance of the City of Lansing, Michigan, to amend Chapter 888 of the Code of Ordinances of the City of Lansing for the purposes of renaming the project sponsor and providing for an extension of a service charge in lieu of taxes for existing low income family units for a project known as 517 N. Walnut Apartments, pursuant to the provisions of the State Housing Development Authority Act of 1966, as amended.

The Ordinance is read a first time by its title and referred to the Committee on Development and Planning

**RESOLUTION #2019-077**

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 25, 2019, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of supporting and/or opposing the Ordinance renaming the project sponsor and providing for an extension of a Service Charge In Lieu of Taxes for existing low income family units for a project known as 517 N. Walnut apartments, pursuant to the provisions of the State Housing Development Authority Act of 1966, as amended.

By Council Member Hussain

Motion Carried

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, Spadafore, Wood

Nays: None

By Vice President Spadafore to give the Ordinance immediate effect

Motion Carried

**ORDINANCE #1244**

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND CHAPTER 872 OF THE LANSING CODIFIED ORDINANCES BY AMENDING SECTIONS 872.01 THROUGH 872.07 TO CREATE LICENSING AND REGULATION FOR DOCKLESS ELECTRIC SCOOTER COMPANIES TO PARK ON AND UTILIZE THE PUBLIC RIGHTS-OF-WAY; TO SET LICENSING FEES FOR SUCH COMPANIES THAT WISH TO USE THE PUBLIC RIGHTS-OF-WAY; TO PROVIDE FOR REGULATION OF HOW SUCH ELECTRIC SCOOTERS MAY BE PARKED AND OPERATED CONSISTENT WITH PUBLIC HEALTH, SAFETY, AND WELFARE, INCLUDING SPEED, MANNER, AND LOCATION.

THE CITY OF LANSING ORDAINS:

Section 1. That Section 872.01 of the Lansing Code of Ordinances of the City of Lansing is hereby amended as follows:

The Committee on Development and Planning introduced:

**872.01 – Definitions**

As used in this chapter:

*DOCKLESS ELECTRIC SCOOTER COMPANY* MEANS A PERSON, AS DEFINED IN SECTION 202.03(18) OF THIS CODE, THAT OWNS, OPERATES, PROVIDES, OR OTHERWISE MAKES ELECTRIC SCOOTERS AVAILABLE TO THE PUBLIC TO USE ON A TEMPORARY BASIS FOR PAYMENT, WHERE SUCH ELECTRIC SCOOTERS ARE NOT REQUIRED TO BE PARKED OR DOCKED IN PHYSICALLY FIXED LOCATIONS OR DOCKS .

*ELECTRIC SCOOTER* MEANS A TWO-WHEELED TRANSPORTATION DEVICE, WITH THE WHEELS IN TANDEM, THAT HAS A STEM, HANDLEBARS AND A FLOORBOARD THAT IS DESIGNED TO BE STOOD UPON WHILE RIDING, AND IS POWERED BY AN ELECTRIC MOTOR OF LESS THAN 750 WATTS; AND ANY DEVICE THAT OTHERWISE FITS THE DEFINITION PROVIDED FOR ELECTRIC SKATEBOARDS IN SECTION 13F OF THE MICHIGAN MOTOR VEHICLE CODE, MCL 257.13F.

*Greater Lansing Taxi Authority* means the authority created by the cities of Lansing and East Lansing and incorporated pursuant to the Michigan Public Transportation Act, being MCL 124.451 et seq., for the purpose of regulating and licensing private taxicab companies, drivers for hire, and all persons, firms, and business entities acting as taxicab companies or drivers by carrying persons for hire, to and from such places as they may designate, within the municipalities provided in its rules and regulations.

*Horse-drawn carriage* means a horse-drawn vehicle operating for hire.

*Limousine* means a chauffeured motor vehicle not equipped with a taximeter, which transports individuals for hire at an hourly and/or daily rate.

*Nonconsent tow* means a tow of a motor vehicle without the knowledge or consent of the owner or person in possession of such motor vehicle, including the following:

- (a) A tow from public property without consent of the owner thereof;
- (b) A tow from private property at the request of the property owner or a person lawfully in possession or control of such property; or
- (c) A tow at the request of the Manager of the Code Compliance Division of the Department of Planning and Neighborhood Development, or his or her designee, when the owner of the vehicle has no knowledge of or has not consented to the tow.

