

**CITY OF EAST LANSING
REGULAR COUNCIL MEETING
MINUTES
MARCH 6, 2012**

Present: Beard, Loomis, Power, Triplett, Goddeeris
Absent: None

The meeting was called to order at 7:30 p.m. by Mayor Goddeeris. The meeting was held in Council Chambers of the 54-B District Court, 101 Linden Street, East Lansing.

Item 1 **Approval of the Agenda**

It was moved by Beard and seconded by Power to approve the agenda.

ALL YEAS
MOTION CARRIED

Item 2 **Approval of the Minutes**

It was moved by Triplett and seconded by Power to approve the minutes of the February 21, 2012 regular meeting.

ALL YEAS
MOTION CARRIED

Item 3 **Special Presentation**

Councilmember Triplett referenced sections of a Council resolution commemorating the 40th anniversary of East Lansing's first-in-the-nation ban on discrimination based on sexual orientation. Triplett introduced William Sawyer-Todd, current Chair of the Human Relations Commission; Mark Doebler, Chair of MSU Alliance for Queer and Ally Students; and former East Lansing mayor and councilmember George Griffiths. All thanked Council for the resolution and Griffiths gave an historical overview of his time on Council in 1972. Triplett presented the signed resolution to Griffiths.

Item 4 **Written Communication**

Between February 28 and March 6, 2012, Council received written communication:

- 03/05/12 from The Red Cedar Community Association regarding Islamic Center proposed addition
- Several communications regarding Bailey child care program

Item 5 **Communication from Audience**

- Tabitha Zimny, 1710 Dennison Road, spoke regarding Bailey Childcare Center

Item 6**Communication from Mayor and Council Members**

Councilmember Loomis:

- No Report

Councilmember Beard:

- No Report

Councilmember Power:

- No Report

Mayor Pro Tem Triplett:

- Reminded citizens of the Wake Up to Jazz Brunch to support the Summer Solstice Jazz Festival to be held Sunday, March 18.
- Said medical amnesty legislation passed the State House today 105-4 and will now proceed to the State Senate.

Mayor Goddeeris:

- Congratulated George Lahanas on being administered the oath of office as East Lansing City Manager this evening at 6:30 p.m. She asked Lahanas to respond to communication from the audience.

City Manager George Lahanas said he is not able to comment on personnel issues, but that the City is taking the Bailey Child Care Center matter seriously and investigating.

Item 7**Review of Work Session Actions**

Mayor Goddeeris reviewed the following actions taken at the work session of February 29, 2012:

1. Approved minutes from the February 14, 2012 work session.
2. Approved resolution authorizing the City Manager to execute a cost sharing agreement with the Michigan Department of Transportation for the reconstruction of Harrison Avenue, with related utilities, between Mt. Hope Road and Trowbridge Road.
3. Approved action to waive a conflict of interest in the case of Phil Bellfy v City of East Lansing, et al.
4. Approved City Manager evaluation process.
5. Approved contract from C2AE Engineering to provide technical design, permitting, and oversight of the construction on a time and materials basis with a not-to-exceed fee of \$32,365.00.
6. Approved contract from Insituform Technologies for bypass pumping, cleaning and televising, and lining the three existing sewer pipes lengths in an amount not to exceed \$189,694.70.
7. Appointed Paul Stokstad to the Planning Commission for a full term ending December 31, 2014.

8. Appointed Lee Reimann to the Planning Commission for a full term ending December 31, 2014.
9. Approved scheduling of special meeting of the City Council for Tuesday, March 6, 2012, at 6:30 p.m. at 101 Linden Street, Courtroom #2 to hold the public swearing-in ceremony for City Manager, George Lahanas.

Item 8

City Manager's Report

City Manager George Lahanas:

- Thanked Council for the opportunity to be the fifth City Manager of the City of East Lansing.

Item 9

City Attorney's Report

Assistant City Attorney Tom Yeadon:

- No Report

Item 10

Public Hearing – 920 Harrison Avenue

Consideration of an application from the Islamic Society of Greater Lansing for Site Plan and Special Use Permit approval for the property at 920 Harrison Avenue. The application is a request to construct an approximately 1,300 square foot addition to northeast area of the existing building. The property is zoned RM-32, City Center Multiple Family Residential. On January 23, 2012 with five (5) members present, the Planning Commission voted unanimously to recommend Council approve the application.

Darcy Schmitt, Planning and Zoning Administrator, presented a brief overview of Site Plan and Special Use Permit application for 920 Harrison Avenue.

Goddeeris opened the public hearing on Site Plan and Special Use Permit application.

Kenneth Jones, 1114 S. Washington, Lansing, architect, spoke in support of site plan and special use permit approval for 920 Harrison Avenue.

Seeing no one else come forward, Goddeeris closed public hearing on Site Plan and Special Use Permit application for 920 Harrison Avenue.

It was moved by Triplett and seconded by Power to approve Site Plan and Special Use Permit for the property at 920 Harrison Avenue, as included in Council packet of March 6, 2012.

