

ORDINANCE NO. 1262

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO: AMEND SECTION 260.05 OF THE LANSING CODIFIED ORDINANCES TO ALLOW FOR THE LANSING HOUSING COMMISSION TO OWN AND TRANSACT REAL PROPERTY IN ITS OWN NAME, AND REMOVE CERTAIN APPROVALS BY THE CITY AS TO SELECTION AND COMPENSATION OF OFFICERS AND EMPLOYEES OF THE COMMISSION; AND AMEND SECTION 260.07 OF THE LANSING CODIFIED ORDINANCES TO CLARIFY INSURANCE REQUIREMENTS, AND REMOVE CERTAIN APPROVALS BY THE CITY RELATED TO THE COMMISSION'S ANNUAL AUDIT.

THE CITY OF LANSING ORDAINS:

Section 1. That Section 260.05 of the Lansing Code of Ordinances of the City of Lansing is hereby amended as follows:

260.05 – Deeds; contracts; leases; purchases

- (a) The compensation of all officers and employees of the Housing Commission shall be fixed by the Commission ~~with the approval of the Mayor.~~
- (b) All deeds, contracts, leases, or purchases entered into by the Commission shall be in the name of the City ~~COMMISSION OR THE COMMISSION'S DESIGNEE and shall be approved by Council before they have any force or effect. However, contracts for the purchase of necessary materials, leases with tenants and options need not be so approved.~~ REAL PROPERTY PREVIOUSLY HELD IN THE NAME OF THE CITY PURSUANT TO THIS ORDINANCE SHALL BE TRANSFERRED AND

CONVEYED BY APPROPRIATE INSTRUMENT INTO THE NAME OF THE COMMISSION TO BE OWNED AND OPERATED BY THE COMMISSION.

~~(e) Employees of the Commission shall be selected and paid by such method as Council may prescribe by resolution.~~

Section 2. That section 260.07 of the Lansing Code of Ordinances of the City of Lansing is hereby amended as follows:

260.07 – Responsibilities re special assessments, insurance, payment in lieu of taxes; audits.

- (a) The Housing Commission shall be responsible for the payment of all special assessments which are authorized by these Codified Ordinances. This subsection shall be applicable to all special assessments which are accrued but unpaid on the date of adoption of this section (Ordinance 774, passed February 29, 1988).
- (b) The Commission shall maintain adequate insurance, as determined by the City, on its buildings and property, and shall maintain adequate liability insurance, as determined by the City. The City shall be named AS AN ADDITIONAL INSURED on the Commission's LIABILITY insurance policies, AND ANY BUILDING AND PROPERTY INSURANCE POLICIES FOR BUILDINGS AND PROPERTY IN WHICH THE CITY HAS AN INTEREST., ~~as an additional insured, and the~~ THE Commission shall furnish the insurance policies to the City Clerk. The insurance policies shall provide that the City Clerk shall receive notice at least 30 days prior to the date of cancellation, termination, expiration or any material modification of such insurance policies.
- (c) The Commission shall make its payment in lieu of taxes to the City Controller not later than September 1 and February 1 of each year. Failure to make such payment in lieu of

taxes on time, as set forth in this subsection, shall obligate the Commission to pay, in addition to its payment in lieu of taxes, an interest charge as determined by Council resolution.

- (d) The books and records of the Commission shall be open to inspection and audit by the City at all reasonable times. The Commission shall have an annual audit made of its financial transactions by an independent certified public accountant, which audit shall be submitted to the City Clerk's office not later than ~~October 1 of each year~~ NINETY (90) DAYS AFTER THE END OF THE COMMISSION'S FISCAL YEAR and which audit shall be open to public inspection at all reasonable times. The cost of such audit shall be borne by the Commission, ~~but Council shall be responsible for the selection of the independent certified public accountant.~~

Section 3. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules inconsistent with the provisions hereof are hereby repealed in their entirety and shall be null and void and of no effect.

Section 4. 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 5. This ordinance shall take effect 30 days following adoption, unless given immediate effect by City Council, and pursuant to Section 3-307 of the City Charter, this Chapter shall expire December 31, 2028.