



**HOME-ARP Allocation
Plan
&
Substantial Amendment to
Annual Action Plan 2021**
CITY OF LANSING, MICHIGAN

DECEMBER 2022

FOR SUBMISSION TO THE U.S. DEPARTMENT OF
HOUSING & URBAN DEVELOPMENT



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Allocation Plan



Consultation

INTRODUCTION

In accordance with Section V.A of the Notice (page 13), before developing its **HOME** Investment Partnerships American Rescue Plan Program (HOME-ARP) allocation plan, at a minimum, a Participating Jurisdiction (PJ) must consult with:

- Continuum of Care (CoC) serving the jurisdiction's geographic area,
- homeless service providers,
- domestic violence service providers,
- veterans' groups,
- public housing agencies (PHAs),
- public agencies that address the needs of the qualifying populations (QP), and
- public or private organizations that address fair housing, civil rights, and the needs of persons with disabilities.

State PJs are not required to consult with every PHA or CoC within the state's boundaries; however, local PJs must consult with all PHAs (including statewide or regional PHAs) and CoCs serving the jurisdiction.

DESCRIBE THE CONSULTATION PROCESS INCLUDING METHODS USED AND DATES OF CONSULTATION

The City of Lansing developed a consultation process to meet HUD's requirements and to ensure that the city is considering all priorities and needs within the community. On September 15, 2022, the City of Lansing and their consulting team attended the local Continuum of Care regular member meeting to present on the requirements of the HOME-ARP Allocation Plan and to consult with local service providers, housing providers, and other groups that work to address the needs of qualifying populations. There were over 70 attendees, representing approximately 30 organizations. The City of Lansing also held a consultation meeting on September 16, 2022 to offer additional opportunities for other groups to

attend and provide input about the needs, priorities, and gaps in service for the qualifying populations. There were about 33 participants, representing approximately a dozen organizations. Further information about all organizations consulted is detailed in the following table.

LIST THE ORGANIZATIONS CONSULTED

Agency/Org Consulted	Type of Agency/Org	Method of Consultation	Feedback
Michigan Department of Health and Human Services	Other government – State; Services – Health	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.
Capital Area Michigan Works!	Services – Employment	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.
Fair Housing Center of Southeast and Mid-Michigan	Services – Fair Housing	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.
EVE, Inc. (End Violent Encounters)	Services – Victims of Domestic Violence	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.
Blue Cross Complete of Michigan	Other – Health Insurance	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.
Community Health Authority of Clinton, Eaton, and Ingham Counties	Services – Health	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.
Habitat for Humanity Capital Region	Services – Housing; Other – Nonprofit	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.
Advancement Corporation	Services – Housing; Services – Employment; Services – Health; Civic Leaders; Other – Civil Rights	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.
St. Vincent de Paul	Services – Homeless	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.
Advent House Ministries	Services – Homeless; Services – Employment	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.
Capital Area Housing Partnership	Services – Housing	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.
Lifeboat	Services – Health; Other – Addiction Services	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.
The Davies Project	Services – Health; Services – Children; Other – Transportation	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.

Offender Success	Other – Community Re-Entry Programs (Civil Rights)	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.
Haven House	Services – Homeless	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.
Capital Area Community Services – Head Start	Services – Education; Services – Health; Services – Children	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.
Lansing Housing Commission	Public Housing Agency	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.
Legal Services of South-Central Michigan	Other – Legal Services	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.
Loaves and Fishes Ministry	Services – Homelessness; Other – Veterans Services	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.
City of Lansing Economic Development and Planning	Other Government – Local; Grantee Department	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.
Ingham Health Plan Corporation	Services – Health; Other – Health Insurance	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.
Blue Cross Complete Medicaid	Other – Health Insurance	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.
Ingham County Health Department	Other government – State; Services – Health	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.
Tri-County Office on Aging	Services – Elderly Persons; Services Persons with Disabilities	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.
Michigan State Housing Development Authority	Public Housing Agency	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.
S & D Consultants	Other – Private Sector Community Development	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.
City of Lansing Human Relations and Community Services	Other government - Local	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.
MSU Safe Place	Services – Victims of Domestic Violence	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.
Lansing Community College	Services - Education	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.
Power in Passion – Stepping Stones	Other – Community Re-Entry Programs (Civil Rights)	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.

Housing Services Mid-Michigan (HSMM)	Services – Housing; Services – Fair Housing	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.
Projects for Assistance in Transition from Homelessness (HSMM)	Services – Homeless	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.
Lansing Capital Area Salvation Army	Other – Nonprofit; Services – Housing; Services – Employment; Services – Education	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.
Central Michigan 211	Services – Health; Other – Resource Center	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.
Holy Cross Services Michigan	Child Welfare Agency; Services - Homelessness; Other – Addiction Services; Services - Veterans	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.
City Rescue Mission of Lansing	Services – Homeless	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.
Housing Ombudsman Service – City of Lansing	Services – Fair Housing	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.
Disability Appeals Advocates	Services – Health; Services – Persons with Disabilities	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.
Capital Region Housing Collaborative	Other – Continuum of Care	Consultation Meeting	Identification of community needs, gaps in service, and funding priorities.
Veteran’s Administration	Services – Veterans	Consultation Meeting; Email	Identification of community needs, gaps in service, and funding priorities.

Table 1 – Organizations Consulted

SUMMARIZE FEEDBACK RECEIVED AND RESULTS OF UPFRONT CONSULTATION WITH THESE ENTITIES

There were many comments received at the consultation meetings, which covered numerous needs and challenges faced by the qualifying populations in the City of Lansing. The following comments were among the most frequently heard gaps in benefits or services:

- Case management
- Rental/utility assistance
- Employment assistance/job training
- Affordable housing, especially for large families

- Permanent, supportive housing, especially for seniors and families
- Shared training among providers

Other identified gaps include affordable childcare, street outreach, and immediate homelessness assistance. Many comments indicated that homelessness has drastically increased in the Lansing community as preventative local and federal funding to protect against the effects of COVID-19 are ending. Additional identified challenges include coordinating with landlords to ensure that housing vouchers are accepted and that utilities are included in rent. Though these needs are beyond the scope of this grant program and the priority needs for this funding cycle, the City of Lansing maintains a record of these comments and will consider these needs for future funding allocations and coordination priorities.

Public Participation

INTRODUCTION

In accordance with Section V.B of the Notice (page 13), PJs must provide for and encourage citizen participation in the development of the HOME-ARP allocation plan. Before submission of the plan, PJs must provide residents with reasonable notice and an opportunity to comment on the proposed HOME-ARP allocation plan of **no less than 15 calendar days**. The PJ must follow its adopted requirements for “reasonable notice and an opportunity to comment” for plan amendments in its current citizen participation plan. In addition, PJs must hold **at least one public hearing** during the development of the HOME-ARP allocation plan and prior to submission.

PJs are required to make the following information available to the public:

- The amount of HOME-ARP the PJ will receive, and
- The range of activities the PJ may undertake.

Throughout the HOME-ARP allocation plan public participation process, the PJ must follow its applicable fair housing and civil rights requirements and procedures for effective communication, accessibility, and reasonable accommodation for persons with disabilities and providing meaningful access to participation by limited English proficient (LEP) residents that are in its current citizen participation plan as required by 24 CFR 91.105 and 91.115.

DESCRIBE THE PUBLIC PARTICIPATION PROCESS, INCLUDING INFORMATION ABOUT AND THE DATES OF THE PUBLIC COMMENT PERIOD AND PUBLIC HEARING(S) HELD DURING THE DEVELOPMENT OF THE PLAN

Action	Dates	
Public Comment Period	October 27, 2022 (start)	November 14, 2022 (end)

Table 2 – Public Participation Outreach

DESCRIBE THE PUBLIC PARTICIPATION PROCESS

In accordance with HUD guidelines, the City of Lansing held a public comment period that was at least 15 days to obtain comments from Lansing residents, agencies, and anyone else who wished to review and comment on the plan. The public comment period ran from October 27, 2022 through November 14, 2022. A copy of the HOME-ARP Allocation Plan was posted on the City of Lansing’s Development Office website at: www.lansingmi.gov/development. The public hearing notice was advertised in the Lansing City Pulse on Wednesday, October 26, 2022, and disseminated to interested individuals and organizations. Following the public comment period, the city held a public hearing on November 14, 2022, which provided another opportunity for citizens to comment on the proposed funding activities. On December 5, 2022, the City Council voted to adopt the substantial amendment for the 2021 Annual Action Plan to include the HOME-ARP Funding Allocation Plan.

DESCRIBE EFFORTS TO BROADEN PUBLIC PARTICIPATION

The City of Lansing published public notices for the public comment period and for the public hearing before City Council to broaden public awareness and participation in the development of the allocation plan. A 15-day public comment period is required, which was held October 27, 2022 – November 14, 2022. Additionally, the city followed its citizen participation plan, which guides all public participation efforts in a manner that promotes transparency and encourages active participation from residents, especially those of qualifying populations.

SUMMARIZE THE COMMENTS AND RECOMMENDATIONS RECEIVED THROUGH THE PUBLIC PARTICIPATION PROCESS EITHER IN WRITING, OR ORALLY AT A PUBLIC HEARING

The City of Lansing received four comments during the 15-day public comment period and received two comments at the public hearing. All comments were in support of the draft allocation plan. The following comments were received:

1. “This community need all the help we can get we have been experiencing a lot of homeless with our families and the support service is low. I appreciate all the hard work and time went in to prepare this information.”
2. “We respectfully ask that the Capital Area Transportation Authority (CATA) be referenced directly therein as a public transit/transportation resource.”
3. [We are] in agreement and support the plan. [We] would suggest placing emphasis on single-family homes and individuals who are on section 8 with vouchers.”
4. “[We] recommend the following considerations when drafting the upcoming HOME-ARP request for proposals:
 - Family-focused service projects should be developed to accommodate families of all compositions, versus only women with children.
 - Family-focused service projects should be developed by organizations with demonstrated experience in child welfare, to limit the trauma of homelessness on children.
 - Low-barrier non-congregate sheltering for families should be prioritized, a) to ensure families are able to remain together, and b) to be inclusive of families of all faiths.”

All comments were accepted and incorporated where applicable and relevant to the qualifying populations and activities pertaining to this plan.

SUMMARIZE ANY COMMENTS OR RECOMMENDATIONS NOT ACCEPTED AND STATE THE REASONS WHY

All comments and recommendations are accepted and considered in the development of this allocation plan.

Needs Assessment and Gaps Analysis

INTRODUCTION

In accordance with Section V.C.1 of the Notice (page 14), a PJ must evaluate the size and demographic composition of **all four** of the qualifying populations within its boundaries and assess the unmet needs of each of those populations. If the PJ does not evaluate the needs of one of the qualifying populations, then the PJ has not completed their Needs Assessment and Gaps Analysis. In addition, a PJ must identify any gaps within its current shelter and housing inventory as well as the service delivery system. A PJ should use current data, including point in time count, housing inventory count, or other data available through CoCs, and consultations with service providers to quantify the individuals and families in the qualifying populations and their need for additional housing, shelter, or services.

OPTIONAL HOMELESS NEEDS INVENTORY AND GAP ANALYSIS TABLE

	Homeless												
	Current Inventory					Homeless Population				Gap Analysis			
	Family Only		Adults Only		Vets	Family HH (at least 1 child)	Adult HH (w/o child)	Vets	Victims of DV	Family		Adults Only	
	# of Beds	# of Units	# of Beds	# of Units	# of Beds					# of Beds	# of Units	# of Beds	# of Units
Transitional Housing	72	15	56	N/A	0								
Other Permanent Housing	N/A	N/A	N/A	N/A	N/A								
Unsheltered Homeless						N/A	N/A	N/A	N/A				

Data Sources: 1. 2022 Point in Time Count (PIT); 2. 2022 Continuum of Care Housing Inventory Count (HIC); 3. Consultation; N/A = Not available

Table 3 – Homeless Needs Inventory & Gap Analysis

OPTIONAL HOUSING NEEDS INVENTORY AND GAP ANALYSIS TABLE

Non Homeless			
	Current Inventory	Level of Need	Gap Analysis
	# of Beds	# of Households	# of Households
Rental Units Affordable to HH at 30% AMI (At-Risk of Homelessness)	2,065		
0% - 30% AMI Renter HH w/ 1 or more severe housing problems (At-Risk of Homelessness)		6,390 (renter and owner households)	
Current Gaps			N/A

Data Sources: 1. 2015-2019 American Community Survey (ACS); 2. 2013-2017 Comprehensive Housing Affordability Strategy (CHAS); N/A = Not available

Table 4 – Housing Needs Inventory & Gap Analysis

DESCRIBE THE SIZE AND DEMOGRAPHIC COMPOSITION OF QUALIFYING POPULATIONS WITHIN THE PJ'S BOUNDARIES

HOMELESS AS DEFINED IN 24 CFR 91.5

Homelessness affects all races and ethnicities; however, in Lansing, white and black individuals are most impacted by homelessness. Of the 515 homeless individuals counted in the 2022 Point-In-Time counts for the continuum of care, 271 (nearly 53%) individuals were white, and 177 (over 34%) of individuals were black. The remaining 13% of homeless individuals identified as other minority races. Only about 8.3% of the total counted homeless population identified as Hispanic or Latino.

More than 62% of all homeless individuals counted were adults in households without children. There were 192 (over 37%) homeless individuals counted in households with children, and 3 homeless individuals counted in households that contained only children (under the age of 18).

AT RISK OF HOMELESSNESS AS DEFINED IN 24 CFR 91.5

According to the FY 2021 Low- and Moderate-Income Summary Data, there are approximately 71,480 low- and moderate-income individuals within the City of Lansing. This represents nearly 64% of the total population, based on the 2021 American Community Survey 1-Year Estimates (111,833 total population). Of the city's 128 Block Groups, 85 Block Groups are characterized as having more than 51.00% of its population designated as low- and moderate-income. This suggests that a significant percentage of Lansing's population has an income of less than 80% AMI and may be at increased risk of homelessness or in need of additional supportive services and assistance to prevent homelessness and housing instability.

According to 2013-2017 CHAS, there are 729 low- and moderate-income households (<80% AMI) that experience crowding of more than 1 person per room. Additionally, there are 5,695 renter households in the 0-30% AMI income group that are experiencing cost burden greater than 30%, and 4,815 renter households in the 0-30% AMI group that are experiencing cost burden greater than 50%. Due to crowding, income levels, and cost burdens, the households within these groups may be at risk of homelessness.

FLEEING OR ATTEMPTING TO FLEE, DOMESTIC VIOLENCE, DATING VIOLENCE, SEXUAL ASSAULT, STALKING, OR HUMAN TRAFFICKING, AS DEFINED BY HUD IN THE NOTICE

In total, 23 (about 4.5%) counted homeless individuals identified themselves as victims of domestic violence. According to the Michigan Incident Crime Reporting (MICR), there were 2,627 incidents of domestic violence in Ingham, Eaton, and Clinton Counties in 2020. In Ingham County, where most of the City of Lansing resides, there were 2,066 reported domestic violence incidents. The MICR also reports on sexual assault incidents by jurisdiction. Within the City of Lansing in 2020, there were 123 reported sexual assaults. Most of these were reported in Ingham County. Statewide, most victims of domestic violence are women (nearly 72%).

OTHER POPULATIONS REQUIRING SERVICES OR HOUSING ASSISTANCE TO PREVENT HOMELESSNESS AND OTHER POPULATIONS AT GREATEST RISK OF HOUSING INSTABILITY AS DEFINED BY HUD IN THE NOTICE

The 2022 homeless Point-In-Time count identifies 27 homeless veterans, representing about 5% of the homeless population. According to the 2020 HMIS Report for the 1-year period between

January 1, 2020 and December 31, 2020, it is estimated that there are 135 veterans experiencing or becoming homeless each year within the Lansing, East Lansing/Ingham County Continuum of Care.

IDENTIFY AND CONSIDER THE CURRENT RESOURCES AVAILABLE TO ASSIST QUALIFYING POPULATIONS, INCLUDING CONGREGATE AND NON-CONGREGATE SHELTER UNITS, SUPPORTIVE SERVICES, TBRA, AND AFFORDABLE AND PERMANENT SUPPORTIVE RENTAL HOUSING (OPTIONAL)

There is a wide array of existing homelessness prevention services available from numerous service providers in Lansing, including counseling, legal assistance, mortgage assistance, rental assistance, utilities assistance, law enforcement, mobile clinics, street outreach services, drug and alcohol abuse services, childcare, education services, employment and employment training services, healthcare services, life skills training, mental health counselling, transportation services (such as Capital Area Transportation Authority (CATA)), and food banks.

