



**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
MARCH 16, 2020**

Tony Benavides Lansing City Council Chambers
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:02 p.m. by President Spadafore

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

ABSENT: None

A quorum was present.

Council Member Wood asked people to remember Ron Seyka, who recently passed away, during the moment of Meditation. Council Member Betz asked people to remember service workers who are going to be laid off, and people who must work during the difficult COVID-19 pandemic, in the moment of Meditation. Council President Spadafore asked people to remember first responders and those who suffer from the COVID-19 pandemic, during the moment of Meditation. The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Spadafore.

APPROVAL OF PRINTED COUNCIL PROCEEDINGS

By Vice President Hussain

To approve the printed Council Proceedings of February 24, 2020

Motion Carried

CONSIDERATION OF LATE ITEMS

By Vice President Hussain

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

Motion Carried

The following items were added to the agenda:

1. Suspend Council Rule 46 to allow for virtual participation in City Council meetings
2. Extend the Mayor's Declaration of an Emergency
3. Brownfield Plan #79; 700 North Washington, Michigan Realtors Redevelopment Project
4. Obsolete Property Rehabilitation Act (OPRA) Certificate; 1611 East Kalamazoo Street, Allen Neighborhood Center (ANC) Holdings
5. Deficit Elimination Plan; Special Assessment Capital Project Fund
6. Issuance and Sale of 2020 Limited Tax General Obligation Bonds for Capital Improvements
7. Issuance and Sale of Refunding of Building Authority Bonds and Tax Increment Finance Authority Bonds
8. Issuance and Sale of Limited Tax General Obligation

- Refunding Bonds
9. Lansing City Council COVID-19 Exposure Mitigation Measures

SPECIAL CEREMONIES and PRESENTATIONS

1. SLU-3-2019; 1315 Massachusetts Avenue, Parking Lot in the "B" Residential Zoning District
Roger Donaldson spoke about the SLU-3-2019 project.
2. Z-9-2019; 3440 N. East Street, Conditional Rezoning from "F" Commercial District to "G-2" Wholesale District
There was no presentation
3. Brownfield Plan #79; 700 North Washington, Michigan Realtors Redevelopment Project
Robert M. Campau and Brian Westrin spoke about Brownfield Plan #79.
4. SLU-1-2020; Special Land Use Permit, between 1220 and 1306 North Homer Street, Telecommunications Tower, Metro Fibernet, LLC
Jim Rude spoke about the SLU-1-2020 project.
5. Obsolete Property Rehabilitation Act (OPRA) Certificate; 1611 East Kalamazoo Street, Allen Neighborhood Center (ANC) Holdings
Joan Nelson spoke about the OPRA Certificate project.
6. Payment in Lieu of Taxes (PILOT); Porter Senior Apartments, 505 Townsend Street
There was no presentation

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

Council Member Wood stated that Colonial Village, Churchill Downs, and Rejuvenating South Lansing meetings are cancelled for this month.

Council President Spadafore stated that the joint meeting with City Council and Board of Water and Light Board of Commissioners set for March 30 was cancelled.

City Clerk Swope thanked the precinct workers and staff for their work on the March 10th Presidential Primary.

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

MAYOR'S COMMENTS

Mayor Schor spoke provided an update on City's response to the COVID-19 pandemic including that the Treasury will waive late fee and fines, the cancelling of most boards and commissions meetings, the

mobile food pantry has changed procedures to reduce keep people 6ft away from each other to reduce the spread of the virus. Also, the City has accepted Bloomberg/Harvard Grant to work on COVID-19 Virus response.

SHOW CAUSE HEARINGS

1. In consideration of Orders to Make Safe or Demolish; 1522 W. Holmes Road (PEND-1407)

Council Member Garza gave an overview of the hearing.

- Comment on Scheduled Show Cause Hearings:

There were no speakers.

REFERRAL OF SHOW CAUSE HEARINGS

1. In consideration of Orders to Make Safe or Demolish; 1522 W. Holmes Road (PEND-1407)

REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

PUBLIC COMMENT ON LEGISLATIVE MATTERS

Legislative Matters included the following public hearings:

1. Z-9-2019; 3440 N. East Street, Conditional Rezoning from "F" Commercial District to "G-2" Wholesale District
2. In consideration of SLU-1-2020; Special Land Use Permit, between 1220 and 1306 North Homer Street, Telecommunications Tower, Metro Fibernet, LLC
3. In consideration of Obsolete Property Rehabilitation Act (OPRA) Certificate; 1611 East Kalamazoo Street, Allen Neighborhood Center (ANC) Holdings
4. In consideration of Brownfield Plan #79; 700 North Washington, Michigan Realtors Redevelopment Project
5. In consideration of Payment in Lieu of Taxes (PILOT), Porter Senior Apartments, 505 Townsend Street
6. In consideration of SLU-3-2019; 1315 Massachusetts Avenue, Parking Lot in the "B" Residential Zoning District
7. In consideration of an Ordinance to Amend Chapter 294 Section 294.02(d); to eliminate the requirement that the City Attorney shall be the Legal Advisor to the Police and Fire Retirement System Board
8. In consideration of an Ordinance to Amend Chapter 292 Section 292.09; to eliminate the requirement that the City Attorney shall be the Legal Advisor to the Employees' Retirement System Board

Council Member Wood gave an overview of public hearings 7 and 8.

Public Comment on Legislative Matters:

Roger Donaldson spoke in support of SLU-3-2019 and ask if Council could vote on it tonight.

Miguel Rodriguel spoke in support of SLU-3-2019.

LEGISLATIVE MATTERS

REFERRAL OF PUBLIC HEARINGS

1. Z-9-2019; 3440 N. East Street, Conditional Rezoning from "F" Commercial District to "G-2" Wholesale District

HELD OPEN UNTIL THE APRIL 27, 2020 COUNCIL MEETING

2. In consideration of SLU-1-2020; Special Land Use Permit,

between 1220 and 1306 North Homer Street, Telecommunications Tower, Metro Fibernet, LLC
REFERRED TO THE COMMITTEE OF THE WHOLE

3. In consideration of Obsolete Property Rehabilitation Act (OPRA) Certificate; 1611 East Kalamazoo Street, Allen Neighborhood Center (ANC) Holdings
TO BE CONSIDERED AT THIS COUNCIL MEETING

4. In consideration of Brownfield Plan #79; 700 North Washington, Michigan Realtors Redevelopment Project
TO BE CONSIDERED AT THIS COUNCIL MEETING

5. In consideration of Payment in Lieu of Taxes (PILOT), Porter Senior Apartments, 505 Townsend Street
HELD OPEN UNTIL THE APRIL 27, 2020 COUNCIL MEETING

6. In consideration of SLU-3-2019; 1315 Massachusetts Avenue, Parking Lot in the "B" Residential Zoning District
REFERRED TO THE COMMITTEE OF THE WHOLE

7. In consideration of an Ordinance to Amend Chapter 294 Section 294.02(d); to eliminate the requirement that the City Attorney shall be the Legal Advisor to the Police and Fire Retirement System Board
TO BE CONSIDERED AT THIS COUNCIL MEETING

8. In consideration of an Ordinance to Amend Chapter 292 Section 292.09; to eliminate the requirement that the City Attorney shall be the Legal Advisor to the Employees' Retirement System Board
TO BE CONSIDERED AT THIS COUNCIL MEETING

RESOLUTIONS

RESOLUTION #2020-037

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

WHEREAS, Curtis and Rosemary Renshaw, via representative David Vincent, sought to eliminate a special assessment of \$4,955 for trash removal and all associated penalties and interest, on the property tax bill for 1320 Vermont Avenue (ID #33-01-01-10-182-071); and

WHEREAS, upon filing a claim to the Committee on General Services, the Committee met on February 25, 2020 and March 10, 2020 with David Vincent and granted the claim in the amount of \$1,255.00, denying the balance of \$3,700.00.

THEREFORE, BE IT RESOLVED, the City Council, hereby, grants the claim in the amount of \$1,255.00, denying the balance of \$3,700.00 for the trash removal violations and all associated penalties and interest on the property tax bill for 1320 Vermont Avenue (Tax ID #33-01-01-10-182-071).

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

By Vice President Hussain

Motion Carried

RESOLUTION #2020-038

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

WHEREAS, AAA Properties Inc. sought to eliminate a special assessment of \$716.80 for board up fees, associated penalties and interest, on the property tax bill for 1722 W Miller (ID #33-01-05-05-377-096); and

WHEREAS, upon filing a claim to the Committee on General Services, the Committee met on February 25, 2020 and denied the claim in the amount of \$716.80.

THEREFORE, BE IT RESOLVED, the City Council, hereby, denies the claim in the amount of \$716.80 for the board up fees, associated penalties and interest on the property tax bill for 1722 W Miller (Tax ID #33-01-05-05-377-096).

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

By Vice President Hussain

Motion Carried

RESOLUTION #2020-039

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

WHEREAS, Jesus DelaTorre-Vavra sought to eliminate a special assessment of \$4,271.00 for trash removal fees, associated penalties and interest, on the property tax bill for 523 Cherry Street (ID #33-01-01-16-457-051); and

WHEREAS, upon filing a claim to the Committee on General Services, the Committee met on February 25, 2020 and denied the claim in the amount of \$4,271.00.

THEREFORE, BE IT RESOLVED, the City Council, hereby, denies the claim in the amount of \$4,271.00 for trash removal fees, associated penalties and interest on the property tax bill for 523 Cherry Street (Tax ID #33-01-01-16-457-051).

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

By Vice President Hussain

Motion Carried

RESOLUTION #2020-040

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

WHEREAS, Waverly LLC, (Sue Lover) sought to eliminate a special assessment of \$2,763.00 for trash removal fees, associated penalties and interest, on the property tax bill for 3410 S Waverly (ID #23-50-40-36-226-138); and

WHEREAS, upon filing a claim to the Committee on General Services, the Committee met on February 25, 2020 and granted the claim in the amount of \$2,303.00, denying the balance of \$460.00.

THEREFORE, BE IT RESOLVED, the City Council, hereby, grants the claim in the amount of \$2,303.00, denying the balance of \$460.00 for the trash removal fees, associated penalties and interest on the property tax bill for 3410 S Waverly (Tax ID #23-50-40-36-226-138).

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

By Vice President Hussain

Motion Carried

RESOLUTION #2020-041

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

WHEREAS, Michael Hotwagner sought to eliminate a special assessment of \$440.00 for trash removal fees, associated penalties and interest, on the property tax bill for 1608 Comfort Street (ID #33-01-01-08-129-031); and

WHEREAS, upon filing a claim to the Committee on General Services, the Committee met on March 10, 2020 and granted the claim in the amount of \$265.00, denying the balance of \$175.00.

THEREFORE, BE IT RESOLVED, the City Council, hereby grants the claim in the amount of \$265.00, denying the balance of \$175.00 for trash removal fees, associated penalties and interest on the property tax bill for 1608 Comfort Street (Tax ID #33-01-01-08-129-031).

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

By Vice President Hussain

Motion Carried

RESOLUTION #2020-042

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

WHEREAS, in the interest of taking action to contain City pension and retirement costs, the Committee on Personnel has extensively reviewed such benefits and their changes in both bargaining and nonbargaining units of the City; and

WHEREAS, in the light of the review, the Committee on Personnel deems this to be an appropriate time to recommend certain changes and adjustments to Council staff benefits and Council Staff Personnel Rules;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby approves the changes to the Council staff Personnel Rules and fringe benefits plan and summary as follows and as attached and each dated March 11, 2020:

1. Time Bank: The Council staff compensatory Time Bank program described in Article 4, Section B of the Council Staff Personnel Rules is eliminated and the time bank balance that accrued prior to 2009 will no longer be available for use.
2. Retirement Healthcare: There shall be no retiree health insurance plan or retirement healthcare for newly hired employees into Council staff positions on or after February 15, 2020 (New Employees).
3. Pension Plans: The New Employees (hired on or after February 15, 2020 shall not be eligible for membership in or benefits under the Employees' Retirement System (ERS).
4. The New Employees, who are eligible, shall become participants in the City's Defined Contribution Plan, which shall include the following Defined Contribution Plan features:
 - Mandatory employer pick-up contributions of 5%;
 - Employee one-time pretax irrevocable pick-up election of 0% - 6%;
 - A new provision that employer (City) will match the employee's voluntary one-time pick-up election dollar-for-dollar, up to a maximum of 6% compensation;
 - The vesting schedule for New Employees will be 33% of the employer contribution account upon completion of one Defined Contribution Plan year of service; 66% of employer contribution account with completion of two Defined

Contribution Plan years of service; and 100% of employer contribution account with completion of three Defined Contribution Plan years of service.

BE IT FURTHER RESOLVED that the Council hereby approves that the Mayor may take all steps and actions deemed necessary and appropriate to amend the Defined Contribution Plan to effectuate the plan changes described in this resolution for the New Employees who are hired into Council staff positions on or after February 15, 2020, subject to prior document approval of the City Attorney.

BE IT FURTHER RESOLVED that the Council approves the change to the Council staff group summary of benefits and Personnel Rules consistent with the benefits described in this resolution and in the documents titled Council Staff Fringe Benefits, dated March 11, 2020 and Council Staff Personnel Rules dated March 11, 2020 accompanying the resolution.

BE IT FURTHER RESOLVED that the chairperson of the Defined Contribution Governing Committee is hereby authorized to execute all necessary and appropriate Defined Contribution Plan amendments and documents to effectuate the plan amendments described in this resolution, subject to prior approval of the City Attorney.

BE IT FINALLY RESOLVED that the City Attorney shall prepare and submit to Council for enactment the necessary and appropriate ERS ordinance amendments to effectuate the benefit changes described in this resolution.

By Vice President Hussain

Motion Carried

RESOLUTION #2020-043

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

Decertify Alliance Drive and a portion of Technology Boulevard

WHEREAS, the McLaren Health Care Corporation, 3373 Regency Park Dr., Grand Blanc, MI 48439 requested the vacation of Alliance Drive and the northern portion of Technology Blvd., in the University Corporate Research Park located between U.S. 127 and Collins Road; and

WHEREAS, City Council passed Resolution #2018-253 on October 8, 2018 approving the vacation contingent upon McLaren taking title to the property adjoining the to-be-vacated rights-of-way, and providing proof of the same to the City Clerk, on or before August 15, 2019; and

WHEREAS, McLaren has successfully completed taking title to the property adjoining the rights-of-way, and provided proof to the City Clerk; and

WHEREAS, the Public Service Department updates the Public Street System in accordance with Public Act 51 of 1951, which requires that vacated streets be decertified and removed from the Act 51 Street System; and

WHEREAS, the City of Lansing does wish to decertify the following street segments; and

WHEREAS, the street segments to be decertified are:

Alliance Drive in its entirety – 1,735 feet

Technology Boulevard, Collins Road to Biotechnology Boulevard – 1,712 feet

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby authorizes the decertification of a total of 3,447 feet, as identified in the recitals of this resolution, from the Act 51 Street System.

BE IT FINALLY RESOLVED that the Act 51 Street System be updated to reflect these changes.

By Council Member Dunbar

Motion Carried

RESOLUTION #2020-044

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

RESOLUTION APPROVING BROWNFIELD PLAN #79
MICHIGAN REALTORS 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 Brownfield Plan #79 – Michigan Realtors Redevelopment Project (the 'Plan'); and

WHEREAS, a public hearing was held by the Lansing City Council on March 16, 2020 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 March 16, 2020 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 \$9,200,000,
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 February 7, 2020 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 LBRA 'Brownfield Plan #79 – Michigan Realtors Redevelopment Project'.

