

**LAPEER CITY COMMISSION
MINUTES OF A SPECIAL MEETING
December 10, 2020**

A special meeting of the Lapeer City Commission was held December 10, 2020 at Lapeer City Hall, 576 Liberty Park, Lapeer, Michigan. The meeting was called to order at 5:30 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.

PUBLIC COMMENT

None.

275 2020 12-10 RESOLUTION TO WEAR A FACE COVERING

Moved by Cattane. Seconded by Pattison.

To approve the resolution to wear a face covering.

WHEREAS, COVID-19 cases continue to rise around the State of Michigan in recent weeks; and

WHEREAS, according to the Center for Disease Control (CDC), the effectiveness of face coverings at reducing the spread of COVID-19 is highest when masks are widely used by people in the public setting; and

WHEREAS, COVID-19 is primarily spread via respiratory droplets when people in close proximity with each other and people that are infected speak, sneeze, or cough; and

WHEREAS, individuals can be infected and contagious before or even without developing symptoms (pre-symptomatic and asymptomatic), and the evidence suggests a significant number of infections may be transmitted in this manner; and

WHEREAS, health officials are increasingly urging non-medical workers to wear non-medical grade cloth face coverings to help curb the spread of COVID-19; and

WHEREAS, mask-wearing and social distancing are important tools to slow the spread of COVID-19 in the City of Lapeer, thereby, keeping hospitals stable, saving lives; and

WHEREAS, every individual is strongly encouraged to wear a face covering over their nose and mouth when in public; and

WHEREAS, face coverings are necessary to protect the public health, safety, and welfare by reducing the spread of COVID-19, within the City; and

NOW, THEREFORE, BE IT RESOLVED THAT, the City Commission of the City of Lapeer strongly encourages individuals to practice social distancing, frequent handwashing and avoiding touching of the face as well as wearing a face covering when in public.

Dated this 10th day of December 2020.

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

NAYS: None.

ABSTAIN: None.

ABSENT: None.

RESOLUTION DECLARED ADOPTED.

CITY MANAGER EVALUATION

Mayor Marquardt went around the room asking each Commissioner to provide the City Manager with a brief synopsis of their individual evaluation. Lengthy discussion was held on review of organization management, fiscal management, relationships, long range planning, management of employees, and relationships with Mayor and Commissioners, surrounding jurisdictions, professional development and personal characteristics. City Manager Kerbyson also addressed questions relating to specific topics or projects that were asked of him. Overall the Mayor and Commissioners felt the review was positive with a few areas that could be improved.

276 2020 12-10 CITY MANAGER SALARY INCREASE

Moved by Osentoski. Seconded by Pattison.

To increase the City Manager's salary by 3% on his anniversary date.

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

Nays: None.

Absent: None.

MOTION CARRIED.

277 2020 12-10 CLOSED SESSION REQUEST – PENDING LITIGATION

Moved by Osentoski. Seconded by Stroh.

To convene to a Closed Session to discuss pending litigation of the following:

FB Lapeer PRV LLC v. City of Lapeer

Geneses B LLC v. City of Lapeer

City of Lapeer v. Hyatt

City of Lapeer v. Knop

City of Lapeer v. Lapeer Plating & Plastics

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

Nays: None.

Absent: None.

MOTION CARRIED.

The Commission convened to a Closed Session at 7:14 p.m. and returned to the special session at 7:52 p.m.

278 2020 12-10 CITY OF LAPEER v. HYATT

Moved by Stroh. Seconded by Osentoski.

To approve the agreement with the Hyatt to pay a fine of \$500 to resolve the legal issue.

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

Nays: None.

Absent: None.

MOTION CARRIED.

279 2020 12-10 CITY MANAGER PURCHASE OF HOME

Moved by Pattison. Seconded by Osentoski.

To allow the City Manager to purchase a home in the City of Lapeer, this is currently being rented to a Section 8 tenant; with MSHDA approval.

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

Nays: None.

Absent: None.

MOTION CARRIED.

ADJOURNMENT

280 2020 12-10 ADJOURNMENT

Moved by Cattane.

Adjourn the special meeting at 8:08 p.m.

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

Nays: None.

MOTION CARRIED.

The special meeting adjourned at 8:08 p.m.

Debbie Marquardt, Mayor

Romona Sanchez, City Clerk