In the Lansing area, homeless services such as emergency shelter and transitional housing are provided by churches and non-profit organizations, as well as non-religious organizations within the Continuum of Care. Some of these organizations include Child & Family Charities/Gateway Youth, City Rescue Mission of Lansing, EVE Inc., Haven House, Holy Cross Services, Loaves and Fishes Ministries, and MSU Safe Place, among others.

To better address the needs of the area's homeless population, the Capital Region Housing Collaborative maintains an updated website with directory of membership agencies and their websites, which collectively serve as a map of services and shelter solutions for individuals in need. Many of these member websites also have resources for obtaining food and clothing assistance targeted to homeless persons.

**DESCRIBE THE UNMET HOUSING AND SERVICE NEEDS OF QUALIFYING POPULATIONS:
HOMELESS AS DEFINED IN 24 CFR 91.5**

In the Lansing area, homeless services such as emergency shelter and transitional housing are provided by churches and non-profit organizations, as well as non-religious organizations within the Continuum of Care. Some of these organizations include Child & Family Charities/Gateway

Youth, City Rescue Mission of Lansing, EVE Inc., Haven House, Holy Cross Services, Loaves and Fishes Ministries, and MSU Safe Place, among others.

Additional shelters include the Advent House Weekend Day Shelter (not an overnight shelter), City Rescue Mission, and Women's Shelter. Supportive service providers include: the Housing Assessment and Resource Agency (HARA) and the Capital Region Housing Collaborative (formerly the Greater Lansing Homeless Resolution Network). These existing shelters and supportive service providers need additional funding to ensure satisfactory provision of services and future expansion of these services for those experiencing homelessness.

AT RISK OF HOMELESSNESS AS DEFINED IN 24 CFR 91.5

The 2022-2026 Five-Year Consolidated Plan identifies priorities related to persons experiencing homelessness. Among these needs are substance abuse and behavioral/mental health services, homeless facilities and shelters for families with children, and resources for victims of domestic violence. While there are existing shelters and supportive services for those experiencing homelessness, there may be a need for additional supportive services to prevent homelessness, including transitional housing, emergency assistance, and other moving assistance (rental deposit assistance, utility assistance, security deposit). These efforts also contribute to the maintenance and availability of affordable housing for all income groups, especially those qualifying populations.

FLEEING OR ATTEMPTING TO FLEE, DOMESTIC VIOLENCE, DATING VIOLENCE, SEXUAL ASSAULT, STALKING, OR HUMAN TRAFFICKING, AS DEFINED BY HUD IN THE NOTICE

Populations with unstable living environments may require additional financial assistance, such as rental assistance or utility assistance. These groups may also rely on transitional shelters and safe homes for temporary housing. Additional funding for organizations that provide these services would ensure that sufficient and decent housing is available for those that depend on it.

OTHER POPULATIONS REQUIRING SERVICES OR HOUSING ASSISTANCE TO PREVENT HOMELESSNESS AND OTHER POPULATIONS AT GREATEST RISK OF HOUSING INSTABILITY AS DEFINED BY HUD IN THE NOTICE

For those non-homeless populations, additional affordable rental housing units and supportive counseling through case management is also needed to reduce existing homelessness and prevent future homelessness.

IDENTIFY ANY GAPS WITHIN THE CURRENT SHELTER AND HOUSING INVENTORY AS WELL AS THE SERVICE DELIVERY SYSTEM

Lansing has a robust shelter, housing, and service delivery system for those individuals experiencing homelessness and who are at risk of becoming homeless. Some identified gaps may exist, including insufficient funding to support the volume and reach of homeless supportive services (including non-profit service providers that offer employment services, health services, substance abuse counseling, and case management). The city will continue to financially support these programs, when possible, aid in the identification of additional funding sources, and provide technical assistance to aid in the completion of grant applications.

The city maintains a strong relationship with service providers and included many of them in the consultation and production of this plan. The input received from these service providers during the consultation process was critical to the identification of needs. Their involvement ensures successful programming and lessens the existing gaps in providing homeless needs and other supportive services for qualifying populations.

The city is very engaged with the Lansing, East Lansing/Ingham County Continuum of Care (Capital Region Housing Collaborative), supporting the organization in the implementation of the 10-Year Plan to End Homelessness; additional, improved, and maintained coordination between these service providers, and all city departments would benefit those populations at risk of homelessness and those experiencing homelessness by promoting a transparent and accessible communication strategy. Improved coordination would promote resource sharing and increase the dissemination of information about critical resources and supportive services, as well as improve the quality of those services.

An identified gap is the need for additional transitional or permanent supportive housing, as well as additional affordable rental housing. One way to reduce this need is for the city to coordinate with the continuum of care, non-profit service providers, and other organizations to encourage the development of these programs and these types of housing.

UNDER SECTION IV.4.2.II.G OF THE HOME-ARP NOTICE, A PJ MAY PROVIDE ADDITIONAL CHARACTERISTICS ASSOCIATED WITH INSTABILITY AND INCREASED RISK OF HOMELESSNESS IN THEIR HOME-ARP ALLOCATION PLAN. THESE CHARACTERISTICS WILL FURTHER REFINE THE DEFINITION OF “OTHER POPULATIONS” THAT ARE “AT GREATEST RISK OF HOUSING INSTABILITY,” AS ESTABLISHED IN THE HOME-ARP NOTICE. IF INCLUDING THESE CHARACTERISTICS, IDENTIFY THEM HERE

Housing with 1 or more housing problems is associated with instability. There are 8,300 renter and owner households earning less than 50% AMI with at least one housing problem. Additionally, households experiencing cost burden and crowding may be experiencing housing instability and be at a greater risk of homelessness. According to the 2013-2017 CHAS data, there are 729 low- and moderate-income households (<80% AMI) that experience crowding of more than 1 person per room. Additionally, there are 5,695 renter households in the 0-30% AMI income group that are experiencing cost burden greater than 30%, and 4,815 renter households in the 0-30% AMI group that are experiencing cost burden greater than 50%.

IDENTIFY PRIORITY NEEDS FOR QUALIFYING POPULATIONS

While there are several important priority needs, as listed in the city’s 2022-2026 Five-Year Consolidated Plan, this allocation plan will focus on the priority needs listed below:

1. Increase supply of affordable housing development (through production of new rental units)
2. Shelter facilities (through development of non-congregate shelter)
3. Homeless prevention assistance (through supportive services, such as utility assistance, employment assistance, and case management)
4. Capacity building and organizational development (through non-profit operating & capacity building assistance)

These needs were identified for all of the qualifying populations through consultation with relevant stakeholders, service providers, and agencies serving the qualifying populations in Lansing.

EXPLAIN HOW THE PJ DETERMINED THE LEVEL OF NEED AND GAPS IN THE PJ'S SHELTER AND HOUSING INVENTORY AND SERVICE DELIVERY SYSTEMS BASED ON THE DATA PRESENTED IN THE PLAN

The most recent Housing Inventory Counts (January 2022) and Point-In-Time counts (January 2022) were used to develop the data presented in the tables and narrative above. The 2013-2017 CHAS and 2021 American Community Survey 1-Year Estimates were used to supplement the housing inventory and point-in-time count. Based on reported numbers, there are insufficient shelter beds for those populations experiencing homelessness. It should also be assumed that the reported count for homeless populations is an undercount. There is a gap in affordable housing for low- and moderate-income populations earning less than 50% AMI. There are only 2,065 units considered affordable to extremely low-income populations earning less than 30% AMI and only 8,175 rental units affordable to populations earning less than 50% AMI. This leaves at least 18,150 rental units that are unaffordable to 17,195 households that earn less than between 0% - 50% AMI, according to the 2013-2017 CHAS data. Additionally, nearly 6,200 renter households with an income less than 50% AMI live in a house with one or more housing problems. This represents over one-third (36%) of the total low-income population earning less than 50% AMI, suggesting there is a need for additional decent, affordable rental units.

Gaps related to coordination and supportive services were identified using previous performance of similar programs and previously identified community needs, as identified in the 2022-2026 Five-Year Consolidated Plan. Additionally, through the consultation process, which included two meetings with relevant stakeholders, the city gauged the most current needs and gaps based on outreach to service providers. At the consultation meetings, the service providers were given a brief presentation about the HOME-ARP program and requirements. They were then asked to identify specific needs and priority populations based on the eligible activities and qualifying populations of the program. Using their responses along with the data presented in this plan, the city determined gaps in housing inventory and service delivery systems. Upon HUD approval of the plan, the City will issue a Request for Qualified Proposals (RFQP) to further evaluate community needs and service providers to address these identified gaps and priority needs.

HOME-ARP Activities

DESCRIBE THE METHOD(S) THAT WILL BE USED FOR SOLICITING APPLICATIONS FOR FUNDING AND/OR SELECTING DEVELOPERS, SERVICE PROVIDERS, SUBRECIPIENTS AND/OR CONTRACTORS

After the HOME-ARP Allocation Plan and the substantial amendment to the 2021 Annual Action Plan is adopted and approved by HUD, the City of Lansing will publish a Request for Qualifications Proposal (RFQP). The city will evaluate submissions based on how the proposed activities meet the priority needs and budget outlined by the city. A RFQP process allows the city to assess whether Capacity Building Assistance is a necessary activity for any of the non-profit respondents that are chosen to perform a HOME-ARP funded activity using the city's allocation.

DESCRIBE WHETHER THE PJ WILL ADMINISTER ELIGIBLE ACTIVITIES DIRECTLY

The city does not intend to administer eligible activities directly. Lansing plans to administer the program through a number of subrecipients, ranging from nonprofit organizations, developers, and vendors (for capacity assistance).

IF ANY PORTION OF THE PJ'S HOME-ARP ADMINISTRATIVE FUNDS ARE PROVIDED TO A SUBRECIPIENT OR CONTRACTOR PRIOR TO HUD'S ACCEPTANCE OF THE HOME-ARP ALLOCATION PLAN BECAUSE THE SUBRECIPIENT OR CONTRACTOR IS RESPONSIBLE FOR THE ADMINISTRATION OF THE PJ'S ENTIRE HOME-ARP GRANT, IDENTIFY THE SUBRECIPIENT OR CONTRACTOR AND DESCRIBE ITS ROLE AND RESPONSIBILITIES IN ADMINISTERING ALL OF THE PJ'S HOME-ARP PROGRAM

Not applicable.

In accordance with Section V.C.2. of the Notice (page 4), PJs must indicate the amount of HOME-ARP funding that is planned for each eligible HOME-ARP activity type and demonstrate that any planned funding for nonprofit organization operating assistance, nonprofit capacity building, and administrative costs is within HOME-ARP limits.

USE OF HOME-ARP FUNDING

	Funding Amount	Percent of the Grant	Statutory Limit
Acquisition and Development of Non-Congregate Shelters	\$500,000		
Development of Affordable Rental Housing	\$1,539,251		
Non-Profit Capacity Building	\$27,848	1%	5%
Administration and Planning			
Total HOME-ARP Allocation	\$2,784,822		

Table 5 – Use of HOME-ARP Funding (Budget)

DESCRIBE HOW THE PJ WILL DISTRIBUTE HOME-ARP FUNDS IN ACCORDANCE WITH ITS PRIORITY NEEDS IDENTIFIED IN ITS NEEDS ASSESSMENT AND GAP ANALYSIS

The consultation meetings identified the priority needs of increasing supply of affordable housing, development of non-congregate shelter facilities, and homeless prevention assistance/other supportive services. Based on these priority needs, the city plans to allocate the majority of its HOME-ARP allocation (\$2,339,251 or about 84% of its total allocation) to supportive services (10.7%), development of non-congregate shelter (17.9%), and development of affordable rental housing (55.2%). The remaining funds will go towards capacity building, non-profit operating, and administration and planning. Each of these remaining activities are subject to statutory caps; however, the city is prioritizing the needs heard through the consultation meetings and is choosing to not meet the full statutory limit, but rather allocate additional funding to priority activities.

DESCRIBE HOW THE CHARACTERISTICS OF THE SHELTER AND HOUSING INVENTORY, SERVICE DELIVERY SYSTEM, AND THE NEEDS IDENTIFIED IN THE GAP ANALYSIS PROVIDED A RATIONAL FOR THE PLAN TO FUND ELIGIBLE ACTIVITIES

As previously identified in the above sections, the qualitative and quantitative data presented indicates a need for projects that support the identified priority needs (Increase supply of affordable housing

development, development of non-congregate shelter facilities, homeless prevention assistance), and those that close the gaps in service delivery (increased capacity for coordination, increased capacity to support homeless populations and those at risk of becoming homeless, and those in transitional housing).

HOME-ARP Production Housing Goals

ESTIMATE THE NUMBER OF AFFORDABLE RENTAL HOUSING UNITS FOR QUALIFYING POPULATIONS THAT THE PJ WILL PRODUCE OR SUPPORT WITH ITS HOME-ARP ALLOCATION

The City of Lansing anticipates that it will develop 18 affordable rental units for qualifying populations with the HOME-ARP allocation.

DESCRIBE THE SPECIFIC AFFORDABLE RENTAL HOUSING PRODUCTION GOAL THAT THE PJ HOPES TO ACHIEVE AND DESCRIBE HOW THE PRODUCTION GOAL WILL ADDRESS THE PJ'S PRIORITY NEEDS

The City of Lansing's 2022-2026 Five-Year Consolidated Plan identifies the goal of affordable housing and estimates that 138 rental units will be rehabilitated during the 5-year planning period. While this project has a slightly different focus (production over rehabilitation), this project works to address the city's identified high priority need of adding affordable, decent rental housing in the community.

Preferences

INTRODUCTION

A preference provides a priority for the selection of applicants who fall into a specific QP or category (e.g., elderly or persons with disabilities) within a QP (i.e., subpopulation) to receive assistance. A *preference* permits an eligible applicant that qualifies for a PJ-adopted preference to be selected for HOME-ARP assistance before another eligible applicant that does not qualify for a preference. A *method of prioritization* is the process by which a PJ determines how two or more eligible applicants qualifying for the same or different preferences are selected for HOME-ARP assistance. For example, in a project with a preference for chronically homeless, all eligible QP applicants are selected in chronological order for a HOME-ARP rental project except that eligible QP applicants that qualify for the preference of chronically homeless are selected for occupancy based on length of time they have been homeless before eligible QP applicants who do not qualify for the preference of chronically homeless.

Please note that HUD has also described a method of prioritization in other HUD guidance. Section I.C.4 of Notice CPD-17-01 describes Prioritization in CoC CE as follows:

“Prioritization. In the context of the coordinated entry process, HUD uses the term “Prioritization” to refer to the coordinated entry-specific process by which all persons in need of assistance who use coordinated entry are ranked in order of priority. The coordinated entry prioritization policies are established by the CoC with input from all community stakeholders and must ensure that ESG projects are able to serve clients in accordance with written standards that are established under 24 CFR 576.400(e). In addition, the coordinated entry process must, to the maximum extent feasible, ensure that people with more severe service needs and levels of vulnerability are prioritized for housing and homeless assistance before those with less severe service needs and lower levels of vulnerability. Regardless of how prioritization decisions are implemented, the prioritization process must follow the requirements in Section II.B.3. and Section I.D. of this Notice.”

If a PJ is using a CE that has a method of prioritization described in CPD-17-01, then a PJ has preferences and a method of prioritizing those preferences. These must be described in the HOME-ARP allocation plan in order to comply with the requirements of Section IV.C.2 (page 10) of the HOME-ARP Notice.

In accordance with Section V.C.4 of the Notice (page 15), the HOME-ARP allocation plan must identify whether the PJ intends to give a preference to one or more qualifying populations or a subpopulation within one or more qualifying populations for any eligible activity or project.

- Preferences cannot violate any applicable fair housing, civil rights, and nondiscrimination requirements, including but not limited to those requirements listed in 24 CFR 5.105(a).
- The PJ must comply with all applicable nondiscrimination and equal opportunity laws and requirements listed in 24 CFR 5.105(a) and any other applicable fair housing and civil rights laws and requirements when establishing preferences or methods of prioritization.

While PJs are not required to describe specific projects in its HOME-ARP allocation plan to which the preferences will apply, the PJ must describe the planned use of any preferences in its HOME-ARP allocation plan. This requirement also applies if the PJ intends to commit HOME-ARP funds to projects that will utilize preferences or limitations to comply with restrictive eligibility requirements of another

project funding source. **If a PJ fails to describe preferences or limitations in its plan, it cannot commit HOME-ARP funds to a project that will implement a preference or limitation until the PJ amends its HOME-ARP allocation plan.**

For HOME-ARP rental housing projects, Section VI.B.20.a.iii of the HOME-ARP Notice (page 36) states that owners may only limit eligibility or give a preference to a particular qualifying population or segment of the qualifying population if the limitation or preference is described in the PJ's HOME-ARP allocation plan. Adding a preference or limitation not previously described in the plan requires a substantial amendment and a public comment period in accordance with Section V.C.6 of the Notice (page 16).