By Council Member Spitzley

Motion Carried

RESOLUTION #2020-045

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

Resolution to Approve an Obsolete Property Rehabilitation Act
Certificate
1611 East Kalamazoo Street

WHEREAS, pursuant to the Michigan Obsolete Property Rehabilitation Act, being Public Act 146 of 2000 (PA 146 of 2000), Allen Neighborhood Center Support Corp has filed an application for an Obsolete Property Rehabilitation Exemption Certificate (OPRA Certificate) with the Lansing City Clerk, for a proposed obsolete facility at 1611 East Kalamazoo St., Lansing, Michigan (Obsolete Property); and

WHEREAS, Allen Neighborhood Center Support Corp (the Applicant) owns the proposed Obsolete Property; and

WHEREAS, the proposed Obsolete Property is located within an Obsolete Property Rehabilitation District legally established by resolution adopted October 28, 2019, after a public hearing was held on October 14, 2019, as provided by section 3 of PA 146 of 2000; and

WHEREAS, the taxable value of the property proposed to be exempt plus the aggregate taxable value of property already exempt under Public Act 146 of 2000 and under Public Act 198 of 1974 (IFT's) does not exceed 5% of the total taxable value of the City of Lansing; and

WHEREAS, a public hearing was held on March 16, 2020 in order to provide an opportunity for the applicant, the City Assessor, a representative of the affected taxing units, the residents, and other taxpayers of the City of Lansing general public appear and be heard regarding the approval of the OPRA Certificate; and

WHEREAS, Allen Neighborhood Center Support Corp has been certified in writing by the City of Lansing Treasurer to be not delinquent in any taxes related to the facility; and

WHEREAS, the application is for 12 years and under no circumstances or criteria will an extension of the exemption be considered; and

WHEREAS, the application is for obsolete property as defined in section 2(h) of Public Act 146 of 2000; and

WHEREAS, the applicant Allen Neighborhood Center Support Corp has provided answers to all required questions under the application instructions to the City of Lansing; and

WHEREAS, the City of Lansing requires that rehabilitation of the facility shall be completed by December 31, 2021; and

WHEREAS, the commencement of the rehabilitation of the facility did not occur before the establishment of the Obsolete Property Rehabilitation District; and

WHEREAS, the application relates to a rehabilitation program that when completed constitutes a rehabilitated facility within the meaning of Public Act 146 of 2000 and that is situated within an Obsolete Property Rehabilitation District established in the City of Lansing eligible under Public Act 146 of 2000 to establish such a district; and

WHEREAS, completion of the rehabilitated facility is calculated to, and will at the time of issuance of the certificate, have the reasonable likelihood to, increase commercial activity, revitalize urban areas, create employment, retain employment, and increase the number of residents in the community in which the facility is situated; and

WHEREAS, the rehabilitation includes improvements aggregating 10% or more of the true cash value of the property at commencement of the rehabilitation as provided by section 2(l) of Public Act 146 of 2000.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby grants an Obsolete Property Rehabilitation Exemption for the real property, excluding land, located in an Obsolete Property Rehabilitation District at property located at 1611 East Kalamazoo St., Lansing, Michigan, legally described as LOT 6, 7, 8, 9, 10 BLOCK 4 ASSESSORS PLAT NO 16, Parcel Number: 33-01-01-15-427-302.

BE IT FINALLY RESOLVED that the City Clerk shall cause the Application for Obsolete Property Rehabilitation Certificate to be completed, including the "Clerk Certification" and shall file the completed application, together with a certified copy of this resolution with the State Tax Commission.

By Council Member Spitzley

Motion Carried

RESOLUTION #2020-046

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

WHEREAS, adjustments are needed in the fiscal year 2019/2020 budget to reflect current year revenue estimates; and

WHEREAS, adjustments to appropriations are required to reflect anticipated changes in General Fund operations; and

WHEREAS, the most recent Actuarial Funding Valuation recommends an increased contribution to the Police and Fire Retirement System than was previously budgeted; and

WHEREAS, adjustments are required to account for additional cart and bag demand in the Refuse Fund including the purchase of additional carts; and

WHEREAS, the delayed opening of the Emterra Material Recovery Facility requires continued contractual expenditures for Recycling Fund services through the end of the fiscal year; and

WHEREAS, changes are being reviewed and made for downtown parking including permitting a 15 minimum parking time at metered spaces, adjusting the maximum meter stay on certain streets in the Downtown for increased flexibility for patrons, and allowing food-based businesses with their own delivery vehicles to apply for special permits; and

WHEREAS, these parking changes include a thirty-cent credit card processing fee when payment is made for an on-street and/or parking lot session via a credit card;

NOW THEREFORE BE IT RESOLVED that the changes to the City's fees and charges as adopted be amended to include:

Economic Development & Planning - Parking System From Current FY 2019 To Adopted FY 2020

Transient Parking Rates:

On street/parking lot credit card processing fee New fee \$ 0.30

BE IT FURTHER RESOLVED that the attached FY 2019/2020 mid-year budget amendment be approved:

FY 2019/2020 Budget Amendment

February 10, 2020/February 24, 2020

Revenues	FY 2019 Actuals	FY 2020 Adopted Budget	FY 2020 Dec. 31 Actuals	Proposed Adjustment	FY 2020 Proposed Amendm
Property Taxes	40,594,677	42,875,000	43,422,167	485,000	43,360,000
Income Taxes	37,021,436	39,400,000	13,684,696	(2,400,000)	37,000,000
Return on Equity	21,110,884	23,100,000	11,769,291	-	23,100,000
State Revenues	18,330,556	19,817,000	9,399,517	(70,000)	19,747,000
Charges for Services	9,089,169	9,351,800	3,226,098	-	9,351,800
Fines & Forfeitures	2,050,717	2,149,200	776,470	-	2,149,200
Licenses & Permits	1,407,477	1,889,000	772,169	-	1,889,000
Interest & Rent	226,344	415,000	53,783	-	415,000
Other Revenue	531,597	403,000	72,742	-	403,000
Total Revenues	130,362,856	139,400,000	83,176,932	(1,985,000)	137,415,000
Expenditures	FY 2019 Actuals	FY 2020 Adopted Budget	FY 2020 Dec. 31 Actuals	Proposed Adjustment	FY 2020 Proposed Amendm
Personnel	501,914	498,516	229,449	-	498,516
Operating	194,071	228,461	75,841	-	228,461
Total	695,985	726,977	305,289	-	726,977
Internal Audit					
Personnel	183,170	182,115	84,581	-	182,115
Operating	9,485	13,885	5,505	-	13,885
Total	192,654	196,000	90,085	-	196,000
Courts					
Personnel	4,886,798	5,121,945	2,298,069	-	5,121,945
Operating	1,388,609	1,395,007	422,117	-	1,395,007
Total	6,275,406	6,516,952	2,720,186	-	6,516,952
Mayor's Office					
Personnel	1,079,301	1,059,636	536,281	-	1,059,636
Operating	176,813	361,399	98,222	(134,700)	226,699
Total	1,256,114	1,421,035	634,503	(134,700)	1,286,335
Media Center					
Personnel	384,827	438,347	210,588	-	438,347
Operating	37,752	39,653	8,988	-	39,653
Total	422,578	478,000	219,576	-	478,000
Clerk's Office					
Personnel	992,581	990,367	510,557	-	990,367
Operating	363,572	411,819	155,248	-	411,819
Total	1,356,153	1,402,186	665,805	-	1,402,186
Neighborhood & Citizen Engagement					
Personnel	463,609	832,604	332,781	(61,000)	771,604
Operating	351,562	333,396	81,753	61,000	394,396
Total	815,171	1,166,000	414,534	-	1,166,000
Economic Development & Planning					
Personnel	2,614,263	3,278,728	1,405,825	-	3,278,728

Expenditures	FY 2019 Actuals	FY 2020 Adopted Budget	FY 2020 Dec. 31 Actuals	Proposed Adjustment	FY 2020 Proposed Amendm
Operating	2,289,507	2,455,591	1,377,213	(250,000)	2,205,591
Total	4,903,770	5,734,319	2,783,038	(250,000)	5,484,319
Finance/Operations					
Personnel	1,474,294	1,046,216	644,111	134,700	1,180,916
Operating	712,221	548,881	185,452	-	548,881
Total	2,186,515	1,595,097	829,563	134,700	1,729,797
Assessing					
Personnel	1,336,820	1,559,864	620,831	-	1,559,864
Operating	207,331	240,838	88,092	-	240,838
Total	1,544,151	1,800,702	708,922	-	1,800,702
Treasury					
Personnel	1,397,830	1,848,306	718,264	-	1,848,306
Operating	457,585	429,698	94,180	-	429,698
Total	1,855,415	2,278,004	812,444	-	2,278,004
Human Resources					
Personnel	1,205,246	1,333,106	601,168	-	1,333,106
Operating	915,856	892,521	334,069	66,000	958,521
Total	2,121,101	2,225,627	935,238	66,000	2,291,627
Attorney's Office					
Personnel	1,643,584	1,941,252	813,586	-	1,941,252
Operating	232,280	239,631	102,332	-	239,631
Total	1,875,864	2,180,883	915,919	-	2,180,883
Police					
Personnel	36,465,408	37,802,547	18,434,385	310,269	38,112,816
Operating	6,367,172	7,057,235	3,078,120	-	7,057,235
Total	42,832,579	44,859,782	21,512,506	310,269	45,170,051
Fire					
Personnel	28,897,214	30,772,490	14,469,493	249,731	31,022,221
Operating	5,045,972	5,278,088	2,566,968	-	5,278,088
Total	33,943,186	36,050,578	17,036,461	249,731	36,300,309
Public Service					
Personnel	1,874,600	2,855,553	1,231,294	(300,000)	2,555,553
Operating	9,741,013	9,307,133	3,102,846	300,000	9,607,133
Total	11,615,613	12,162,686	4,334,140	-	12,162,686
Human Relations & Community Service					
Personnel	1,297,133	1,460,296	655,906	80,000	1,540,296
Operating	196,422	196,615	65,454	-	196,615
Total	1,493,555	1,656,911	721,360	80,000	1,736,911
Parks & Recreation					
Personnel	4,851,422	5,246,923	2,010,683	-	5,246,923
Operating	3,286,949	3,354,838	1,328,733	-	3,354,838
Total	8,138,371	8,601,761	3,339,416	-	8,601,761
Human Services					
Operating	1,638,162	1,725,000	704,371	-	1,725,000
Total	1,638,162	1,725,000	704,371	-	1,725,000
City Supported Agencies					
Operating	324,392	316,500	109,100	-	316,500
Total	324,392	316,500	109,100	-	316,500
Non-Departmental					
Vacancy Factor	-	(700,000)	-	500,000	(200,000)
Library Lease	151,845	150,000	46,812	-	150,000
Debt Service	2,595,828	1,265,000	300	-	1,265,000
Net Transfers	5,617,466	5,590,000	-	268,145	5,858,145
Penalties & Claims	3,806,000	-	-	-	-
Total	12,171,139	6,305,000	47,112	768,145	7,073,145

Total Expenditures	137,657,877	139,400,00	59,839,568	1,224,145	140,624,
Beginning Fund Balance	17,326,512	10,031,491			10,031,491
Ending Fund Balance	10,031,491	10,031,491			6,822,346
	7.3%	7.2%			4.9%

Special Revenue

STADIUM FUND

	FY 2019 Actuals	FY 2020 Adopted Budget	FY 2020 Dec. 31 Actuals	Proposed Adjustm nt	FY 2020 Proposed Amendm
Revenues					
Operating Revenues	373,268	400,000	67,973	-	400,000
Stadium Naming Rights	125,000	125,000	125,000	-	125,000
Reimbursements	117,209	120,000	-	-	120,000
Transfers In	512,000	697,000	-	168,145	865,145
Use of/(Contribution to) Fund Balance	168,145	-	-	(168,145)	(168,145)
Total	1,295,622	1,342,000	192,973	-	1,342,000
Expenditures					
Debt Service	1,295,622	1,342,000	1,341,873	-	1,342,000
Total	1,295,622	1,342,000	1,341,873	-	1,342,000

CDBG FUND

	FY 2019 Actuals	FY 2020 Adopted Budget	FY 2020 Dec. 31 Actuals	Proposed Adjustm nt	FY 2020 Proposed Amendm
Revenues					
Federal Grants	2,410,092	2,204,648	485,628	778,215	2,982,863
General Fund Transfer	-	-	-	100,000	100,000
Total	2,410,092	2,204,648	485,628	878,215	3,082,863
Expenditures					
Personnel	805,577	1,015,744	259,320	-	1,015,744
Operating	1,604,515	1,188,904	962,669	878,215	1,967,119
Total	2,410,092	2,204,648	1,221,990	878,215	2,982,863

REFUSE FUND

	FY 2019 Actuals	FY 2020 Adopted Budget	FY 2020 Dec. 31 Actuals	Proposed Adjustm nt	FY 2020 Proposed Amendm
Revenues					
Operating Income	2,254,910	2,225,000	65,483	128,000	2,353,000
Interest Income	2,503	7,000	620	-	7,000
Use of/(Contribution to) Fund Balance	(1,222,150)	(7,000)	-	52,000	45,000
Total	1,035,263	2,225,000	66,103	180,000	2,405,000
Expenditures					
Personnel	168,869	1,365,848	548,909	-	1,365,848
Operating	851,304	859,152	335,723	180,000	1,039,152
Capital	15,090	-	-	-	-
Total	1,035,263	2,225,000	884,633	180,000	2,405,000

RECYCLING FUND

	FY 2019 Actuals	FY 2020 Adopted Budget	FY 2020 Dec. 31 Actuals	Proposed Adjustm nt	FY 2020 Proposed Amendm
Revenues					
Operating Income	4,082,075	4,423,950	4,214,899	-	4,423,950
Sale of Recycled Materials	-	-	-	-	-
Interest Income	36,805	-	-	-	-
Use of/(Contribution to) Fund Balance	(262,116)	428,050	-	250,000	678,050
Total	3,856,764	4,852,000	4,214,899	250,000	5,102,000
Expenditures					
Personnel	1,711,631	2,591,962	1,036,477	-	2,591,962
Operating	1,901,772	1,804,452	558,937	250,000	2,054,452
Debt Service	228,127	455,586	120,163	-	455,586
Capital	15,234	-	-	-	-
Total	3,856,764	4,852,000	1,715,577	250,000	5,102,000

By Vice President Hussain to adopt a substitute for the resolution

Motion Carried

By Vice President Hussain to adopt the resolution as substituted

Motion Carried with Council Members Garza and Wood voting “nay”

RESOLUTION #2020-047

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

WHEREAS, the City of Lansing and the Teamsters Local 243 Clerical, Technical, Professional Unit have negotiated a collective bargaining agreement (the “CBA”) for the period covering February 1, 2019 through January 31, 2021, which is summarized in the Tentative Agreement Document approved by the parties effective February 27, 2020 (“Tentative Agreement”) and which contains the changes to the prior CBA; and

WHEREAS, the Union membership ratified this agreement on March 9, 2020; and

WHEREAS, the Mayor recommends the CBA, as summarized in the Tentative Agreement, be approved;

NOW, THEREFORE BE IT RESOLVED, that the City Council hereby ratifies the Tentative Agreement of the parties for the CBA between the City of Lansing and the Union, Teamsters Local 243 Clerical, Technical, Professional Unit for the period covering February 1, 2019 through January 31, 2021.

By Vice President Hussain

Motion Carried

RESOLUTION #2020-048

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

WHEREAS, the City of Lansing and the Teamsters Local 243 Supervisory Unit have negotiated a collective bargaining agreement (the “CBA”) for the period covering February 1, 2019 through January 31, 2021, which is summarized in the Tentative Agreement Document approved by the parties effective February 27, 2020 (“Tentative Agreement”) and which contains the changes to the prior CBA; and

WHEREAS, the Union membership ratified this agreement on March 9, 2020; and

WHEREAS, the Mayor recommends the CBA, as summarized in the Tentative Agreement, be approved;

NOW, THEREFORE BE IT RESOLVED, that the City Council hereby ratifies the Tentative Agreement of the parties for the CBA between the City of Lansing and the Union, Teamsters Local 243 Supervisory Unit for the period covering February 1, 2019 through January 31, 2021.

By Vice President Hussain

Motion Carried

RESOLUTION #2020-049

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

WHEREAS, the Michigan Department of Treasury, through Numbered Letter 2016-1, requires a deficit elimination plan for funds in which future property tax or special assessment revenue offset special assessment balances; and

WHEREAS, the City's Special Assessment Capital Project Fund ended fiscal year 2019 with a current year deficit of \$115,546 due to amounts fronted by the City for special assessment rolls which are to be repaid through special assessments in future years;

NOW, THEREFORE, BE IT RESOLVED that the attached schedules are adopted as the City's Special Assessment Capital Project Fund deficit elimination plan for special assessment roll balances as of June 30, 2019.

By Vice President Hussain

Motion Carried

RESOLUTION #2020-050

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

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

A RESOLUTION TO APPROVE:

- Up to \$13,500,000 of Limited Tax General Obligation Bonds to finance lawful capital improvement needs of the City;
- Sale of Bonds in one or more series;
- Pledge of City's full faith and credit for the payment of the Bonds;
- Authorized Officers to sell Bonds without further Council action;
- Rating application, official statement, and continuing disclosure; and
- Other matters necessary to sell and deliver the Bonds.

