

**LAPEER CITY COMMISSION
MINUTES OF A REGULAR MEETING
FEBRUARY 7, 2022**

A regular meeting of the Lapeer City Commission was held February 7, 2022, at the American Legion, Post #16, 1701 W. Genesee St., Lapeer, Michigan. The meeting was called to order at 6:30 p.m.

ROLL CALL

Present: Mayor Marquardt.

Commissioners: Atwood, Pattison, Stroh, Swindell.

Absent: Cattane.

City Manager: Dale Kerbyson, present.

City Attorney: Michael Nolan, present.

Mayor Marquardt led the Pledge of Allegiance.

24 2022 02-07 EXCUSE COMMISSIONER

Moved by Stroh. Seconded by Swindell.

To excuse Commissioner Cattane from tonight's meeting.

Ayes: Atwood, Pattison, Stroh, Swindell.

Nays: None.

Absent: Cattane.

MOTION CARRIED.

25 2022 02-07 AGENDA APPROVAL

Moved by Pattison. Seconded by Stroh.

Approve the Agenda for February 7, 2022, as presented.

Ayes: Atwood, Pattison, Stroh, Swindell.

Nays: None.

Absent: Cattane.

MOTION CARRIED.

26 2022 02-07 MINUTES

Moved by Pattison. Seconded by Swindell.

Approve the minutes of the regular meeting held January 18, 2022, as presented.

Ayes: Atwood, Pattison, Stroh, Swindell.

Nays: None.

Absent: Cattane.

MOTION CARRIED.

PUBLIC COMMENTS

Trevor Brown, 844 N. Calhoun, provided the commission with information on 5G technology, and its negative effects on the human body.

Melissa Petrie, 728 Lincoln, gave an invocation.

27 2022 02-07 BILL LISTING

Moved by Pattison. Seconded by Swindell.

Approve the bill listing for February 7, 2022, in the amount of \$1,171,747.07.

Ayes: Atwood, Pattison, Stroh, Swindell.

Nays: None.

Absent: Cattane.

MOTION CARRIED.

28 2022 02-07 GENESEE STREET TRAIL EXTENSION

Moved by Stroh. Seconded by Atwood.

Approve the contract for construction engineering services with Rowe Professional Services Company for the Genesee Street Rail Extension, not to exceed \$59,800, and authorize the Director of Parks, Recreation and Cemetery to sign all necessary documents on behalf of the City.

Ayes: Atwood, Pattison, Stroh, Swindell.

Nays: None.

Absent: Cattane.

MOTION CARRIED.

29 2022 02-07 OREGON STREET RECONSTRUCTION PROJECT

Moved by Swindell. Seconded by Pattison.

Approve the contract for construction engineering services with Rowe Professional Services Company for the Oregon Street Reconstruction Project, not to exceed \$72,500, and authorize the Director of the Department of Public Works to sign all necessary documents on behalf of the City.

Ayes: Atwood, Pattison, Stroh, Swindell.

Nays: None.

Absent: Cattane.

MOTION CARRIED.

CITY MANAGER'S REPORT

City Manager Kerbyson commented on the results of the Annual Development Survey which was sent to anyone who had dealings with the Building Department or Planning Department during the last year. Approximately 40% of those surveys sent out were return and were very positive; a report of the results will be supplied to the Commission shortly. Staff will be meeting with ITC and DTE to discuss the route for the overhead powerlines to the new substation on John Conley; should improve the electric system in and around the County.

Commissioner Stroh asked for a full report on the relationship with DTE including the financial benefits the City is seeing relating to the land they lease from us as well as the percentage of reimbursement we see from them.

CITY ATTORNEY'S REPORT

City Attorney Nolan requested a closed session to discussion pending litigation: FB Lapeer PRV LLV and 1333 Imlay City Road LLC v City of Lapeer, Lapeer County Circuit Court Case No. 21-054764-CZ; and FB Lapeer PRV v City of Lapeer, Lapeer County Circuit Case No. 18-051919-CA(H).

Moved by Stroh. Seconded by Swindell.

To enter closed session after the completion of the regular meeting for the purpose of discussion pending litigation.

Ayes: Atwood, Pattison, Stroh, Swindell.

Nays: None.

Absent: Cattane.

MOTION CARRIED.

DEPARTMENTAL REPORTS

The 2021 Planning Commission Annual Report was received into the record.

PUBLIC COMMENTS

Melissa Petrie, 728 Lincoln, asked where the City is at with the request from the dispensaries to be able to sell off their medicinal license from their recreational license.

Trevor Brown, 844 N. Calhoun, gave more information about the 5G network.

MAYOR/COMMISSIONER COMMENTS

Commissioner Atwood: Attended the MML Board meeting and spoke about ecotourism; asked if they could do some classes at a future MML conference relating to this topic; wants to see how we can utilize nature and preserve it as well. He also spoke about fire suppression in downtown historic areas, which can be a very large expense for new businesses.

Commissioner Stroh: Glad to be back; just getting over COVID and wants to let people know it is real; feels that he had a mild case because of his vaccines and boosters; people should consider getting the vaccines if they have not done so already; COVID will continue to be around for a long time to come. Cultural arts have a lot going on this weekend with events at the Pix; Gallery 194; Lapeer Art Association, and Stone's Throw Theater. Even in the winter there is a lot going on in and around our community.

Commissioner Swindell: Went on a field trip with City Manager Kerbyson around the City. The Department of Public Works did a great job of clearing the snow in a timely fashion. The Addams Family Musical will be at Lapeer High School next weekend, go and support the kids.

Commissioner Pattison: Thanked the American Legion for allowing us to use the facility; continue to be safe out there. Statewide we have had an increase in fires with the use of space heaters being used improperly, please be careful.

City Manager Kerbyson: Met with the MML representative that will be overseeing the White Junior High site; sent him site related information. During the month of February, we are adding building inspector times on Friday's which include plumbing and mechanical to cover the high demand we are having; if needed it will continue into the next month.

Mayor Marquardt: Attended an MML Zoom meeting today that included the MEDC guidelines for future projects; it is anticipated communities may receive up to \$500,000. to \$1 Million in investments for public space to create new business opportunities; CDBG rules

and guidelines. February 15 is the deadline for First Responders Grant Awards for training. American Legion parking lot bid opening will be at City Hall on Thursday, February 10, 2022, at 2:00 p.m.; construction will begin approximately May 1 and be completed by June 10, 2022. Through the Lapeer Community Foundation, she and Mr. Marquardt were chosen to present a check for donation to Project Brotherhood Resolve tomorrow night. Lastly, wanted to thank Department of Public Works for their wonderful work and snowplowing on Wednesday. Thank you for keeping our community safe.

CLOSED SESSION

The City Commission convened to a Closed Session for the purpose of discussion pending litigation which is exempt from disclosure as provided under Section 8 of the Open Meetings Act at 7:11 p.m. and returned to its regular meeting at 8:20p.m.

31 2022 02-07 ADJOURNMENT

Moved by Pattison.

Adjourn the regular meeting at 8:21 p.m.

Ayes: Atwood, Pattison, Stroh, Swindell.

Nays: None.

Absent: Cattane.

MOTION CARRIED.

The regular meeting adjourned at 8:21 p.m.

Debbie Marquardt, Mayor

Romona Sanchez, City Clerk