IDENTIFY WHETHER THE PJ INTENDS TO GIVE PREFERENCE TO ONE OR MORE QUALIFYING POPULATIONS OR A SUBPOPULATION WITHIN ONE OR MORE QUALIFYING POPULATIONS FOR ANY ELIGIBLE ACTIVITY OR PROJECT

The City of Lansing does not intend to give preference to one or more qualifying populations or a subpopulation within one or more qualifying populations for any eligible activity or project.

IF A PREFERENCE WAS IDENTIFIED, EXPLAIN HOW THE USE OF A PREFERENCE OR METHOD OF PRIORITIZATION WILL ADDRESS THE UNMET NEED OR GAP IN BENEFITS AND SERVICES RECEIVED BY INDIVIDUALS AND FAMILIES IN THE QUALIFYING POPULATION OR SUBPOPULATION OF QUALIFYING POPULATION, CONSISTENT WITH THE PJ'S NEEDS ASSESSMENT AND GAP ANALYSIS

Not applicable. The City of Lansing does not intend to give preference to one or more qualifying populations or a subpopulation within one or more qualifying populations for any eligible activity or project.

Referral Methods

PJs are not required to describe referral methods in the plan. However, if a PJ intends to use a coordinated entry (CE) process for referrals to a HOME-ARP project or activity, the PJ must ensure compliance with Section IV.C.2 of the Notice (page10).

A PJ may use only the CE for direct referrals to HOME-ARP projects and activities (as opposed to CE and other referral agencies or a waitlist) if the CE expands to accept all HOME-ARP qualifying populations and implements the preferences and prioritization established by the PJ in its HOME-ARP allocation plan. A direct referral is where the CE provides the eligible applicant directly to the PJ, subrecipient, or owner to receive HOME-ARP TBRA, supportive services, admittance to a HOME-ARP rental unit, or occupancy of a NCS unit. In comparison, an indirect referral is where a CE (or other referral source) refers an eligible applicant for placement to a project or activity waitlist. Eligible applicants are then selected for a HOME-ARP project or activity from the waitlist.

The PJ must require a project or activity to use CE along with other referral methods (as provided in Section IV.C.2.ii) or to use only a project/activity waiting list (as provided in Section IV.C.2.iii) if:

1. the CE does not have a sufficient number of qualifying individuals and families to refer to the PJ for the project or activity;
2. the CE does not include all HOME-ARP qualifying populations; or,
3. the CE fails to provide access and implement uniform referral processes in situations where a project's geographic area(s) is broader than the geographic area(s) covered by the CE.

If a PJ uses a CE that prioritizes one or more qualifying populations or segments of qualifying populations (e.g., prioritizing assistance or units for chronically homeless individuals first, then prioritizing homeless youth second, followed by any other individuals qualifying as homeless, etc.) then this constitutes the use of preferences and a method of prioritization. To implement a CE with these preferences and priorities, the PJ **must** include the preferences and method of prioritization that the CE will use in the preferences section of their HOME-ARP allocation plan. Use of a CE with embedded preferences or methods of prioritization that are not contained in the PJ's HOME-ARP allocation does not comply with Section IV.C.2 of the Notice (page 10).

IDENTIFY THE REFERRAL METHODS THAT THE PJ INTENDS TO USE FOR ITS HOME-ARP PROJECTS AND ACTIVITIES. PJ'S MAY USE MULTIPLE REFERRAL METHODS IN ITS HOME-ARP PROGRAM (OPTIONAL)

The referral method to be utilized for Lansing's HOME-ARP developed permanent supportive housing (PSH) units, non-congregate shelter units, and its supportive services activities in an expanded Coordinated Entry System operated by the Capital Region Housing Collaborative (CRHC), the local

Continuum of Care. Since the City of Lansing will not administer HOME-ARP projects directly (except for administration/planning), the city defers to the Continuum of Care's referral methods and coordinated entry procedures, which will prioritize the chronically homeless from all qualifying populations in order of longest length of time homeless. The Capital Region Housing Collaborative (CRHC) is the Continuum of Care for the region, including the City of Lansing. Additional details about the CRHC coordinated entry and referral procedures are found here: <https://capitalregionhousing.org/coordinated-entry-hara/>. Additionally, Lansing will ensure that the CoC's coordinated entry process is utilized by any organization that utilizes the HOME-ARP funding.

IF THE PJ INTENDS TO USE THE COORDINATED ENTRY (CE) PROCESS ESTABLISHED BY THE COC, DESCRIBE WHETHER ALL QUALIFYING POPULATIONS ELIGIBLE FOR A PROJECT OR ACTIVITY WILL BE INCLUDED IN THE CE PROCESS, OR THE METHOD BY WHICH ALL QUALIFYING POPULATIONS ELIGIBLE FOR THE PROJECT OR ACTIVITY WILL BE COVERED (OPTIONAL)

The city will work with the CRHC for coordinated entry procedures. Referrals for projects are made through the CRHC. Several projects may include referral activities and will be completed by the corresponding HOME-ARP subrecipients; however, all qualifying populations are eligible for a project or activity and will be included in the coordinated entry process as necessary. Lansing will ensure that the CoC's coordinated entry process is utilized by any organization that utilizes the HOME-ARP funding.

IF THE PJ INTENDS TO USE THE CE PROCESS ESTABLISHED BY THE COC, DESCRIBE THE METHOD OF PRIORITIZATION TO BE USED BY THE CE (OPTIONAL)

Since the City of Lansing will not administer HOME-ARP projects directly (except for administration/planning), subrecipients are responsible for maintaining the prioritization requirements established in this plan. Since the city is not establishing preferences, Lansing will require that that individuals and households from all qualifying populations are admitted to projects or activities chronologically in order of their application.

IF THE PJ INTENDS TO USE BOTH A CE PROCESS ESTABLISHED BY THE COC AND ANOTHER REFERRAL METHOD FOR A PROJECT OR ACTIVITY, DESCRIBE ANY METHOD OF PRIORITIZATION BETWEEN THE TWO REFERRAL METHODS, IF ANY (OPTIONAL)

Since the City of Lansing will not administer HOME-ARP projects directly (except for administration/planning), subrecipients are responsible for maintaining the prioritization requirements established in this plan. Since the city is not establishing preferences, Lansing will require that the

individuals and households from all qualifying populations are admitted to projects or activities chronologically in order of their application.

Limitations in a HOME-ARP Rental Housing or NCS project

INTRODUCTION

Limiting eligibility for a HOME-ARP rental housing or NCS project is only permitted under certain circumstances.

- PJs must follow all applicable fair housing, civil rights, and nondiscrimination requirements, including but not limited to those requirements listed in 24 CFR 5.105(a). This includes, but is not limited to, the Fair Housing Act, Title VI of the Civil Rights Act, section 504 of Rehabilitation Act, HUD's Equal Access Rule, and the Americans with Disabilities Act, as applicable.
- A PJ may not exclude otherwise eligible qualifying populations from its overall HOME-ARP program.
- Within the qualifying populations, participation in a project or activity may be limited to persons with a specific disability only, if necessary, to provide effective housing, aid, benefit, or services that would be as effective as those provided to others in accordance with 24 CFR 8.4(b)(1)(iv). A PJ must describe why such a limitation for a project or activity is necessary in its HOME-ARP allocation plan (based on the needs and gap identified by the PJ in its plan) to meet some greater need and to provide a specific benefit that cannot be provided through the provision of a preference.
- For HOME-ARP rental housing, section VI.B.20.a.iii of the Notice (page 36) states that owners may only limit eligibility to a particular qualifying population or segment of the qualifying population if the limitation is described in the PJ's HOME-ARP allocation plan.
- PJs may limit admission to HOME-ARP rental housing or NCS to households who need the specialized supportive services that are provided in such housing or NCS. However, no otherwise eligible individuals with disabilities or families including an individual with a disability who may benefit from the services provided may be excluded on the grounds that they do not have a particular disability.

DESCRIBE WHETHER THE PJ INTENDS TO LIMIT ELIGIBILITY FOR A HOME-ARP RENTAL HOUSING OR NCS PROJECT TO A PARTICULAR QUALIFYING POPULATION OR SPECIFIC SUBPOPULATION OF A QUALIFYING POPULATION IDENTIFIED IN SECTION IV.A OF THE NOTICE

The City of Lansing does not intend to limit eligibility for a HOME-ARP rental housing or non-congregate shelter project to a particular qualifying population or subpopulation of a qualifying population.

IF A PJ INTENDS TO IMPLEMENT A LIMITATION, EXPLAIN WHY THE USE OF A LIMITATION IS NECESSARY TO ADDRESS THE UNMET NEED OR GAP IN BENEFITS AND SERVICES RECEIVED BY INDIVIDUALS AND FAMILIES IN THE QUALIFYING POPULATION OR SUBPOPULATION OF QUALIFYING POPULATION, CONSISTENT WITH THE PJ'S NEEDS ASSESSMENT AND GAP ANALYSIS

Not applicable. The City of Lansing does not intend to limit eligibility for a HOME-ARP rental housing or non-congregate shelter project to a particular qualifying population or subpopulation of a qualifying population.

IF A LIMITATION WAS IDENTIFIED, DESCRIBE HOW THE PJ WILL ADDRESS THE UNMET NEEDS OR GAPS IN BENEFITS AND SERVICES OF THE OTHER QUALIFYING POPULATIONS THAT ARE NOT INCLUDED IN THE LIMITATION THROUGH THE USE OF HOME-ARP FUNDS (I.E., THROUGH ANOTHER OF THE PJ'S HOME-ARP PROJECTS OR ACTIVITIES)

Not applicable. The City of Lansing does not intend to limit eligibility for a HOME-ARP rental housing or non-congregate shelter project to a particular qualifying population or subpopulation of a qualifying population.

HOME-ARP Refinancing Guidelines

INTRODUCTION

If the PJ intends to use HOME-ARP funds to refinance existing debt secured by multifamily rental housing that is being rehabilitated with HOME-ARP funds, the PJ must state its HOME-ARP refinancing guidelines in accordance with [24 CFR 92.206\(b\)](#). The guidelines must describe the conditions under which the PJ will refinance existing debt for a HOME-ARP rental project, including:

- **ESTABLISH A MINIMUM LEVEL OF REHABILITATION PER UNIT OR A REQUIRED RATIO BETWEEN REHABILITATION AND REFINANCING TO DEMONSTRATE THAT REHABILITATION OF HOME-ARP RENTAL HOUSING IS THE PRIMARY ELIGIBLE ACTIVITY**

Not applicable. The City of Lansing does not intend to use HOME-ARP funds to refinance existing debt secured by multifamily rental housing that is being rehabilitated with HOME-ARP funds.

- **REQUIRE A REVIEW OF MANAGEMENT PRACTICES TO DEMONSTRATE THAT DISINVESTMENT IN THE PROPERTY HAS NOT OCCURRED; THAT THE LONG-TERM NEEDS OF THE PROJECT CAN BE MET; AND THAT THE FEASIBILITY OF SERVING QUALIFIED POPULATIONS FOR THE MINIMUM COMPLIANCE PERIOD CAN BE DEMONSTRATED**

Not applicable. The City of Lansing does not intend to use HOME-ARP funds to refinance existing debt secured by multifamily rental housing that is being rehabilitated with HOME-ARP funds.

- **STATE WHETHER THE NEW INVESTMENT IS BEING MADE TO MAINTAIN CURRENT AFFORDABLE UNITS, CREATE ADDITIONAL AFFORDABLE UNITS, OR BOTH**

Not applicable. The City of Lansing does not intend to use HOME-ARP funds to refinance existing debt secured by multifamily rental housing that is being rehabilitated with HOME-ARP funds.

- **SPECIFY THE REQUIRED COMPLIANCE PERIOD, WHETHER IT IS THE MINIMUM 15 YEARS OR LONGER**

Not applicable. The City of Lansing does not intend to use HOME-ARP funds to refinance existing debt secured by multifamily rental housing that is being rehabilitated with HOME-ARP funds.

- **STATE THAT HOME-ARP FUNDS CANNOT BE USED TO REFINANCE MULTIFAMILY LOANS MADE OR INSURED BY ANY FEDERAL PROGRAM, INCLUDING CDBG**

Not applicable. The City of Lansing does not intend to use HOME-ARP funds to refinance existing debt secured by multifamily rental housing that is being rehabilitated with HOME-ARP funds.

- **OTHER REQUIREMENTS IN THE PJ'S GUIDELINES, IF APPLICABLE**

Not applicable. The City of Lansing does not intend to use HOME-ARP funds to refinance existing debt secured by multifamily rental housing that is being rehabilitated with HOME-ARP funds.

Appendix



- 1. HOME-ARP SF-424 Forms (SF-424, SF-424B, SF-424D)**
- 2. HOME-ARP Certifications**
- 3. Citizen Participation Documentation**

HOME-ARP SF-424 Forms (SF-424, SF-424B, SF-424D)

Application for Federal Assistance SF-424

*** 1. Type of Submission:**

- ☐ Preapplication
☒ Application
☐ Changed/Corrected Application

*** 2. Type of Application:**

- ☒ New
☐ Continuation
☐ Revision

*** If Revision, select appropriate letter(s):**

*** Other (Specify):**

*** 3. Date Received:**

4. Applicant Identifier:

5a. Federal Entity Identifier:

M21MP260208

5b. Federal Award Identifier:

State Use Only:

6. Date Received by State:

7. State Application Identifier:

8. APPLICANT INFORMATION:

*** a. Legal Name:**

City of Lansing

*** b. Employer/Taxpayer Identification Number (EIN/TIN):**

38-6004628

*** c. UEI:**

VARBEGGYV751

d. Address:

*** Street1:**

124 W. Michigan Avenue

Street2:

*** City:**

Lansing

County/Parish:

*** State:**

MI: Michigan

Province:

*** Country:**

USA: UNITED STATES

*** Zip / Postal Code:**

48933

e. Organizational Unit:

Department Name:

Economic Development/Planning

Division Name:

Development Office

f. Name and contact information of person to be contacted on matters involving this application:

Prefix:

Mr.

*** First Name:**

Andy

Middle Name:

*** Last Name:**

Schor

Suffix:

Title:

Mayor

Organizational Affiliation:

City of Lansing

*** Telephone Number:**

517-483-4141

Fax Number:

517-483-6066

*** Email:**

mayor@lansingmi.gov

Application for Federal Assistance SF-424

* 9. Type of Applicant 1: Select Applicant Type:

C: City or Township Government

Type of Applicant 2: Select Applicant Type:

Type of Applicant 3: Select Applicant Type:

* Other (specify):

* 10. Name of Federal Agency:

Department of Housing and Urban Development

11. Catalog of Federal Domestic Assistance Number:

14.239

CFDA Title:

HOME Investment Partnerships Program - American Rescue Plan (HOME-ARP)

* 12. Funding Opportunity Number:

N/A

* Title:

N/A

13. Competition Identification Number:

Title:

14. Areas Affected by Project (Cities, Counties, States, etc.):

Add Attachment

Delete Attachment

View Attachment

* 15. Descriptive Title of Applicant's Project:

HOME Investment Partnerships Program - American Rescue Plan (HOME-ARP) Allocation Plan

Attach supporting documents as specified in agency instructions.

Add Attachments

Delete Attachments

View Attachments

Application for Federal Assistance SF-424**16. Congressional Districts Of:**

* a. Applicant

7

* b. Program/Project

8

Attach an additional list of Program/Project Congressional Districts if needed.

Add Attachment

Delete Attachment

View Attachment

17. Proposed Project:

* a. Start Date:

07/01/2021

* b. End Date:

06/30/2030

18. Estimated Funding (\$):

* a. Federal

2,784,822.00

* b. Applicant

* c. State

* d. Local

* e. Other

* f. Program Income

* g. TOTAL

2,784,822.00

*** 19. Is Application Subject to Review By State Under Executive Order 12372 Process?**☐ a. This application was made available to the State under the Executive Order 12372 Process for review on☐ b. Program is subject to E.O. 12372 but has not been selected by the State for review.☒ c. Program is not covered by E.O. 12372.*** 20. Is the Applicant Delinquent On Any Federal Debt? (If "Yes," provide explanation in attachment.)**☐ Yes☒ No

If "Yes", provide explanation and attach

Add Attachment

Delete Attachment

View Attachment

21. *By signing this application, I certify (1) to the statements contained in the list of certifications and (2) that the statements herein are true, complete and accurate to the best of my knowledge. I also provide the required assurances** and agree to comply with any resulting terms if I accept an award. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties. (U.S. Code, Title 18, Section 1001)**

☒ ** I AGREE

** The list of certifications and assurances, or an internet site where you may obtain this list, is contained in the announcement or agency specific instructions.