*Nonpreference police calls* means requests by the Police Department to tow vehicles immobilized or incapacitated on public streets and vehicles illegally parked, whether on public or private property.

*Owner's agent* means a natural person who possesses a signed and notarized statement, or some other reliable written evidence or documentation, from a vehicle owner that authorizes said person to take possession of the owner's vehicle.

*Shuttle bus* means any motor vehicle which transports individuals between pre-established fixed points for established fixed fees, not including taxicabs, limousines, publicly owned or church or school buses, buses utilized for living or camping purposes or motor vehicles utilized exclusively for funeral purposes.

*Taxicab* means any vehicle, including but not limited to those powered by human or animals, engaged in the business of picking up persons, or operating in such a manner to solicit such persons, within the jurisdictional borders of the City of Lansing and carrying them for hire, to and from such places as they may designate. "Taxicab" does not include:

- (a) Vehicles used exclusively as hearses or funeral cars;
- (b) Ambulances;
- (c) Hotel buses or shuttles;
- (d) Sightseeing buses;
- (e) Motor coaches or motor buses.

*Taxicab company* means a person or entity that owns or operates a taxicab or otherwise engages in the taxicab business. "Taxicab company" includes persons and entities that use digital platforms to connect passengers to drivers.

*Wrecker* means a motor vehicle designed for or engaged in the business of towing, transporting, conveying and/or removing all kinds of vehicles.

Section 2. That Section 872.02 of the Lansing Code of Ordinances of the City of Lansing is hereby repealed in its entirety and replaced as follows:

**872.02. – ELECTRIC SCOOTERS; LICENSE REQUIRED; CONDITIONS; FEES.**

NO PERSON SHALL ENGAGE IN THE BUSINESS OF A DOCKLESS ELECTRIC SCOOTER COMPANY THAT USES THE RIGHTS-OF-WAY OF THE CITY OF LANSING, INCLUDING ROADWAYS AND SIDEWALKS, TO PARK AND/OR ADVERTISE THE ELECTRIC SCOOTERS WITHOUT FIRST OBTAINING AN OPERATING LICENSE FROM THE CITY.

- A. IN ORDER TO OBTAIN A LICENSE, A PERSON SHALL AGREE TO:
  - 1. LIMIT THE MAXIMUM SPEED OF ALL ELECTRIC SCOOTERS TO 15 MILES PER HOUR WITHIN THE CITY OF LANSING;
  - 2. PROVIDE EASILY VISIBLE CONTACT INFORMATION ON EACH ELECTRIC SCOOTER, INCLUDING: A LOGO OR OTHER BRANDING; A UNIQUE IDENTIFICATION NUMBER IN FONT THAT IS VISIBLE FROM 30 FEET AWAY WHILE THE ELECTRIC SCOOTER IS PARKED UPRIGHT; AND CONTACT INFORMATION FOR THE DOCKLESS ELECTRIC SCOOTER COMPANY THAT IS VISIBLE WHILE THE ELECTRIC SCOOTER IS PARKED UPRIGHT, INCLUDING TELEPHONE NUMBER, EMAIL ADDRESS, AND WEBSITE;
  - 3. MAINTAIN A 24-HOUR CUSTOMER SERVICE PHONE NUMBER FOR CUSTOMERS AND MEMBERS OF THE PUBLIC TO REPORT SAFETY CONCERNS, COMPLAINTS, OR TO ASK QUESTIONS;
  - 4. RESPOND TO REQUESTS FROM ANY PERSON FOR REBALANCING, REPORTS OF INCORRECTLY PARKED ELECTRIC SCOOTERS, OR REPORTS OF UNSAFE/INOPERABLE ELECTRIC SCOOTERS BY RELOCATING, REPARKING, OR REMOVING THE ELECTRIC SCOOTERS, AS APPROPRIATE, WITHIN 2 HOURS OF RECEIVING NOTICE;
  - 5. RESPOND TO REPORTS FROM ANY PERSON OF SAFETY OR MAINTENANCE ISSUES WITH A SPECIFIC DEVICE, BY REMOTELY MAKING THAT ELECTRIC SCOOTER UNAVAILABLE TO USERS IN ADDITION TO REMOVING THE ELECTRIC SCOOTER AS REQUIRED IN THIS SECTION;
  - 6. ENSURE THAT ANY INOPERABLE OR UNSAFE DEVICE SHALL BE REPAIRED BEFORE IT IS PUT BACK INTO SERVICE;
  - 7. ENSURE THAT THE USE POLICY INCLUDES CLEAR PROHIBITION ON MORE THAN ONE INDIVIDUAL RIDING ON AN ELECTRIC SCOOTER AT A TIME;
  - 8. IMPLEMENT A MARKETING AND TARGETED COMMUNITY OUTREACH PLAN, AT THE PERSON'S OWN COST, TO PROVIDE ACCESS TO ELECTRIC SCOOTER SERVICES AND PROMOTE THE USE OF

