

**LAPEER CITY COMMISSION
MINUTES OF A REGULAR MEETING
JUNE 5, 2023**

A regular meeting of the Lapeer City Commission was held June 5, 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: Mike Womack, present.

City Attorney: Denis McCarthy, present.

Mayor Marquardt led the Pledge of Allegiance.

133 2023 06-05 AGENDA APPROVAL

Moved by Cattane. Seconded by Stroh.

Approve the Agenda for June 5, 2023, with the addition of item E-2 Annexation by Choice Area Resolution.

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

Nays: None.

MOTION CARRIED.

134 2023 06-05 MINUTES

Moved by Cattane. Seconded by Swindell.

Approve the minutes of the regular meeting held May 15, 2023, as presented.

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

Nays: None.

MOTION CARRIED.

PUBLIC COMMENTS

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

Melissa Petrie gave an invocation.

135 2023 06-05 CONSENT AGENDA

Moved by Stroh. Seconded by Swindell.

Approve the consent agenda for June 5, 2023, as presented:

1. Fixed Asset Disposal – Turff Tiger II Scag mower.
2. Budget Amendments FY2022-23.
3. City of Lapeer Component Units FY2023-24 Budget and FY2023-23 Amendments (LDFA, TIFA, EDC).
4. Downtown Development Authority Operating Budget FY 2023-24.

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

Nays: None.

MOTION CARRIED.

136 2023 06-05 BILL LISTING

Moved by Cattane. Seconded by Stroh.

Approve the bill listing for June 5, 2023, in the amount of \$433,417.33.

ON A ROLL CALL VOTE:

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

Nays: None.

MOTION CARRIED.

PROCLAMATION, RECOGNITIONS AND RESOLUTIONS:

**137 2023 06-05 GENESEE STREET WATER MAIN REPLACEMENT
RESOLUTION - UPDATE**

Moved by Pattison. Seconded by Swindell.

Adopt the updated resolution for CDBG Funds for the Genesee Street Water Main Replacement Project.

Resolution #2023-13
Community Development Block Grant
Authorizing Resolution

WHEREAS, the Michigan Strategic Fund has invited Units of General Local Government to apply for its Water-Related Infrastructure (WRI) Competitive Funding Round; and

WHEREAS, the City of Lapeer desires to request \$4,235,000 in CDBG funds to improve the existing water system within the City and

WHEREAS, the City of Lapeer commits local funds from its approved City Water Fund Accounts in the amount of \$2,235,000; and

WHEREAS, the proposed project is consistent with the local Community Development Plan as described in the Application; and

WHEREAS, the proposed project will benefit all residents of the project area and 64% percent of the residents of the City of Lapeer are low- and moderate-income persons as determined by the Michigan Economic Development Corporation; and

WHEREAS, local funds and any other funds to be invested in the project have not been obligated/incurred and will not be obligated/incurred prior to a formal grant award, completion of the environmental review procedures and a formal written authorization to obligate/incur costs from the Michigan Economic Development Corporation.

NOW, THEREFORE, BE IT RESOLVED that the City of Lapeer hereby designates the City Manager, Mike Womack, as the Environmental Review Certifying Officer, effective May 8, 2023, as the person authorized to certify the Michigan CDBG Application, the person authorized to sign the Grant Agreement and payment requests, and the person authorized to execute any additional documents required to carry out and complete the grant.

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

Nays: None.

MOTION CARRIED. RESOLUTION DECLARED ADOPTED.

138 2023 06-05 ANNEXATION BY CHOICE AREA

Moved by Cattane. Seconded by Stroh.

To table item E-2 Annexation by Choice Area, until the June 19, 2023, meeting.

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

Nays: None.

MOTION CARRIED.

ADMINISTRATIVE REPORTS:

139 2023 06-05 ROWDEN PARK NON-MOTORIZED TRAIL REHAB - ENGINEERING

Moved by Stroh. Seconded by Swindell.

Approve the Engineering Service Agreement with MLR Engineering for the Rowden Park Non-Motorized Trail Rehab project and authorize the City Manager or their designee to sign all necessary documents.

ON A ROLL CALL VOTE:

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

Nays: None.

MOTION CARRIED.

140 2023 06-05 REZONING B-2 GENERAL BUSINESS TO PUD PLANNED UNIT DEVELOPMENT – 1245 IMLAY CITY ROAD

Moved by Pattison.

Introduce an ordinance amendment to Chapter 7 (Zoning Ordinance), Article 7.02.02(a)(35) of the General Ordinance of the City of Lapeer.