WHEREAS, the City, a municipal corporation of the State, has been duly created under the provisions of Act 279, pursuant to which the City has the comprehensive home rule power conferred upon it by Act 279 and the Constitution, subject only to the limitations on the exercise of that power contained in the Constitution, by statute of the State or by provisions of the Charter; and

WHEREAS, the City determines it to be necessary for the public health, safety and welfare of the City and its residents to acquire, construct and install within the City certain capital improvements, including parking and other infrastructure (collectively, the "Capital Improvements"); and

WHEREAS, under the provisions of Section 517 of Act 34 a City may issue municipal securities to pay the cost of any capital improvement items within the limitations provided by law; and

WHEREAS, staff of the City recommend that issuance by the City of its Capital Improvement Bonds (Limited Tax General Obligation) under Section 517 of Act 34 in an amount not to exceed Thirteen Million Five Hundred Thousand Dollars (\$13,500,000) (the "Bonds") for the purpose of financing costs of acquisition and construction of the Capital Improvements is the most practical means to that end; and

WHEREAS, it is proposed that the Bonds be general obligation bonds secured by a pledge of the City's full faith and credit, subject to constitutional, statutory and charter limitations; and

WHEREAS, not less than 45 days prior to the issuance of the Bonds, a notice of intent to issue bonds must be published in accordance with Section 517 of Act 34, a form of which is attached as Exhibit B ("Notice of Intent"), which will provide that the proposed Bonds may be issued without a vote of the electors of the City unless the requisite petitions for an election on the question of the issuance of the Bonds are filed with the Clerk of the City ("City Clerk") within a period of 45 days from the date of publication; and

WHEREAS, Act 34 permits the City to authorize, within limitations which shall be contained in the authorizing resolution of the governing body, an Authorized Officer to sell and deliver and receive payment for obligations, approve interest rates or methods for fixing interest rates, prices, discounts, maturities, principal amounts, denominations, dates of issuance, interest payment dates, redemption rights, the place of delivery and payment, and other matters and procedures necessary to complete the transactions authorized; and

WHEREAS, the Council wishes to authorize an Authorized Officer to sell and deliver and receive payment for the Bonds without the necessity of the City Council taking further action prior to sale and delivery of the Bonds.

WHEREAS, the Bonds will be issued pursuant to such terms and bear interest at such rates as finally determined at the time of sale of such Bonds in one or more Sale Orders in accordance with the parameters of this Resolution and the terms of a Bond Purchase Agreement; and

WHEREAS, the Council desires to delegate to any Authorized Officer the authority to make certain determinations with respect to the Bonds, if necessary, within the parameters of this Resolution and to take such other actions and make such other determinations as may be necessary to accomplish the sale and delivery of the Bonds and the transactions contemplated by this Resolution, as shall be confirmed in one or more Sale Orders; and

WHEREAS, the Council wishes to authorize the determination of the method of sale of the Bonds pursuant to a Sale Order, which sale will be by either (a) negotiated sale to one or more underwriters, (b) public/competitive sale or (c) private placement with a designated purchaser; and

WHEREAS, if the Bonds are sold pursuant to a negotiated or public/competitive sale, the Council desires to authorize the submission of disclosure information in connection with the distribution of one or more preliminary official statements (together with any supplements thereto, each a "Preliminary Official Statement") and final official statements (together with any supplements thereto, each an "Official Statement") in connection with the offering for sale of a certain series or all of the Bonds; and

WHEREAS, if the Bonds are sold pursuant to a negotiated or public/competitive sale, it will be required, as a condition precedent to the purchase of the Bonds, that the City agree to provide continuing disclosure as required by Section (b)(5) of Rule 15c2-12 promulgated by the Securities and Exchange Commission under the Securities and Exchange Act of 1934, as amended; and

WHEREAS, the Bonds may be issued as tax-exempt bonds pursuant to the requirements of the Code, in reliance on the advice of the City's Municipal Advisor and the City's Bond Counsel, each as appointed and defined below.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY THAT:

**ARTICLE I
DEFINITIONS AND INTERPRETATION**

Section 101. Definitions. The words and terms defined in the preambles and recitals hereof and the following words and terms as used in this Resolution shall have the meanings ascribed therein or herein to them unless a different meaning clearly appears from the context:

"Act 34" means the Revised Municipal Finance Act, Act 34, Public Acts of Michigan, 2001, as amended.

"Act 279" means the Home Rule City Act, Act 279, Public Acts of Michigan, 1909, as amended.

"Authorized Officer" means each of the Mayor, the City Clerk and the Chief Strategy and Financial Officer (serving as the Finance Director) of the City.

"Bond Counsel" means Dykema Gossett PLLC, attorneys of Lansing, Michigan.

"Bondholder," "Bondowner," "Owner" or "Registered Owner" means, with respect to any Bond, the person in whose name such Bond is registered in the Bond Registry.

"Bond Insurer" means the issuer of a Municipal Bond Insurance Policy with respect to the Bonds, if any, named in the Sale Order.

"Bond Purchase Agreement" means each bond purchase agreement between the City and the Underwriters or purchaser or purchasers of the Bonds providing for the terms and conditions of the purchase of the Bonds.

"Bond Registry" means the books for the registration of Bonds maintained by the applicable Transfer Agent.

"Bonds" means the City's [2020] Limited Tax General Obligation Bonds, issued in one or more series, as authorized by Article III of this Resolution.

"Bonds Maximum Interest Rate" means a rate of interest not to exceed the maximum rate permitted by law.

"Bonds Maximum Principal Amount" means an amount not to exceed Thirteen Million Five Hundred Thousand dollars (\$13,500,000).

"Capital Improvement Fund" means the fund so designated and established under Section 501 hereof.

"Charter" means the Home Rule Charter of the City, as amended from time to time.

"City" means the City of Lansing, Counties of Ingham and Eaton, State of Michigan.

"Code" means the Internal Revenue Code of 1986, as amended.

"Constitution" means the Constitution of the State of Michigan of 1963, as amended.

"Council" means the City Council of the City of Lansing, Michigan.

"Debt Retirement Fund" means the fund so designated and established under Section 501 hereof.

"Fiscal Year" means the fiscal year of the City as in effect from time to time.

"Interest Payment Date" has the meaning given such term in Section 303.

"Mayor" means the mayor of the City or his designee.

"Municipal Advisor" means Robert W. Baird & Co., Incorporated, Lansing, Michigan.

"Municipal Bond Insurance Policy" means one or more policies of municipal bond insurance, if any, issued by the Bond Insurer

insuring the payment when due of the principal of and interest on the Bonds determined to be insured as set forth in a Sale Order.

"Non-Arbitrage and Tax Compliance Certificate" means each Non-Arbitrage and Tax Compliance Certificate of the City regarding rebate requirements and other tax responsibilities of the City relating to the Bonds under the Code.

"Regular Record Date" has the meaning given such term in Section 303.

"Resolution" means this Resolution, as supplemented by one or more Sale Orders.

"Sale Order" means the order or orders executed by an Authorized Officer approving the sale of any series of Bonds and making certain determinations and/or confirming the final details of such Bonds upon the sale thereof in accordance with the parameters of this Resolution and the terms of the Bond Purchase Agreement.

"State" means the State of Michigan.

"Transfer Agent" means a bank or trust company to be selected by an Authorized Officer of the City to serve as the transfer agent or paying agent.

"Underwriters" means such underwriter or underwriters as shall be designated in the Sale Order.

Section 102. Interpretation. (a) Words of the feminine or masculine genders include the correlative words of the other gender or the neuter gender.

(b) Unless the context shall otherwise indicate, words importing the singular include the plural and vice versa, and words importing persons include corporations, associations, partnerships (including limited partnerships), trusts, firms and other legal entities, including public bodies, as well as natural persons.

(c) Articles and Sections referred to by number mean the corresponding Articles and Sections of this Resolution.

(d) The terms "hereby," "hereof," "hereto," "herein," "hereunder" and any similar terms as used in this Resolution, refer to this Resolution as a whole unless otherwise expressly stated.

ARTICLE II DETERMINATIONS

Section 201. Authorization of Bonds: Finding and Declaration of Need to Borrow. The Council hereby finds and declares that it is necessary for the City to borrow hereunder such sum as shall be determined by an Authorized Officer not in excess of the Bonds Maximum Principal Amount and to evidence such borrowing by the issuance of the Bonds not in excess, in aggregate principal amount, of such Bonds Maximum Principal Amount, pursuant to the Charter and in accordance with the provisions hereof, for the purpose of paying all or part of the costs of acquiring and constructing the Capital Improvements, including the costs incidental to the issuance, sale and delivery of the Bonds, all as finally confirmed by an Authorized Officer in the Sale Order.

The Bonds shall consist of bonds in fully-registered form in denominations of \$5,000, or integral multiples thereof, not exceeding for each maturity the maximum principal amount of that maturity, numbered as determined by the Transfer Agent (as hereinafter defined). The Bonds shall bear interest at the rates determined upon sale of the Bonds but in any event the net interest cost of any Tax-Exempt Bonds (as defined below) shall not exceed 6.00% per annum and the net interest cost of any Taxable Bonds (as defined below) shall not exceed 9.00% per annum. The Bonds shall bear interest, mature

as serial or term bonds, and be payable at the times and in the manner as may be determined by the Authorized Officer in a Sale Order at the time of sale of the Bonds. The Bonds shall be dated as of the date of delivery thereof or as may be otherwise determined by the Authorized Officer at the time of sale of the Bonds. The Bonds may be subject to redemption prior to maturity at the times and prices and in the manner as may be determined by the Authorized Officer at the time of sale of the Bonds.

The Bonds may be issued in book-entry only form through The Depository Trust Company in New York, New York ("DTC") and the Authorized Officer 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.

Interest on the Bonds shall be payable to the registered owner of record as of the fifteenth (15th) day of the month prior to the payment date for each interest payment. The record date of determination of registered owners for purposes of payment of interest as provided in this paragraph may be changed by the City to conform to market practice in the future. Interest shall be payable by check or draft drawn on the Transfer Agent mailed to the registered owner at the registered address, as shown on the registration books of the City maintained by the Transfer Agent. The principal of the Bonds shall be payable upon presentation and surrender of such Bonds to the Transfer Agent. Notwithstanding the foregoing, if the Bonds are held in book-entry form by DTC, payment shall be made in the manner prescribed by DTC.

The Authorized Officer is hereby authorized to appoint a bank or trust company to act as bond registrar, paying agent and transfer agent (the "Transfer Agent") for the Bonds. The Authorized Officer is hereby authorized to execute one or more agreements with the Transfer Agent on behalf of the City. The City reserves the right to replace the Transfer Agent at any time, provided written notice of such replacement is given to the registered owners of record of the Bonds not less than sixty (60) days prior to an interest payment date.

ARTICLE III AUTHORIZATION; PLEDGE; SECURITY; DESIGNATIONS; REDEMPTION OF THE BONDS

Section 301. Limited Tax Pledge; Security. The City hereby irrevocably pledges its limited tax full faith and credit for the prompt payment of the Bonds. The Bonds will be a first budget obligation of the City, payable from the general funds of the City including the collection of ad valorem taxes on all taxable property in the City subject to applicable constitutional, statutory and charter tax rate limitations. 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, then credit therefor may be taken against the levy for payment of the Bonds. 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.

(b) Each Authorized Officer is hereby authorized to negotiate and execute any indenture or indentures, or agreements as shall be deemed necessary by an Authorized Officer and confirmed in a Sale Order for and on behalf of the City, to provide for the pledge of security to secure payment of the Bonds.

Section 302. Tax-Exempt Bonds; Taxable Bonds. The Authorized Officers are each hereby authorized and directed to

determine whether all or any portion of the Bonds shall be sold as: (i) Bonds the interest on which is excluded from gross income for federal income tax purposes ("Tax-Exempt Bonds"), or (ii) taxable Bonds the interest on which, if any, is included in gross income for federal income tax purposes under the Code ("Taxable Bonds"), or any combination thereof.

Section 303. Designations, Dates, Interest Rates, Maturities, Redemption and Other Terms of the Bonds.

(a) The Bonds shall be issued in one or more series to be designated as "LIMITED TAX GENERAL OBLIGATION BONDS", or such other designation determined by an Authorized Officer. The Bonds shall further bear a series designation corresponding to the year of issuance and other necessary identifying information as shall be provided in the Sale Order; shall be issued in fully registered form as serial bonds, term bonds, a combination thereof, or as a single instrument bond, as provided in the Sale Order. Each series of Bonds shall be dated and issued in authorized denominations all as determined in the Sale Order.

(b) In making the determinations set forth in this Resolution with respect to the Sale Order, the Authorized Officers shall be limited to the parameters as follow:

(1) The first maturity date or mandatory sinking fund redemption date for each series of the Bonds shall not be later than five (5) years from the date of issuance; and the final maturity dates for the Bonds shall not be later than the earlier of (i) the last year of the weighted average estimated period of usefulness of the Capital Improvements or (ii) 30 years.

(2) To the extent permitted by applicable law, the Bonds may be sold with an original issue premium or discount in an amount as determined by an Authorized Officer.

(3) The maximum rate of interest on the Bonds shall not exceed the Bonds Maximum Interest Rate.

(c) The Bonds shall mature on such dates and shall bear interest at such rates on a fixed and/or variable and tax-exempt or taxable basis not in excess of the legal limit, and payable on such dates (each an "Interest Payment Date"), all as shall be provided in a Sale Order. Unless otherwise provided by an Authorized Officer in a Sale Order, interest on the Bonds shall be calculated on the basis of a 360-day year consisting of twelve 30-day months. The Bonds shall be payable as to principal and interest in lawful money of the United States of America.

(d) Except as may be otherwise provided by an Authorized Officer in a Sale Order, interest on the Bonds shall be payable on each Interest Payment Date to the Registered Owner of record as of the 15th day of the month, whether or not a Business Day (a "Regular Record Date"), prior to each Interest Payment Date. Interest on the Bonds shall be payable to such Registered Owners by check or draft drawn on the Transfer Agent on each Interest Payment Date and mailed by first class mail or, upon the written request of the Owner of \$1,000,000 or more in aggregate principal amount of Bonds (with complete wiring instructions no later than the Regular Record Date for such Interest Payment Date), by wire transfer by the Transfer Agent to such Owner. Such a request may provide that it will remain in effect with respect to subsequent Interest Payment Dates unless and until changed or revoked at any time prior to a Regular Record Date by subsequent written notice to the Transfer Agent.

(e) The principal of the Bonds shall be payable to the Owners of the Bonds upon the presentation of the Bonds to the Transfer Agent at the principal corporate trust office of the Transfer Agent. If the Bonds are held in book-entry form by the Depository Trust

Company in New York, New York ("DTC"), payment shall be made in the manner prescribed by DTC

(f) The Bonds may be subject to redemption and/or tender for purchase prior to maturity or shall not be subject thereto, upon such terms and conditions as shall be provided by an Authorized Officer in the Sale Order delivered in connection with the Bonds.

Unless waived by any Registered Owner of the Bonds to be redeemed, official notice of redemption shall be given by the Transfer Agent on behalf of the City. 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 the Bonds called for redemption are to be surrendered for payment; and that interest on the 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.

(g) An Authorized Officer, after consultation with Bond Counsel and the Municipal Advisor, may designate and issue the Bonds as "qualified tax-exempt obligations" for purposes of interest expense by financial institutions as defined in Section 265(b)(3) of the Internal Revenue Code of 1986, as amended (the "Code").

Section 304. Execution, Authentication and Delivery of Bonds. The Bonds shall be executed in the name of the City by the manual or facsimile signatures of the Authorized Officers and authenticated by the Transfer Agent, or a trustee if an indenture is executed in connection with the issuance of the Bonds, and the seal of the City (or a facsimile thereof) shall be impressed or imprinted on the Bonds. After the Bonds have been executed and authenticated for delivery to the original purchaser thereof, they shall be delivered to the purchasers thereof upon receipt of the purchase price. If the Bonds are not authenticated, then at least one signature on the Bonds shall be a manual signature. The Bonds shall be delivered to the Transfer Agent for authentication and be delivered by the Transfer Agent to the purchaser or other person in accordance with instructions from the Authorized Officer.

Section 305. Mutilated, Destroyed, Stolen or Lost Bonds.

(a) Subject to the provisions of Act 354, Public Acts of Michigan, 1972, as amended, and any other applicable law, if (i) any mutilated Bond is surrendered to the City, and the City receives evidence to its satisfaction of the destruction, loss or theft of any Bond and (ii) there is delivered to the City such security or indemnity as may be required by it to save the City harmless, then, in the absence of notice to the City that such Bond has been acquired by a bona fide purchaser, the City shall execute and deliver in exchange for or in lieu of any such mutilated, destroyed, lost or stolen Bond, a new Bond of like tenor and principal amount, bearing a number not contemporaneously outstanding.

(b) If any such mutilated, destroyed, lost or stolen Bond has become or is about to become due and payable, the City in its discretion may, instead of issuing a new Bond, pay such Bond.