ELECTRIC SCOOTERS CITYWIDE, PARTICULARLY AMONG LOW-INCOME COMMUNITIES;

9. COORDINATE WITH THE CITY TO IMPLEMENT AN EDUCATIONAL CAMPAIGN, AT THE PERSON'S OWN COST, TO INFORM THE PUBLIC REGARDING PERMISSIBLE PARKING LOCATIONS, SPEED LIMITS, SAFETY EQUIPMENT REQUIREMENTS AND RECOMMENDATIONS, AND GENERAL COURTESY;
  10. INDEMNIFY, DEFEND, AND HOLD HARMLESS THE CITY AGAINST ALL LIABILITY, ACTIONS, OR CLAIMS RESULTING FROM THE CONDUCT OR OPERATIONS RELATED TO ELECTRIC SCOOTERS BY ANY PERSON;
  11. MAINTAIN INSURANCE PROVIDING LIABILITY COVERAGE IN AN AMOUNT NOT LESS THAN \$500,000 PER INCIDENT AND \$1,000,000 AGGREGATE;
  12. SHARE DE-IDENTIFIED USAGE DATA, AS MORE FULLY DESCRIBED IN SECTION 872.04, WITH THE CITY OF LANSING; AND
  13. COMPLY WITH ANY LIMIT ON THE NUMBER OF ELECTRIC SCOOTERS THAT MAY BE WITHIN THE CITY AT THE START OF EACH DAY, BUT ONLY IF SUCH LIMIT HAS BEEN RECOMMENDED TO CITY COUNCIL BY THE PUBLIC SERVICE DIRECTOR, AFTER A STUDY BASED ON USAGE DATA SHARED PURSUANT TO SECTION 872.04 TO DETERMINE GENERAL USE PATTERNS AND OVER-CONGESTION OF ELECTRIC SCOOTERS WITHIN THE CITY, AND ONLY IF SUCH RECOMMENDED LIMIT HAS BEEN AFFIRMED AND ADOPTED BY RESOLUTION OF CITY COUNCIL; FOR PURPOSES OF THIS SUBSECTION, THE START OF EACH DAY SHALL BE 6 O'CLOCK A.M.
- B. THE CITY CLERK IS HEREBY AUTHORIZED TO GRANT LICENSES DESCRIBED IN THIS SUBSECTION. ALL LICENSES ARE ANNUAL UNLESS REVOKED EARLIER AS PROVIDED IN SECTION 872.06. A NONREFUNDABLE FEE MUST BE PAID FOR A LICENSE; THE ANNUAL FEE FOR EACH CALENDAR YEAR, OR PORTION THEREOF, THAT THIS ORDINANCE IS IN EFFECT IS \$2,500 UNLESS ADJUSTED AND SET BY RESOLUTION OF CITY COUNCIL. AN ADDITIONAL ORIGINATION FEE FOR EACH ELECTRIC SCOOTER RIDE THAT ORIGINATES IN THE CITY OF LANSING SHALL BE PAID TO THE CITY ON A MONTHLY BASIS; THE ORIGINATION FEE DURING THE EACH CALENDAR YEAR, OR PORTION THEREOF, THAT THIS ORDINANCE IS IN EFFECT IS \$.10 UNLESS ADJUSTED AND SET BY RESOLUTION OF CITY COUNCIL. AFTER OFFSETTING COSTS RELATED TO THE PERMIT PROCESS AND ENFORCEMENT OF OPERATIONAL AND PARKING RESTRICTIONS, ALL FEES COLLECTED UNDER THIS SECTION SHALL BE ALLOCATED TO FUND PROGRAMS CONSISTENT WITH THE CITY'S "COMPLETE STREETS" INITIATIVE, AS SET FORTH IN SECTION 1020.13, SO AS TO MAINTAIN AND EXPAND THE CITY'S INFRASTRUCTURE AND RIGHTS OF WAY UTILIZED BY ELECTRIC SCOOTERS.
- C. A LICENSE MAY NOT BE TRANSFERRED FROM ANY PERSON TO ANOTHER PERSON.