Ordinance No. 2023-02

THE CITY OF LAPEER ORDAINS:

ARTICLE 7.02 MAPPED DISTRICTS 7.02.02 District Boundaries

(a) Zoning District Amendments

(35) The following described properties formerly zoned B-2 General Business are hereby rezoned to PUD Planned Unit Development:

1245 Imlay City Road – Parcel #L20-83-408-040-00
CITY OF LAPEER T7N, R10E, SEC 4, COM AT INT OF N LN OF M-21 & N-S 1/4 LN, TH W'LY ALG N LN M-21 ON CURVE TO L, CHORD BEARING AND DIST OF N66°53'23"W 352.39 FT; TH N01°53'44"E 729.38 FT; TH N88°01'W 90 FT; TH N01°53'44"E 90 FT; TH S88°01'E 415 FT; TH S ALG N-S 1/4 LN 946.42 FT TO P.O.B. ALSO 20 FT DRAINAGE EAS RUNING 300 FT W'LY FROM NE COR OF PROP. 6.8 A

Parcel # 20-83-409-040-01 (Vacant)
CITY OF LAPEER T7N, R10E SEC 4 COM NW'LY ALG N LN M-21 352.29 FT & N01°51'53"E 275.55 FT FROM N-S 1/4 LN, TH N01°51'53"E 452.03 FT; TH

N88*01'W 150 FT; TH S01*51'53"W 452.03 FT; TH S88*01'E 150 FT TO POB
1.56 A

141 2023 06-05 ELECTRICAL INSPECTOR - CONTRACT

Moved by Cattane. Seconded by Atwood.

Approve the contract for electrical inspections to be performed by Mark Griessel and authorize the Mayor and City Manager to sign all required documents.

ON A ROLL CALL VOTE:

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

Nays: None.

MOTION CARRIED.

142 2023 06-05 MECHANICAL AND PLUMBING INSPECTOR - CONTRACT

Moved by Pattison. Seconded by Atwood.

Approve the contract for plumbing and mechanical inspections, building inspections and Building Official services to be performed by T.P. Israel Co. Inc. and authorize the Mayor and City Manager to sign all required documents.

ON A ROLL CALL VOTE

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

Nays: None.

MOTION CARRIED.

CITY MANAGER'S REPORT

City Manager Womack shared information about a Special Assessment District (SAD) for the Andrew's River Estate subdivision which is in need of having a portion of the roads repaved; the details will be on a future agenda. He continued with a discussion about expanding the Social District in the downtown area; two (2) options of where the district could be extended too were provided; more information will be provided on a future agenda. Discussion was held on when to hold the joint meeting with the Planning Commission, Downtown Development Authority and Zoning Board of Appeals; a consensus for the meeting to be held August 14, 2023, with location to be determined. Discussion was held about the Solicitors, canvassers, peddlers, transient or itinerant merchant Ordinance, and making changes to it, as some of the requirements are outdated because the ordinance was adopted in 1967; consensus to move forward with amendments. Discussion was held regarding the possibility of cancelling the July 3, 2023, Commission Meeting due to lack of business to be handled, consensus to further discuss this matter with the mayor, closer to the meeting date.

CITY ATTORNEY'S REPORT

None.

UNFINISHED BUSINESS

143 2023 06-05 APPOINTMENT – EDC /TIFA/ BROWNFIELD

Moved by Marquardt. Moved by Stroh. Seconded by Swindell.

To appoint Eric Cattane to the EDC/TIFA/Brownfield for a term to expire June 1, 2029, and to appoint Kathy Manchester to the EDC/TIFA/Brownfield for a term to expire June 1, 2027.

Ayes: Atwood, Pattison, Stroh, Swindell.

Nays: None.

Abstain: Cattane.

MOTION CARRIED.

144 2023 06-05 APPOINTMENT – ZONING BOARD OF APPEALS

Moved by Cattane. Seconded by Stroh.

To appoint Dwayne Burda to the Zoning Board of Appeals for a term to expire April 1, 2024, and to appoint Gerald Gaecke to the Zoning Board of Appeals (Alternate) for a term to expire April 1, 2024.

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

Nays: None.

MOTION CARRIED.

DEPARTMENTAL REPORTS

The DDA Monthly Departmental Report was received into the record.

PUBLIC COMMENTS

None.

MAYOR/COMMISSIONER COMMENTS

Commissioner Cattane: Congratulations to all the senior who are graduating; happy to have been able to help hang the school flags on the poles in the downtown; Thursday is the swing out, super excited; thanks to the organizers of Bike Night and everyone who was involved, it was a good event; thanks to the organizers of the Memorial Day parade; thanks for the hometown hero banners hanging in the downtown.

Commissioner Swindell: Next Tuesday is the last day of school for the rest of the kids; keep an eye out for all the kids; parents of the graduating class do a great job on the project graduation party.

Commissioner Pattison: Thanked the new board appointees and your city appreciates it.

City Manager Womack: Has been here for 27 days; has visited a bunch of businesses in the downtown area, trying to get to know the community. He has visited several parks; has been meeting with the department heads; it has been a whirlwind of activity and everyone he has met has been great. This is a great community, but it can be better.

Mayor Marquardt: Read the list of local events. Expressed her appreciation to the police department for a job well done on behalf of a few area businesses.

145 2023 06-05 ADJOURNMENT

Moved by Cattane.

Adjourn the regular meeting at 7:33 p.m.

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

Nays: None.

MOTION CARRIED.

The regular meeting adjourned at 7:33 p.m.

Debbie Marquardt, Mayor

Romona Sanchez, City Clerk