Authorized Representative:

Prefix:

Mr.

* First Name:

Andy

Middle Name:

* Last Name:

Schor

Suffix:

* Title:

Mayor

* Telephone Number:

517-483-4141

Fax Number:

517-483-6066

* Email:

mayor@lansingmi.gov

* Signature of Authorized Representative:

* Date Signed:

12/06/2022

ASSURANCES - NON-CONSTRUCTION PROGRAMS

Public reporting burden for this collection of information is estimated to average 15 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0040), Washington, DC 20503.


PLEASE DO NOT RETURN YOUR COMPLETED FORM TO THE OFFICE OF MANAGEMENT AND BUDGET. SEND IT TO THE ADDRESS PROVIDED BY THE SPONSORING AGENCY.

NOTE: Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the awarding agency. Further, certain Federal awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant, I certify that the applicant:

1. Has the legal authority to apply for Federal assistance and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project cost) to ensure proper planning, management and completion of the project described in this application.
2. Will give the awarding agency, the Comptroller General of the United States and, if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the award; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
4. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
5. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§4728-4763) relating to prescribed standards for merit systems for programs funded under one of the 19 statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
6. Will comply with all Federal statutes relating to nondiscrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§1681-1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. §794), which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§290 dd-3 and 290 ee- 3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§3601 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and, (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.
7. Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal or federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
8. Will comply, as applicable, with provisions of the Hatch Act (5 U.S.C. §§1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.

9. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§276a to 276a-7), the Copeland Act (40 U.S.C. §276c and 18 U.S.C. §874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§327-333), regarding labor standards for federally-assisted construction subagreements.
10. Will comply, if applicable, with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
11. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§1451 et seq.); (f) conformity of Federal actions to State (Clean Air) Implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. §§7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-523); and, (h) protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93-205).
12. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
13. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. §470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§469a-1 et seq.).
14. Will comply with P.L. 93-348 regarding the protection of human subjects involved in research, development, and related activities supported by this award of assistance.
15. Will comply with the Laboratory Animal Welfare Act of 1966 (P.L. 89-544, as amended, 7 U.S.C. §§2131 et seq.) pertaining to the care, handling, and treatment of warm blooded animals held for research, teaching, or other activities supported by this award of assistance.
16. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§4801 et seq.) which prohibits the use of lead-based paint in construction or rehabilitation of residence structures.
17. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1996 and OMB Circular No. A-133, "Audits of States, Local Governments, and Non-Profit Organizations."
18. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.
19. Will comply with the requirements of Section 106(g) of the Trafficking Victims Protection Act (TVPA) of 2000, as amended (22 U.S.C. 7104) which prohibits grant award recipients or a sub-recipient from (1) Engaging in severe forms of trafficking in persons during the period of time that the award is in effect (2) Procuring a commercial sex act during the period of time that the award is in effect or (3) Using forced labor in the performance of the award or subawards under the award.

SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL 	TITLE Mayor
APPLICANT ORGANIZATION City of Lansing	DATE SUBMITTED 12/06/2022

ASSURANCES - CONSTRUCTION PROGRAMS

OMB Number: 4040-0009
Expiration Date: 02/28/2025

Public reporting burden for this collection of information is estimated to average 15 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0042), Washington, DC 20503.


PLEASE DO NOT RETURN YOUR COMPLETED FORM TO THE OFFICE OF MANAGEMENT AND BUDGET. SEND IT TO THE ADDRESS PROVIDED BY THE SPONSORING AGENCY.

NOTE: Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the Awarding Agency. Further, certain Federal assistance awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant, I certify that the applicant:

1. Has the legal authority to apply for Federal assistance, and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project costs) to ensure proper planning, management and completion of project described in this application.
2. Will give the awarding agency, the Comptroller General of the United States and, if appropriate, the State, the right to examine all records, books, papers, or documents related to the assistance; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will not dispose of, modify the use of, or change the terms of the real property title or other interest in the site and facilities without permission and instructions from the awarding agency. Will record the Federal awarding agency directives and will include a covenant in the title of real property acquired in whole or in part with Federal assistance funds to assure non-discrimination during the useful life of the project.
4. Will comply with the requirements of the assistance awarding agency with regard to the drafting, review and approval of construction plans and specifications.
5. Will provide and maintain competent and adequate engineering supervision at the construction site to ensure that the complete work conforms with the approved plans and specifications and will furnish progressive reports and such other information as may be required by the assistance awarding agency or State.
6. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
7. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
8. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§4728-4763) relating to prescribed standards of merit systems for programs funded under one of the 19 statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
9. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§4801 et seq.) which prohibits the use of lead-based paint in construction or rehabilitation of residence structures.
10. Will comply with all Federal statutes relating to non-discrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§1681 1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. §794), which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§290 dd-3 and 290 ee 3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§3601 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.

11. Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal and federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
12. Will comply with the provisions of the Hatch Act (5 U.S.C. §§1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.
13. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§276a to 276a-7), the Copeland Act (40 U.S.C. §276c and 18 U.S.C. §874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§327-333) regarding labor standards for federally-assisted construction subagreements.
14. Will comply with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
15. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§1451 et seq.); (f) conformity of Federal actions to State (Clean Air) implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. §§7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-523); and, (h) protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93-205).
16. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
17. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. §470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§469a-1 et seq.).
18. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1996 and OMB Circular No. A-133, "Audits of States, Local Governments, and Non-Profit Organizations."
19. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.
20. Will comply with the requirements of Section 106(g) of the Trafficking Victims Protection Act (TVPA) of 2000, as amended (22 U.S.C. 7104) which prohibits grant award recipients or a sub-recipient from (1) Engaging in severe forms of trafficking in persons during the period of time that the award is in effect (2) Procuring a commercial sex act during the period of time that the award is in effect or (3) Using forced labor in the performance of the award or subawards under the award.

SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL 	TITLE Mayor
APPLICANT ORGANIZATION City of Lansing	DATE SUBMITTED 12/06/2022

HOME-ARP Certifications

HOME-ARP CERTIFICATIONS

In accordance with the applicable statutes and the regulations governing the consolidated plan regulations, the participating jurisdiction certifies that:

Affirmatively Further Fair Housing --The jurisdiction will affirmatively further fair housing pursuant to 24 CFR 5.151 and 5.152.

Uniform Relocation Act and Anti-displacement and Relocation Plan --It will comply with the acquisition and relocation requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended, (42 U.S.C. 4601-4655) and implementing regulations at 49 CFR Part 24. It will comply with the acquisition and relocation requirements contained in the HOME-ARP Notice, including the revised one-for-one replacement requirements. It has in effect and is following a residential anti-displacement and relocation assistance plan required under 24 CFR Part 42, which incorporates the requirements of the HOME-ARP Notice. It will follow its residential anti-displacement and relocation assistance plan in connection with any activity assisted with funding under the HOME-ARP program.

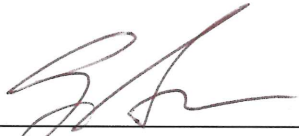
Anti-Lobbying --To the best of the jurisdiction's knowledge and belief:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of it, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement;
2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, it will complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions; and
3. It will require that the language of paragraph 1 and 2 of this anti-lobbying certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

Authority of Jurisdiction --The consolidated plan is authorized under State and local law (as applicable) and the jurisdiction possesses the legal authority to carry out the programs for which it is seeking funding, in accordance with applicable HUD regulations and program requirements.

Section 3 --It will comply with section 3 of the Housing and Urban Development Act of 1968 (12 U.S.C. 1701u) and implementing regulations at 24 CFR Part 75.

HOME-ARP Certification --It will use HOME-ARP funds consistent with Section 3205 of the American Rescue Plan Act of 2021 (P.L. 117-2) and the CPD Notice: *Requirements for the Use of Funds in the HOME-American Rescue Plan Program*, as may be amended by HUD, for eligible activities and costs, including the HOME-ARP Notice requirements that activities are consistent with its accepted HOME-ARP allocation plan and that HOME-ARP funds will not be used for prohibited activities or costs, as described in the HOME-ARP Notice.



Signature of Authorized Official

12/06/2022

Date

Mayor

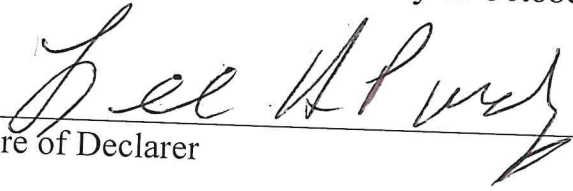
Title

Citizen Participation Documentation

AFFIDAVIT OF PUBLICATION

I, Lee Purdy, am a resident of Lansing, County of Ingham, State of Michigan, and do hereby certify, swear, or affirm, that I am competent to give the following declaration based on my personal knowledge, unless otherwise stated, and that the following facts are true and correct to the best of my knowledge: That the attached advertisement - CP#22-235 - **CITY OF LANSING Notice of Public Hearing Home ARP Allocation Plan** - appeared Wednesday, October 26, 2022, and that City Pulse satisfies the requirements of 1963 PA 247 MCL 691.1051.b

WITNESS my signature this 26th day of October 2022




Signature of Declarer

State of Michigan
County of Ingham

This instrument was acknowledged before me on October 26, 2022

By Lee Purdy



Berl Schwartz, Notary Public

My commission expires January 24, 2025

NOTICE OF PUBLIC HEARING HOME ARP (American Rescue Plan) Allocation Plan

Notice is hereby given that the City of Lansing City Council will hold a public hearing to solicit public input on the proposed HOME ARP Allocation Plan for the City of Lansing. The HOME ARP Allocation Plan will be included as a substantial amendment to the FY2021 Annual Action Plan. As required by the U.S. Department of Housing and Urban Development (HUD), the City of Lansing must amend its FY2021 Annual Action Plan to allow the city to receive the HOME ARP funds. The City of Lansing has been awarded \$2,784,822 to the needs of Qualifying Populations by creating affordable housing or non-congregate shelter units, providing tenant based rental assistance (TBRA) or supportive services to qualifying (homeless, at-risk of homelessness, those fleeing domestic violence, etc.) populations. For additional information regarding the HOME ARP Program and Qualifying Populations, please visit <https://www.hudexchange.info/programs/home-arp/>

The City encourages participation at the public hearing to allow citizens an opportunity to provide input on the proposed HOME ARP Allocation Plan and the projected use of the funds. A copy of the HOME ARP Allocation Plan can be reviewed on the City of Lansing Development Office website at: www.lansingmi.gov/development. Comments received during the 15-day public comment period of October 27th through November 14th will be considered prior to final submission of the HOME ARP Allocation Plan to the Department of Housing and Urban Development (HUD).

The public hearing will be held before City Council on Monday, November 14, 2022, 7:00 p.m. at 124 W. Michigan Avenue, 10th floor, City Hall, Lansing, MI 48933.

Further information regarding this issue, please contact Doris Witherspoon, Senior Planner of the City of Lansing Department of Economic Development and Planning Office, 316 North Capitol Avenue, Lansing, MI, doris.witherspoon@lansingmi.gov, (517) 483-4063.

For more information, please call 517-483-4177. If you are interested in this matter, please attend the public hearing or send a representative. Written comments will be accepted between 8 a.m. and 5 p.m. on City business days if received before 5 p.m., on the day of the Public Hearing at the City Clerk's Office, Ninth Floor, City Hall, 124 West Michigan Ave., Lansing, MI 48933 or email city.clerk@lansingmi.gov

Chris Swope, Lansing City Clerk, MMC/MIPMC
www.lansingmi.gov/Clerk
www.facebook.com/LansingClerkSwope

CP#22-235

CITY OF LANSING PUBLIC ACCURACY TEST FOR THE TUESDAY, NOVEMBER 8, 2022 ELECTION

Notice is hereby given that the public test of the program, which will be used for tabulating the results of the Election to be held Tuesday, November 8, 2022 in the City of Lansing, will be conducted at the Lansing City Clerk's Election Unit located at the South Washington Office Complex at 2500 South Washington Avenue on Tuesday, November 1, 2022 at 2:00 p.m.

The public accuracy test is conducted to determine that the program used to tabulate the results of the election counts the votes in the manner prescribed by law.

ABSENT VOTER BALLOTS

Any registered voter may request an Absent Voter Ballot. No reason required.

We must have a signed application to issue an Absent Voter Ballot. Applications are available at www.lansingvotes.gov or by calling 517-483-4131.

The Lansing City Clerk's Office, 124 W. Michigan Ave., 9th Floor, will be open Monday thru Thursday from 8 a.m. to 5 p.m. to issue absentee ballots to qualified electors.

CITY OF LANSING NOTICE OF PUBLIC HEARING

The Lansing City Council will hold a public hearing on Monday, November 14, 2022, at 7:00 p.m. in the Tony Benavides City of Lansing Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Ave. Lansing, MI 48933, for the purpose stated below:

To afford an opportunity for all residents, taxpayers of the City of Lansing, other interested persons and ad valorem taxing units to appear and be heard on the approval of Brownfield Plan #83 – Moneyball Brownfield Redevelopment Project pursuant to and in accordance with the provisions of the Brownfield Redevelopment Financing Act, Public Act 381 of 1996, as amended, for properties commonly referred to as 923 and 927 West Saginaw Street located in the City of Lansing, but more particularly described as:

923 W SAGINAW ST (Tax Parcel No. 33-01-01-17-226-262);
LOT 5 WHITES SUB W OF BUTLER REC L 1 P 15

927 W SAGINAW ST (Tax Parcel No. 33-01-01-17-226-271);
LOT 7 WHITES SUB W OF BUTLER REC L 1 P 15

Approval of this Brownfield Plan will enable the Lansing Brownfield Redevelopment Authority to capture incremental tax increases which result from the redevelopment of the property to pay for costs associated therewith. Further information regarding this issue, including maps, plats, and a description of the brownfield plan will be available for public inspection and may be obtained from Kris Klein, Vice President, Lansing Economic Development Corporation, 230 N. Washington Sq, Suite 212, Lansing, MI 48933, (517) 599-1136.

For more information, please call 517-483-4177. If you are interested in this matter, please attend the public hearing or send a representative. Written comments will be accepted between 8 a.m. and 5 p.m. on City business days if received before 5 p.m., on the day of the Public Hearing at the City Clerk's Office, Ninth Floor, City Hall, 124 West Michigan Ave., Lansing, MI 48933 or email city.clerk@lansingmi.gov.

Chris Swope, Lansing City Clerk
www.lansingmi.gov/Clerk
www.facebook.com/LansingClerkSwope

CP#22-242

NOTICE OF PUBLIC HEARING EAST LANSING PLANNING COMMISSION

Notice is hereby given of the following public hearing to be held by the East Lansing Planning Commission on Wednesday, November 9, 2022 at 7:00 p.m. at the East Lansing Hannah Community Center, 819 Abbot Road, East Lansing, MI, 48823.

A public hearing will be held to consider Ordinance 1517: A request from Woodside Properties, LLC to rezone one 0.292-acre parcel located at 1788 Woodside Drive (Parcel ID #33-20-02-08-307-004) from B-2 (Retail Sales Business District) to RM-32 (City Center Multiple-Family Residential District).

The public may attend and participate at all meetings in person or electronically. Please contact the Planning and Zoning Administrator or visit the City's public meeting portal for electronic meeting access information:

Peter Menser – Planning and Zoning Administrator
410 Abbot Road
East Lansing, MI 48823
517.319.6861 or pmenser@cityofeastlansing.com
<https://cityofeastlansing.civweb.net/Portal/>

HOME-ARP Allocation Plan – Consultation Meetings

Virtual Teams/Zoom Meeting

September 15 and 16, 2022



Summary:

Public Meeting

The City of Lansing is in the process of developing a HOME-ARP Allocation Plan to assess homeless needs, affordable housing, and other supportive service priorities to promote data-driven and place-based funding decisions.

On September 15, 2022 the city attended the Continuum of Care regular meeting, which was held virtually through the Zoom platform.

On September 16, 2022, the city held a public meeting with stakeholders and service providers, which was held virtually through the Microsoft Teams Platform.

In an effort to provide an environment that would allow for all attendees to participate, a short, informative presentation was given and an open discussion was conducted. Citizens were asked to publicly discuss issues and concerns. In total, there were nearly 100 participants on the call for both meetings, some of which were city staff, the consultant presenters, and service providers.