Section 3. That Section 872.03 of the Lansing Code of Ordinances of the City of Lansing is hereby repealed in its entirety and replaced as follows:

**872.03. – LICENSE APPLICATION; CITY CLERK APPROVAL REQUIRED.**

- A. AN APPLICATION FOR A DOCKLESS ELECTRIC SCOOTER COMPANY REQUIRED UNDER SECTION 872.02 SHALL BE MADE BY THE PERSON OPERATING THE COMPANY ON FORMS TO BE FURNISHED BY THE CITY CLERK.

- B. SUCH APPLICATION SHALL REQUIRE ACKNOWLEDGEMENT OF THE REQUIREMENTS IN SECTION 872.02.
- C. SUCH APPLICATION SHALL INCLUDE
  1. THE FULL NAMES AND ADDRESSES OF THE OWNER OR OPERATOR OF THE APPLICANT;
  2. THE ADDRESS OF THE APPLICANT'S LOCAL BUSINESS OFFICE;
  3. THE LOGO OR OTHER BRANDING UNIQUE TO THE APPLICANT THAT WILL BE VISIBLE ON EVERY ELECTRIC SCOOTER IT OPERATES OR MAKES AVAILABLE;
  4. THE TELEPHONE NUMBER, EMAIL ADDRESS, AND WEBSITE THAT THE PUBLIC MAY CONTACT TO LODGE COMPLAINTS OR MAKE REPORTS; AND
  5. ANY OTHER INFORMATION THE CITY CLERK DEEMS NECESSARY AND PROPER.
- D. THE APPLICATION SHALL BE SUBSCRIBED AND SWORN TO BEFORE A NOTARY PUBLIC AND FILED WITH THE CITY CLERK.
- E. PRIOR TO ISSUANCE OR RENEWAL OF ANY DOCKLESS ELECTRIC SCOOTER COMPANY LICENSE UNDER THIS CHAPTER, THE CITY CLERK SHALL APPROVE THE APPLICATION THEREFOR.

Section 4. That Section 872.04 of the Lansing Code of Ordinances of the City of Lansing is hereby repealed in its entirety and replaced as follows:

**872.04. – DATA SHARING**

EVERY MONTH, A LICENSED DOCKLESS ELECTRIC SCOOTER COMPANY SHALL SHARE THE FOLLOWING DATA WITH THE CITY IN ORDER TO IMPROVE FUTURE OPERATIONS FOR ELECTRIC SCOOTERS WITHIN THE CITY:

- A. ELECTRIC SCOOTER UTILIZATION RATES;
- B. TRIP VOLUMES;
- C. TRIP O/D, DISTANCES, ROUTES, ETC.;
- D. STARTING AND STOPPING POINTS FOR EACH TRIP;
- E. NUMBER OF ELECTRIC SCOOTERS IN THE CITY AT 6 A.M. EVERY DAY;
- F. MAXIMUM AND MINIMUM NUMBER OF ELECTRIC SCOOTERS IN THE CITY EVERY 24 HOUR PERIOD;
- G. PARKING COMPLIANCE RATES;
- H. THEFT AND VANDALISM INFORMATION;
- I. MAINTENANCE AND OTHER COMPLAINTS; AND
- J. CRASH INFORMATION.