It was moved by Goddeeris and seconded by Triplett to amend Condition of Approval #14 to read:

14. That at least 80 parking spaces be provided on-site and that no on-site spaces be leased or used for purposes other than activities at the Center (Condition of 1999 approval), *with the exception of those events that are conducted in conjunction with events at MSU.*

Goddeeris said this is a way to support the Commission on the Environment and Climate Sustainability Plan to reuse pavement and keep green space.

ALL YEAS
MOTION TO AMEND CARRIED

Goddeeris brought Council back to the main motion of approval of Site Plan and Special Use Permit for the property at 920 Harrison Avenue, as included in Council packet of March 6, 2012.

ALL YEAS
MOTION CARRIED

Item 11 **Public Hearing – 514 Michigan Avenue**

Consideration of an application from Wolf River Development Company, LLC for Site Plan and Special Use Permit approval for the property at 514 Michigan Avenue to demolish the existing building and construct a mixed-use building with 1,200 square feet of retail or office space and 16 apartment units with 4 bedrooms each. The property is zoned B-2, Retail Sales Business District.

Darcy Schmitt, Planning and Zoning Administrator, briefed Council and answered questions on the proposed project at 514 Michigan Avenue. Schmitt said Condition of Approval #5 should read: *Bike racks shall be installed sufficient to accommodate at least ~~4~~ 35 bicycles.*

Goddeeris opened the public hearing on application from Wolf River Development Company, LLC for Site Plan and Special Use Permit approval for the property at 514 Michigan Avenue.

Dale Inman, 2190 Dalewood, Troy, Michigan, applicant, spoke in support of application from Wolf River Development Company, LLC for Site Plan and Special Use Permit approval for the property at 514 Michigan Avenue.

Seeing no one else come forward, Goddeeris closed the public hearing on application from Wolf River Development Company.

It was moved by Triplett and seconded by Power to approve Site Plan and Special Use Permit for the property at 514 Michigan Avenue, as included in Council packet of March 6, 2012, with condition #5 to read “...to accommodate at least 35 bicycles.”

It was moved by Goddeeris and seconded by Power to add a Condition of Approval #12 to read:

12. A designated recycling site for East Lansing bin pick up will be coordinated with the Department of Public Works.

ALL YEAS
MOTION CARRIED

Goddeeris brought Council back to the main motion of approval of Site Plan and Special Use Permit for the property at 514 Michigan Avenue, as included in Council packet of March 6,

2012, with condition #5 to read “...*accommodate at least 35 bicycles,*” and with the addition of Condition #12.

ALL YEAS
MOTION CARRIED

Item 12 **Public Hearing – 301 M.A.C. Avenue**

Consideration of an application from Apollo Investment, LLC for a Special Use Permit approval for the property at 301 M.A.C. Avenue to allow for a billiards hall. The property is zoned B-3, City Center Commercial District.

Darcy Schmitt, Planning and Zoning Administrator, presented a brief overview and answered questions on application from Apollo Investment, LLC.

Council discussed smoking, cigarette disposal, hours of operation, and administrative approval.

Goddeeris opened the public hearing on application from Apollo Investment, LLC for a Special Use Permit approval for the property at 301 M.A.C. Avenue to allow for a billiards hall.

Seeing no one come forward, Goddeeris closed the public hearing on application from Apollo Investment, LLC.

It was moved by Beard and seconded by Goddeeris to approve Special Use Permit for the property at 301 M.A.C. Avenue to allow for a billiards hall, subject to the six conditions detailed in February 22, 2012 letter from the Planning Commission.

ALL YEAS
MOTION CARRIED

Item 13 **Public Hearing – 1635 Coolidge Road**

Consideration of an application from the Capital City Vineyard Church for modified Site Plan and Special Use Permit for the property at 1635 Coolidge Road. The proposed application would permit an expansion to the building to accommodate additional classroom and nursery space. On February 8, 2012, with five (5) members present, the Planning Commission voted unanimously to approve the application.

Darcy Schmitt, Planning and Zoning Administrator, briefed Council on the application from Capital City Vineyard Church.

Goddeeris opened the public hearing on an application from the Capital City Vineyard Church for modified Site Plan and Special Use Permit for the property at 1635 Coolidge Road.

Pastor Kevin Shoemaker, 2126 Mark Avenue, Lansing, spoke in support of application from Capital City Vineyard Church.

Seeing no one else come forward, Goddeeris closed the public hearing on application from the Capital City Vineyard Church for modified Site Plan and Special Use Permit for the property at 1635 Coolidge Road.

It was moved by Triplett and seconded by Power to approve Site Plan and Special Use Permit for the property at 1635 Coolidge Road, with conditions included in March 6, 2012 Council packet.