Open Discussion

During the open discussion citizens were asked to speak their mind on unmet supportive service and housing needs for qualifying populations affecting the City of Lansing as a whole. A number of issues were brought to the project Team's attention. Listed below are issues that were discussed during the open discussion:

Priority Needs for HOME-ARP Allocation Plan

- Case Management
- Rental/Utility Assistance
- Employment Assistance/Job Training
- Affordable housing, especially for large families
- Permanent, supportive housing, especially for seniors and families
- Shared training among providers

For questions regarding the HOME-ARP Allocation Plan, please contact Doris Witherspoon at (517) 483-4063 or doris.witherspoon@lansingmi.gov

City of Lansing
Department of Economic Development and Planning
Doris Witherspoon, Senior Planner
316 N Capitol Avenue, Suite D-1
Lansing, MI 48933

More information can be seen at: <https://www.lansingmi.gov/187/Economic-Development-Planning>

All Comments Received

- Rental housing and rental assistance for high priority cases for those at-risk of homelessness which may leverage existing ESG funds for more rapid rehousing funds.
- Crisis situation of families in cars – more housing. trailer park, tiny housing, hotel money is running out – developing smaller places and developing SHIP program, as well as NCS to keep families secure as possible for as long as possible.
- Idea of having some level of non-congregate shelter as a permanent facility in the community is attractive.
- We have families and individuals that are not suited for CS that are best served in a NCS setting.
- People that are very low income that are living in subsidized housing or housing that does not have case management attached to it (HCV) that sometimes need short term case management to NOT become homeless.
- It would be nice for low-income housing units that some have utilities included – because see lots of people sitting in their homes but with no utilities (utility assistance)
- Seeing a lot of homeless families, never seen so many – need housing and fast
- Employment search supportive services (need this for long term success) – especially part of case management approach
 - Childcare, food access, basic toiletries (but these are short term assistances at best)
- Trend among landlords where utilities are no longer included in rent, which is another difficulty for low-income populations and those at risk of homelessness – need to equip people at minimum to be able to pay their utilities
 - How do we increase income? For long term support.
- Workforce development overall as part of the supportive services
- Family homelessness is increasing across the nation following the ending of many covid and other programs
 - Experiencing complexity of family dynamics, especially large families. Many of them have 0 or very low income
- Organizational capacity – shared training around case management, fair housing, a unified approach for many agencies
- A population that is high risk and in need is justice impacts – especially those on probation and parole and even more so those that have CSC history – Katy PIP
- Lack of childcare, which makes it difficult for people to go to work (AFFORDABLE childcare)
- Trying to serve transgender people – some people are uncomfortable, but trying to find space for those populations BUT cannot discriminate, so what are the solutions? Often housing the person where they wanted to be housed as long as they feel safe
- Continue to see homeless older adults in the community and many older adults who are in housing that they cannot afford. With older adults on social security and often unable to work to get additional income, please don't lose sight of this special population and their housing needs
- Come up with strategies to increase housing supply – how to incentivize having safe, affordable housing among the housing that we have (could also be a new housing development)

- How do we incentivize to give some of the EXISTING units available?
- MSHDA/CRM Looking for some flexibility with the city of Lansing, related to zoning and variances to allow for other options. Some of these issues could have been partially resolved if the city had approved – needs to be a collective effort
 - With city support, SROs, etc. could all be increased
- Federal incentives for local developers like Pat Gillespie or the Eydes is the only leverage to get them to build housing that is not for profit
- Holy Cross New Hope Community Center has ample space that can be developed for increased shelter, family shelter, and/or SROs. We are also located in the downtown area with access to many resources and transportation lines.
- One incentive with CV dollars was to give landlords a bonus for taking a risk on people with barriers.
 - Other incentives should be looked into as best practices across the country
 - Upgraded housing, and ensuring permanent solutions for homeless populations
- Need more landlords and property managers to take more section 8 and vouchers have lots of people that have vouchers, but landlords won't accept them so the vouchers expire and these people have nowhere to go – so providing incentives to landlords to accept these people would be beneficial
- City rescue mission needs additional funds – day shelters are needed
- Street outreach program, seen a 200% increase in the number of people on the street – many are families. SROs are extremely helpful for single adults on the street – more options for those people.
- Definitely an immediate need – case management funding would be very helpful & then options for housing for those homeless people
- Landlords are raising rent, which is difficult for rehousing people – communicate with/incentivize landlords (rental assistance too)
- Millage for housing issues (like city of portage, Kalamazoo/Kalamazoo County)
- Case management is the number one need, based on the options available
- Coordinate with the county to get immediate assistance – immediate assistance is more dire than long term solutions
- Habitat as a construction entity?



**Official Proceedings of the City Council
City of Lansing
December 5, 2022**

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 7:22 p.m. by President Hussain

PRESENT: Council Members Brown, Daniels, Garza, Hussain, Jackson, Spadafore, Spitzley, Wood

ABSENT: None

A quorum was present.

Mayor Schor asked people to remember Bishop David Maxwell, who recently passed away. Vice President Wood asked people to remember Claude Beavers, who recently passed away. The Council observed a moment of Meditation followed by the Pledge of Allegiance led by President Hussain

Special Ceremonies

Appointment of Dr. Thomas Woods as an At-Large member of the Human Relations and Community Services Advisory Board for a term to expire June 30, 2025.

Resolution #2022-293

By the Committee on City Operations
Resolved by the City Council of the City of Lansing

WHEREAS, the Mayor has made the appointment of Dr. Thomas Woods as an At-Large member of the Human Relations and Community Services Advisory Board for a term to expire June 30, 2025; and

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

WHEREAS, the Committee on City Operations met on November 15, 2022 and took affirmative action.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the appointment of Dr. Thomas Woods as an At-Large member of the Human Relations and Community Services Advisory Board for a term to expire June 30, 2025.

By Council Member Spitzley

Motion Carried

City Clerk Swope administered the Oath of Office to Dr. Thomas Woods as a member of the Park Board.

Appointment of Karl Dorshimer as an At-Large Member of the Next Michigan Development Corporation Board for a term to expire April 15, 2024.

Resolution #2022-294

By the Committee on Development and Planning
Resolved by the City Council of the City of Lansing

WHEREAS, the Mayor has made the appointment of Karl Dorshimer as an At-Large member of the Next Michigan Development Corporation Board for a term to expire April 15, 2024; and

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

WHEREAS, the Committee on Development and Planning met on November 16, 2022 and took affirmative action.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the appointment of Karl Dorshimer as an At-Large member of the Next Michigan Development Corporation Board for a term to expire April 15, 2024.

By Council Member Spitzley

Motion Carried

City Clerk Swope administered the Oath of Office to Karl Dorshimer as a member of the Next Michigan Development Corporation Board.

Comments by Council Members and the City Clerk

President Hussain gave a reminder there will not be a Constituent Contact Meeting in December, and that the next meeting will be in January. He also announced the upcoming Southwest Action Group meeting. The Southwest Action Group will also be holding a Holiday in the Square event being held at the Town Square.

City Clerk Swope announced the partial statewide recount of Proposal 3.

Community Event Announcements

Loretta Stanaway spoke about the open house celebrating the Cemetery Courtesy Office's third anniversary.

Claretta Duckett-Freeman spoke about the Meet Black Santa event and toy raffle being held at Willow Tree Family Center.

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 congratulated those who were elected to the City's legislative delegation. He also gave a reminder that yard waste collection dates have passed, acknowledged a milestone passed by the 311 Call Center, thanked those involved with the Shop with a Cop event, and congratulated A Novel Concept on their grand opening. He also thanked Pastor and First Lady Trice for their work, Dave Holland at the Auto Care Center for his holiday event, those involved in the Lansing Save night, and attendees of the Hispanic Symposium. He announced that the Eastside Neighborhood Organization is having a holiday party, the Lansing Area AIDS Network is holding a Holiday Gala, the Lansing Area Safety Network has a ribbon cutting, the Red Cedar Lodge Senior Housing has a ribbon cutting and open house, and the Red Cedar has a grand opening party.

Public Comment on Legislative Matters

Legislative Matters included the following public hearings:

Ordinance adding Chapter 291 to establish the HUD conflict of interest policy

Public Act 425 Agreement; Windsor Township

South Martin Luther King Jr. Boulevard Corridor Improvement Authority Development and Finance Plan

Vice President Wood and Council Member Spitzley gave an overview of the public hearings.

Public Comment on Legislative Matters:

Michael Lynn spoke about the ARP Allocation Plan.

Jody Washington spoke about the ARP Allocation Plan.

Brad Krabel spoke about the 425 Agreement.

Jennifer Estill spoke about the Ovation Performing Arts Center.

Loretta Stanaway spoke about the OPRAs and Brownfields.

Erica Lynn spoke about the ARP Allocation Plan.

City Clerk Swope acknowledged written communications.

Legislative Matters**Referral of Public Hearings**

Ordinance adding Chapter 291 to establish the HUD conflict of interest policy
Referred to the Committee of the Whole

Public Act 425 Agreement; Windsor Township
Referred to the Committee of the Whole

South Martin Luther King Jr. Boulevard Corridor Improvement Authority Development and Finance Plan
Referred to the Committee of the Whole

Consent Agenda

By Vice President Wood

To approve all remaining items on the Consent Agenda

Motion Carried

Resolution #2022-295

By the Committee on City Operations
Resolved by the City Council of the City of Lansing

WHEREAS, the Mayor has made the reappointment of Shirley Carter-Powell as an At-Large member of the Arts and Culture Commission for a term to expire June 30, 2026; and

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

WHEREAS, the Committee on City Operations met on November 15, 2022 and took affirmative action.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the reappointment of Shirley Carter-Powell as an At-Large member of the Arts and Culture Commission for a term to expire June 30, 2026.

Adopted as part of the Consent Agenda

Resolution #2022-296

By the Committee of the Whole
Resolved by the City Council of the City of Lansing

WHEREAS, the Mayor has made the reappointment of Jennie Gies as a City of Lansing member of the Capital Area Transportation Authority Board for a term to expire September 30, 2025; and

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

WHEREAS, the Committee of the Whole met on December 5, 2022 and took affirmative action.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the reappointment of Jennie Gies as a City of Lansing member of the Capital Area Transportation Authority Board for a term to expire September 30, 2025.

Adopted as part of the Consent Agenda

Resolution #2022-297

By the Committee of the Whole
Resolved by the City Council of the City of Lansing

WHEREAS, the City of Lansing and the Capitol City Labor Program Inc., Non-Supervisory Unit have negotiated a collective bargaining agreement (the "CBA") for the period covering July 1, 2022 through June 30, 2026, which is summarized in the Tentative Agreement Document approved by the parties ("Tentative Agreement") and which contains the changes to the prior CBA; and

WHEREAS, the Union membership ratified this agreement on November 21, 2022; 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, Capitol City Labor Program Inc., Non-Supervisory Unit for the period covering July 1, 2022 through June 30, 2026.

Adopted as part of the Consent Agenda

Resolution #2022-298

By the Committee of the Whole
Resolved by the City Council of the City of Lansing

WHEREAS, the City of Lansing and the Lansing City Unit, Local 2256 of the United Auto Workers have negotiated a collective bargaining agreement (the "CBA") for the period covering October 1, 2022 through September 30, 2026, which is summarized in the Tentative Agreement Document approved by the parties ("Tentative Agreement") and which contains the changes to the prior CBA; and

WHEREAS, the Union membership ratified this agreement on November 30, 2022; 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 Lansing City Unit, Local 2256 of the United Auto Workers for the period covering October 1, 2022 through September 30, 2026.

Adopted as part of the Consent Agenda

Resolution #2022-299

By the Committee on Development and Planning
Resolved by the City Council of the City of Lansing

**RESOLUTION APPROVING BROWNFIELD PLAN #83
MONEYBALL BROWNFIELD REDEVELOPMENT PROJECT**

WHEREAS, the Brownfield Redevelopment Authority (the 'Authority') of the City of Lansing, pursuant to and in accordance with the provisions of the Brownfield Redevelopment Financing Act, Public Act, Public Act 381 of 1996, as amended, (the 'Act') has prepared a Brownfield Plan, submitted to Council and placed on file in the office of City Clerk, LBRA Brownfield Plan #83 – Moneyball Brownfield Redevelopment Project (the 'Plan'); and

WHEREAS, a public hearing was held by the Lansing City Council on November 14, 2022 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 November 14, 2022 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 \$874,000.
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 October 7, 2022, recommended approval of the Plan, for this Project; and

WHEREAS, the City of Lansing Department of Economic Development and Planning has determined the proposed Project is consistent with local development and redevelopment plans and zoning ordinances, and

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; and
- The proposed project is consistent with local development and redevelopment plans and zoning ordinances as has also been determined by the City of Lansing Department of Economic Development and Planning.

BE IT FINALLY RESOLVED that the Lansing City Council hereby approves the LBRA 'Brownfield Plan #83 – Moneyball Brownfield Redevelopment Project'.

Adopted as part of the Consent Agenda

Resolution #2022-300

By the Committee on Development and Planning
Resolved by the City Council of the City of Lansing

Resolution to Establish an Obsolete Property Rehabilitation Act District at 1703, 1717, and 1723 E. Michigan Avenue, Lansing, MI

WHEREAS, pursuant to PA 146 of 2000, the Obsolete Property Rehabilitation Act (the "Act"), the City of Lansing has the authority to establish "Obsolete Property Rehabilitation Districts" within the City of Lansing; and

WHEREAS, Michigan Certified Development Corporation, hereinafter called the "Developer" has requested in writing that the City of Lansing establish an Obsolete Property Rehabilitation District (the "District") as enabled by the Act, for the properties commonly known as 1703, 1717, and 1723 E. Michigan

Avenue, Lansing, Michigan; and

WHEREAS, the Developer is the legal owner of greater than fifty percent (50%) of all taxable value of the property located within the proposed District; and

WHEREAS, it is determined that the District meets the requirements set forth in section 3(1) of PA 146 of 2000; and

WHEREAS, the Act requires that before establishing the District the Lansing City Council shall give written notice by certified mail to the owners of all real property within the proposed District and shall hold a public hearing in order to provide an opportunity for owners, residents or other taxpayers of the City of Lansing to appear and be heard regarding the establishment of the District and that such notice was given and said public hearing was held on November 14, 2022.

NOW THEREFORE BE IT RESOLVED that the following properties are hereby approved and established as an Obsolete Property Rehabilitation District as provided by Public Act 146 of 2000 legally described as:

LOTS 4, 5, 6 & 7, ALSO ENTIRE VAC ALLEY LYING ACROSS THIS BLOCK BLOCK 6 RUMSEYS MICHIGAN AVENUE ADD, 33-01-01-15-280-042; LOT 4 ASSESSORS PLAT NO 35, 33-01-01-15-280-071; LOT 3 ASSESSORS PLAT NO 35, 33-01-01-15-280-081, and

BE IT FINALLY RESOLVED that this resolution shall not be construed as the City Council's approval of any future application for an Obsolete Property Rehabilitation Exemption Certificate for the Developer or any other applicant.

Adopted as part of the Consent Agenda

Resolution #2022-301

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 Transfer
221 West Saginaw Street

WHEREAS, pursuant to the Michigan Obsolete Property Rehabilitation Act, being Public Act 146 of 2000 (PA 146 of 2000), M3 Group, LLC has filed an application for the transfer of an Obsolete Property Rehabilitation Exemption Certificate (OPRA Certificate) with the Lansing City Clerk, for the property at 221 W. Saginaw St. Lansing, Michigan (Property); and

WHEREAS, M3 Group, LLC (the Applicant) recently acquired the Property; and

WHEREAS, the Property is located within an Obsolete Property Rehabilitation District legally established by resolution adopted November 28, 2016, after a public hearing was held on November 14, 2016, 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, an Obsolete Property Rehabilitation Act Certificate by Motion Properties was approved by resolution adopted on November 28, 2016 after a public hearing was held on November 14, 2016, as provided by PA 146 of 2000; and

WHEREAS, an Obsolete Property Rehabilitation Act Certificate was issued by the State Tax Commission to Motion Properties for the 221 W. Saginaw St. property on June 6, 2017 for a period of 12 years, ending December 30, 2029; and

WHEREAS, Motion Properties completed a rehabilitation program for Property which constitutes a rehabilitated facility within the meaning of Public Act 146 of 2000 and 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, the Applicant requests the existing Obsolete Property Rehabilitation Act Certificate be transferred from the previous owner, Motion Properties, to the current owner, M3 Group, LLC; and

WHEREAS, the application is for the remaining period of the OPRA Certificate and under no circumstances or criteria will an extension of the exemption be considered; and

WHEREAS, M3 Group, LLC 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 Applicant has provided answers to all required questions under the application instructions to the City of Lansing; 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 Transfer for the real property, excluding land, located in an Obsolete Property Rehabilitation District at property located at 221 W. Saginaw St., Lansing, Michigan, legally described as LOT 8 & N 1 R LOT 7 BLOCK 63 ORIG PLAT, Tax Parcel Number Parcel Number: 33-01-01-16-127-001.