Section 5. That Section 872.05 of the Lansing Code of Ordinances of the City of Lansing is hereby repealed in its entirety and replaced as follows:

**872.05. – PARKING IN THE CITY RIGHTS-OF-WAY; PERMISSIONS; RESTRICTIONS.**

IN ADDITION TO THE RESTRICTIONS OR PARKING AND OPERATION OF ELECTRIC SCOOTERS FOUND IN CHAPTER 404 AND SECTION 812.04 OF THIS CODE OF ORDINANCES AS WELL AS THE MICHIGAN MOTOR VEHICLE CODE, DULY LICENSED ELECTRIC SCOOTERS ARE SUBJECT TO THE FOLLOWING CONDITIONS ON PARKING:

- A. ELECTRIC SCOOTERS SHALL BE PARKED UPRIGHT ON HARD SURFACES ON THE SIDEWALK, BUT ONLY IF AT LEAST 5 LINEAR FEET OF UNOBSTRUCTED SIDEWALK, MEASURED FROM THE PROPERTY LINE OR NEAREST FIXED STRUCTURE TOWARDS THE PARKWAY AS THOSE TERMS ARE DEFINED IN CHAPTER 1020, IS PRESERVED FOR SAFE PEDESTRIAN TRAVEL.
- B. ELECTRIC SCOOTERS MAY NOT PARK IN SUCH A MANNER THAT IMPEDES OR INTERFERES WITH ACCESS TO OR USE OF:
  1. SIDEWALKS, CROSSWALKS, OR SIDEWALK RAMPS
  2. BUS STOPS, SHELTERS, OR WAITING AREAS

- 3. LOADING ZONES OR HANDICAPPED PARKING SPACES
- 4. FIRE HYDRANTS
- 5. BENCHES
- 6. PARKING METERS OR PAY STATIONS
- 7. ANY COMMERCIAL WINDOW DISPLAY
- 8. ACCESS TO OR FROM ANY BUILDING
- 9. ANY BICYCLE RACK
- 10. DRIVEWAYS OR ALLEYS
- C. ELECTRIC SCOOTERS MAY BE PARKED IN ON-STREET PARKING SPACES ONLY WHEN THE SPACES ARE OFFICIALLY DESIGNATED FOR SCOOTERS OR MOTORCYCLES.
- D. ELECTRIC SCOOTERS MAY BE PARKED ON BLOCKS WITHOUT SIDEWALKS ONLY IF THE ROADWAY TRAVEL LANES AND 5-FOOT PEDESTRIAN CLEAR ZONE ARE NOT IMPEDED.
- E. PARKING OF ELECTRIC SCOOTERS IN PUBLIC RIGHTS-OF-WAY MAY BE TEMPORARILY SUSPENDED ON THE DETERMINATION OF THE DIRECTOR OF PUBLIC SERVICES FOR SAFETY CONCERNS INCLUDING BUT NOT LIMITED TO INCLEMENT WEATHER, OTHERWISE PERMITTED SPECIAL EVENTS OR PUBLIC GATHERINGS, OTHERWISE PERMITTED CONSTRUCTION, AND OTHERWISE PERMITTED USE OF THE PUBLIC RIGHTS-OF-WAY.

Section 6. That Section 872.06 of the Lansing Code of Ordinances of the City of Lansing is hereby repealed in its entirety and replaced as follows:

**872.06. – LICENSE REVOCATION.**

A LICENSE REQUIRED UNDER SECTION 872.02 MAY BE REVOKED BY CITY COUNCIL IF THE LICENSEE OPERATES IN SUCH A WAY AS TO VIOLATE THE TERMS OF ITS LICENSE, THE LAWS OF THE STATE, OR THE ORDINANCES OR REGULATIONS OF THE CITY. UPON RECEIVING NOTICE OF SUCH A VIOLATION, THE CHIEF OF POLICE OR THE CHIEF'S REPRESENTATIVE SHALL FILE A PETITION WITH THE CITY CLERK SPECIFYING THE VIOLATION WITH WHICH THE LICENSEE IS CHARGED AND REQUESTING THAT THE DOCKLESS ELECTRIC SCOOTER COMPANY LICENSE BE REVOKED. UPON RECEIPT OF SUCH PETITION, COUNCIL SHALL SET A DATE FOR A HEARING ON SUCH ALLEGED VIOLATIONS, AND THE LICENSEE SHALL BE GIVEN NOT LESS THAN FIVE DAYS WRITTEN NOTICE OF THE HEARING. AT SUCH HEARING THE LICENSEE MAY APPEAR IN PERSON OR BY AGENT OR ATTORNEY AND MAY SUBMIT EVIDENCE IN ITS DEFENSE. IF COUNCIL DETERMINES THAT THE VIOLATION HAS BEEN PROVEN BY A PREPONDERANCE OF THE EVIDENCE, THE DOCKLESS ELECTRIC SCOOTER COMPANY LICENSE MAY BE REVOKED.

