

**LAPEER CITY COMMISSION
MINUTES OF A REGULAR MEETING
FEBRUARY 21, 2023**

A regular meeting of the Lapeer City Commission was held February 21, 2023, at the Lapeer City Hall, 576 Liberty Park, Lapeer, Michigan. The meeting was called to order at 6:30 p.m.

ROLL CALL

Present: Mayor Marquardt.

Commissioners: Atwood, Cattane, Pattison, Stroh, Swindell.

Absent: None.

City Manager: Dale Kerbyson, present.

City Attorney: Denis McCarthy, present.

Mayor Marquardt led the Pledge of Allegiance.

037 2023 02-21 AGENDA APPROVAL

Moved by Atwood. Seconded by Cattane.

Approve the Agenda for February 21, 2023, with the removal of C-2 from the consent agenda.

Ayes: Atwood, Cattane, Stroh, Swindell.

Nays: Pattison.

Absent: None.

MOTION CARRIED 4-1.

038 2023 02-21 MINUTES

Moved by Cattane. Seconded by Swindell.

Approve the minutes of the regular meeting held February 6, 2023, as presented.

Ayes: Atwood, Cattane, Pattison, Stroh, Swindell.

Nays: None.

Absent: None.

MOTION CARRIED.

PUBLIC COMMENTS

Brad Haggadone, Lapper County Commissioner provided an update to the Commission regarding the Lapeer County Board of Commissioners proceedings.

Mayor Marquardt read an email from Patrick Hingst, owner of Woodchips regarding Special Event Application Friday Night Bikes.

Melissa Petrie gave an invocation.

039 2023 02-21 CONSENT AGENDA

Moved by Cattane. Seconded by Pattison.

Approve the consent agenda for February 21, 2023, as presented:

1. Special Event: Food Truck Festival – May 11 – September 11, 2023.
3. Special Event: Lapeer High School – Swing Out – June 8, 2023.
4. Special Event: Annual Fireworks – July 8, 2023.
5. Special Event: Lapeer Days – August 17-20, 2023.
6. Special Event: Annual Christmas Parade – December 2, 2023.

Ayes: Atwood, Cattane, Pattison, Swindell.
Nays: None.
Absent: None.
MOTION CARRIED.

040 2023 02-21 FRIDAY NIGHT BIKES

Moved by Cattane. Seconded by Stroh.

Approve the special event application for Friday Night Bikes, June 2 – September 8, 2023.

Ayes: Atwood, Cattane, Pattison, Stroh, Swindell.
Nays: None.
Absent: None.
MOTION CARRIED.

041 2023 02-21 BILL LISTING

Moved by Cattane. Seconded by Stroh.

Approve the bill listing for February 21, 2023, in the amount of \$1,626,171.21.

Ayes: Atwood, Cattane, Pattison, Stroh, Swindell.
Nays: None.
Absent: None.
MOTION CARRIED.

PROCLAMATION, RECOGNITIONS AND RESOLUTIONS:

042 2023 02-21 PROCLAMATION – DARRYL OLIVER

Moved by Pattison. Seconded by Stroh.

Adopt the proclamation for Darryl Oliver, Building Official, Retirement.

***CITY OF LAPEER
Proclamation
In Recognition of Darryl Oliver***

WHEREAS, Darryl Oliver officially began his employment with the City of Lapeer on January 1, 2015, as the Building Official; and

WHEREAS, Darryl, has given conscientious, responsible, and professional service to the citizens of the City of Lapeer and leaves those in the City of Lapeer proud to have known him and to have served with him; and

WHEREAS, Darryl will retire on March 3, 2023, after 8 years of dedicated service to the City of Lapeer.

THEREFORE, LET IT BE KNOWN, that I, Mayor Debbie Marquardt, and the Lapeer City Commission wish to honor and express deep appreciation to **Darryl Oliver** for his efforts and devotion to public service and wish him continued success in his retirement.

Dated this 21st day of February 2023.

Ayes: Atwood, Cattane, Pattison, Stroh, Swindell.

Nays: None.
Absent: None.
MOTION CARRIED.

ADMINISTRATIVE REPORTS:

043 2023 02-21 2023 APPLICATION FOR FIREWORKS

Moved by Cattane. Seconded by Swindell.

Approve the 2023 Application for Fireworks and the 2023 Permit for Fireworks submitted by Ace Pyro and authorize the Mayor and City Manager to sign all necessary documentation.

Ayes: Atwood, Cattane, Pattison, Stroh, Swindell.

Nays: None.

Absent: None.

MOTION CARRIED.

CITY MANAGER'S REPORT

Mayor Marquardt stated that there are 12 candidates who have applied for the City Manager position. The Commission would like to meet with Pivot on Saturday, February 25, 2023, at 10 a.m. to go over the applications and determine which candidates they would like to interview on Saturday, March 4, 2023.