(c) Any new Bond issued pursuant to this section in substitution for a Bond alleged to be mutilated, destroyed, stolen or lost shall constitute an original additional contractual obligation on the part of the City, and shall be equally secured by and entitled to equal proportionate benefits with all other Bonds of like tenor issued under this Resolution.

Section 306. Form of the Bonds. The Bonds shall be in substantially the following form with such insertions, omissions, substitutions and other variations as shall not be inconsistent with this Resolution or permitted by the Sale Order or as approved by an Authorized Officer and Bond Counsel:

[[Form of Bond]

United States of America
State of Michigan
Counties of Ingham and Eaton

CITY OF LANSING
[2020] LIMITED TAX GENERAL OBLIGATION BOND

Interest Rate Date of Maturity Date of Original Issue CUSIP

Registered Owner:

Principal Amount: _____ Dollars (\$_____)

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 _____ 1, 20__ and semiannually thereafter. Principal of this bond is payable at the corporate trust office of _____, _____, _____, or such other transfer agent as the City may hereafter designate by notice mailed to the registered owner not less than sixty (60) days prior to any interest payment date (the "Transfer Agent"). Interest on this bond is payable to the registered owner of record as of the fifteenth (15th) day of the month preceding the interest payment date as shown on the registration books of the City kept by the Transfer Agent by check or draft mailed to the registered owner of record at the registered address.

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.

[This bond is one of a series of [2020] Limited Tax General Obligation Bonds (the "Bonds") aggregating the principal sum of \$_____, issued for the purpose of acquiring, constructing and installing within the City certain capital improvements, including parking and other infrastructure (collectively, the "Capital Improvements"), [paying capitalized interest] and paying costs incidental to the issuance of the Bonds.]

Bonds of this issue maturing in the years 20__ to _____, inclusive, shall not be subject to redemption prior to

maturity. Bonds or portions of bonds of this issue in multiples of \$[5,000] maturing in the year _____ and thereafter shall be subject to redemption prior to maturity, at the option of the City, in any order of maturity and by lot within any maturity, on any date on or after _____ 1, _____, at par and accrued interest to the date fixed for redemption.

[Insert any term bond provisions, if applicable]

In case less than the full amount of an outstanding bond is called for redemption, the Transfer Agent, upon presentation of the bond called in part 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.

Notice of redemption shall be given by the Transfer Agent to the registered owner of any bond or portion thereof called for redemption by mailing of such notice not less than thirty (30) days prior to the date fixed for redemption to the registered address of the registered owner of record. A bond or portion thereof so called for redemption shall not bear interest after the date fixed for redemption provided funds are on hand with the Transfer Agent to redeem said bond or portion thereof. 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.]

This bond is transferable only upon the registration books of the City kept by the Transfer Agent by the registered owner of record in person, or by the registered owner's attorney duly authorized in writing, upon the surrender of this bond together with a written instrument of transfer satisfactory to the Transfer Agent duly executed by the registered owner or the registered owner's attorney duly authorized in writing, and thereupon a new registered bond or bonds in the same aggregate principal amount and of the same maturity shall be issued to the transferee in exchange therefor as provided in the resolution authorizing this bond and upon the payment of the charges, if any, therein prescribed. 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 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 day of that mailing.]

This bond, including the interest thereon, is payable as a first budget obligation of the City from the general funds of the City including the collection of ad valorem taxes on all taxable property in the City subject to applicable constitutional, statutory and charter tax rate limitations.

It is hereby certified and recited that all acts, conditions and things required by law to be done, precedent to and in the issuance of this bond and the series of bonds of which this is one, exist and have been done and performed in regular and due form and time as required by law, and that the total indebtedness of the City, including this bond, 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 of Lansing by authority of its City Council, has caused this bond to be signed for and on its behalf and in its name by the manual or facsimile signatures of the Mayor and Clerk of the City, and the official seal of the City or a facsimile thereof to be impressed or printed hereon, all as of the Date of Original Issue.

LANSING **CITY OF**
of Ingham and Eaton Counties
Michigan State of
By_____

Its Mayor

(SEAL)

Countersigned:

By_____ Its City Clerk

Certificate of Authentication

This bond is one of the bonds described in the within-mentioned resolution.

_____, Michigan
Transfer Agent
By_____ Its: Authorized Signature

Date of Authentication: _____, 2020

Section 311. Sale of Bonds to Underwriters or Direct Purchaser. Any series of Bonds may, if deemed appropriate by an Authorized Officer, be sold to (i) the Underwriters pursuant to a Bond Purchase Agreement or (ii) a bank or other financial institution qualified by law to purchase and take delivery of such Bonds for its own investment, pursuant to a purchase contract, in which case (A) such purchaser shall deliver an investor letter in a form acceptable to an Authorized Officer and (B) the City's obligations hereunder relating to the Preliminary Official Statement, Official Statement and Undertaking (as defined below) may not apply.

**ARTICLE IV
SPECIAL COVENANTS**

Section 401. Reimbursement. For the purposes of complying with the reimbursement rules of Treasury Regulations 1.150-2 pursuant to

the Code, the City reasonably expect to reimburse itself for expenditures for the costs of the Capital Improvements with proceeds of Bonds.

Section 402. Tax Exemption Covenant for Tax-Exempt Bonds. The City covenants that it will not take any action, or fail to take any action required to be taken, if taking such action or failing to take such action would adversely affect the general exclusion from gross income of interest on any Tax-Exempt Bonds, from federal income taxation under the Code.

Section 403. Arbitrage Covenant. (a) The City will not directly or indirectly (1) use or permit the use of any proceeds of any Tax-Exempt Bonds or other funds of the City or (2) take or omit to take any action required by Section 148(a) of the Code in order to maintain the exclusion from gross income of the interest on any Tax-Exempt Bonds for federal income tax purposes. To that end, the City will comply with all requirements of Section 148 of the Code to the extent applicable to the Bonds and the requirements set forth in the Non-Arbitrage and Tax Compliance Certificate of the City.

(b) Without limiting the generality of subsection (a), above, the City agrees that there shall be paid by the City from time to time all amounts, if any, required to be rebated to the United States pursuant to Section 148(f) of the Code. This covenant shall survive payment in full or defeasance of the Tax-Exempt Bonds.

(c) Notwithstanding any provision of this Section, if the City obtains an opinion of Bond Counsel to the effect that any action required under this Section is no longer required, or that some further action is required, to maintain the exclusion from gross income of the interest of any Tax-Exempt Bonds for federal income tax purposes pursuant to Section 103 of the Code, the City may conclusively rely on such opinion in complying with the provisions hereof.

ARTICLE V BONDS FUNDS AND ACCOUNTS; DISPOSITION OF BONDS PROCEEDS

Section 501. Establishment of Accounts and Funds. (a) Each Authorized Officer is hereby authorized to establish such accounts, subaccounts or other funds as shall be required for the payment of the Bonds, and for the payment of the Capital Improvements, including but not limited to, with such modifications or additions to facilitate the identification of such accounts, subaccounts or other funds:

- A. Debt Retirement Fund; and
- B. Capital Improvement Fund.

Each Authorized Officer is hereby authorized to establish such accounts, subaccounts or funds as shall be required for the issuance and delivery of the Bonds, if any, to accommodate the requirements of such series of Bonds, including, but not limited to, such accounts, subaccounts or funds necessary to facilitate the purchase and payment of variable rate bonds. Each Authorized Officer is hereby authorized to allocate any net original issue premium, if any, received upon the sale of the Bonds to such accounts and in such amounts as permitted by applicable law.

Section 502. Debt Retirement Fund. An Authorized Officer is authorized and directed to open a separate depository or trust account with a bank or trust company to be designated as the 2020 CAPITAL IMPROVEMENT BONDS (LIMITED TAX GENERAL OBLIGATION) DEBT RETIREMENT FUND (the "Debt Retirement Fund"). 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 or other state law. An amount sufficient to assure timely payment of the principal of and interest on the Bonds shall be transferred each year into the Debt Retirement Fund from the general fund of the City or other funds legally available therefor. The moneys deposited in the fund shall be used solely for the purpose of paying the principal of and interest on the Bonds and, as may be necessary, to

rebatе arbitrage earnings, if any, to the United States Department of Treasury as required by the Internal Revenue Code of 1986, as amended. The accrued interest and premium, if any, received upon delivery of the Bonds shall also be deposited in the Debt Retirement Fund.

The City may provide for the payment of principal of any of the Bonds issued as term bonds through the purchase of municipal securities in the open market at a price not greater than that payable on the next redemption date in order to satisfy all or part of the next succeeding scheduled mandatory redemption.

Section 503. Capital Improvement Fund. The City Treasurer is authorized and directed to create a fund designated as the 2020 CAPITAL IMPROVEMENT BONDS (LIMITED TAX GENERAL OBLIGATION) CAPITAL IMPROVEMENT FUND (the "Capital Improvement Fund"). The City Treasurer shall deposit the proceeds of the Bonds into the Capital Improvement Fund, less accrued interest and premium, if any, which shall be deposited into the Debt Retirement Fund. The moneys in the Capital Improvement Fund shall be used to pay the costs of the Capital Improvements and to pay the costs of issuance of the Bonds. Moneys remaining in the Capital Improvement Fund after completion of the Capital Improvements may be used for any purpose permitted by law.

Section 504. Investment of Monies in the Bonds Funds and Accounts. (a) An Authorized Officer shall direct the investment of monies on deposit in the funds and accounts established hereunder, and the Transfer Agent, upon written direction or upon oral direction promptly confirmed in writing by an Authorized Officer, shall use its best efforts to invest monies on deposit in the funds and accounts in accordance with such direction.

(b) Monies on deposit in the funds and accounts established under this Article V may be invested in such investments and to the extent permitted by applicable law.

ARTICLE VI DEFEASANCE

Section 601. Defeasance. Bonds shall be deemed to be paid in full upon the deposit in trust of cash or direct obligations of, or obligations the principal of and interest on which are unconditionally guaranteed by, the United States of America, or any combination thereof, not redeemable at the option of the issuer thereof, the principal and interest payments upon which, without reinvestment thereof, will come due at such times and in such amounts, as to be fully sufficient to pay when due, the principal of such Bonds and interest to accrue thereon, as confirmed by a verification report prepared by an independent certified public accountant. Such cash and securities representing such obligations shall be deposited with a bank or trust company and held for the exclusive benefit of the Owners of such Bonds. After such deposit, such Bonds shall no longer be entitled to the benefits of this Resolution (except for any rights of transfer or exchange of Bonds as therein or herein provided for) and shall be payable solely from the funds deposited for such purpose and investment earnings, if any, thereon, and the lien of this Resolution for the benefit of such Bonds shall be discharged.

ARTICLE VII OTHER PROVISIONS OF GENERAL APPLICATION

Section 701. Credit Enhancement. There is hereby authorized to be obtained a Municipal Bond Insurance Policy or other credit enhancement or a combination thereof to secure the payment of all or part of the Bonds, if, and provided that, it shall be determined by an Authorized Officer that such cost of such Municipal Bond Insurance Policy or other credit enhancement or a combination thereof is less than the interest rate savings therefrom or otherwise that it is in the best interest of the City. In the event a commitment for a Municipal Bond Insurance Policy is obtained or a commitment for other credit

enhancement is obtained, each Authorized Officer is hereby authorized to approve the terms, perform such acts and execute such instruments that shall be required, necessary or desirable to effectuate the terms of such commitment and the transactions described therein and in this Resolution and the Sale Order provided that such terms are not materially adverse to the City.

Section 702. Approval of Other Documents and Actions: Treasury Approval. The Authorized Officers and any other officers or employees of the City are hereby authorized and directed on behalf of the City to take any and all other actions, perform any and all acts and execute any and all documents that shall be required, necessary or desirable to implement this Resolution. The Bonds shall neither be sold nor issued unless and only so long as the issuance of the Bonds as provided herein shall have been authorized and approved in accordance with the applicable provisions of Act 34 and Act 279.

Each Authorized Officer is hereby authorized to do and perform any and all acts and things with respect to the Bonds which are necessary and appropriate, consistent with this Resolution, including to pay the related fees, if any, to the Michigan Department of Treasury (the "Department") at his or her discretion under Act 34 for an Order or Orders of Approval to issue all or a portion of the Bonds; to file applications with the Department for a waiver of the investment grade rating requirement; to enter into one or more dealer-manager agreements, remarketing agreements, indentures, letters of credit and reimbursement agreements, to seek such waivers or other Department approvals as necessary to implement the sale, delivery and security for the Bonds, and as required by the Department and Act 34; to pay any post-closing filing fees required by Act 34 to the Department or other specified agency, as a cost of issuance or from other legally available funds; to secure ratings by bond rating agencies, if cost effective; to negotiate and acquire a Municipal Bond Insurance Policy and/or other credit enhancement, if any, to further secure the Bonds or any portions thereof; to acquire an irrevocable surety bond to fulfill the City's obligation to fund any reserve account; and to incur and pay reasonable fees, costs and expenses incidental to the foregoing and other costs of issuance of the Bonds including, but not limited to fees and expenses of Bond Counsel, the Municipal Advisor, accountants and others, from Bond proceeds or other available funds, for and on behalf of the City.

Section 703. Continuing Disclosure Undertaking. If the Bonds are sold pursuant to a negotiated or public/competitive sale, or as otherwise required, the City shall enter into a continuing disclosure undertaking pursuant to Rule 15c2-12 promulgated by the Securities and Exchange Commission (the "Rule") for the benefit of the holders and beneficial owners of the Bonds as to which the Rule is applicable, as more specifically set forth in Exhibit A hereto (the "Undertaking"); provided, however, that the terms of the Undertaking are subject to completion and modification prior to delivery of the Bonds to such extent as an Authorized Officer shall deem necessary to comply with law or market requirements of the Underwriters. Each Authorized Officer is hereby authorized to execute and deliver the Undertaking after completion and modification as provided in this Resolution and the Sale Order.

Section 704. Delegation to Authorized Officers. (a) Prior to the sale date or dates for the Bonds, an Authorized Officer may cause the preparation and approve the form and distribution of necessary City disclosure for any Preliminary Official Statement or Official Statement and other offering materials to be used in conjunction with the sale or offering of the Bonds, and an Authorized Officer may deem the City's disclosure "final" for purposes of Rule 15c2-12 of the Securities and Exchange Commission.

(b) Pursuant to the authority of Section 315(1)(d) of Act 34, each Authorized Officer is hereby authorized to make the following determinations with respect to the Bonds within the parameters of this Resolution: (i) to determine the principal amounts of the Bonds to be issued on a fixed or variable interest rate basis and tax

exempt or taxable basis; (ii) to determine the interest rate provisions, tender and other requirements for Bonds issued on a variable rate basis; (iii) to negotiate the terms for the sale of the Bonds to the Underwriters or other purchasers; (iv) to cause the Preliminary Official Statement and the final Official Statement for the Bonds to be prepared and circulated; and (v) to take such other actions and make such other determinations as may be necessary to accomplish the sale and delivery of the Bonds and the transactions contemplated by this Resolution, as shall be confirmed in the Sale Order.

(c) Except as otherwise provided herein, all determinations and decisions of an Authorized Officer with respect to the issuance and sale of the Bonds as permitted or required by this Resolution shall be confirmed in a Sale Order or Sale Orders, and such confirmations shall constitute determinations that any conditions precedent to such determinations and decisions of any Authorized Officer have been fulfilled.

Section 705. Approving Legal Opinions with Respect to the Bonds. The sale of the Bonds shall be conditioned upon receiving, at the time of delivery, the approving opinion of Bond Counsel, approving legality of the Bonds and, with respect to Bonds determined by an Authorized Officer to be issued as Tax-Exempt Bonds, the exclusion from gross income of the interest paid thereon from federal and State income taxation only.

Section 706. Method of Sale: Award. (a) The Bonds shall be sold at a negotiated sale described in subsection (b) below, or shall be sold at a public sale following the publication of an Official Notice of Sale as described in (c), below, all as shall be determined by an Authorized Officer to be in the best interests of the City based on the recommendation of Bond Counsel and the Municipal Advisor.

(b) *Negotiated Sale.* In order to optimize the interest rate upon the issuance of the Bonds and in order to provide flexibility with respect to the sale date for the Bonds, the Bonds are authorized to be sold via a negotiated sale or private placement, based on recommendations of Bond Counsel and the Municipal Advisor.

(c) *Public Sale.* If an Authorized Officer, based on recommendations of Bond Counsel and the Municipal Advisor, determines that it is in the best interests of the City to sell the Bonds at a public sale, then each Authorized Officer is authorized and directed to fix the date of sale of the Bonds and to publish an Official Notice of Sale relating to the Bonds in substantially the form attached as Exhibit C (the "Official Notice of Sale"), in accordance with law, once in either The Bond Buyer or other newspaper of general circulation at least seven days prior to the date fixed for receipt of bids for the purchase of the Bonds. The Authorized Officers, and each of them individually, are hereby authorized to act for and on behalf of the City to receive bids for the purchase of the Bonds and to take all other steps necessary in connection with the sale, award and delivery thereof.