Section 7. 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 8. 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 9. This ordinance shall take effect on the 30th day after enactment, unless given immediate effect by City Council, and shall expire on December 31, 2028.

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

City Clerk Swope announced that the public comment registration form(s) for those intending to address Council on City government

matters will be collected and that only those persons who have fully completed the form(s) will be permitted to speak.

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

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

Motion Carried

• Reports from City Officers, Boards and Commissions:

- 1. Letter(s) from the City Clerk re:
  - a. Minutes of Boards, Commissions, and Authorities placed on file in the Clerk's Office
 PLACED ON FILE

- b. Fireworks Display by Lansing Lugnuts & Melrose Pyrotechnics, Inc. at Thomas M. Cooley Law School Stadium, 505 E. Michigan Avenue on various dates (PEND-810)

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- 2. Letter(s) from the Mayor re:
  - a. Z-1-2019; West 5,295.5 square feet of 901 Cleveland Street, Rezoning from "B" Residential District to "F" Commercial District (PEND-805,806)

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- b. Z-2-2019; 714 N. Pine Street, Rezoning from "C" Residential District to "D-1" Professional Office District (PEND-803,804)

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- c. Act-2-2019; Eastside Connector, Parcel No. 33-01-01-15-126-284, 33-01-01-15-226-012, and 33-01-01-15-226-003 License Agreement (PEND-802)

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- d. Act-3-2019; Bear Lake Pathway, Parcel No. 33-01-01-35-180-002, 33-01-01-35-180-021, 33-01-01-35-179-101, 33-01-01-35-226-002, 33-01-01-35-201-004, 33-01-01-26-427-002, and 33-01-01-26-426-012 License Agreement (PEND-801)

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- e. Act-6-2019; Wise Road Parcel No. 33-01-05-06-202-021, Acquire for Davis Park (PEND-794)

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- f. Act-7-2019; Willard Avenue Parcel No. 33-01-01-27-426-001, Acquire for Scott Woods (PEND-795)

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- g. Act-8-2019; Hunters Ridge Parcel Number #23-50-40-25-451-022, Acquire for Hunters Ridge Park (PEND-796)

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

- h. Red Cedar Development, Seventh Amendment to the Amended and Restated Real Estate Purchase And Development Agreement (PEND-799, 800)

REFERRED TO THE COMMITTEE OF THE WHOLE

• Communications and Petitions, and Other City Related Matters:

1. Claim Appeal; Claim #1656, Nickolas J. Premo for \$3,065 in trash violations at 1126 Farrand Street (PEND-808)

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

2. Affidavit of Disclosure; Brent Sorg, Lansing Police Department

REFERRED TO THE BOARD OF ETHICS

3. Communication from Max Donovan and the citizen members of Rank MI Vote regarding proposed legislation on Rank Choice Voting

REFERRED TO THE COMMITTEE OF THE WHOLE

4. Claim Appeal; Harold Leeman for \$1,703 in legal expenses (PEND-809)

REFERRED TO THE CITY ATTORNEY

5. Affidavit of Disclosure; Dominic Cochran, Lansing Public Media

REFERRED TO THE BOARD OF ETHICS

**REMARKS BY COUNCIL MEMBERS**

Vice President Spadafore thanked Council Members for their support and work on the Electronic Scooter Ordinance.

**PUBLIC COMMENT ON  
CITY GOVERNMENT RELATED MATTERS**

Marie A. Hansen spoke about the wet weather control program in her neighborhood.

Hugh McNichol spoke about a ranked choice voting proposal for City elections.

Loretta Stanaway spoke about various City matters.

Linda Appling spoke about various City matters.

Fred McLaughlin thanked the City for keeping the bicycle paths clear.

**ADJOURNED TIME 10:28 P.M.**

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**CHRIS SWOPE, CITY CLERK**