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.

Adopted as part of the Consent Agenda

Resolutions

Resolution #2022-302

By the Committee on Public Safety
Resolved by the City Council of the City of Lansing

WHEREAS, the Code Compliance Officer has determined that the building located at 304 REGENT ST., Parcel # 33-01-01-15-429-401 legally described as N 34 FT LOT 19 BLOCK 2 HUDSONS ADD., City of Lansing, is an unsafe or dangerous building as defined in Section 108.1 of the International Property Maintenance Code as adopted by Lansing Codified Ordinance 1460.01, and the Housing Law of Michigan, and the building was red tagged on January 10, 2018, and again on August 14, 2021; and

WHEREAS, a hearing was held by the Lansing Demolition Board on August 25, 2022, at which the Hearing Officer determined that said building was an unsafe and dangerous building and ordered the building demolished or made safe by September 24, 2022; and

WHEREAS, said Hearing Officer filed a report of their findings and order with the City Council and requested the City Council to take appropriate action under the Lansing Codified Ordinances and the Housing Law of Michigan; and

WHEREAS, the Housing Law of Michigan and Lansing Codified Ordinances require a hearing be conducted to give the property owner an opportunity to show cause why a dangerous structure should not be demolished or otherwise made safe; and

WHEREAS, the City Council held a public show cause hearing on November 14, 2022, to review the findings and the order of the Hearing Officers, and the owners were notified in writing of said hearing and had an opportunity to appear and show cause why said building should not be demolished or otherwise made safe; and

WHEREAS, the Code Compliance Office has determined that compliance with the order of the Lansing Demolition Hearing Board Officer has not occurred.

NOW, THEREFORE, BE IT RESOLVED that the owner(s) of 304 Regent Street, as legally described above, are hereby directed to comply with the order of the Hearing Officers to demolish or otherwise make safe the said building within 30 days from the date of this resolution, December 5, 2022.

BE IT FURTHER RESOLVED that the property owner(s) is hereby notified that this order must be appealed within twenty days pursuant to MCL 125.542 and should the owners fail to comply with the Hearing Officers' order for demolition or make safe, the Code Compliance Officer is hereby directed to proceed with demolition of said building.

BE IT FURTHER RESOLVED, whether demolition is accomplished by said property owner or the City, that appropriate seeding and restoration of property take place to avoid run-off to adjacent properties.

BE IT FURTHER RESOLVED that if the demolition is accomplished by the City, the cost of such demolition shall be a lien against the real property and shall be reported to the City Assessor.

BE IT FINALLY RESOLVED that the owners in whose name the property appears upon the last local tax assessment record shall be notified by the City Assessor of the amount of such cost by first class mail at the address shown on the records. Upon the owner's failure to pay the same within thirty (30) days after mailing by the City Assessor of the notice of the amount thereof, the amount of said costs shall be a lien and shall be filed and recovered as provided by law and the lien shall be collected and treated in the same manner as provided for property tax liens under the general property tax act.

By Vice President Wood

Motion Carried

Resolution #2022-303

By the Committee on Public Safety
Resolved by the City Council of the City of Lansing

WHEREAS, the Lansing Code Compliance Officer has declared a certain structure at 4580 SEAWAY DR., Parcel # 23-50-40-36-407-011, legally described as: LOT 137 GLENBURNE NO 2, to be an unsafe and dangerous building and requested the property owner be ordered to demolish or otherwise make safe the structure; and

WHEREAS, the Code Compliance Officer red tagged the said structure on May 7, 2021 and requested the property owner be ordered to demolish or otherwise make safe the structure; and

WHEREAS, on September 22, 2022, the Lansing Demolition Board held a meeting to consider and make a recommendation on whether to declare the

structure a dangerous building, as defined in the Housing Law of Michigan (MCLA 125.539) and the Lansing Housing and Property Maintenance Code (Ord. 1460.01, et seq.), and ordered the property owner to make safe or demolish the structure by October 22, 2022; and

WHEREAS, the Code Compliance Office has determined that compliance with the order of the Lansing Demolition Hearing Board officer has not occurred; and

WHEREAS, the Housing Law of Michigan and the Lansing Codified Ordinances require that a hearing be conducted to give the property owner an opportunity to show cause why a dangerous structure should not be demolished or otherwise made safe;

NOW, THEREFORE, BE IT RESOLVED that a show cause hearing for Monday, December 12, 2022, at 7:00 p.m. in Tony Benavides Lansing City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan in consideration of the finding and order of the Lansing Demolition Hearing Board Officer regarding the structure at 4580 Seaway Drive, as legally described above, to give the owner, or the owner's agent, the opportunity to appear and show cause why the building should not be demolished or otherwise made safe; and to approve, disapprove, or modify the order of the hearing officer to demolish or make safe the subject structure.

BE IT FINALLY RESOLVED that the Lansing City Council requests that the Code Compliance Officer notify the owner(s) of said property of the opportunity to appear and present testimony at the hearing, as required by law.

By Vice President Wood

Motion Carried

Resolution #2022-304

By the Committee on Development and Planning
Resolved by the City Council of the City of Lansing

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, January 9, 2023, at 7 p.m. in the Tony Benavides Lansing City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the request for a special land use permit:

SLU-1-2022: 109 E. Randolph Street, Special Land Use permit authorizing a 20-bed, state-licensed adult foster care, large group home for the aged

By Council Member Spitzley

Motion Carried

Resolution #2022-305

By the Committee of the Whole
Resolved by the City Council of the City of Lansing

WHEREAS, the City of Lansing is the owner of real property commonly known as the "Lot 48 Richfield Park Sub" (the "Property") of North Cemetery located at 845 E. Miller Rd, Lansing, Michigan and legally described as:

LOT 48 RICHFIELD PARK, A SUBDIVISION OF A PART OF THE SW 1/4 OF SECTION 3, T3N, R3W, CITY OF LANSING, COUNTY OF INGHAM, STATE OF MICHIGAN, SUBJECT TO ALL BUILDING, USE AND OTHER RESTRICTIONS OF RECORD; and

WHEREAS, sale of the Property is in the best interest of the City because the City will no longer incur the expenses associated with maintaining the Property; and

WHEREAS, the electors of the City of Lansing on the August 2, 2022 ballot voted and approved to sell the property commonly known as "Lot 48 Richfield Park Sub" of North Cemetery currently located on the parcel of property located at 845 E. Miller Rd. in Lansing; and

WHEREAS, the City published a Request for Proposal, RFP/23/026, to purchase the Lot 48 Richfield Park Sub" of North Cemetery on September 26, 2022 which generated one (1) proposal; and

WHEREAS, the proposal that was best able to comply with the terms of the Request for Proposal was received from VMG Construction whose address is 6081 S. MLK Jr. Blvd. Lansing, Michigan, for purchase in the amount of Eight Thousand Five Hundred Dollars (\$8,500.00), subject to the terms of the Request for Proposal, the proceeds of which will go towards upgrading North Cemetery; and

WHEREAS, the offer for this property was higher than the August 9, 2021, appraised value of Eight Thousand Dollars (\$8,000.00); and

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council approves acceptance of the offer by VMG Construction for the City of Lansing.

BE IT FURTHER RESOLVED, the Lansing City Council approves the sale of the Property, legally described as:

LOT 48 RICHFIELD PARK, A SUBDIVISION OF A PART OF THE SW 1/4 OF SECTION 3, T3N, R3W, CITY OF LANSING, COUNTY OF INGHAM, STATE OF MICHIGAN, SUBJECT TO ALL BUILDING, USE AND OTHER RESTRICTIONS OF RECORD.

For the sum of Eight Thousand Five Hundred Dollars (\$8,500.00), to VMG Construction.

BE IT FINALLY RESOLVED, the Administration, on behalf of the City, is hereby authorized to sign and execute all documents, receive the funds, create the necessary accounts, and make necessary transfers for their administration in accordance with the requirements of the grantor to effectuate this transaction, subject to their prior approval as to content and form by the City Attorney.

By Vice President Wood

Motion Carried

Resolution #2022-306

By the Committee of the Whole
Resolved by the City Council of the City of Lansing

WHEREAS, the U.S. Department of Housing and Urban Development (HUD) requires that the City of Lansing submit a substantial amendment to its FY 2021 Annual Action Plan in order to receive HOME ARP (American Rescue Plan) funds of \$2,784,822 through the submission of a HOME ARP Allocation Plan; and

WHEREAS, this award will give the City of Lansing a significant resource to address the needs of Qualifying Populations by creating affordable housing or non-congregate shelter units, providing tenant based rental assistance (TBRA), or supportive services; and

WHEREAS, these funds will be used to help the following Qualifying Populations: homeless, at-risk of homelessness, those fleeing or attempting to flee domestic violence, dating violence, sexual assault, stalking or human trafficking, other populations where providing assistance would prevent the family from becoming homeless or would serve those with the greatest risk of housing stability, Veterans and families that include a veteran family member that meet one of the preceding criteria; and

WHEREAS, the City of Lansing must follow, as with other planning documents, its consultation and public participation process to develop a HOME ARP Allocation Plan that meets the requirements as established in HUD Notice CPD-21-10; and

WHEREAS, pursuant to program requirements, the city has conducted a consultation and citizen participation and open review process which has included meetings a public hearing and provided the 15-day comment period; and

WHEREAS, the City has further promoted participation, input and review in the process by conducting two (2) separate virtual consultation meetings on September 15, 2022 before the Continuum of Care and September 16, 2022 before other community stakeholders serving the Qualifying Populations on the proposed use of the HOME ARP funds; and

WHEREAS, the City did also initiate and carry out the required fifteen (15) day public comment period on the proposed HOME ARP Allocation Plan by publishing a notice in the Lansing City Pulse on October 26, 2022; and

WHEREAS, a public hearing was held before the Lansing City Council on November 14th, 2022 to again receive citizen comments and recommendations and to give final review to HOME ARP Allocation Plan; and

WHEREAS, Federal regulations require the City to make certain certifications and assurances to HUD as a part of the HOME ARP Allocation Plan;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Lansing adopts the substantial amendment to the City of Lansing's FY2021 Annual Action Plan for the submission of the HOME ARP Allocation Plan, as proposed by the Committee of the Whole; and

BE IT FURTHER RESOLVED that the Mayor, as the City's Chief Executive Officer, or his designee is hereby authorized to sign any required documents, including all understandings, assurances and certifications contained therein, and to submit the substantial amendment to the Department of Housing and Urban Development; and

BE IT FINALLY RESOLVED that the Mayor or his designee is authorized, as the official representative of the City of Lansing, to set-up budget line items, provide any and all information, to act in connection with the application and to execute all agreements, contracts and legal documents, including the agreement between the City and the Department of Housing and Urban Development, to secure HOME ARP funding and implement the programs.

By Vice President Wood

Motion Carried with Council Members Daniels and Wood voting nay

Resolution #2022-307

By the Committee of the Whole
Resolved by the City Council of the City of Lansing

WHEREAS, the City Council of the City of Lansing deems it advisable and necessary to provide for the acquisition, construction, operation, and maintenance of a public media center and arts and cultural performance venue, and appurtenant properties and facilities therefor; and

WHEREAS, Act 31 of the Public Acts of Michigan 1948 (First Extra Session), as amended ("Act 31") enables a City to incorporate one or more authorities for the purpose of acquiring, furnishing, equipping, owning, improving, enlarging, operating, and maintaining buildings, automobile parking lots or structures, transit-oriented developments, transit-oriented facilities, recreational facilities, stadiums, and the necessary site or sites therefor, together with appurtenant properties and facilities necessary or convenient for the effective use thereof, for use for any legitimate public purpose of the City; and

WHEREAS, the City Council deems it advisable and necessary and in the best interest of the City to create and establish an Authority under the provisions of Act 31, for the purpose of accomplishing the aforesaid, to be designated the Lansing Public Media Authority; and

WHEREAS, Articles of Incorporation for the proposed Lansing Public Media Authority under Act 31 have been reviewed by the City Council;

NOW THEREFORE BE IT RESOLVED THAT:

1. The attached Articles of Incorporation of the Lansing Public Media Authority are hereby approved and adopted.
2. The Mayor and City Clerk of the City are hereby authorized and directed to execute the Articles of Incorporation of the Lansing Public Media Authority for and on behalf of the City.
3. The City Clerk shall cause a copy of the Articles of Incorporation of the Lansing Public Media Authority or a summary of the Articles to be published once in a newspaper circulated within the City as provided in Act 31, such publication to be accompanied by a notice that valid incorporation of the Lansing Public Media Authority shall be conclusively presumed unless questioned in a court of competent jurisdiction as provided in Act 31.
4. The City Clerk shall file a certified copy of the executed Articles of Incorporation of the Authority with the County Clerks of the Counties of Ingham and Eaton, and the Secretary of State of the State of Michigan, together with a certificate stating the date and newspaper of publication of the Articles of Incorporation. The City Clerk is hereby authorized and directed to file the originally executed Articles of Incorporation with the recording secretary of the Authority, when selected, and to take such steps as are necessary under the provisions of State law to perfect the Articles of Incorporation of said authority.
5. All other resolutions and parts of resolutions in so far as they conflict with the provisions of this Resolution are hereby rescinded.

By Vice President Wood

Motion Carried with Council Members Spitzley and Wood voting nay

Resolution #2022-308

By the Committee of the Whole
Resolved by the City Council of the City of Lansing

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 \$20,000,000 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 and construct within the City certain capital improvements, including a public media and performing arts center, with parking and other necessary appurtenances and 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 Twenty Million Dollars (\$20,000,000) (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 limited tax general obligation bonds secured by a pledge of the City's full faith and credit, subject to constitutional, statutory and charter limitations; and

WHEREAS, as additional security for the Bonds, the City anticipates contractually pledging certain public, education and government access facilities and services fees ("PEG Fees") it receives as a franchising entity pursuant to 2006 Michigan Public Act 480 (the Uniform Video Services Local Franchise Act); 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 City Council of the City ("Council") wishes to authorize an Authorized Officer to sell and deliver and receive payment for the Bonds without the necessity of 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 or 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 or a Bond Purchase Agreement; 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 Deputy Mayor, the City Clerk, the Chief Strategy Officer and 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 2022 or 2023 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 twenty million dollars (\$20,000,000).

"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, or in minimum denominations of \$100,000 and \$5,000 additional 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 bonds, term bonds or drawdown 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. (a) 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 authorized to further contract for or otherwise obligate the PEG Fees toward payment of the Bonds

(c) 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 and otherwise 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 original issue 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), if applicable, 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
[2022/2023] 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.

Additionally, the City has committed certain public, education and government access facilities and services fees ("PEG Fees") it receives as a franchising entity pursuant to 2006 Michigan Public Act 480 (the Uniform Video Services Local Franchise Act) toward payment of the principal of and interest on the Bonds, to the extent such funds continue to be available.

[This bond is one of a series of [2022/2033] 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 a public media and performing arts center, with parking and other necessary appurtenances and 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.

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: _____, [2022/2023]

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 [2022/2023] 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 rebate 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 [2022/2023] 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, including causing the publication

of the Notice of Intent, 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 Wood

Motion Carried with Council Members Spitzley and Wood voting nay

Resolution #2022-309

By the Committee of the Whole

Resolved by the City Council of the City of Lansing

WHEREAS, the City of Lansing, Counties of Ingham and Eaton, State of Michigan (the "City"), plans to finance the development of, and provide for the operation of, a public media and performing arts center to be located within the City (the "Project"); and

WHEREAS, prior to September 30, 2022, the City submitted an application (the "Application") to the Michigan Economic Development Corporation (the "MEDC"), grant administrator on behalf of the State of Michigan (the "State"), for a Michigan Enhancement Grant; and

WHEREAS, pursuant to Section 1096(76) of 2021 Michigan Public Act 87 ("Act 87"), the State has earmarked two million dollars (\$2,000,000) (the "Grant") of the funds appropriated for Michigan Enhancement Grants to the City, to assist with the financing of the Project; and

WHEREAS, specifically, Section 1096(76) of Act 87 states that the Grant is for a music and arts center in a city with a population greater than 100,000 and in a county with a population between 275,000 and 300,000 according to the 2010 federal decennial census; and

WHEREAS, it is anticipated that, upon receipt and processing of the Application, the MEDC will confirm the Grant in favor of the City; and

WHEREAS, pursuant to this Resolution, the City, by and through its City Council, wishes to accept and appropriate the Grant to support the financing of the Project; and

WHEREAS, while there is no local match requirement for the Grant, the City has demonstrated its additional anticipated financing sources for the Project in the Application.