Commissioners also discussed appointing an interim City Manager if there was a delay in hiring the new City Manager. City Manager Kerbyson explained that the hierarchy/flowchart is in place and there is nothing that would need to be done. Director of Financial Services, Kelly Hanna is next in line to serve as acting City Manager and would be able to fill that roll seamlessly.

Mayor Marquardt stated it was the Park Boards recommendations to do the 9-hole disc golf course, and an 18-hole disc golf course later and to support the pump track.

044 2023 02-21 ALLOCATION OF FUNDS – PUMP TRACK

Motion by Swindell. Supported by Cattane.

Allocate 2/3 of the 2021 marijuana excise tax money to the development of a pump track; designate the four acres north of Chatfield that is part of Prairies and Ponds for the project; have Rowe do another cost analysis with input from the committee and City to include one-foot topographical utilities and geographical information and enter into a design contract with Velosolutions, unless an RFP is needed, for \$10,000 and start the fundraising process.

Ayes: Atwood, Cattane, Pattison, Stroh, Swindell.

Nays: None.

Absent: None.

MOTION CARRIED.

045 2023 02-21 ALLOCATION OF FUNDS – DISC GOLF COURSE

Motion by Swindell. Supported by Cattane.

Allocate 1/3 of the 2021 marijuana excise tax for the development of a 9-hole disc golf course at Crampton Park and 18-hole disc golf course at the Trails at Oakdale and the same to have Rowe update the cost analysis and start the RFP process to receive bids for both the building and bids to provide discs to residents who would like them.

Ayes: Atwood, Cattane, Pattison, Stroh, Swindell.

Nays: None.

Absent: None.
MOTION CARRIED.

CITY ATTORNEY'S REPORT

City Attorney McCarthy is working on a few litigations matters and hopes to have more information in the near future on those.

UNFINISHED BUSINESS

None.

DEPARTMENTAL REPORTS

The Departmental Monthly reports and the DDA Monthly Reports was received into the record.

PUBLIC COMMENTS

Melissa Petrie thanked Commissioner Atwood for trying to stall the Friday Night Bikes special event application for two-weeks. Does not feel this event is family friendly and is opposed to this event every Friday night.

Matthew White, Calhoun, stated that Friday Night Bikes is not a pleasant event for all the residents of the city.

MAYOR/COMMISSIONER COMMENTS

Commissioner Atwood: Thanked everyone for coming out tonight. Thanked Darryl Oliver for his service to the City; stated Darryl has faced a lot of opposition over the years; we will need a good replacement for him; number one concern is safety. Excited about disc golf course, in favor of eco-tourism; pump track is beneficial for people of all ages to have fun.

Commissioner Stroh: Thanked Darryl Oliver for his hard work in a thankless position; appreciates all his efforts. Handling of the Bike Night, it does affect him; yet this event brings in 200-400 people to our downtown; feels this is a benefit to our city. If we want family friendly entertainment, let's talk to the Center for the Art who is shuttered during the summer months; they could do family friendly events during the summer. Many of the restaurants have stated that when the Pix has an event, they are full.

Commissioner Swindell: Excited to spend marihuana funding in the City; will be smiling for two weeks, as she is now seeing her efforts come full circle. Bike Night, there was only one business owner who submitted an email. People come to the downtown during the event and doesn't feel it's not a family friendly event. The Commission does not rubber stamp anything and finds it insulting to be accused of doing so.

Commissioner Cattane: Congratulated Darryl Oliver on his retirement and thanked him for his many years of service. Happy to have the marihuana excise tax dollars allocated, and we will have something good to show for it. First Bike Night was magical, there are many families who do attend the event. This is an opportunity; local businesses need to figure out how to capitalize on such.

Commissioner Pattison: Expressed his appreciation to Mr. Oliver; found him to be competent and professional. Thanked the audience members for the comments on Bike Night; indicated

that an application was filed and processed, it would be unfair to put it on hold for two weeks simply because someone has a different idea.

City Manager Kerbyson: Read a comment from the newspaper; a woman who is trying to locate her business in Lapeer, stated “The City has been fantastic to work with and the Planning Office has helped to identify potential locations”; same thing we heard from Blaine’s and Lapeer Villas. Part of the credit is to the department heads and part to Darryl Oliver who has worked very hard, and he thanked him for his years of service.

Mayor Marquardt: Thanked Darryl Oliver for his eight years of service and wished him the best in his future endeavors. Excited for the future projects, the pump track and the disc golf; this will enhance our parks. The Commission does not take anything in the packet lightly; they spend time reviewing each item; there are times where not everyone will be in agreement. We have a great community and a lot to look forward to; let’s work together.

046 2023 02-21 ADJOURNMENT

Moved by Cattane.

Adjourn the regular meeting at 8:04 p.m.

Ayes: Atwood, Cattane, Pattison, Stroh, Swindell.

Nays: None.

Absent: None.

MOTION CARRIED.

The regular meeting adjourned at 8:04 p.m.

Debbie Marquardt, Mayor

Tracey Russell, Deputy City Clerk