Section 707. Delivery of Bonds. Subject to the provisions of the Sale Order, each Authorized Officer is hereby authorized to deliver the Bonds to the Underwriters upon receiving the purchase price therefor in lawful money of the United States.

Section 708. Official Statement. Each Authorized Officer is hereby authorized to execute the Official Statement or other offering materials with respect to the Bonds in the form approved by an Authorized Officer with such changes as an Authorized Officer may authorize. Such Official Statement or other offering materials to be used in conjunction with the sale or offering of the Bonds are hereby authorized to be printed and used by the Underwriters in connection with the sale of the Bonds to the public. Circulation of the Preliminary Official Statement, if any, or other preliminary offering materials by the Underwriters is hereby approved.

Section 709. Appointment of Bond Counsel, Municipal Advisor; Engagement of Other Parties. The appointment of the law

firm of Dykema Gossett PLLC of Lansing, Michigan, as Bond Counsel for the Bonds is hereby ratified and confirmed, notwithstanding the periodic representation by Dykema Gossett PLLC in unrelated matters of other parties and potential parties to the issuance of the Bonds. The fees and expenses of Bond Counsel and other accumulated bond-related fees and expenses shall be payable as a cost of issuance from proceeds of the Bonds or other available funds in accordance with the letter of such firm on file with the City.

The appointment of Robert W. Baird & Co., Incorporated as Municipal Advisor for the Bonds is hereby ratified and confirmed. The fees and expenses of the Municipal Advisor and other accumulated bond related fees and expenses shall be payable as a cost of issuance from proceeds of the Bonds or other available funds in accordance with the letter of such firm on file with the City.

Each Authorized Officer is hereby authorized to engage other necessary professionals as he or she deems necessary and appropriate in connection with the sale, issuance and delivery of the Bonds and to pay the fees and expenses thereof from the proceeds of the Bonds or other available funds.

Section 710. No Recourse Under Resolution. All covenants, agreements and obligations of the City contained in this Resolution shall be deemed to be the covenants, agreements and obligations of the City and not of any councilperson, member, officer or employee of the City in his or her individual capacity, and no recourse shall be had for the payment of the principal of or interest on the Bonds or for any claim based thereon or on this Resolution against any councilperson, member, officer or employee of the City or any person executing the Bonds in his or her official individual capacity.

Section 711. Severability. If any one or more sections, clauses or provisions of this Resolution shall be determined by a court of competent jurisdiction to be invalid or ineffective for any reason, such determination shall in no way affect the validity and effectiveness of the remaining sections, clauses and provisions hereof.

Section 712. Cover Page, Table of Contents and Article and Section Headings. The cover page, table of contents and Article and Section headings hereof are solely for convenience of reference and do not constitute a part of this Resolution, and none of them shall affect its meaning, construction or effect.

Section 713. Conflict. All resolutions or parts of resolutions or other proceedings of the City in conflict herewith shall be and the same hereby are repealed insofar as such conflict exists.

Section 714. Governing Law and Jurisdiction. This Resolution shall be governed by and construed in accordance with the laws of the State.

Section 715. Resolution and Sale Order are a Contract. The provisions of this Resolution and the Sale Order shall constitute a contract between the City, the Bondholders and the Bond Insurer, if any.

Section 716. Effective Date. This Resolution shall take effect immediately upon its adoption by the Council.
By Vice President Hussain

Motion Carried with Council Member Betz voting "nay"

RESOLUTION #2020-051

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

RESOLUTION REGARDING REFUNDING OF BUILDING
AUTHORITY BONDS AND TAX INCREMENT FINANCE AUTHORITY
BONDS

WHEREAS, the City of Lansing, Counties of Ingham and Eaton, State of Michigan (the "City") incorporated the City of Lansing Building Authority (the "Building Authority") under the provisions of Act 31, Public Acts of Michigan, 1948 (First Extra Session), as amended ("Act 31"); and

WHEREAS, the Building Authority and the City entered into a Full Faith and Credit General Obligation Contract of Lease dated November 14, 1989 (the "1989 Contract") pursuant to which the Building Authority acquired, constructed, and equipped a parking project which was later modified by resolution of City Council of the City ("City Council") to consist of several automobile parking lots (the "Parking Facilities"), and the City makes cash rental payments (the "Cash Rentals") to the Building Authority for lease of the Parking Facilities pursuant to the 1989 Contract; and

WHEREAS, in order to finance the acquisition, construction, and equipping of the Parking Facilities, the Building Authority issued its Building Authority Bonds, Series 1990 dated May 17, 1990 in the original aggregate principal amount of \$32,791,403.90 (the "1990 Bonds"); and

WHEREAS, in order to refund a portion of the 1990 Bonds, the Building Authority issued its 2009 Building Authority Refunding Bonds (Limited Tax General Obligation) (Federally Taxable) dated October 8, 2009 in the original aggregate principal amount of \$8,161,690.80 (the "2009 Bonds"); and

WHEREAS, in order to refund the remaining outstanding portion of the 1990 Bonds, the Building Authority issued its 2014 Building Authority Refunding Bonds (Limited Tax General Obligation) (Federally Taxable) dated May 29, 2014 in the original aggregate principal amount of \$7,245,000 (the "2014 Bonds"); and

WHEREAS, in order to refund a portion of the outstanding 2009 Bonds, the Building Authority issued its 2017 Building Authority Refunding Bonds (Limited Tax General Obligation) (Federally Taxable) dated December 21, 2017 in the original aggregate principal amount of \$ 10,805,000 (the "2017 Bonds," and, together with the 2014 Bonds and the 2017 Bonds, the "Prior Building Authority Bonds"); and

WHEREAS, the Building Authority proposes to refund the remaining outstanding 2014 Bonds through issuance of its Building Authority Refunding Bonds (Limited Tax General Obligation) (Federally Taxable) in one or more series in an original aggregate principal amount not to exceed \$9,000,000 (the "Building Authority Refunding Bonds") in order to achieve a savings and reduce the annual Cash Rentals payments; and

WHEREAS, the Tax Increment Finance Authority of Lansing (the "TIFA") established by the City under the provisions of Act 57, Public Acts of 2018, as amended (the "TIFA Act"), successor to Act 450, Public Acts of Michigan, 1980, as amended, 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) dated October 8, 2009 in the original aggregate principal amount of \$10,410,265.70 (the "2009 Bonds") for the purpose of refunding a portion of the 1994 Bond; and

WHEREAS, pursuant to the provisions of the TIFA Act, the TIFA has previously issued its 2014 Refunding Bonds (Limited Tax General Obligation) (Federally Taxable) dated May 29, 2014 in the original aggregate principal amount of \$3,720,000 (the "2014 Bonds") for the purpose of refunding a portion of the 1994 Bond; and

WHEREAS, pursuant to the provisions of the TIFA Act, the TIFA has previously issued its 2017 Refunding Bonds (Limited Tax General

Obligation) (Federally Taxable) dated December 21, 2017 in the original aggregate principal amount of \$16,150,000 (the "2017 Bonds") for the purpose of refunding the remaining outstanding portion of the 1994 Bond and a portion of the 2009 Bonds; and

WHEREAS, pursuant to the provisions of the TIFA Act, the TIFA has previously issued its 2019 Refunding Bonds (Limited Tax General Obligation) (Federally Taxable) dated May 8, 2019 in the original aggregate principal amount of \$7,730,000 (the "2019 Bonds," and, together with the 2017 Bonds, the 2014 Bonds and the 2009 Bonds, the "Prior TIFA Bonds") for the purpose of refunding the remaining outstanding portion of the 2009 Bonds; and

WHEREAS, the TIFA proposes to refund the 2014 Bonds through issuance of Refunding Bonds (Limited Tax General Obligation) (Federally Taxable) in one or more series in an original aggregate principal amount not to exceed \$5,000,000 (the "TIFA Refunding Bonds") in order to achieve a savings and better match the TIFA's annual debt service costs to the estimated annual Tax Increment Revenues, as defined in the resolution of the TIFA dated February 7, 2020, authorizing the issuance of the TIFA Refunding Bonds.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Building Authority Refunding Bonds. The City requests the Building Authority to issue the Building Authority Refunding Bonds. City Council hereby approves reduction of the current annual Cash Rentals payable by the City for lease of the Parking Facilities after the Building Authority Refunding Bonds are issued. The City acknowledges that the City's Municipal Advisor, Robert W. Baird & Co., (the "Municipal Advisor") has advised that under current market conditions, the refunding will produce a net present value savings.

The City covenants and agrees to continue to make payments to the Building Authority, in accordance with the requirements of the 1989 Contract, of Cash Rentals in amounts sufficient to pay the principal of and interest on the Building Authority Refunding Bonds, and any of the Prior Building Authority Bonds which are not refunded and remain outstanding, and to pay all transfer and escrow agent fees and other expenses and charges payable with respect thereto. The City acknowledges and agrees that the Building Authority shall have all rights and remedies set forth in the 1989 Contract to enforce the obligations of the City with respect to the Building Authority Refunding Bonds in the same manner and to the same extent that such rights and remedies were available with respect to the Prior Bonds.

The City specifically (but not by way of limitation) reaffirms its pledge of its full faith and credit for the payment of its obligations with respect to the bonds issued under the 1989 Contract, including the Building Authority Refunding Bonds, and reaffirms the City's obligation to levy taxes to pay Cash Rentals under the 1989 Contract in amounts sufficient to enable the Building Authority to pay the principal of and interest on the bonds issued under the 1989 Contract, including the Building Authority Refunding Bonds.

2. 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 TIFA Refunding 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 sufficient 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 Municipal Advisor has advised that under current market conditions, the refunding will produce a net present value savings.

3. Official Statement and Continuing Disclosure. The City hereby agrees to co-operate with the Building Authority and the TIFA in preparation of preliminary and final official statements or other marketing circular describing the Building Authority Refunding Bonds and 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 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.

4. Other Actions. The Mayor, City Clerk, Chief Strategy and Financial Officer (serving as the 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 Mayor and City Clerk are authorized and directed to execute, for and on behalf of the City, any amendments or supplements to the 1989 Contract, and the Contract of Lease between the City and the TIFA dated December 20, 1994, in order to reduce the annual Cash Rental payments, or as may be otherwise appropriate in connection with the issuance of the Refunding Bonds. The Chief Strategy and Financial Officer 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 Building Authority and the TIFA in connection with the issuance of the Refunding Bonds.

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

By Vice President Hussain

Motion Carried

By Vice President Hussain

Motion Carried

RESOLUTION #2020-052

City of Lansing

Counties of Ingham and Eaton, State of Michigan

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

A RESOLUTION TO APPROVE:

- Up to \$2,300,000 of Limited Tax General Obligation Refunding Bonds to refund Recovery Zone Economic Development bonds previously issued to finance a consolidated garage and storage for City vehicles;
- Sale of Refunding Bonds in one or more series;
- Pledge of City's full faith and credit for the payment of the Refunding Bonds;
- Authorized Officers to sell Refunding Bonds without further Council action;
- Rating application, official statement, and continuing disclosure; and
- Other matters necessary to sell and deliver the Refunding Bonds.

WHEREAS, the City, a municipal corporation of the State, has been duly created under the provisions of Act 279, pursuant to which the City has the comprehensive home rule power conferred upon it by Act 279 and the Constitution, subject only to the limitations on the exercise of that power contained in the Constitution, by statute of the State or by provisions of the Charter; and

WHEREAS, pursuant to the authorizations provided by the City Charter, Act 279, and Act 34, the City issued its 2010 General Obligation Limited Tax Bonds (Taxable – Recovery Zone Economic Development Bonds) in the original aggregate par amount of \$3,200,000 (the “Prior Bonds”); and

WHEREAS, the City designated the Prior Bonds as Recovery Zone Economic Development Bonds pursuant to the American Recovery and Reinvestment Act of 2009, which added certain sections authorizing such designations to the Code; and

WHEREAS, under the provisions of Section 601 of Act 34, a City may, without a vote of its electors, refund all or any part of its outstanding securities by issuing refunding securities; and

WHEREAS, the Council deems it advisable and in the best interest of the City to authorize the issuance of its Limited Tax General Obligation Refunding Bonds, Series 2020, in one or more series, in an aggregate principal amount not to exceed Two Million Three Hundred Thousand dollars (\$2,300,000) (the “Refunding Bonds”), for the purpose of providing funds for the refunding of all or a portion of the outstanding Prior Bonds; and

WHEREAS, Act 34 permits the City to authorize, within limitations which shall be contained in the authorization resolution of the governing body, an Authorized Officer to sell and deliver and receive payment for obligations, approve interest rates or methods for fixing interest rates, prices, discounts, maturities, principal amounts, denominations, dates of issuance, interest payment dates, redemption rights, the place of delivery and payment, and other matters and procedures necessary to complete the transactions authorized; and

WHEREAS, Council desires to delegate to any Authorized Officer the authority to make certain determinations with respect to the Refunding Bonds, as necessary, within the parameters of this Resolution and to take such other actions and make such other determinations as may be necessary to accomplish the sale and delivery of the Refunding Bonds and the transactions contemplated by this Resolution, as shall be confirmed in one or more Sale Orders; and

WHEREAS, the Refunding Bonds will be issued pursuant to such terms and bear interest at such rates as finally determined at the time of sale of such Refunding Bonds in one or more Sale Orders approving the sale of any series of Refunding Bonds and making certain determinations and confirming the final details of such Refunding Bonds, subject to the parameters of this Resolution and the terms of any Bond Purchase Agreement; and

WHEREAS, the Council wishes to authorize the determination of the method of sale of the Refunding Bonds pursuant to a Sale Order, which sale will be by either (a) negotiated sale to one or more underwriters, (b) public/competitive sale or (c) private placement with a designated purchaser; and

WHEREAS, if the Refunding Bonds are sold pursuant to a negotiated or public/competitive sale, the Council desires to authorize the submission of disclosure information in connection with the distribution of one or more preliminary official statements (together with any supplements thereto, each a “Preliminary Official Statement”) and final official statements (together with any supplements thereto, each an “Official Statement”) in connection with the offering for sale of a certain series or all of the Refunding Bonds; and

WHEREAS, if the Refunding Bonds are sold pursuant to a negotiated or public/competitive sale, it will be required, as a condition precedent to the purchase of the Refunding Bonds, that the City agree to provide continuing disclosure as required by Section (b)(5) of Rule 15c2-12 promulgated by the Securities and Exchange Commission under the Securities and Exchange Act of 1934, as amended; and

WHEREAS, the Refunding Bonds may be issued as tax-exempt bonds pursuant to the requirements of the Code, in reliance on the advice of the City’s Municipal Advisor and the City’s Bond Counsel.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY THAT:

ARTICLE I DEFINITIONS AND INTERPRETATION

Section 101. Definitions. The words and terms defined in the preambles and recitals hereof and the following words and terms as used in this Resolution shall have the meanings ascribed therein or herein to them unless a different meaning clearly appears from the context:

“Act 34” means the Revised Municipal Finance Act, Act 34, Public Acts of Michigan, 2001, as amended.

“Act 279” means the Home Rule City Act, Act 279, Public Acts of Michigan, 1909, as amended.

“Authorized Officer” means each of the Mayor, the City Clerk of the City and the Chief Strategy and Financial Officer (serving as the Finance Director) of the City.

“Bond Counsel” means Dykema Gossett PLLC, attorneys of Lansing, Michigan.

“Bondholder,” “Bondowner,” “Owner” or “Registered Owner” means, with respect to any Bond, the person in whose name such Bond is registered in the Bond Registry.

“Bond Insurer” means the issuer of a Municipal Bond Insurance Policy with respect to the Refunding Bonds, if any, named in the Sale Order.

“Bond Purchase Agreement” means each bond purchase agreement between the City and the Underwriters or purchaser or purchasers of the Refunding Bonds providing for the terms and conditions of the purchase of the Refunding Bonds.

“Bond Registry” means the books for the registration of Refunding Bonds maintained by the applicable Transfer Agent.

“Charter” means the Home Rule Charter of the City, as amended from time to time.

“City” means the City of Lansing, Counties of Ingham and Eaton, State of Michigan.

“Code” means the Internal Revenue Code of 1986, as amended.

“Constitution” means the Constitution of the State of Michigan of 1963, as amended.

“Council” means the City Council of the City of Lansing, Michigan.

“Escrow Agreement” has the meaning given such term in Section 504.

"Escrow Fund" has the meaning given such term in Section 504.

"Escrow Trustee" has the meaning given such term in Section 504.

