

**LAPEER CITY COMMISSION
MINUTES OF A REGULAR MEETING
AUGUST 16, 2021**

A regular meeting of the Lapeer City Commission was held August 16, 2021, at 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, Osentoski, Pattison, Stroh.

Absent: None.

City Manager: Dale Kerbyson, present.

City Attorney: Michael Nolan, present.

Mayor Marquardt led the Pledge of Allegiance.

176 2021 08-16 AGENDA APPROVAL

Moved by Cattane. Seconded by Pattison.

Approve the Agenda for August 16, 2021.

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

Nays: None.

Absent: None.

MOTION CARRIED.

177 2021 08-16 MINUTES

Moved by Pattison. Seconded by Stroh.

Approve the minutes of the special meeting and regular meeting held August 2, 2021, as presented.

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

Nays: None.

Absent: None.

MOTION CARRIED.

PUBLIC COMMENTS

None.

178 2021 08-16 CONSENT AGENDA

Moved by Osentoski. Seconded by Cattane.

Approve the Consent Agenda for August 16, 2021:

1. Special Event Request – Hunger Awareness Week October 8 - 9, 2021.
2. Special Event Request – Tilted Axis Brewing Company, September 18, 2021.

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

Nays: None.

Absent: None.

MOTION CARRIED.

179 2021 08-16 BILL LISTING

Moved by Pattison. Seconded by Stroh.

Approve the Bill Listing for August 16, 2021, in the amount of \$3,070,089.40.

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

Nays: None.

Absent: None.

MOTION CARRIED.

180 2021 08-16 PROCLAMATION: CONSTITUTION WEEK

Moved by Pattison. Seconded by Stroh.

Adopt the Proclamation for Constitution Week, September 17-23, 2021.

Proclamation Constitution Week

WHEREAS, September 17, 2021, marks the 234th anniversary of the drafting of the Constitution of the United States of America by the Constitutional Convention; and

WHEREAS, it is fitting and proper to read, study and preach the greatest document of human liberty and to protect the freedoms set forth in the Bill of Rights; and

WHEREAS, it is fitting and proper to officially recognition to this magnificent document and the anniversary of its creation; and

WHEREAS, Public Law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17 through 23 as Constitution Week; and

NOW, THEREFORE, BE IT RESOLVED, that I, Deborah Marquardt, Mayor of the City of Lapeer, and the Lapeer City Commission do hereby proclaim the week of September 17 through 23, 2021 as:

Constitution Week

and encourage all citizens to recognize and appreciate the importance of the Constitution of the United States of America, and to vigilantly protect the freedoms guaranteed to us through this guardian of our liberties, remembering that lost rights may never be regained.

Dated this 16th day of August 2021.

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

Nays: None.

Absent: None.

MOTION CARRIED.

ADMINISTRATIVE REPORTS

181 2021 08-16 2021-2026 MAYFIELD TWP. FIRE PROTECTION

AGREEMENT

Moved by Stroh. Seconded by Osentoski.

Approve the 2021-2026 Mayfield Twp. Fire Protection Agreement and authorize the Mayor and City Manager to sign the agreement.

City Manager Kerbyson commented that the meeting with Mayfield Township went very smooth, as usually it is somewhat of a battle to renew this agreement. The agreement will be at an increase of 2.5% per year for five years beginning July 1, 2021, backdated as agreed to by all parties.

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

Nays: None.

Absent: None.

MOTION CARRIED.

182 2021 08-16 REZONING-AJA INVESTMENTS LLC – 1330 IMLAY CITY RD., PARCEL # L21-29-950-040-00; B-2 GENERAL BUSINESS TO I-1 INDUSTRIAL.

Commissioner Cattane introduce an Ordinance Amendment to rezone the property known as 1330 Imlay City Road, Parcel #21-29-950-040-00 from B-2 General Business to I-1 Industrial.

ARTICLE 7.02 MAPPED DISTRICTS

7.02.02 District Boundaries

(a) Zoning District Amendments

- (30) The following described properties formerly zoned B-2 General Business are hereby rezoned to I-1 Industrial:

1330 Imlay City Road – Parcel #L21-29-950-040-00

CITY OF LAPEER W 80 FT OF LOT 1, KINGSBURY'S PLAT (L=1 P=90 SEC 4, T7N-R10E) & PART OF SEC 4, T7N, R10E, COM S LN HWY-21 AT PT S01*53'45"E 418.3 FT & S65*27'30"E 255.94 FT FROM CEN OF SEC, TH SE'LY ALG CRV OF HWY 106.13 FT; TH S60*52'45"E 43.69 FT; TH S29*07'15"W 138.33 FT TO N LN GTRR R/W; TH NW'LY ALG RR R/W 146.22 FT; TH N27*32'45"E 141 FT TO BEG. 0.477 A 44-12-360-001-00

CITY MANAGER'S REPORT

City Manager Kerbyson commented that the Bentley Street bridge replacement project will begin approximately the week of September 13, 2021; the Dog Park fence and cement work will begin after Lapeer Days; and the Community Center will have their annual shut down for repairs from August 30 through September 8, 2021.

CITY ATTORNEY'S REPORT

City Attorney Nolan commended the City Manager and Fire Chief on a job well done with the Mayfield Fire Department Agreement, congratulations, job well done.

UNFINISHED BUSINESS

None.

DEPARTMENTAL COMMUNICATIONS

The Monthly Departmental Reports; Improvement to ISO Rating Report; the Downtown Development Monthly Report, and the Marihuana Facility Status Report were received into the record.

PUBLIC COMMENTS

None.

MAYOR/COMMISSIONER COMMENTS

Commissioner Cattane: Had a shocker today realizing his daughter is a junior this year and not a sophomore, he is feeling old; looking forward to Lapeer Days, hopes everyone enjoys it, good times to be had by all. He will be in the dunk tank on Friday, August 20 at 6:00 p.m.

Commissioner Atwood: Thanked the City Staff for all the work completed for before and after on Lapeer Days, knows it is a lot of work, thanked the Chamber staff and board as well, this event is a big undertaking, thanks to everyone.

Commissioner Stroh: Reiterates Commissioner Atwood's comments on Lapeer Days; our COVID numbers are not looking good, have fun, enjoy Lapeer Days, and keep a safe distance.

Commissioner Pattison: Have a safe and great Lapeer Days, looking forward to it; lost Paul Mitchell, condolences to the family.

Mayor Marquardt: 1) Congratulations to Chief Kluge and staff on getting the ISO rating to a 3, this is a huge accomplishment, great job, very much appreciated and great for all the city residents; 2) congratulations to Chief Frisch on the LEIN audit, Chief Frisch confirmed the City of Lapeer is the only one in the State of Michigan to receive this recognition; Mayor Marquardt commented that this shows the dedication of the staff, great job. 3) commented on permit fees for neighbor's deck, thought the fees were high, but understands the need.

City Manager Kerbyson: Commented that the White Junior High site is nearing final grading, then it will be seeded; hoped to have the fencing down for Lapeer Days but will be after; has been informed a check for \$200,000.00 is in the mail from the State of Michigan to full fill the grant award reimbursement.

183 2021 08-16 ADJOURNMENT

Moved by Cattane.

Adjourn the regular meeting at 6:48 p.m.

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

Nays: None.

Absent: None.

MOTION CARRIED.

The regular meeting adjourned at 6:48 p.m.

Debbie Marquardt, Mayor

Tracey S. Russell, Deputy City Clerk