ALL YEAS
MOTION CARRIED

Item 14

Consent Agenda

City Manager George Lahanas reviewed the Consent agenda:

1. Approval of a resolution commemorating the 40th Anniversary of East Lansing's First-in-the-Nation Ban on Discrimination Based on Sexual Orientation
2. Approval of a resolution supporting the Ride of Silence event.
3. Set a public hearing for March 20, 2012 for Ordinance No. 1277; an Ordinance to amend Section 38-31 of Division 1 – Generally – of Article II – Streets – of Chapter 38 – Streets, Sidewalks and other Public Places – of the Code of the City of East Lansing and to amend the Code of the City of East Lansing by adding a new division, which new division shall be designated as Division 3 – Complete Streets – of Article II – Streets – of Chapter 38 – Streets, Sidewalks and other Public Places – of said Code and shall contain Sections 38-81, 38-82, 38-83, 38-84, and 38-85.
4. Approval of the appointment the following members to the Michigan Avenue Corridor Improvement Authority:
 - Mayor Diane Goddeeris – for a term ending December 31, 2014
 - George Lahanas – for a term ending December 31, 2015
 - Diane Wing, resident – for a term ending December 31, 2013
 - Virginia Haas, MSU – for a term ending December 31, 2012
 - Tricia Foster, CBRE Martin – for a term ending December 31, 2013
 - David Krause, Property owner – for a tem ending December 31, 2015
 - Rhonda Buckley, resident – for a term ending December 31, 2012
5. Approval of the appointment of Joy Schroeder to the Arts Commission to a full term ending December 31, 2012.

It was moved by Triplett and seconded by Beard to approve the Consent agenda.

ALL YEAS
MOTION CARRIED

City of East Lansing, Michigan

**A RESOLUTION COMMEMORATING THE 40TH ANNIVERSARY
OF EAST LANSING'S FIRST-IN-THE-NATION BAN ON
DISCRIMINATION BASED ON SEXUAL ORIENTATION**

March 7, 2012

WHEREAS, on March 7, 1972 the City of East Lansing became the first community in the United States to ban discrimination based on sexual orientation; and,

WHEREAS, this historical milestone was the result of tireless community activism by the Gay Liberation Movement, an organization based on the campus of Michigan State University; and,

WHEREAS, the East Lansing community prides itself on its diversity and on the leading role the City has played in the struggle for equal civil rights for lesbian, gay bisexual and transgender (LGBT) families; and,

WHEREAS, the students, faculty and staff of Michigan State University, following in the footsteps of their Gay Liberation Movement predecessors, continue to play a central role in the movement for LGBT equality; and,

WHEREAS, East Lansing continues to honor the legacy of LGBT civil rights pioneers through the work of our Human Relations Commission and by opposing efforts to strip communities of the ability to recognize the equal rights and dignity of LGBT Michiganders, including the very nondiscrimination policy we honor today; and,

WHEREAS, today twenty-one states, the District of Columbia and over 140 cities across America, including eighteen in Michigan, now prohibit employment discrimination based on sexual orientation; and,

WHEREAS, numerous communities across Michigan and the United States are continuing the work which began in East Lansing in 1972 by advocating for nondiscrimination ordinances today.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of East Lansing hereby commemorates March 7, 2012 as the 40th Anniversary of East Lansing's first-in the-nation ban on discrimination based on sexual orientation; and,

BE IT FURTHER RESOLVED that the City Council of the City of East Lansing expresses its admiration and sincere thanks for East Lansing residents who are continuing to advocate on behalf of LGBT families everyday; and,

BE IT FINALLY RESOLVED that the City Council of the City of East Lansing encourages residents to use this anniversary as an opportunity to reflect on the work left to be done to ensure that our city, state and nation are welcoming to all individuals regardless of their sexual orientation or gender identity/expression.

City of East Lansing, Michigan

RESOLUTION SUPPORTING THE RIDE OF SILENCE EVENT

May 16, 2012

WHEREAS, the Ride of Silence is an event in hopes to raise cycling awareness during National Bike Month to motorists, police, traffic engineers, insurance companies, and city officials. The ride is also a chance to mourn and honor, in funeral procession style, those who have already been killed or injured; and,

WHEREAS, on the third Wednesday of May, at 7 p.m. locally and around the world, cyclists will take to the roads in a silent protest of the carnage taking place on the streets; and,

WHEREAS, the Ride of Silence is a free ride that asks its cyclists to ride no faster than 12 mph for no longer than an hour, and remain silent during the ride; and,

WHEREAS, the Ride of Silence promotes five safe cycling rules: 1. Be seen 2. Go with the flow 3. Follow the rules 4. Be considerate 5. Do what cars do; and,

WHEREAS, our community will participate in the ride on May 16, 2012 at 7 p.m. beginning the ride on the campus of Michigan State University and finishing at the Capitol; and,

WHEREAS, they will be escorted by members of the Police Department from Michigan State University, the East Lansing Police Department and the Lansing Police Department; and,

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of East Lansing hereby supports the Ride of Silence taking place on May 16, 2012.

Item 15

Adjournment

It was moved by Beard and seconded by Triplett to adjourn.

ALL YEAS
MOTION CARRIED

There being no further business the meeting was adjourned at 8:38 p.m.

Diane Goddeeris
Mayor

Nancy O. Wagner
Administrative Secretary