"Fiscal Year" means the fiscal year of the City as in effect from time to time.

"Interest Payment Date" has the meaning given such term in Section 303.

"Mayor" means the mayor of the City or his designee thereof.

"Municipal Advisor" means Robert W. Baird & Co., Incorporated, Lansing, Michigan.

"Municipal Bond Insurance Policy" means one or more policies of municipal bond insurance, if any, issued by the Bond Insurer insuring the payment when due of the principal of and interest on the Refunding Bonds determined to be insured as set forth in a Sale Order.

"Non-Arbitrage and Tax Compliance Certificate" means any Non-Arbitrage and Tax Compliance Certificate of the City regarding rebate requirements and other tax responsibilities of the City relating to the Refunding Bonds under the Code.

"Prior Bonds" means the City's 2010 General Obligation Limited Tax Bonds (Taxable – Recovery Zone Economic Development Bonds).

"Refunding Bonds" means the City's Limited Tax General Obligation Refunding Bonds, Series 2020, issued in one or more series, as authorized by Article III of this Resolution.

"Refunding Bonds Maximum Interest Rate" means a rate of interest not to exceed the maximum rate permitted by law.

"Refunding Bonds Maximum Principal Amount" means an amount not to exceed Two Million Three Hundred Thousand dollars (\$2,300,000).

"Refunding Bond Issuance Fund" means the fund so designated and established under Section 501 hereof.

"Regular Record Date" has the meaning given such term in Section 303.

"Resolution" means this Resolution, as supplemented by one or more Sale Orders.

"Sale Order" means the order or orders executed by an Authorized Officer approving the sale of any series of Refunding Bonds and making certain determinations and/or confirming the final details of such Refunding Bonds upon the sale thereof in accordance with the parameters of this Resolution and the terms of the Bond Purchase Agreement.

"State" means the State of Michigan.

"Transfer Agent" means a bank or trust company to be selected by an Authorized Officer of the City to serve as the transfer agent or paying agent.

"Underwriters" means such underwriter or underwriters as shall be designated in the Sale Order.

Section 102. Interpretation. (a) Words of the feminine or masculine genders include the correlative words of the other gender or the neuter gender.

(b) Unless the context shall otherwise indicate, words importing the singular include the plural and vice versa, and words importing persons include corporations, associations, partnerships (including limited partnerships), trusts, firms and other legal entities, including public bodies, as well as natural persons.

(c) Articles and Sections referred to by number mean the corresponding Articles and Sections of this Resolution.

(d) The terms "hereby," "hereof," "hereto," "herein," "hereunder" and any similar terms as used in this Resolution, refer to this Resolution as a whole unless otherwise expressly stated.

ARTICLE II DETERMINATIONS

Section 201. Refunding Bonds: Finding and Declaration of Need to Borrow. The Council hereby finds and declares that it is necessary for the City to borrow hereunder such sum as shall be determined by an Authorized Officer not in excess of the Refunding Bonds Maximum Principal Amount and to evidence such borrowing by the issuance of the Refunding Bonds not in excess, in aggregate principal amount, of such Refunding Bonds Maximum Principal Amount, in minimum denominations of \$5,000 or integral multiples thereof or such greater minimum denominations as determined by an Authorized Officer, pursuant to the Charter and in accordance with the provisions hereof, for the purposes of providing funds (i) to refund all or portions of the outstanding Prior Bonds; and (ii) to pay legal, financial, advisory, brokerage, accounting, printing and other expenses related to the issuance of the Refunding Bonds and the redemption of the Prior Bonds, all as finally confirmed by an Authorized Officer in the Sale Order.

The Refunding Bonds shall consist of bonds in fully-registered form in denominations of \$5,000, or integral multiples thereof, not exceeding for each maturity the maximum principal amount of that maturity, numbered as determined by the Transfer Agent (as hereinafter defined). The Refunding Bonds shall bear interest at the rates determined upon sale of the Refunding Bonds but in any event the net interest cost of any Tax-Exempt Bonds (as defined below) shall not exceed 6.00% per annum and the net interest cost of any Taxable Bonds (as defined below) shall not exceed 9.00% per annum. The Refunding Bonds shall bear interest, mature as serial or term bonds, and be payable at the times and in the manner as may be determined by the Authorized Officer in a Sale Order at the time of sale of the Refunding Bonds. The Refunding Bonds shall be dated as of the date of delivery thereof or as may be otherwise determined by the Authorized Officer at the time of sale of the Refunding Bonds. The Refunding Bonds may be subject to redemption prior to maturity at the times and prices and in the manner as may be determined by the Authorized Officer at the time of sale of the Refunding Bonds.

The Refunding Bonds may be issued in book-entry only form through The Depository Trust Company in New York, New York ("DTC") and the Authorized Officer is authorized to execute such custodial or other agreement with DTC as may be necessary to accomplish the issuance of the Refunding Bonds in book-entry only form, and to make such changes in the form of the Refunding Bonds within the parameters of this resolution as may be required to accomplish the foregoing.

Interest on the Refunding Bonds shall be payable to the registered owner of record as of the fifteenth (15th) day of the month prior to the payment date for each interest payment. The record date of determination of registered owners for purposes of payment of interest as provided in this paragraph may be changed by the City to conform to market practice in the future. Interest shall be payable by check or draft drawn on the Transfer Agent mailed to the registered owner at the registered address, as shown on the registration books of the City maintained by the Transfer Agent. The principal of the Refunding

Bonds shall be payable upon presentation and surrender of such Refunding Bonds to the Transfer Agent. Notwithstanding the foregoing, if the Refunding Bonds are held in book-entry form by DTC, payment shall be made in the manner prescribed by DTC.

The Authorized Officer is hereby authorized to appoint a bank or trust company to act as bond registrar, paying agent and transfer agent (the "Transfer Agent") for the Refunding Bonds. The Authorized Officer is hereby authorized to execute one or more agreements with the Transfer Agent on behalf of the City. The City reserves the right to replace the Transfer Agent at any time, provided written notice of such replacement is given to the registered owners of record of the Refunding Bonds not less than sixty (60) days prior to an interest payment date

ARTICLE III AUTHORIZATION; PLEDGE; SECURITY; DESIGNATIONS; REDEMPTION OF THE REFUNDING BONDS

Section 301. Authorization of Refunding Bonds; Limited Tax Pledge; Security. (a) The City hereby authorizes the issuance of the Refunding Bonds in such series and in such principal amounts as shall be confirmed in the Sale Order, not in excess of the Refunding Bonds Maximum Principal Amount. The City hereby irrevocably pledges its limited tax full faith and credit for the prompt payment of the Refunding Bonds. The Refunding Bonds will be a first budget obligation of the City, payable from the general funds of the City including the collection of ad valorem taxes on all taxable property in the City subject to applicable constitutional, statutory and charter tax rate limitations. 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 Refunding 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 Refunding Bonds, then credit therefor may be taken against the levy for payment of the Refunding Bonds. 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.

(b) Each Authorized Officer is hereby authorized to negotiate and execute any indenture or indentures, or agreements as shall be deemed necessary by an Authorized Officer and confirmed in a Sale Order for and on behalf of the City, to provide for the pledge of security to secure payment of the Refunding Bonds.

Section 302. Tax-Exempt Refunding Bonds; Taxable Refunding Bonds. The Authorized Officers are each hereby authorized and directed to determine whether all or any portion of the Refunding Bonds shall be sold as: (i) bonds the interest on which is excluded from gross income for federal income tax purposes ("Tax-Exempt Bonds"), or (ii) taxable bonds the interest on which, if any, is included in gross income for federal income tax purposes under the Code ("Taxable Bonds"), or any combination thereof.

Section 303. Designations, Dates, Interest Rates, Maturities, Redemption and Other Terms of the Refunding Bonds.

(a) The Refunding Bonds shall be issued in one or more series to be designated as "LIMITED TAX GENERAL OBLIGATION REFUNDING BONDS." The Refunding Bonds shall further bear a series designation corresponding to the year of issuance and other necessary identifying information as shall be provided in the Sale Order; shall be issued in fully registered form as serial bonds, term bonds, a combination thereof, or as a single instrument bond, as provided in the Sale Order. Each series of Refunding Bonds shall be dated and issued in authorized denominations all as determined in the Sale Order.

(b) In making the determinations set forth in this Resolution with respect to the Sale Order, the Authorized Officers shall be limited to the parameters as follow:

(1) The first maturity date or mandatory sinking fund redemption date for each series of the Refunding Bonds shall not be later than five (5) years from the date of issuance; the average maturity date of the Refunding Bonds shall not be later than the average maturity date of the Prior Bonds; and the final maturity dates for the Refunding Bonds shall not be later than the earlier of (i) the last year of the weighted average estimated period of usefulness of the improvements financed by the Prior Bonds or (ii) 30 years from the Prior Bonds' dated date.

(2) To the extent permitted by applicable law, the Refunding Bonds may be sold with an original issue premium or discount in an amount as determined by an Authorized Officer.

(3) The maximum rate of interest on the Refunding Bonds shall not exceed the Refunding Bonds Maximum Interest Rate.

(4) The issuance of the Refunding Bonds shall produce a net present value savings.

(c) The Refunding Bonds shall mature on such dates and shall bear interest at such rates on a fixed and/or variable and tax-exempt or taxable basis not in excess of the legal limit, and payable on such dates (each an "Interest Payment Date"), all as shall be provided in a Sale Order. Unless otherwise provided by an Authorized Officer in a Sale Order, interest on the Refunding Bonds shall be calculated on the basis of a 360-day year consisting of twelve 30-day months. The Refunding Bonds shall be payable as to principal and interest in lawful money of the United States of America.

(d) Except as may be otherwise provided by an Authorized Officer in a Sale Order, interest on the Refunding Bonds shall be payable on each Interest Payment Date to the Registered Owner of record as of the 15th day of the month, whether or not a Business Day (a "Regular Record Date"), prior to each Interest Payment Date. Interest on the Refunding Bonds shall be payable to such Registered Owners by check or draft drawn on the Transfer Agent on each Interest Payment Date and mailed by first class mail or, upon the written request of the Owner of \$1,000,000 or more in aggregate principal amount of Refunding Bonds (with complete wiring instructions no later than the Regular Record Date for such Interest Payment Date), by wire transfer by the Transfer Agent to such Owner. Such a request may provide that it will remain in effect with respect to subsequent Interest Payment Dates unless and until changed or revoked at any time prior to a Regular Record Date by subsequent written notice to the Transfer Agent.

(e) The principal of the Refunding Bonds shall be payable to the Owners of the Refunding Bonds upon the presentation of the Refunding Bonds to the Transfer Agent at the principal corporate trust office of the Transfer Agent. If the Refunding Bonds are held in book-entry form by the Depository Trust Company in New York, New York ("DTC"), payment shall be made in the manner prescribed by DTC

(f) The Refunding Bonds may be subject to redemption and/or tender for purchase prior to maturity or shall not be subject thereto, upon such terms and conditions as shall be provided by an Authorized Officer in the Sale Order delivered in connection with the sale of the Refunding Bonds.

Unless waived by any Registered Owner of the Refunding Bonds to be redeemed, official notice of redemption shall be given by the Transfer Agent on behalf of the City. 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 the Refunding Bonds called for redemption are to be surrendered for payment; and that interest on the Refunding 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.

(g) An Authorized Officer, after consultation with Bond Counsel and the Municipal Advisor, may designate and issue the Refunding Bonds as "qualified tax-exempt obligations" for purposes of interest expense by financial institutions as defined in Section 265(b)(3) of the Internal Revenue Code of 1986, as amended (the "Code").

Section 304. Execution, Authentication and Delivery of Refunding Bonds. The Refunding Bonds shall be executed in the name of the City by the manual or facsimile signatures of the Authorized Officers and authenticated by the Transfer Agent, or a trustee if an indenture is executed in connection with the issuance of the Refunding Bonds, and the seal of the City (or a facsimile thereof) shall be impressed or imprinted on the Refunding Bonds. After the Refunding Bonds have been executed and authenticated for delivery to the original purchaser thereof, they shall be delivered to the purchasers thereof upon receipt of the purchase price. If the Refunding Bonds are not authenticated, then at least one signature on the Refunding Bonds shall be a manual signature. The Refunding Bonds shall be delivered to the Transfer Agent for authentication and be delivered by the Transfer Agent to the purchaser or other person in accordance with instructions from the Authorized Officer.

Section 305. Mutilated, Destroyed, Stolen or Lost Refunding Bonds. (a) Subject to the provisions of Act 354, Public Acts of Michigan, 1972, as amended, and any other applicable law, if (i) any mutilated Refunding Bond is surrendered to the City, and the City receives evidence to its satisfaction of the destruction, loss or theft of any Refunding Bond and (ii) there is delivered to the City such security or indemnity as may be required by it to save the City harmless, then, in the absence of notice to the City that such Refunding Bond has been acquired by a bona fide purchaser, the City shall execute and deliver in exchange for or in lieu of any such mutilated, destroyed, lost or stolen Refunding Bond, a new Refunding Bond of like tenor and principal amount, bearing a number not contemporaneously outstanding.

(b) If any such mutilated, destroyed, lost or stolen Refunding Bond has become or is about to become due and payable, the City in its discretion may, instead of issuing a new Refunding Bond, pay such Refunding Bond.

(c) Any new Refunding Bond issued pursuant to this section in substitution for a Refunding Bond alleged to be mutilated, destroyed, stolen or lost shall constitute an original additional contractual obligation on the part of the City, and shall be equally secured by and entitled to equal proportionate benefits with all other Refunding Bonds of like tenor issued under this Resolution.

Section 306. Form of the Refunding Bonds. The Refunding Bonds shall be in substantially the following form with such insertions, omissions, substitutions and other variations as shall not be

inconsistent with this Resolution or permitted by the Sale Order or as approved by an Authorized Officer and Bond Counsel:

[Form of Refunding Bond]

United States of America
State of Michigan
Counties of Ingham and Eaton

CITY OF LANSING
LIMITED TAX GENERAL OBLIGATION REFUNDING BOND, SERIES
2020

Interest Rate Date of Maturity Date of Orig

Registered Owner:

Principal Amount: _____ Dollars (\$_____)

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 _____ 1, 20__ and semiannually thereafter. Principal of this bond is payable at the corporate trust office of _____, _____, _____, or such other transfer agent as the City may hereafter designate by notice mailed to the registered owner not less than sixty (60) days prior to any interest payment date (the "Transfer Agent"). Interest on this bond is payable to the registered owner of record as of the fifteenth (15th) day of the month preceding the interest payment date as shown on the registration books of the City kept by the Transfer Agent by check or draft mailed to the registered owner of record at the registered address. For prompt payment of this bond, both principal and interest, the full faith, credit and resources of the City are hereby irrevocably pledged.

[This bond is one of a series of bonds aggregating the principal sum of \$_____, issued for the purpose of refunding the City's 2010 General Obligation Limited Tax Bonds (Taxable - Recovery Zone Economic Development Bonds), [paying capitalized interest] and paying costs incidental to the issuance.]

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 in the years 20__ to _____, inclusive, shall not be subject to redemption prior to maturity. Bonds or portions of bonds of this issue in multiples of \$[5,000] maturing in the year _____ and thereafter shall be subject to redemption prior to maturity, at the option of the City, in any order of maturity and by lot within any maturity, on any date on or after

_____ 1, _____, at par and accrued interest to the date fixed for redemption.

[Insert any term bond provisions, if applicable]

In case less than the full amount of an outstanding bond is called for redemption, the Transfer Agent, upon presentation of the bond called in part 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.

Notice of redemption shall be given by the Transfer Agent to the registered owner of any bond or portion thereof called for redemption by mailing of such notice not less than thirty (30) days prior to the date fixed for redemption to the registered address of the registered owner of record. A bond or portion thereof so called for redemption shall not bear interest after the date fixed for redemption provided funds are on hand with the Transfer Agent to redeem said bond or portion thereof. 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.

This bond is transferable only upon the registration books of the City kept by the Transfer Agent by the registered owner of record in person, or by the registered owner's attorney duly authorized in writing, upon the surrender of this bond together with a written instrument of transfer satisfactory to the Transfer Agent duly executed by the registered owner or the registered owner's attorney duly authorized in writing, and thereupon a new registered bond or bonds in the same aggregate principal amount and of the same maturity shall be issued to the transferee in exchange therefor as provided in the resolution authorizing this bond and upon the payment of the charges, if any, therein prescribed.

This bond, including the interest thereon, is payable as a first budget obligation of the City from the general funds of the City including the collection of ad valorem taxes on all taxable property in the City subject to applicable constitutional, statutory and charter tax rate limitations.

