



OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
CITY OF LANSING
APRIL 13, 2020

Via Zoom Conferencing, Meeting ID 930 924 507
Lansing, Michigan

The City Council of the City of Lansing met in regular session and was called to order at 7:01 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 Pastor Charles Bicy, who recently passed away, during the moment of Meditation. Council Member Betz asked people to remember those who are unemployed, during the moment of Meditation. Council Member Jackson asked people to remember those who are suffering from the COVID-19 virus especially the incarcerated, 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 March 16, 2020

Motion Carried by the following roll call vote:

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

Nays: None

SPECIAL CEREMONIES & PRESENTATIONS

1. Presentation; Community Development Block Grant Budget

Don Kulhanek and Doris Witherspoon of the Economic Development and Planning Department gave a presentation.

2. Presentation; FY 2021 Budget

Jake Brower and Shelbi Frayer of the Finance Department gave a presentation.

3. Presentation; Comprehensive Development Agreement; amendment to Continental/Ferguson Lansing LLC, Red Cedar Development

Frank Kass and Jason Hockstok of Continental/Ferguson Lansing LLC and Karl Dorshimer of Lansing Economic Area Partnership gave a presentation.

COMMENTS BY COUNCIL MEMBERS AND THE CITY CLERK

Council Member Betz provided details on the new Lansing Tenants Union.

Council Member Hussain asked the Mayor about the start of lawn refuse collection and potential protest at the State Capitol against the Governor's Executive Order.

City Clerk Swope shared that the City does not have a May Election. The Clerk's Office has been receiving requests for absentee ballots.

COMMUNITY EVENT ANNOUNCEMENTS

There were no community event announcement.

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 shared details about the upcoming mobile food pantry, the City's preparations for the protest scheduled to occur at the State Capitol, and an update on yard refuse collection.

PUBLIC COMMENT ON LEGISLATIVE MATTERS

There was no public comment.

LEGISLATIVE MATTERS

CONSENT AGENDA

By Vice President Hussain

To approve items 1a and 1b on the Consent Agenda.

Motion Carried by the following roll call vote:

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

Nays: None

RESOLUTION #2020-057

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

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, April 27, 2020 at 7 p.m. during the regularly schedule City Council Meeting, via ZOOM Conferencing for the purpose of receiving comments on the proposed CDBG resources for the Annual Action Plan submission to HUD for FY 2020-2021.

With Executive Order 2020-4, Governor Whitmer declared a statewide State of Emergency due to the spread of the novel coronavirus (COVID-19). To mitigate the spread of COVID-19 and to provide essential

protections to vulnerable Michiganders and this State's health care system and other critical infrastructure, it is crucial that all Michiganders take steps to limit in-person contact, particularly in the context of large groups. Therefore, the above meetings will be conducted via audio/video conference.

The meetings are being held electronically in accordance with the Open Meetings Act in an effort to protect the health and safety of the public. Members of the public wishing to participate in the meeting may do so by logging into or calling into the meetings using the website or phone number above, and meeting ID provided. Michigan Executive Order 2020-15 provides temporary authorization of remote participation in public meetings and hearings.

Persons with disabilities who need an accommodation to fully participate in these meetings should contact the City Council Office at 517-483-4177 (TDD (517) 483-4479) 24 hour notice may be needed for certain accommodations. An attempt will be made to grant all reasonable accommodation requests.

Email comments prior to the meeting to city.clerk@lansingmi.gov.

Adopted as part of the Consent Agenda

RESOLUTION #2020-058

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

WHEREAS, Council President Spadafore recommends the Lansing City Council set the public hearing for the City of Lansing Fiscal Year 2020/2021 Budget for Monday, May 4, 2020.

NOW THEREFORE BE IT RESOLVED, the Lansing City Council hereby approves the recommendation of the public hearing be set for the City of Lansing Fiscal Year 2020/2021 Budget on Monday, May 4, 2020 at the regularly scheduled City Council meeting at 7:00 p.m. for the purpose of receiving comments on the proposed City of Lansing Fiscal Year 2020/2021 Budget.