NOW, THEREFORE, BE IT RESOLVED the City Council of the City accepts the Michigan Enhancement Grant in the amount of \$2,000,000 and appropriates such funds as necessary to support the financing of or provide security for the Project; and

BE IT RESOLVED, the total amount of the Grant funds may be received from the MEDC in one or more distributions; and

BE IT RESOLVED, the Mayor of the City and the Finance Director or their designees are authorized to create appropriate accounts to make necessary operating transfers for the expenditure and control of the balance of the awarded Grant for the benefit of the Project as ultimately designed; and

BE IT RESOLVED, the Mayor of the City and the Finance Director or their designees are authorized representatives to execute any documents on behalf

of the City or its affiliate, including a Grant Agreement with the MEDC, the Michigan Strategic Fund or any other party relating to the receipt of the Grant and application of Grant funds for the benefit of the Project; and

BE IT RESOLVED, that the acceptance, approvals and authorizations contained in this Resolution will apply to the Grant, including if the amount of the Grant is increased from time to time, and including the negotiation and execution of any additional documentation reflecting such increases.

By Vice President Wood

Motion Carried with Council Members Spitzley and Wood voting nay

Ordinances for Introduction

Introduction of Ordinance

The Committee on Development and Planning introduced:

An ordinance of the City of Lansing, Michigan, providing for the conditional rezoning of a parcel of real property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1242.02 of the Code of Ordinances. Property located at:

Z-1-2022: 109 E. Randolph Street, from "R-6A" Urban Detached Residential to "R-AR" Residential Adaptive Reuse, with the condition that the uses of the property are limited to one single family dwelling, one two-family dwelling or a state licensed adult foster care home with a maximum capacity of 20 residents, with approval of a special land use permit

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

Resolution #2022-310

By the Committee on Development and Planning
Resolved by the City Council of the City of Lansing

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, January 9, 2023, at 7 p.m. in the Tony Benavides Lansing City Council Chambers, 10th Floor, Lansing City Hall, 124 W. Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the Ordinance for conditional rezoning:

Z-1-2022: 109 E. Randolph Street, from "R-6A" Urban Detached Residential to "R-AR" Residential Adaptive Reuse, with the condition that the uses of the property are limited to one single family dwelling, one two-family dwelling or a state licensed adult foster care home with a maximum capacity of 20 residents, with approval of a special land use permit

By Council Member Spitzley

Motion Carried

Ordinances for Passage

Passage of Ordinance

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND THE LANSING CODIFIED ORDINANCES BY AMENDING CHAPTER 1300, SECTIONS 1300.02, 1300.04, 1300.09, AND 1300.11 TO UPDATE THE ORDINANCE TO REFLECT CHANGES IN LAWS AND RULES BY THE CANNABIS REGULATORY AGENCY, FORMERLY KNOWN AS THE MARIJUANA REGULATORY AGENCY, AND ADDING SECTION 1300.17 TO CODIFY THE PROCESS FOR TEMPORARY MARIHUANA EVENTS.

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

Yeas: Council Members Brown, Daniels, Garza, Hussain, Jackson, Spadafore, Spitzley

Nays: Council Member Wood

Ordinance #1308

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND THE LANSING CODIFIED ORDINANCES BY AMENDING CHAPTER 1300, SECTIONS 1300.02, 1300.04, 1300.09, AND 1300.11 TO UPDATE THE ORDINANCE TO REFLECT CHANGES IN LAWS AND RULES BY THE CANNABIS REGULATORY AGENCY, FORMERLY KNOWN AS THE MARIJUANA REGULATORY AGENCY, AND ADDING SECTION 1300.17 TO CODIFY THE PROCESS FOR TEMPORARY MARIHUANA EVENTS.

THE CITY OF LANSING ORDAINS:

Section 1. That Chapter 1300, Sections 1300.02, 1300.04, 1300.09, and 1300.11 of the Code of Ordinances of the City of Lansing, Michigan be and is hereby amended and Section 1300.17 is added to read as follows:

1300.02. Definitions, interpretation and conflicts.

For the purposes of this chapter:

- (a) Any term defined by the Michigan Medical Marihuana Act, MCL 333.26421 et seq., as amended ("MMMA"), the Medical Marihuana Facilities Licensing Act, MCL 333.2701 et seq. (MMFLA), as amended, the Marihuana Tracking Act ("MTA"), MCL 333.27901 et seq., the Michigan Regulation and Taxation of Marihuana Act (MRTMA), MCL 333.27951 et seq., shall have the definition given in those acts; if the definition of a word or phrase set forth in this chapter conflicts with the definition in the MMMA, MMFLA or MTA, or if a term is not defined but is defined in the MMMA, MMFLA MTA, or MRTMA then the definition in the MMMA, MMFLA, MTA, or MRTMA shall apply.
- (b) Any term defined by 21 USC 860(e) referenced in this chapter shall have the definition given by 21 USC 860(e).
- (c) This chapter shall not limit an individual or entity's rights under the MMMA, MMFLA, MTA, or MRTMA and these acts supersede this chapter where there is a conflict between them and the immunities and protections established in the MMMA and MRTMA unless superseded or preempted by the MMFLA and/or MRTMA.
- (d) All activities related to medical marihuana, including those related to a Medical Marihuana Provisioning Center, a Medical Marihuana Grower Facility, a Medical Marihuana Secure Transporter, a Medical Marihuana Processor or a Medical Marihuana Safety Compliance Facility shall be in compliance with the rules of the Marihuana Regulatory Agency, the rules of the Michigan Department of Licensing and Regulatory Affairs, or any successor agency, the rules and regulations of the City, the MMMA, MMFLA and the MTA.
- (e) All activities related to non-medical marihuana shall be in compliance with the rules of the Michigan Department of Licensing and Regulatory Affairs, or any successor agency, the rules and regulations of the City and MRTMA.
- (f) Any use which purports to have engaged in the cultivation or processing of marihuana into a usable form, or the distribution of marihuana, or the testing of marihuana either prior to or after enactment of this chapter without obtaining the required licensing set forth in this chapter shall be deemed to be an illegally established use and therefore not entitled to legal nonconforming status under the provisions of this chapter, and/or State law. Any license granted pursuant to this chapter shall be exclusive to the licensee, and is a revocable privilege. Granting a license does not create or vest any right, title, franchise, or other property right.
- (g) The following terms shall have the definitions given:

Application/License Application means an application for a license pursuant to the terms and conditions set forth in Sections 1300.04 and 1300.05.

Application for a License Renewal means an application for a license renewal pursuant to the terms and conditions of Section 1300.07.

Buffered Use means a use subject to the buffering and dispersion requirements of Sections 1300.10 and 1300.11.

Building means an independent, enclosed structure having a roof supported by columns or walls, intended and/or used for shelter or enclosure of persons or chattels. When any portion of a structure is completely separated from every other part by dividing walls from the ground up, and without openings, each portion of such structure shall be deemed a separate structure, regardless of whether the portions of such structure share common pipes, ducts, boilers, tanks, furnaces, or other such systems. This definition refers only to permanent structures, and does not include tents, sheds, greenhouses and private garages on residential property, stables, or other accessory structures not in compliance with MMMA or MRTMA. A building does not include such structures with interior areas not normally accessible for human use, such as gas holders, tanks, smoke stacks, grain elevators, coal bunkers, oil cracking towers or similar structures.

Chapter means this Chapter 1300.

Church means an entire space set apart primarily for purposes of public worship, and which is tax exempt under the laws of this state, and in which religious services are held, and the entire building structure of which is kept for that use and not put to any other use inconsistent with that use.

City means the City of Lansing, Michigan.

Clerk shall mean the City Clerk of Lansing, Michigan.

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

Employee means any individual who is employed by an employer in return for the payment of direct or indirect monetary wages or profit, under contract, and any individual who volunteers his or her services to an employer for no monetary compensation, or any individual who performs work or renders services, for any period of time, at the direction of an owner, lessee, or other person in charge of a place.

License means a license issued for the operation of a medical marihuana facility or marihuana establishment pursuant to the terms and conditions of this chapter and includes a license which has been renewed pursuant to Section 1300.07.

Licensee means a person issued a license for a medical marihuana facility or marihuana establishment pursuant to this chapter.

Limit means a competitive application process by which the municipality selects applicants who are best suited to operate in compliance with the Michigan Regulation and Taxation of Marihuana Act and this chapter and prevents the Department of Licensing and Regulatory Affairs from issuing a State license within the municipality's jurisdiction if the applicant is not selected, in compliance with MCL § 333.27956(1) and MCL § 333.27959(4).

***Marihuana Educational Research License* means any person or entity licensed by the United States Drug Enforcement Administration (DEA) and in affiliation with a degree or certificate program offered by an institution of higher learning accredited by the Higher Learning Commission and subject to the requirements outlined under State of Michigan Rule 420.27a, as may be updated or amended from time to time.**

Marihuana Establishment means any marihuana operation that is required to be licensed under this chapter and possesses a license or approval to operate under the MRTMA, including a Marihuana Microbusiness, a Marihuana Retailer, a Marihuana Grower, a Marihuana Processor, a Marihuana Secure Transporter, a Marihuana Safety Compliance Facility, and a Designated Consumption Establishment.

Marihuana Grower means a licensee that is a commercial or business entity located in the City that is licensed or approved to operate by the State pursuant to the MMFLA or MRTMA and is licensed by the City pursuant to terms and conditions of this chapter that cultivates, dries, trims or cures and packages marihuana in accordance with State law.

***Marihuana Microbusiness* means a person or entity licensed as a marihuana microbusiness or class A microbusiness, as defined by State of Michigan Rules 420.105 and 420.105a which may be updated or amended from time to time, to cultivate not more than 450 marihuana plants; process and package marihuana; and sell or otherwise transfer marihuana to individuals who are 21 years of age or older or to a Marihuana Safety Compliance Facility, but not to other marihuana establishments; located in the City that is licensed or approved to operate by the State pursuant to the MRTMA and is licensed by the City pursuant to the terms and conditions of this chapter.**

Marihuana Operation/Operator means all types of medical and non-medical marihuana establishments and facilities operating in the City of Lansing that are required to be licensed under this chapter and possess a license or approval to operate under State law.

Marihuana Processor or Medical Marihuana Processor Facility means a commercial entity located in the City that is licensed or approved to operate by the State pursuant to the MMFLA or MRTMA and is licensed by the City pursuant to the terms and conditions of this chapter, that extracts resin from the marihuana or creates a marihuana-infused product, processes and packages marihuana, and sells or otherwise transfers marihuana to marihuana operations, to the extent permitted by State law and rules.

Marijuana Regulatory Agency or MRA means the agency within the State of Michigan Department of Licensing and Regulatory Affairs created pursuant to Executive Order 2019-07 to regulate medical and recreational marihuana.

Marihuana Retailer means a licensee located in the City that is licensed or approved to operate by the State pursuant to the MRTMA and is licensed by the City pursuant to the terms and conditions of this chapter to obtain marihuana from marihuana establishments and to sell or otherwise transfer marihuana to a marihuana establishment and to individuals who are 21 years of age or older.

Marihuana Safety Compliance Facility or Medical Marihuana Safety Compliance Facility means a commercial or business entity located in the City that is licensed or approved to operate by the State pursuant to the MMFLA or MRTMA and is licensed by the City pursuant to the terms and conditions of this chapter, that tests marihuana, including certification for potency, the presence of contaminants, and tetrahydrocannabinol and other cannabinoids.

Medical Marihuana Facility means any facility or center that is required to be licensed under this chapter and possesses a license or approval to operate from the State under the MMFLA, including: A Medical Marihuana Provisioning Center, a Medical Marihuana Processor, a Medical Marihuana Grower Facility, a Marihuana Secure Transporter, and a Medical Marihuana Safety Compliance Facility.

Medical Marihuana Provisioning Center means a commercial or business entity located in the City that is licensed or approved to operate by the State pursuant to the MMFLA and is licensed by the City pursuant to the terms and conditions of this chapter, that sells, supplies, or provides marihuana to registered qualifying patients only as permitted by State law. Medical Marihuana Provisioning Center, as defined in the MMMA, MMFLA and MTA, includes any commercial property or business where marihuana is sold in conformance with State law and regulation. A noncommercial or nonbusiness location used by a primary caregiver to assist a qualifying patient, as defined in the MMMA, MMFLA or MTA connected to the caregiver through the State's marihuana registration process in accordance with the MMMA, MMFLA or MTA is not a Medical Marihuana Provisioning Center for purposes of this chapter.

MMFLA means the Medical Marihuana Facilities Licensing Act, MCL 333.2701 et seq. as amended from time to time.

MMMA means the Michigan Medical Marihuana Act, MCL 333.26421 et seq. as amended from time to time.

MRTMA means the Michigan Regulation and Taxation of Marihuana Act, MCL 333.27951 et seq., as amended from time to time.

MTA means the Marihuana Tracking Act, MCL 333.27901 et seq., as amended from time to time.

Ordinance means the ordinance adopting this Chapter 1300.

Park means an area of land designated by the City as a park on its master plan or on a Council-approved list of City parks.

Person means an individual, partnership, firm, company, corporation, association, sole proprietorship, limited liability company, joint venture, estate, trust, or other legal entity.

School means and includes buildings used for school purposes to provide instruction to children and youth in grades pre-kindergarten through 12, and headstart when that instruction is provided by a public, private, denominational, or parochial school.

Secure Transporter or Medical Marihuana Secure Transporter means a commercial or business entity that is licensed or approved to operate by the State pursuant to the MMFLA and is licensed to operate by the City pursuant to the terms and conditions of this chapter, that stores marihuana and transports marihuana between medical marihuana facilities or marihuana establishments for a fee and in accordance with State law.

Stakeholder means, with respect to a trust, the trustee and beneficiaries; with respect to a limited liability company, the managers and members; with respect to a corporation, whether profit or non-profit, the officers, directors, or shareholders; and with respect to a partnership or limited liability partnership, the partners, both general and limited.

State means the State of Michigan.

Ward means the four wards of the City of Lansing as outlined in 2-203 of the Lansing City Charter.

(h) Any term defined by the MMMA, the MMFLA, MTA, or MRTMA and not defined in this chapter shall have the definition given in the MMMA, MMFLA, MTA, or MRTMA as applicable.
1300.04. License application submission.

(a) Each marihuana operation must be licensed by the City. Applications for a license shall be made in writing to the City Clerk.

All applications submitted to the City Clerk in accordance with the provisions of this chapter shall be considered for the issuance of a license. An applicant may apply for multiple licenses under this chapter of the same or different natures simultaneously, as permitted by law.

(b) A complete application for a license or licenses required by this chapter shall be made under oath on forms provided by the City Clerk, and shall contain all of the following:

- (1) If the applicant is an individual, the applicant's name, date of birth, physical address, email address, one or more phone numbers, including emergency contact information, and a copy of a government-issued photo identification card of the applicant.
- (2) If the applicant is not an individual, the names, dates of birth, physical addresses, email addresses, and one or more phone numbers of each stakeholder of the applicant including designation of a stakeholder as an emergency contact person and contact information for the emergency contact person, articles of incorporation or organization, internal revenue service SS-4 EIN confirmation letter, and the operating agreement or bylaws of the applicant, if a limited liability company.
- (3) **Any applicant who meets any of the follow criteria must provide the necessary disclosure information outlined in 1300.04(b)(1) and (2):**
 - (A) **For an individual or sole proprietorship: the proprietor and spouse.**
 - (B) **For a partnership and limited liability partnership: all partners and their spouses.**
 - (C) **For a limited partnership and limited liability limited partnership: all general and limited partners, not including a limited partner holding a direct or indirect ownership interest of 10% or less who does not exercise control over or participate in the management of the partnership, and their spouses.**
 - (D) **For a limited liability company: all members and managers, not including a member holding a direct or indirect ownership interest of 10% or less who does not exercise control over or participate in the management of the company, and their spouses.**
 - (E) **For a privately held corporation: all corporate officers or persons with equivalent titles and their spouses, all directors and their spouses, all stockholders, not including those holding a direct or indirect ownership interest of 10% or less, and their spouses.**
 - (F) **For a publicly held corporation: all corporate officers or persons with equivalent titles and their spouses, all directors and their spouses, all stockholders, not including those holding a direct or indirect ownership interest of 10% or less, and their spouses.**
 - (G) **For a multilevel ownership enterprise: any entity or person that receives or has the right to receive more than 10% of the gross or net profit from the enterprise during any full or partial calendar or fiscal year.**
 - (H) **For a nonprofit corporation: all individuals and entities with membership or shareholder rights in accordance with the articles of incorporation or the bylaws and their spouses.**
 - (I) **For a trust: trustees, any individual or body able to control and direct the affairs of the trust, and any beneficiary who receives or has the right to receive more than 10% of the gross or net profit of the trust during any full or partial calendar or fiscal year and their spouses.**

(3)(4) The name, date of birth, physical address, copy of photo identification, and email address for any operator or employee if other than the applicant.