It is hereby certified and recited that all acts, conditions and things required by law to be done, precedent to and in the issuance of this bond and the series of bonds of which this is one, exist and have been done and performed in regular and due form and time as required by law, and that the total indebtedness of the City, including this bond, 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 of Lansing by authority of its City Council, has caused this bond to be signed for and on its behalf and in its name by the manual or facsimile signatures of the Mayor and Clerk of the City, and the official seal of the City or a facsimile thereof to be impressed or printed hereon, all as of the Date of Original Issue.

CITY OF LANSING
Counties of Ingham and Eaton
State of Michigan

By _____

Its Mayor

(SEAL)

Countersigned:

By _____

Its City Clerk

Certificate of Authentication

This bond is one of the bonds described in the within-mentioned resolution.

_____, Michigan
Transfer Agent
By _____

Its: Authorized Signature

Date of Authentication: _____, 2020

Section 311. Sale of Refunding Bonds to Underwriters or Direct Purchaser. Any series of Refunding Bonds may, if deemed appropriate by an Authorized Officer, be sold to (i) the Underwriters pursuant to a Bond Purchase Agreement or (ii) a bank or other financial institution qualified by law to purchase and take delivery of such Refunding Bonds for its own investment, pursuant to a purchase contract, in which case (A) such purchaser shall deliver an investor letter in a form acceptable to an Authorized Officer and (B) the City's obligations hereunder relating to the Preliminary Official Statement, Official Statement and Undertaking may not apply.

**ARTICLE IV
SPECIAL COVENANTS**

Section 401. Tax Exemption Covenant for Tax-Exempt Bonds. The City covenants that it will not take any action, or fail to take any action required to be taken, if taking such action or failing to take such action would adversely affect the general exclusion from gross income of interest on any Tax-Exempt Refunding Bonds, from federal income taxation under the Code.

Section 402. Arbitrage Covenant. (a) The City will not directly or indirectly (1) use or permit the use of any proceeds of any Tax-Exempt Refunding Bonds or other funds of the City or (2) take or omit to take any action required by Section 148(a) of the Code in order to maintain the exclusion from gross income of the interest on any Tax-Exempt Bonds for federal income tax purposes. To that end, the City will comply with all requirements of Section 148 of the Code to the extent applicable to the Refunding Bonds and the requirements set forth in the Non-Arbitrage and Tax Compliance Certificate of the City.

(b) Without limiting the generality of subsection (a), above, the City agrees that there shall be paid by the City from time to time all amounts, if any, required to be rebated to the United States pursuant to Section 148(f) of the Code. This covenant shall survive payment in full or defeasance of the Tax-Exempt Refunding Bonds.

(c) Notwithstanding any provision of this Section, if the City obtains an opinion of Bond Counsel to the effect that any action required under this Section is no longer required, or that some further action is required, to maintain the exclusion from gross income of the interest of any Tax-Exempt Refunding Bonds for federal income tax purposes pursuant to Section 103 of the Code, the City may conclusively rely on such opinion in complying with the provisions hereof.

**ARTICLE V
REFUNDING BONDS FUNDS AND ACCOUNTS; DISPOSITION OF
REFUNDING BONDS PROCEEDS**

Section 501. Establishment of Accounts and Funds. (a) Each Authorized Officer is hereby authorized to establish such accounts, subaccounts or other funds as shall be required for the payment of the Refunding Bonds, and for the refunding of the Prior Bonds, including but not limited to, with such modifications or additions to facilitate the identification of such accounts, subaccounts or other funds:

- A. Refunding Bonds Debt Retirement Fund;
- B. Bond Issuance Fund; and
- C. Escrow Fund.

Each Authorized Officer is hereby authorized to establish such accounts, subaccounts or funds as shall be required for the refunding of the Prior Bonds and the issuance and delivery of the Refunding Bonds, if any, to accommodate the requirements of such series of Prior Bonds, including, but not limited to, such accounts, subaccounts or funds necessary to facilitate the purchase and payment of variable rate bonds. Each Authorized Officer is hereby authorized to allocate any net original issue premium, if any, received upon the sale of the Refunding Bonds to such accounts and in such amounts as permitted by applicable law.

Section 502. Refunding Bonds Debt Retirement Fund. From the proceeds of the sale of the Refunding Bonds there shall be set aside in one or more Refunding Bonds Debt Retirement Funds (individually and collectively referred to as the "Refunding Bonds Debt Retirement Funds") the accrued interest, if any, received from the purchaser of the Refunding Bonds at the time of sale and delivery of the Refunding Bonds in one or more series. Any general funds of the City and any amounts transferred from the Escrow Funds under Section 504 hereof shall be used to pay the principal of and interest on the Refunding Bonds when due. The foregoing amounts shall be placed in the Refunding Bonds Debt Retirement Funds and held in trust by the Trustee, and so long as the principal of or interest on the Refunding Bonds shall remain unpaid, no moneys shall be withdrawn from the Refunding Bonds Debt Retirement Funds except to pay such principal and interest. Any amounts remaining in the Refunding Bonds Debt Retirement Funds after payment in full of the applicable series of Refunding Bonds shall be retained by the City to be used for any lawful purpose.

Section 503. Bond Issuance Fund. From the proceeds of the Refunding Bonds there shall be set aside in the one or more Refunding Bond Issuance Funds a sum sufficient to pay the costs of issuance of the Refunding Bonds. Moneys in the Bond Issuance Fund shall be used solely to pay expenses of issuance of the Refunding Bonds. Any amounts remaining in the Bond Issuance Fund after payment of issuance expenses shall be transferred to the Refunding Bonds Debt Retirement Fund.

Section 504. Escrow Fund. If the refunding of the Prior Bonds necessitates the establishment of one or more escrow funds (individually and collectively referred to as the "Escrow Fund"), then after making the deposits required by Sections 502 and 503, there shall be deposited from the remainder of the proceeds of the sale of the Refunding Bonds and any moneys transferred by the City at the time of delivery of the Refunding Bonds from the debt retirement funds

for the Prior Bonds, into the Escrow Fund (which shall be maintained in cash or invested in direct obligations of or obligations guaranteed by the United States of America, not redeemable at the option of the issuer), an amount, as hereinafter described, sufficient to pay the principal of and interest on the Prior Bonds as they become due and, except as otherwise herein provided, shall be used only for such purposes. The Escrow Fund shall be irrevocably held by a qualified institution as determined by an Authorized Officer, as escrow trustee (the "Escrow Trustee") in trust pursuant to an escrow deposit agreement between the City and the Escrow Trustee (the "Escrow Agreement"), which Escrow Agreement shall irrevocably direct the Escrow Trustee to take all necessary steps to pay the principal of and interest on the Prior Bonds when due and to provide for the City's refunding of the Prior Bonds in whole or in part, as and when specified in the Escrow Agreement. The amounts, including the investments thereof, held in the Escrow Fund shall be such that the cash and investments and income received thereon will be sufficient, without any reinvestment, to pay the purchase price of the Prior Bonds as required by this Section. Any balance remaining in the Escrow Fund after payment in full of the purchase price of the Prior Bonds shall be transferred to the Refunding Bonds Debt Retirement Fund.

The Escrow Trustee means and includes any company into which the Escrow Trustee may be merged or converted or with which it may be consolidated or any company resulting from any merger, conversion or consolidation to which it shall be a party or any company to which the Escrow Trustee may sell or transfer all or substantially all of its corporate trust business, provided such company shall be a trust company or bank which is qualified to be a successor to the Escrow Trustee as determined by an Authorized Officer, shall be authorized by law to perform all the duties imposed upon it by this Resolution, shall be the successor to the Escrow Trustee without the execution or filing of any paper or the performance of any further act, anything herein to the contrary notwithstanding.

The Council hereby authorizes each Authorized Officer to approve the form of and to execute the Escrow Agreement with the Escrow Trustee for and on behalf of the City.

Section 505. Investment of Monies in the Refunding Bonds Funds and Accounts. (a) An Authorized Officer shall direct the investment of monies on deposit in the funds and accounts established hereunder, and the Transfer Agent and the Escrow Trustee, upon written direction or upon oral direction promptly confirmed in writing by an Authorized Officer, shall use its best efforts to invest monies on deposit in the funds and accounts in accordance with such direction.

(b) Monies on deposit in the funds and accounts established under this Article V may be invested in such investments and to the extent permitted by applicable law.

**ARTICLE VI
REFUNDING OF THE PRIOR BONDS**

Section 601. Method of Refunding. Each Authorized Officer is hereby authorized to effect the refunding of the outstanding Prior Bonds by means of taking the actions required pursuant to the terms governing the Prior Bonds and the investment of funds prior to the refunding of the Prior Bonds. The refunding of the Prior Bonds may be accomplished using the proceeds of the Refunding Bonds, funds on hand of the City, or both, in the discretion of an Authorized Officer.

Section 602. Authorization of Actions in Connection with Refunding. Each Authorized Officer is hereby authorizing to (i) approve and deliver any and all notices, solicitations and disclosures (including but not limited to invitations to tender and related information statements), (ii) negotiate, execute and deliver any and all agreements, (iii) file any and all documents with state or federal agencies, (iv) seek any and all approvals and (v) take all other actions necessary or appropriate to accomplish the refunding of the Prior Bonds.

**ARTICLE VII
DEFEASANCE**

Section 701. Defeasance. Refunding Bonds shall be deemed to be paid in full upon the deposit in trust of cash or direct obligations of, or obligations the principal of and interest on which are unconditionally guaranteed by, the United States of America, or any combination thereof, not redeemable at the option of the issuer thereof, the principal and interest payments upon which, without reinvestment thereof, will come due at such times and in such amounts, as to be fully sufficient to pay when due, the principal of such Refunding Bonds and interest to accrue thereon, as confirmed by a verification report prepared by an independent certified public accountant. Such cash and securities representing such obligations shall be deposited with a bank or trust company and held for the exclusive benefit of the Owners of such Refunding Bonds. After such deposit, such Refunding Bonds shall no longer be entitled to the benefits of this Resolution (except for any rights of transfer or exchange of Refunding Bonds as therein or herein provided for) and shall be payable solely from the funds deposited for such purpose and investment earnings, if any, thereon, and the lien of this Resolution for the benefit of such Refunding Bonds shall be discharged.

**ARTICLE VIII
OTHER PROVISIONS OF GENERAL APPLICATION**

Section 801. Credit Enhancement. There is hereby authorized to be obtained a Municipal Bond Insurance Policy or other credit enhancement or a combination thereof to secure the payment of all or part of the Refunding Bonds, if, and provided that, it shall be determined by an Authorized Officer that such cost of such Municipal Bond Insurance Policy or other credit enhancement or a combination thereof is less than the interest rate savings therefrom or otherwise that it is in the best interest of the City. In the event a commitment for a Municipal Bond Insurance Policy is obtained or a commitment for other credit enhancement is obtained, each Authorized Officer is hereby authorized to approve the terms, perform such acts and execute such instruments that shall be required, necessary or desirable to effectuate the terms of such commitment and the transactions described therein and in this Resolution and the Sale Order provided that such terms are not materially adverse to the City.

Section 802. Approval of Other Documents and Actions; Treasury Approval. The Authorized Officers and any other officers or employees of the City are hereby authorized and directed on behalf of the City to take any and all other actions, perform any and all acts and execute any and all documents that shall be required, necessary or desirable to implement this Resolution. The Refunding Bonds shall neither be sold nor issued unless and only so long as the issuance of the Refunding Bonds as provided herein shall have been authorized and approved in accordance with the applicable provisions of Act 34 and Act 279.

Each Authorized Officer is hereby authorized to do and perform any and all acts and things with respect to the Refunding Bonds which are necessary and appropriate, consistent with this Resolution, including to pay the related fees, if any, to the Michigan Department of Treasury (the "Department") at his or her discretion under Act 34 for an Order or Orders of Approval to issue all or a portion of the Refunding Bonds; to file applications with the Department for a waiver of the investment grade rating requirement; to enter into one or more dealer-manager agreements, remarketing agreements, indentures, letters of credit and reimbursement agreements, to seek such waivers or other Department approvals as necessary to implement the sale, delivery and security for the Refunding Bonds, and as required by the Department and Act 34; to pay any post-closing filing fees required by Act 34 to the Department or other specified agency, as a cost of issuance or from other legally available funds; to secure ratings by bond rating agencies, if cost effective; to negotiate and acquire a Municipal Bond Insurance Policy and/or other credit enhancement, if any, to further secure the

Refunding Bonds or any portions thereof; to acquire an irrevocable surety bond to fulfill the City's obligation to fund any reserve account; and to incur and pay reasonable fees, costs and expenses incidental to the foregoing and other costs of issuance of the Refunding Bonds including, but not limited to fees and expenses of Bond Counsel, the Municipal Advisor, accountants and others, from Refunding Bond proceeds or other available funds, for and on behalf of the City.

Section 803. Continuing Disclosure Undertaking. If the Refunding Bonds are sold pursuant to a negotiated or public/competitive sale, or as otherwise required, the City shall enter into a continuing disclosure undertaking pursuant to Rule 15c2-12 promulgated by the Securities and Exchange Commission (the "Rule") for the benefit of the holders and beneficial owners of the Refunding Bonds as to which the Rule is applicable, as more specifically set forth in Exhibit A hereto (the "Undertaking"); provided, however, that the terms of the Undertaking are subject to completion and modification prior to delivery of the Refunding Bonds to such extent as an Authorized Officer shall deem necessary to comply with law or market requirements of the Underwriters. Each Authorized Officer is hereby authorized to execute and deliver the Undertaking after completion and modification as provided in this Resolution and the Sale Order.

Section 804. Delegation to Authorized Officers. (a) Prior to the sale date or dates for the Refunding Bonds, an Authorized Officer may cause the preparation and approve the form and distribution of necessary City disclosure for any Preliminary Official Statement or Official Statement and other offering materials to be used in conjunction with the sale or offering of the Refunding Bonds, and an Authorized Officer may deem the City's disclosure "final" for purposes of Rule 15c2-12 of the Securities and Exchange Commission.

(b) Pursuant to the authority of Section 315(1)(d) of Act 34, each Authorized Officer is hereby authorized to make the following determinations with respect to the Refunding Bonds within the parameters of this Resolution: (i) to determine the principal amounts of the Refunding Bonds to be issued on a fixed or variable interest rate basis and tax-exempt or taxable basis; (ii) to determine the interest rate provisions, tender and other requirements for Refunding Bonds issued on a variable rate basis; (iii) to negotiate the terms for the sale of the Refunding Bonds to the Underwriters or other purchasers; (iv) to cause the Preliminary Official Statement and the final Official Statement for the Refunding Bonds to be prepared and circulated; and (v) to take such other actions and make such other determinations as may be necessary to accomplish the sale and delivery of the Refunding Bonds and the transactions contemplated by this Resolution, as shall be confirmed in the Sale Order.

(c) Except as otherwise provided herein, all determinations and decisions of an Authorized Officer with respect to the issuance and sale of the Refunding Bonds as permitted or required by this Resolution shall be confirmed in a Sale Order or Sale Orders, and such confirmations shall constitute determinations that any conditions precedent to such determinations and decisions of any Authorized Officer have been fulfilled.

Section 805. Approving Legal Opinions with Respect to the Refunding Bonds. The sale of the Refunding Bonds shall be conditioned upon receiving, at the time of delivery, the approving opinion of Bond Counsel, approving legality of the Refunding Bonds and, with respect to Refunding Bonds determined by an Authorized Officer to be issued as Tax-Exempt Bonds, the exclusion from gross income of the interest paid thereon from federal and State income taxation only.

Section 806. Method of Sale; Award. (a) The Refunding Bonds shall be sold at a negotiated sale described in subsection (b) below, or shall be sold at a public sale following the publication of an Official Notice of Sale as described in (c), below, all as shall be determined by an Authorized Officer to be in the best interests of the

City based on the recommendation of Bond Counsel and the Municipal Advisor.

(b) Negotiated Sale. As a result of the Refunding Bonds being issued for the purpose of refunding the Prior Bonds, and in order to optimize the interest rate savings from the issuance of the Refunding Bonds and in order to provide flexibility with respect to the sale date for the Refunding Bonds, the Refunding Bonds are authorized to be sold via a negotiated sale or private placement, based on recommendations of Bond Counsel and the Municipal Advisor.

(c) Public Sale. If an Authorized Officer, based on recommendations of Bond Counsel and the Municipal Advisor, determines that it is in the best interests of the City to sell the Refunding Bonds at a public sale, then each Authorized Officer is authorized and directed to fix the date of sale of the Refunding Bonds and to publish an Official Notice of Sale relating to the Refunding Bonds in substantially the form attached as Exhibit B (the "Official Notice of Sale") in accordance with law, once in either The Bond Buyer or other newspaper of general circulation at least seven days prior to the date fixed for receipt of bids for the purchase of the Refunding Bonds. The Authorized Officers, and each of them individually, are hereby authorized to act for and on behalf of the City to receive bids for the purchase of the Refunding Bonds and to take all other steps necessary in connection with the sale, award and delivery thereof.