Adopted as part of the Consent Agenda

RESOLUTIONS

CONSIDERATION POSTPONED

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

SLU-1-2020

Telecommunications Tower in the "A" Residential District
N. Homer Street, Parcel #: 33-01-01-11-251-281

By Council Member Spitzley to adopt the resolution

By Vice President Hussain to postpone consideration until the next Council meeting.

Motion to postpone consideration adopted by the following roll call vote:

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

Nays: Council Members Betz, Jackson, Spitzley

RESOLUTION #2020-059

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

SLU-3-2019

Parking Lot in the "B" Residential District
1315 Massachusetts Avenue

WHEREAS, Capital Area Community Services, Inc. has requested a special land use permit to allow the construction of a parking lot on the property at 1315 Massachusetts Avenue; and

WHEREAS, the property is zoned "B" Residential District, where parking lots are permitted subject to obtaining a Special Land Use permit; and

WHEREAS, a review was completed by staff evaluating the character, location and impact of the proposal on the surrounding area, the environment and public services as well as its consistency with the existing zoning and land use patterns in the area and with the objectives of the Design Lansing Comprehensive Plan; and

WHEREAS, the Planning Board held a public hearing on January 7, 2020 at which three individuals representing the applicant spoke in favor of the request and the owner of the adjoining property to the north spoke in opposition to the request; and

WHEREAS, the Planning Board, at its January 7, 2020 meeting, voted (5-0) to recommend approval of SLU-3-2019 for a Special Land Use to allow a parking lot on the property at 1315 Massachusetts Avenue; and

WHEREAS, the City Council held a public hearing regarding SLU-3-2019 on March 16, 2020 and

WHEREAS, the Committee on Development and Planning has reviewed the report and residential development recommendation of the Planning Board and concurs therewith; and

NOW THEREFORE BE IT RESOLVED that the Lansing City Council hereby approves SLU-3-2019, a Special Land Use permit to allow a parking lot on the property at 1315 Massachusetts Avenue.

BE IT FURTHER RESOLVED that this Special Land Use permit shall remain in effect only so long as the petitioner fully complies with this resolution, and if the petitioner fails to comply, the Special Land Use permit may be terminated by City Council Resolution.

BE IT FINALLY RESOLVED that in granting this request, the City Council determines the following:

1. The proposed parking lot will be designed to be compatible with the essential character of the surrounding area, as designed.
2. The proposed parking lot will not change the essential character of the surrounding area.
3. The proposed parking lot will be designed so that it will not interfere with the general enjoyment of adjacent properties.
4. The proposed parking lot will be designed to not impact adjacent properties and will not be detrimental to the use or character of the property under consideration.
5. The proposed parking lot will not impact the health, safety and welfare of persons or property in the surrounding area.
6. The proposed parking lot can be adequately served by essential public facilities and services.
7. The proposed parking lot will not place any demands on public services and facilities in excess of current capacities.
8. The proposed parking lot is consistent with the intent and purposes of the Zoning Code and the Design Lansing Master Plan.
9. The proposed parking lot will comply with the requirements of the "B" Residential District.

By Council Member Spitzley

Motion Carried by the following roll call vote:

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

Nays: None

RESOLUTION #2020-060

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

That the following FY 2020 supplemental appropriations be approved:

To receive and appropriate \$608,455 from additional allocated United States Department of Housing and Urban Development (HUD) Emergency Solutions Grants (ESG) as authorized by the Coronavirus Aid, Relief, and Economic Security Act (CARES Act) Public Law 116-136 to prevent, prepare for, and respond to the COVID-19 pandemic among individuals and families who are homeless or receiving homeless assistance; and to support additional homeless assistance and homelessness prevention activities to mitigate the impacts of COVID-19; and

To receive and appropriate \$1,203,250 from additional allocated HUD Community Development Block Grants as authorized by the CARES Act for CDBG Eligible Activities;

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council approves acceptance of the ESG funds in the amount of \$608,455; and

BE IT FURTHER RESOLVED, the Lansing City Council approves acceptance of the CDBG funds in the amount of \$1,203,250; and

BE IT FINALLY RESOLVED, that the Administration is authorized to create appropriation accounts and to make the necessary operating transfers for the expenditures and control of the balance of the awarded grant funds pursuant to the requirements of the grants and the City's Emergency Management Ordinance.