(4)(5) The name and address of the proposed marihuana operation and any additional contact information deemed necessary by the City Clerk.

(5)(6) Applicant or licensee shall keep records of the results of the criminal history background checks performed pursuant to MMFLA and/or MRTMA requirements and shall provide copies for every applicant, licensee, stakeholder, and employee to the City Clerk within five business days of receipt.

(6)(7) An affirmation under oath as to whether the applicant or operator has had a business license revoked or suspended, and if revoked or suspended,

then the reason for such revocation or suspension.

(7)(8) A copy of the proposed business plan for the marihuana operation, including, but not limited to, the following:

- i. The proposed ownership structure of the marihuana operation, including percentage ownership of each person; and
- ii. A current organization chart that includes position descriptions and the names of each person holding each position.

(8)(9) One of the following: (a) a proof of ownership of the entire premises wherein the marihuana operation is to be operated; or (b) written consent from the property owner for use of the premises in a manner requiring licensure under this chapter along with a copy of any lease for the premises.

(9)(10) Verify compliance with State-mandated security measures as outlined in Emergency Rule 35 of the Department of Licensing and Regulatory Affairs: Adult-Use Marihuana Establishments Emergency Rules of July 3, 2019, as may be updated or amended from time to time.

(10)(11) A floor plan of the marihuana operation, as well as a scale diagram illustrating the property including all available parking spaces, all available handicapped accessible parking, and noting storage spaces for any flammable or combustible substances.

(11)(12) Verify compliance with State-mandated marketing and advertising restrictions as outlined in Emergency Rule 52 of the Department of Licensing and Regulatory Affairs: Adult-Use Marihuana Establishments Emergency Rules of July 3, 2019, as may be updated or amended from time to time.

(12)(13) A location area map, as measured pursuant to Section 1300.10, of the marihuana operation and surrounding area that identifies the relative locations and the distances, as measured pursuant to Section 1300.10(d), to the buffered uses set forth in Section 1300.10(a), and noting any residentially-zoned property within one-quarter mile of the marihuana operation.

(13)(14) An affidavit that neither the applicant nor any stakeholder of the applicant is in default to the City. Specifically, that the applicant or stakeholder of the applicant has not failed to pay any property taxes, special assessments, fines, fee or other financial obligation to the City.

(14)(15) A signed acknowledgment that the applicant is aware and understands that all matters related to marihuana, growing, cultivation, possession, dispensing, testing, safety compliance, transporting, distribution, and use are currently subject to State and Federal laws, rules, and regulations, and that the approval or granting of a license hereunder does not exonerate or exculpate the applicant from abiding by the provisions and requirements and penalties associated with those laws, rules and regulations or exposure to any penalties associated therewith; and further the applicant waives and forever releases any claim, demand, action, legal redress, or recourse against the City, its elected and appointed officials and its employees and agents for any claims, damages, liabilities, causes of action, damages, and attorney fees the applicant may occur as a result of the violation by applicant, its officials, members, partners, shareholders, employees and agent of those laws, rules, and regulations and hereby waives, and assumes the risk of, any such claims and damages, and lack of recourse against the City, its elected and appointed officials, employees, attorneys, and agents.

(15)(16) Proof of an insurance policy covering each license and naming the City, its elected and appointed officials, employees, and agents, as additional insured parties, available for the payment of any damages arising out of an act or omission of the applicant or its stakeholders, agents, employees, or subcontractors, in the amount of (a) at least \$1,000,000.00 for property damage; (b) at least \$1,000,000.00 for injury to one person; and (c) at least \$2,000,000.00 for injury to two or more persons resulting from the same occurrence. The insurance policy underwriter must have a minimum A.M. Best Company insurance ranking of B+, **DemoTech** consistent with State law, or similar rating from another credit rating agency for the insurance industry. The policy shall provide that the City shall be notified by the insurance carrier 30 days in advance of any cancellation. The insurer must be licensed in the State of Michigan.

(16)(17) i. Proof of a surety bond in the amount of \$50,000.00 with the City listed as the obligee to guarantee performance by applicant of the terms, conditions and obligations of this chapter in a manner and surety approved by the City Attorney; or, in the alternative,

ii. Creation of an escrow account as follows:

- a. The account must be provided by a State or federally regulated financial institution or other financial institution; and
- b. The account must be for the benefit of the City to guarantee performance by licensee in compliance with this chapter and applicable law; and
- c. The account must be in the amount of \$20,000.00 and in a form prescribed by the City Attorney.

(17)(18) Projected or actual annual budget and revenue based upon generally accepted accounting principles (GAAP standards) demonstrating sufficient financial resources to fund and execute the submitted business plans and building plans.

(18)(19) An estimate of the number and type of full-time equivalent jobs that the marihuana operation expects to create and the amount and type of compensation for each position, including but not limited to healthcare, retirement, and paid time off.

(19)(20) Submission of an odor plan to address any potential odors stemming from the use, storage, growing, or processing of marihuana.

(20)(21) Execution of the Financial Resources Litigation History form made available by the City Clerk.

(21)(22) Execution of the Morals, Good Order and General Welfare Litigation History form made available by the City Clerk.

(22)(23) Any other information requested by the City Clerk to assist in the review of the application. Failure to provide required or requested information may result in an incomplete application determination and may result in denial or revocation of licensure.

(23)(24) There is an ongoing obligation to provide updated information to the City Clerk. Should there be a change to any portion of an application, the applicant must advise the City Clerk within seven days from date of change and provide any documentation to support the change in application. Failure to provide documentation shall result in an incomplete application determination and is subject to denial of licensure.

(c) Each application shall be accompanied by a license application fee in an amount of \$5,000.00.

(d) Upon receipt of a completed application meeting the requirements of this section and the appropriate license application fee, the City Clerk shall refer a copy of the application to each of the following for their approval: the City Attorney, the Building Safety Office, the Police Department, the Zoning Administrator, and the City Treasurer.

(e) No application shall be approved unless:

(1) The Building Safety Office has inspected the proposed location or approved proposed site plans for compliance with all laws for which they are charged with enforcement and for compliance with the requirements of this chapter.

(2) The Zoning Administrator has confirmed that the proposed location complies with the Zoning Code and this chapter.

(3) The City Treasurer has confirmed that the applicant and each stakeholder of the applicant are not in default to the City, including but not limited to, non-payment of property taxes.

(4) The Police Department has reviewed the criminal history background checks for each applicant, stakeholder, and employees provided by the applicant.

(5) The City Attorney's office has reviewed and approved as to form the insurance and either the surety bond or escrow account documentation for compliance with State and local laws.

1300.07. License renewal application.

(a) Application for a license renewal required by this chapter shall be made in writing to the City Clerk at least 28 days prior to the expiration of an existing license.

(b) An application for a license renewal required by this chapter shall be made under oath on forms provided by the City, and shall contain all of the information required by Section 1300.04(b).

- (c) An application for a license renewal shall be accompanied by a renewal fee in an amount of \$5,000.00. The renewal fee is established to defray the costs of the administration and enforcement of this chapter expended by the City Clerk's Office, Police Department, City Attorney's Office, Treasury, Building Safety office, Zoning Administrator, and other relevant City departments.
- (d) Upon receipt of a completed application for a license renewal meeting the requirements of this chapter and the license renewal fee, the City Clerk shall refer a copy of the renewal application to each of the following for their approval: The City Attorney's Office, the Building Safety Office, the Police Department, the Zoning Administrator, and the City Treasurer.
- (e) No application for a license renewal shall be approved unless:
 - (1) The Building Safety Office has inspected the proposed location and/or approved proposed site plans for compliance with all laws for which they are charged with enforcement within the past calendar year.
 - (2) The Zoning Administrator has confirmed that the location complies with the Zoning Code and this chapter.
 - (3) The City Treasurer has confirmed that the applicant and each stakeholder of the applicant and the location of the marihuana operation are not currently in default to the City, including but not limited to property taxes.
 - (4) The Police Department has reviewed the criminal history background checks for each applicant, stakeholder, and employee, as provided by the applicant.
 - (5) The City Attorney's Office has reviewed and approved as to form the insurance and either the surety bond or escrow account documentation for compliance with State and local laws.
 - (6) The applicant possesses the necessary State licenses or approvals.
 - (7) The applicant has operated the marihuana operation in accordance with the conditions and requirements of this chapter as well as Federal and State laws and regulations.
 - (8) The marihuana operation has not been declared a public nuisance.
- (f) If written approval is given by each individual, department, or entity identified in subsection (e), the City Clerk confirms compliance with subsection (b) and receipt of the renewal fee, the City Clerk shall issue a license renewal to the applicant. The renewal shall be deemed approved if the City has not issued formal notice of denial within 60 days of the filing date of the application, unless the applicant is advised of non-compliance under Section 1300.07(e) during such period.
- (g) If an applicant receives conditional approval to receive a license but fails to obtain that license within 24 months from the date of conditional approval, the City Clerk may revoke the conditional approval and deny licensure. conditional approval is not a license and in no way permits growing, processing, testing, transport, or sale of marihuana or marihuana product.

1300.09. Minimum operational standards of a marihuana operation.

Except as may be preempted by State law or regulation:

- (a) Every Medical Marihuana Provisioning Center, Marihuana Retailer, and Designated Consumption Establishment must be located in a building, as defined under Section 1300.02.
- (b) No Medical Marihuana Provisioning Center, Marihuana Retailer, Marihuana Microbusiness, or Designated Consumption Establishment shall be open between the hours of 10:00 p.m. and 9:00 a.m.
- (c) Consumption of marihuana shall be prohibited on the premises of a marihuana operation except as permitted by City Charter Section 8-501, State law, and a designated consumption establishment license has been obtained.
- (d) No marihuana operation shall be operated in a manner creating noise, dust, vibration, glare, fumes, or odors detectable to normal senses beyond the boundaries of the property on which the marihuana operation is operated; or any other nuisance that hinders the public health, safety and welfare of the residents of the City.
- (e) The license required by this chapter shall be prominently displayed on the premises of a marihuana operation.
- (f) The premises shall be open for inspection during the stated hours of operation and as such other times as anyone is present on the premises. Refusal to permit inspection may result in revocation or suspension of licensure.
- (g) It shall be prohibited to display any signs that are inconsistent with local laws or regulations or State law.
- (h) No other accessory uses are permitted within the same establishment or facility unless expressly permitted by State or local law.
- (i) All processing activity shall be performed indoors in a building.
- (j) All persons working in direct contact with marihuana shall conform to hygienic practices while on duty, including but not limited to:
 - (1) Maintaining adequate personal cleanliness;
 - (2) Washing hands thoroughly in adequate hand-washing areas before starting work and at any other time when the hands may have become soiled or contaminated;
 - (3) Refraining from having direct contact with medical marihuana if the person has or may have an illness, open lesion, including boils, sores or infected wounds, or any other abnormal source of microbial contamination, until the condition is corrected.
- (k) Marihuana operations must be kept clean and in good repair, including proper disposal of all waste and litter.
- (l) No Medical Marihuana Provisioning Center, Marihuana Retailer, Marihuana Microbusiness, or Designated Consumption Establishment shall permit the sale, consumption, or serving of alcohol.
- (m) **Any marihuana licensee engaged in the sale of marijuana must apply for and receive approval from the Zoning Administrator prior to operating a drive-through (drive-thru).**

1300.11. Location of Marihuana Growers, Marihuana Safety Compliance Facilities, Marihuana Processors, Marihuana Secure Transporters, Marihuana Microbusinesses, and Designated Consumption Establishment.

- (a) All Marihuana Growers and Marihuana Microbusinesses shall be limited to Ind-1 (suburban industrial), Ind-2 (general industrial) and Ind-3 (urban industrial) zoning districts as identified in this Code.
- (b) All Marihuana Safety Compliance Facilities, Marihuana Processors, **Educational Research Facilities**, and Marihuana Secure Transporters shall be limited to Ind-1 (suburban industrial), Ind-2 (general industrial), Ind-3 (urban industrial), and DT-2 (urban flex) zoning districts as identified in this Code.
- (c) All Designated Consumption Establishments shall be limited to S-C (suburban corridor), MX-C (mixed use urban corridor), MX-2 (mixed use community center), MX-3 (mixed use district center), Ind-1 (suburban industrial), Ind-2 (general industrial), Ind-3 (urban industrial), and DT-2 (urban flex) zoning districts as identified in this Code.
- (d) No marihuana operation shall be located in an unzoned area or in an area subject to an agreement entered into pursuant to Public Act 425 of 1984.

1300.17. Temporary Marihuana Events

- (a) **Any temporary marihuana event occurring in the City of Lansing shall submit the following to the Office of the Mayor for municipal approval or denial:**
 - (1) **A full and complete copy of the application submitted to the State of Michigan;**
 - (2) **Proof of Marihuana Event Organizer License from the State of Michigan;**

- (3) A complete Special Event Permit Application if the event is to occur on City-owned property;
- (4) Submission of a \$5,000 license application fee;
- (b) Upon receipt of a completed application meeting the requirements of this section and payment of the appropriate license application fee, the application shall be referred to the following departments for their approval: the City Attorney, the Police Department, the Fire Department, and the Department of Parks & Recreation if hosted on City-owned property.
- (c) The Mayor is the final authority in the decision whether to approve, deny, or modify the application.

Section 2. All ordinances, resolutions or rules, parts of ordinances inconsistent with these 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 4. This ordinance shall take effect on the 30th day after enactment by City Council and pursuant to Section 3-307 of the City Charter, this Chapter shall expire December 31, 2031.

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

Motion Carried

- Reports from City Officers, Boards and Commissions:

Letter(s) from the City Clerk re:

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

Lansing Housing Commission Financial Report, June 30, 2022
Referred to the Committee of the Whole

Liquor License; Comfort Zone Cigar Lounge request for a Class C license, Sunday Sales (AM/PM), dance, entertainment, and outdoor service permits at 600 S. Pennsylvania Ave. (PEND-3114)
Referred to the Committee on City Operations

Ballot Proposal; Charter general revision question as required by the Charter (PEND-3117)
Referred to the Committee of the Whole

Letter(s) from the Mayor re:

Appointment; Robert Benstein as an At-Large member of the Lansing Gateway Corridor Improvement Authority Board of Directors for a term to expire June 30, 2026 (PEND-3095)
Referred to the Committee on Development and Planning

SLU-2-2022; Special Land Use Permit, 340 E. Edgewood Blvd for a self-storage rental facility (PEND-3111)
Referred to the Committee on Development and Planning

Setting a Public Hearing on SLU-2-2022; Special Land Use Permit, 340 E. Edgewood Blvd for a self-storage rental facility (PEND-3112)
Referred to the Committee on Development and Planning

Issuance of sewage disposal system revenue bonds for CSO Program (PEND-3116)
Referred to the Committee of the Whole

Collective Bargaining Agreement; United Auto Workers Local 2256 Contract (PEND-3118)
Placed on File

Collective Bargaining Agreement; Capitol City Labor Program (CCLP) Non-Supervisory Unit Contract (PEND-3110)
Placed on File

- Communications and Petitions, and Other City Related Matters:

Notice from the Michigan Liquor Control Commission; 7Y97 Store B, LLC request to transfer ownership 2022 SDD & SDM License with Sunday Sales Permit (AM), Sunday Sales Permit (PM) for SDD License- spirits and Sunday Sales Permit (PM) for SDM License mixed spirit drink from Kartar Liquor Inc.; Conditional License (RID # RQ-2202-00957)
Referred to the Committee on City Operations

Public Comment on City Government Related Matters

Jody Washington spoke about homelessness.

Abby Deneau spoke about the mass extinction.

Nicklas Zande spoke about the City Charter Revision Proposal.

Loretta Stanaway spoke about various City Matters

Kyle Richard spoke about homelessness

Kelsey Hudson spoke about homelessness

Joann Baumann spoke about homelessness.

Andy Markovic spoke about the S. Martin Luther King Corridor Authority.

John Morin spoke about his experience with the Lansing Police Department.

Claretta Duckett-Freeman spoke about homelessness.

Erica Lynn spoke about various City Matters.

Michael Lynn spoke about various City Matters.

Adjourned Time 8:59 P.M.

Chris Swope, City Clerk

DRAFT