Section 807. Delivery of Refunding Bonds. Subject to the provisions of the Sale Order, each Authorized Officer is hereby authorized to deliver the Refunding Bonds to the Underwriters upon receiving the purchase price therefor in lawful money of the United States.

Section 808. Official Statement. Each Authorized Officer is hereby authorized to execute the Official Statement or other offering materials with respect to the Refunding Bonds in the form approved by an Authorized Officer with such changes as an Authorized Officer may authorize. Such Official Statement or other offering materials to be used in conjunction with the sale or offering of the Refunding Bonds are hereby authorized to be printed and used by the Underwriters in connection with the sale of the Refunding Bonds to the public. Circulation of the Preliminary Official Statement, if any, or other preliminary offering materials by the Underwriters is hereby approved.

Section 809. Appointment of Bond Counsel, Municipal Advisor; Engagement of Other Parties. The appointment of the law firm of Dykema Gossett PLLC of Lansing, Michigan, as Bond Counsel for the Refunding Bonds is hereby ratified and confirmed, notwithstanding the periodic representation by Dykema Gossett PLLC, in unrelated matters of other parties and potential parties to the issuance of the Refunding Bonds. The fees and expenses of Bond Counsel and other accumulated bond related fees and expenses shall be payable as a cost of issuance from proceeds of the Refunding Bonds or other available funds in accordance with the letter of such firm on file with the City.

The appointment of Robert W. Baird & Co., Incorporated as Municipal Advisor for the Refunding Bonds is hereby ratified and confirmed. The fees and expenses of the Municipal Advisor and other accumulated bond related fees and expenses shall be payable as a cost of issuance from proceeds of the Refunding Bonds or other available funds in accordance with the letter of such firm on file with the City.

Each Authorized Officer is hereby authorized to engage other necessary professionals as he or she deems necessary and appropriate in connection with the sale, issuance and delivery of the Refunding Bonds and to pay the fees and expenses thereof from the proceeds of the Refunding Bonds or other available funds.

Section 810. No Recourse Under Resolution. All covenants, agreements and obligations of the City contained in this Resolution

shall be deemed to be the covenants, agreements and obligations of the City and not of any councilperson, member, officer or employee of the City in his or her individual capacity, and no recourse shall be had for the payment of the principal of or interest on the Refunding Bonds or for any claim based thereon or on this Resolution against any councilperson, member, officer or employee of the City or any person executing the Refunding Bonds in his or her official individual capacity.

Section 811. Severability. If any one or more sections, clauses or provisions of this Resolution shall be determined by a court of competent jurisdiction to be invalid or ineffective for any reason, such determination shall in no way affect the validity and effectiveness of the remaining sections, clauses and provisions hereof.

Section 812. Cover Page, Table of Contents and Article and Section Headings. The cover page, table of contents and Article and Section headings hereof are solely for convenience of reference and do not constitute a part of this Resolution, and none of them shall affect its meaning, construction or effect.

Section 813. Conflict. All resolutions or parts of resolutions or other proceedings of the City in conflict herewith shall be and the same hereby are repealed insofar as such conflict exists.

Section 814. Governing Law and Jurisdiction. This Resolution shall be governed by and construed in accordance with the laws of the State.

Section 815. Resolution and Sale Order are a Contract. The provisions of this Resolution and the Sale Order shall constitute a contract between the City, the Bondholders and the Bond Insurer, if any.

Section 816. Effective Date. This Resolution shall take effect immediately upon its adoption by the Council.

By Vice President Hussain

Motion Carried

RESOLUTION #2020-053

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

WHEREAS, the novel coronavirus (COVID-19) is a respiratory disease that can result in serious illness or death. It is caused by a new strain of coronavirus that had not been previously identified in humans and can easily spread from person to person; and

WHEREAS, COVID-19 has been identified as the cause of an outbreak of respiratory illness first detected in Wuhan City in the Hubei Province of China. Person-to-person spread of the virus has occurred in the United States, with some of those occurring in people with no travel history and no known source of exposure. On January 31, 2020, the United States Department of Health and Human Services Secretary Alex Azar declared a public health emergency for COVID-19, and affected state and local governments have also declared states of emergency; and

WHEREAS, in response to the severe health and concerns relating to potential loss of life due to the COVID-19 outbreak in the City of Lansing, and under the authority granted under Chapter 234.05, the Lansing Emergency Management Ordinance, the Mayor declared a local state of emergency on March 16, 2020; and

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council finds that the circumstances warrant an extension of the Mayor's emergency declaration and continuation of the emergency response plan to ensure that public health is protected; and

BE IT FINALLY RESOLVED that the City Council approves an

extension of the declaration of emergency, through and including April 10, 2020, and authorizes such powers and duties as provided by Chapter 234.05, the Lansing Emergency Management Ordinance, together with those powers provided by statute, including those set forth in MCL § 30.401 et seq.

By Vice President Hussain

Motion Carried

RESOLUTION #2020-054

MEMO

TO: Lansing City Council
 Mayor Andy Schor
 City Clerk Chris Swope
 City Attorney Jim Smierka
 FROM: Peter Spadafore, President
 RE: Lansing City Council COVID-19 Exposure Mitigation Measures
 DATE: March 12, 2020

Due to City of Lansing's commitment to public health in light of the COVID-19 (coronavirus) outbreak, I am recommending the following contingency plan be implemented by the Lansing City Council in the event of a more serious outbreak in the City of Lansing.

- All standing committee meetings be canceled, and committees be discharged of all items which are essential to city business, life, safety, or welfare.
- These essential decisions will be considered by the Committee of the Whole and the City Council during regularly scheduled Monday evening sessions.
- All Committee of the Whole Meetings will be rescheduled for 5:00PM to ensure enough time for deliberations before Council at 7:00 PM.

The public is encouraged to stay home and watch the meetings on City TV or the Internet (<https://video.ibm.com/channel/gov-tv-city-of-lansing-s-city-tv-station>) as both Committee of the Whole and City Council are broadcast live. If members of the public wish to submit public comment, and do not feel comfortable doing so in person, public comment can be submitted in writing before 5:00 PM to have it considered as part of the official record of Council session. Given that an open and transparent process is essential to government, no one will be barred from a public meeting, members of the public are encouraged to use good judgement and not visit City Hall if you are exhibiting symptoms of COVID-19 such as fever, cough, or shortness of breath.

This is a contingency plan and will be implemented only after City Council, in consultation with the administration and the health department, determine that it is a necessary course of action.

BE IT RESOLVED that the foregoing be adopted by the Lansing City Council.

By Vice President Hussain

Motion Carried

RESOLUTION #2020-055

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

WHEREAS, the novel coronavirus (COVID-19) is a respiratory disease that can result in serious illness or death;

WHEREAS, the coronavirus (COVID-19) is a new strain that has not been previously identified in humans and can spread easily from person to person;

WHEREAS, on January 31, 2020, the United States Department of Health and Human Services Secretary Alex Azar declared a public health emergency for COVID-19;

WHEREAS, on or about March 10, 2020, Governor Gretchen Whitmer issued Executive Order 2020-04 declaring a State of Emergency for the State of Michigan;

WHEREAS, on March 16, 2020, Mayor Andy Schor issued an Executive Order declaring a State of Emergency for the City of Lansing;

WHEREAS, on March 13, 2020, Governor Gretchen Whitmer issued Executive Directive 2020-2 regarding public meetings of State of Michigan public bodies during the COVID-19 emergency;

WHEREAS, Executive Directive 2020-2 addresses the Open Meetings Act in light of the COVID-19 emergency;

WHEREAS, Executive Directive 2020-2 directs the following:

1. All public bodies of departments and agencies of the State, including but not limited to boards, commissions, committees, subcommittees, authorities, and councils, must, to the extent practicable, consider postponing public meetings and/or agenda items that may be deferred until a later time.
2. All public bodies of departments and agencies of the State subject to the OMA that must continue to meet must do so by means sufficient to enable meaningful access and communication for all participants. Participation by remote access technology, including conference calling, real-time streaming, or other platforms is acceptable, and sufficient to form a quorum, so long as public access and participation is preserved.
3. Public notice of the time and date of each meeting of a public body of a department or agency of the State subject to the OMA must be given in the manner required by the OMA, which includes publication of the notice on the public body's internet website. The public notice must include sufficient information such that the public's right to address a meeting of the public body is preserved.

NOW, THEREFORE, BE IT RESOLVED that during the declared state of the City emergency, the City Council hereby suspends Council Rule 46 and will permit Participation by remote access technology, including conference calling, real-time streaming, or other platforms on action items at regular and special Council meetings;

BE IT FURTHER RESOLVED that the official action taken at a Council meeting that includes a vote on an item for which a Councilmember participated by remote access technology will be binding on the Council and not subject to change, except as may be provided by parliamentary procedure;

BE IT FINALLY RESOLVED that by the passage of this resolution, each Councilmember by his or her affirmative vote, commits and agrees that he or she will not change his or her vote at a future time when the declared state of emergency for the City is terminated, and after the state of emergency is lifted, will by resolution, ratify each and every action taken at a meeting during the emergency, be it vote on a resolution or ordinance.

By Vice President Hussain

Motion Carried

Section 4. This ordinance shall take effect on the 30th day after enactment, unless given immediate effect by City Council, and shall expire May 21, 2029.

ORDINANCES FOR PASSAGE

PASSAGE OF ORDINANCE

PASSAGE OF ORDINANCE

An Ordinance of the City of Lansing, Michigan, to amend the Lansing Codified Ordinances by amending Chapter 294 Section 294.02(d), to eliminate the requirement that the City Attorney shall be the legal advisor to the Police and Fire Retirement System Board

An Ordinance of the City of Lansing, Michigan, to amend the Lansing Codified Ordinances by amending Chapter 292 Section 292.09, to eliminate the requirement that the City Attorney shall be the legal advisor to the Employees' Retirement System Board.

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

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

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

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

Nays: None

Nays: None

By Council Member Wood to give the Ordinance immediate effect

By Council Member Wood to give the Ordinance immediate effect

Motion Carried

Motion Carried

ORDINANCE #1260

ORDINANCE #1261

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND THE LANSING CODIFIED ORDINANCES BY AMENDING CHAPTER 294 SECTION 294.02(d), TO ELIMINATE THE REQUIREMENT THAT THE CITY ATTORNEY SHALL BE THE LEGAL ADVISOR TO THE POLICE AND FIRE RETIREMENT SYSTEM BOARD.

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND THE LANSING CODIFIED ORDINANCES BY AMENDING CHAPTER 292 SECTION 292.09, TO ELIMINATE THE REQUIREMENT THAT THE CITY ATTORNEY SHALL BE THE LEGAL ADVISOR TO THE EMPLOYEES' RETIREMENT SYSTEM BOARD.

THE CITY OF LANSING ORDAINS:

THE CITY OF LANSING ORDAINS:

Section 1. That Chapter 294, Section 294.02(d), of the Code of Ordinances of the City of Lansing, Michigan be and is hereby amended to read as follows:

Section 1. That Chapter 292, Section 292.09, of the Code of Ordinances of the City of Lansing, Michigan be and is hereby amended to read as follows:

(d) *Officers.* The officers of the retirement system shall be as follows:

292.09. Compensation; secretary; employees; legal advisor.

- (1) The Director of Finance shall be the secretary to the Board of Trustees, and he or she shall serve as the administrative officer of the retirement system.
- (2) The City Treasurer shall be treasurer of the retirement system, and he or she shall be the custodian of its funds.
- (3) The City Attorney shall MAY be the legal advisor to the Board.
- (4) The Board shall appoint an actuary who shall be the technical advisor to the Board on matters regarding the operation of the retirement system, and such actuary shall perform such other duties as are required of him or her under this chapter.
- (5) The Board shall appoint as Medical Director to a physician who is not eligible to participate in the retirement system as a member, retiree or beneficiary. The Medical Director shall be directly responsible to and shall hold office at the pleasure of the Board. He or she shall arrange for and pass upon all medical examinations required under this chapter, investigate all essential statements of a medical nature made by or on behalf of a member or retiree in connection with a claim for benefits and report in writing to the Board his or her conclusions and recommendations on medical matter referred to him or her by the Board.
- (6) Nothing in this subsection shall prohibit the Board of Trustees from hiring professional services deemed necessary to fulfill its fiduciary responsibilities.

- (a) The Trustees shall serve without additional compensation for their services as Trustees.
- (b) The Director of Finance shall be ex-officio Secretary of the Board of Trustees.
- (c) The Board may employ such professional and other services as shall be required. The compensation for such services shall be fixed by the Board.
- (d) The City Attorney shall MAY be legal advisor to the Board.

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

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

Section 3. Should any section, clause or phrase of this ordinance be declared to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof other than the part so declared to be invalid.

Section 3. Should any section, clause or phrase of this ordinance be declared to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof other than the part so declared to be invalid.

Section 4. This ordinance shall take effect on the 30th day after enactment, unless given immediate effect by City Council, and shall expire May 21, 2029.

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

Motion Carried

• Reports from City Officers, Boards and Commissions:

1. Item(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. Department of Neighborhoods and Citizen Engagement Annual Report 2018-2019

REFERRED TO THE COMMITTEE OF THE WHOLE

- c. Lansing Housing Commission Financial Reports for the period ending June 30, 2019

REFERRED TO THE COMMITTEE OF THE WHOLE

2. Item(s) from the Mayor re:

- a. Noise Special Permit; E.T. MacKenzie Company request to allow for work on Saturdays from 8:00 a.m. to 4:00 p.m. for the period of May 9, 2020, through September 19, 2020 to construct underground utility improvements in the Forest Road right-of-way

REFERRED TO THE COMMITTEE ON GENERAL SERVICES

- b. Funding Application; Local Bridge Program for FY 2023

REFERRED TO THE COMMITTEE ON WAYS AND MEANS

- c. Street Name Change; renaming City Market Drive to Riverfront Drive

REFERRED TO THE COMMITTEE OF THE WHOLE

- d. Annual Consolidated Strategy and Plan Submission & Action Plan Proposed Budget for Community Development Block Grant (CDBG) Fund Resources for FY 2021

REFERRED TO THE COMMITTEE OF THE WHOLE

- e. Collective Bargaining Agreement; Teamsters Local 243 Clerical, Technical, Professional Unit for the period covering February 1, 2019 through January 31, 2021

REFERRED TO THE COMMITTEE OF THE WHOLE

- f. Collective Bargaining Agreement; Teamsters Local 243 Supervisory Unit for the period covering February 1, 2019 through January 31, 2021

REFERRED TO THE COMMITTEE OF THE WHOLE

- g. Reappointment; Cassandra L. Nelson as an At-Large Member of the Historic District Commission for a term to expire June 30, 2022

REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

3. Items from Council Member Betz re:

- a. Ordinance to eliminate the prohibition on street parking between 2:00am and 5:00am on any day

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

- b. Ordinance to eliminate annual and temporary permits for overnight street parking

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

- c. Ordinance to regulate on street parking during snow emergencies

REFERRED TO THE COMMITTEE ON PUBLIC SERVICES

• Communications and Petitions, and Other City Related Matters:

1. Affidavit of Disclosure; Cherice Fleming of the Lansing Police Department
REFERRED TO THE BOARD OF ETHICS

2. Affidavit of Disclosure; Michael Van Beek of the Lansing Police Department
REFERRED TO THE BOARD OF ETHICS

3. Claim Appeal; Claim # 1137, John E. Blummer for \$435 in grass and weeds fees at 725 N. Pine St.
REFERRED TO THE COMMITTEE ON GENERAL SERVICES

4. Joint Appointment; Monica Jahner to the Ingham County/City of Lansing Community Corrections Advisory Board for a term ending September 17, 2020
REFERRED TO THE COMMITTEE ON PUBLIC SAFETY

REMARKS BY COUNCIL MEMBERS

Council President Spadafore shared that the Lansing School District has suspended its search for a new superintendent due to the COVID-19 virus.

**REMARKS BY THE MAYOR
OR EXECUTIVE ASSISTANT**

Mayor Schor shared that Governor Whitmer just created a new temporary emergency order that forbids the public to gather in a room with more than 50 people due to the COVID-19 virus.

**PUBLIC COMMENT ON
CITY GOVERNMENT RELATED MATTERS**

David Reed spoke about citizens' rights, the poor and homeless.

Lillian Young spoke against the Residential Parking Ordinance.

Daniel Arnold spoke about the homeless.

ADJOURNED TIME 8:58 P.M.

CHRIS SWOPE, CITY CLERK