By Vice President Hussain

Motion Carried by the following roll call vote:

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

Nays: None

RESOLUTION #2020-061

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

SLU-1-2020

Telecommunications Tower in the "A" Residential District
N. Homer Street, Parcel #: 33-01-01-11-251-281

WHEREAS, Metro Fibernet, L.L.C. has requested a special land use permit to allow a telecommunications tower with related structures and equipment at the southeast corner of the property located between 1220 and 1306 N. Homer Street (Parcel #: 33-01-01-11-251-281); and

WHEREAS, the property is zoned "A" Residential District, where telecommunication towers are permitted subject to obtaining a Special Land Use permit; and

WHEREAS, a review was completed by staff evaluating the character, location and impact of the proposal on the surrounding area, the environment and public services as well as its consistency with the existing zoning and land use patterns in the area and with the objectives of the Design Lansing Comprehensive Plan; and

WHEREAS, the Planning Board held a public hearing on February 4, 2020 at which two individuals representing the applicant spoke in favor of the request and one area resident asked questions about the proposal; and

WHEREAS, the Planning Board, at its February 4, 2020 meeting, voted (6-0) to recommend approval of SLU-1-2020 for a special land use permit allow a telecommunications tower with related structures and equipment at the southeast corner of the property located between 1220 and 1306 N. Homer Street (Parcel #: 33-01-01-11-251-281) with the condition that the access drive/compound area is maintained in a dust-free condition and with the condition that the City Zoning Administrator is given the authority to require additional landscaping and/or an opaque fence along the south property line, prior to issuance of a certificate of occupancy for the shelter(s), if the landscaping shown on the site plan proves to be insufficient to effectively screen the project from the adjoining residential property to the south; and

WHEREAS, the City Council held a public hearing regarding SLU-1-2020 on March 16, 2020 and

WHEREAS, the Committee on Development and Planning has reviewed the report and residential development recommendation of the Planning Board and concurs therewith; and

NOW THEREFORE BE IT RESOLVED that the Lansing City Council hereby approves SLU-1-2020 for a special land use permit allow a telecommunications tower with related structures and equipment at the southeast corner of the property located between 1220 and 1306 N. Homer Street (Parcel #: 33-01-01-11-251-281) with the condition that the access drive/compound area is maintained in a dust-free condition and with the condition that the City Zoning Administrator is given the authority to require additional landscaping and/or an opaque fence along the south property line, prior to issuance of a certificate of occupancy for the shelter(s), if the landscaping shown on the site plan proves to be insufficient to effectively screen the project from the adjoining residential property to the south.

BE IT FURTHER RESOLVED that this Special Land Use permit shall remain in effect only so long as the petitioner fully complies with this resolution, and if the petitioner fails to comply, the Special Land Use permit may be terminated by City Council Resolution.

BE IT FINALLY RESOLVED that in granting this request, the City Council determines the following:

1. Through proper landscape, screening and buffering, the proposed Special Land Use will be harmonious with the character of adjacent properties and surrounding uses.
2. The proposed Special Land Use will not change the essential character of the surrounding properties.
3. The proposed Special Land Use will not interfere with the general enjoyment of adjacent properties.
4. The proposed Special Land Use does represent an improvement to the lot as it currently exists.
5. The proposed Special Land Use will not be hazardous to adjacent properties.
6. The proposed Special Land Use can be adequately served by public services and utilities.
7. The proposed Special Land Use will not place any demand on public services and facilities in excess of current capacities.
8. The proposed Special Land Use is consistent with the intent and purpose of the Zoning Code and the Design Lansing Comprehensive Plans.
9. The proposed Special Land Use requires a height variance by the Board of Zoning Appeals and setback/separation distance waivers by the City Council. The site plan demonstrates compliance with all other requirements of the Zoning Ordinance and the Wireless Communication Tower Ordinance which is a component thereof.

By Council Member Spitzley to return to immediate consideration of SLU-1-2020

Motion Carried by the following roll call vote:

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

Nays: None

The question being adoption of the resolution

Motion Carried by the following roll call vote:

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

Nays: Council Members Jackson, Wood

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 by the following roll call vote:

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

Nays: None

• Reports from City Officers, Boards and Commissions:

1. Letter(s) from the City Clerk re:

- a. Minutes of Boards, Commissions, and Authorities placed on file in the Clerk's Office

PLACED ON FILE

b. Tri-County Regional Planning Commission FY 2019 Audit
REFERRED TO THE COMMITTEE ON INTERGOVERNMENTAL RELATIONS

c. Mayoral Executive Directives

- i. 2020-01; Restrictions on Discretionary Spending

PLACED ON FILE

- ii. 2020-02; Restrictions on City Hiring, Creation of New Positions, Filling Vacant Positions, Transfers, and Promotions

PLACED ON FILE

2. Letter(s) from the Mayor re:

- a. Appointment; Versey Williams as the 3rd Ward member of the Human Relations & Community Services Board for a term ending June 30, 2023

REFERRED TO THE COMMITTEE OF THE WHOLE

- b. Appointment; Cheryl Tennis as an At Large member of the Human Relations & Community Services Board for a term ending June 30, 2024

REFERRED TO THE COMMITTEE OF THE WHOLE

c. Comprehensive Development Agreement; amendment to Continental/Ferguson Lansing LLC, Red Cedar Development
REFERRED TO THE COMMITTEE OF THE WHOLE

d. Appointment; Jody Washington as the 1st Ward member of the Human Relations & Community Services Board for a term ending June 30, 2021
REFERRED TO THE COMMITTEE OF THE WHOLE

e. Grant Acceptance; STOP Violence Against Women Grant from the Michigan Department of Health and Human Services
REFERRED TO THE COMMITTEE ON WAYS AND MEANS

f. Supplemental Appropriation and Grant Acceptance; United States Department of Housing and Urban Development (HUD) Emergency Solutions Grants (ESG) and Community Development Block Grants (CDBG) Funds as authorized by the Coronavirus Aid, Relief, and Economic Security Act (CARES Act) for FY 2020
PLACED ON FILE

g. Z-1-2020, 300 block of N. Capitol Avenue, Rezoning from "E-1" Apartment Shop & "DM-4" Residential Districts to "G-1" Business District
REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

h. SLU-2-2020; Special Land Use Permit, 300 block of N. Capitol Avenue, to allow Lansing Community College to construct a 5 level parking ramp in the "G-1" Business District
REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

i. SLU-3-2020; Special Land Use Permit, N. Grand Avenue side of 610 N. Capitol Avenue, to allow Lansing Community College to construct a new 3 level parking ramp in the "G-1" Business District
REFERRED TO THE COMMITTEE ON DEVELOPMENT AND PLANNING

j. Appointment; Jennifer Poplar as an At-Large member of the Park Board for a term ending June 30, 2024
REFERRED TO THE COMMITTEE OF THE WHOLE

k. Appointment; Mike Dombrowski as the 1st Ward Member of the Park Board for a term ending June 30, 2021
REFERRED TO THE COMMITTEE OF THE WHOLE

l. Appointment; Kimberly Whitfield as the 4th Ward Member of the Park Board for a term ending June 30, 2024
REFERRED TO THE COMMITTEE OF THE WHOLE

• Communications and Petitions, and Other City Related Matters:

1. Notice from the Michigan Liquor Control Commission of request of transfer ownership 2019 SDD & SDM License with Sunday Sales Permit (A.M.) and Sunday Sales Permit (P.M.) from Ransom's Food Center, Inc.; transfer location from 1001 S. Clinton St, Stockbridge to 6030 S. Pennsylvania Ave, Suite 11, Lansing; transfer governmental unit under MCL 436.1531(18) from Stockbridge Village to Lansing City
REFERRED TO THE COMMITTEE ON GENERAL SERVICES

PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

There was no public comment.

ADJOURNED TIME 9:36 P.M.

CHRIS SWOPE, CITY CLERK