

**LAPEER CITY COMMISSION
MINUTES OF A REGULAR MEETING
APRIL 4, 2016**

A regular meeting of the Lapeer City Commission was held April 4, 2016 at Lapeer City Hall, 576 Liberty Park, Lapeer, Michigan. The meeting was called to order at 6:30 p.m.

ROLL CALL

Present: Mayor Sprague.
Commissioners Atwood, Bennett, Gates and Marquardt.
Absent: Commissioner Bostick-Tullius (Excused).

City Manager: Dale Kerbyson, present.
City Attorney Representative: Aleks Bomis, present.

Mayor Sprague led the Pledge of Allegiance.

AGENDA APPROVAL

57 2016 04-04

Moved by Bennett. Seconded by Gates.
Approve the Agenda for April 4, 2016 as presented.
Ayes: Atwood, Bennett, Gates, Marquardt.
Nays: None.
Absent: Bostick-Tullius.
MOTION CARRIED.

MINUTES

58 2016 04-04

Moved by Marquardt. Seconded by Bennett.
Approve the minutes from the Regular meeting held March 21, 2016 as presented.
Ayes: Atwood, Bennett, Gates, Marquardt.
Nays: None.
Absent: Bostick-Tullius.
MOTION CARRIED.

Minutes from various Boards and Commissions were received into record.

PUBLIC COMMENTS

None

CONSENT AGENDA

59 2016 04-04

Moved by Gates. Seconded by Atwood.
Approve the Consent Agenda for April 4, 2016, resulting in the following:

1. Special Event Request from Families Against Narcotics, Run Drugs Out of Town, August 21, 2016, Rowden Park.
2. Special Event Request from Flint River Watershed Coalition, River Cleanup, April 30, 2016, Farmers Creek River, City Co-Sponsored event, contingent upon receipt of current insurance.
3. Special Event Request from Lapeer High School, Swing Out, June 9, 2016, Nepessing Street, contingent upon receipt of current insurance.

Ayes: Atwood, Bennett, Gates, Marquardt.
Nays: None.
Absent: Bostick-Tullius.
MOTION CARRIED.

BILL LISTING FOR APRIL 4, 2016

60 2016 04-04

Moved by Marquardt. Seconded by Gates.
Approve the Bill Listing for April 4, 2016 in the amount of \$956,492.45.
Ayes: Atwood, Bennett, Gates, Marquardt.

Nays: None.
Absent: Bostick-Tullius.
MOTION CARRIED.

PROCLAMATIONS, RECOGNITIONS AND RESOLUTIONS

Arbor Day Proclamation

61 2016 04-04

Moved by Gates. Seconded by Atwood.
Approve the Arbor Day Proclamation.

CITY OF LAPEER ARBOR DAY PROCLAMATION

WHEREAS, In 1872 J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees; and

WHEREAS, This holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska; and

WHEREAS, Arbor Day is now observed throughout the nation and the world; and

WHEREAS, Trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce oxygen and provide habitat for wildlife; and

WHEREAS, Trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products; and

WHEREAS, Trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community; and

WHEREAS, Trees, wherever they are planted, are a source of joy and spiritual renewal,

THEREFORE, BE IT RESOLVED that I, William J. Sprague, Mayor of the City of Lapeer and the Lapeer City Commission do hereby declare April 29, 2016 as Arbor Day in the City of Lapeer and urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands, and urge all citizens to plant trees to gladden the heart and promote the well-being of this and future generations.

Ayes: Atwood, Bennett, Gates, Marquardt.

Nays: None.

Absent: Bostick-Tullius.

MOTION CARRIED. PROCLAMATION DECLARED ADOPTED.

Lapeer County Center, Inc.: Charitable Gaming Request.

62 2016 04-04

Moved by Marquardt. Seconded by Gates.
Approve the Local Governing Body Resolution For Charitable Gaming Licenses for Lapeer County Center, Inc.

Local Governing Body Resolution For Charitable Gaming License (Required by MCL 432.103(K)(ii))

That the request from Lapeer County Center, Inc. of Lapeer, county of Lapeer, asking that they be recognized as a nonprofit organization operating in the community for the purpose of obtaining charitable gaming licenses, be considered for approval.

Ayes: Atwood, Bennett, Gates, Marquardt.

Nays: None.

Absent: Bostick-Tullius.

MOTION CARRIED. RESOLUTION DECLARED ADOPTED.

PUBLIC HEARINGS

None.

ADMINISTRATIVE REPORTS

2016 Annual Spring Clean-up.

63 2016 04-04

Moved by Bennett. Seconded by Gates.

Approve the 2016 Spring Clean-Up Agreement with Rick Rhein Disposal and authorize the City Manager and Director of Public Works to sign said Agreement.

Ayes: Atwood, Bennett, Gates, Marquardt.

Nays: None.

Absent: Bostick-Tullius.

MOTION CARRIED.

Downtown Outdoor Dining Area Right-of-Way Licenses.

64 2016 04-04

Moved by Bennett. Seconded by Gates.

Approve Downtown Outdoor Dining Area Right-of-Way Licenses for:

Blondie's Sweet Boutique/Dagwood's Deli – 193 W. Nepessing Street

Woodchips, LLC – 315 W. Nepessing Street

Pueblo Viejo Restaurant – 393 W. Nepessing Street

Fat Boy's Bar & Grill – 10 E. Nepessing Street

Tilted Axis Brewery – 303 W. Nepessing Street

and authorize the Mayor and City Manager to sign said Right-of-Way Licenses.

Ayes: Atwood, Bennett, Gates, Marquardt.

Nays: None.

Absent: Bostick-Tullius.

MOTION CARRIED.

M-24 Reconstruction Project – Pedestrian Tunnel & Water Main Improvements. Local Share Payment #17 and #18.

65 2016 04-04

Moved by Gates. Seconded by Marquardt.

Approve Local Share Payment Request #17 in the amount of \$128,497.14 and #18 in the amount of \$5,028.13 to the State of Michigan for the M-24 Reconstruction Project.

Ayes: Atwood, Bennett, Gates, Marquardt.

Nays: None.

Absent: Bostick-Tullius.

MOTION CARRIED.

Michigan Department of Transportation (MDOT): Local Bridge Program. Monroe Street Bridge and Genesee Street Bridge.

66 2016 04-04

Moved by Marquardt. Seconded by Gates.

Approve the Municipal Resolution For Preventative Maintenance To The Monroe Street Bridge Through The Michigan Department Of Transportation Local Bridge Program and Municipal Resolution For Preventative Maintenance To The Genesee Street Bridge Through The Michigan Department of Transportation Local Bridge Program.

CITY OF LAPEER
MUNICIPAL RESOLUTION FOR PREVENTATIVE
MAINTENANCE TO THE MONROE STREET BRIDGE
THROUGH THE MICHIGAN DEPARTMENT OF TRANSPORTATION
LOCAL BRIDGE PROGRAM

WHEREAS, the condition of the Monroe Street bridge has deteriorated to such an extent that preventative maintenance is necessary; and

WHEREAS, the budget of the City of Lapeer will not allow preventative maintenance of this bridge without additional funds from other sources;

NOW, THEREFORE, BE IT RESOLVED, that the City of Lapeer requests Michigan Department of Transportation Local Bridge Program Funding for preventative maintenance of the Monroe Street Bridge for MDOT's Fiscal Year 2018-2019.

CITY OF LAPEER
MUNICIPAL RESOLUTION FOR THE
REPLACEMENT OF THE GENESEE STREET BRIDGE
THROUGH THE MICHIGAN DEPARTMENT OF TRANSPORTATION
LOCAL BRIDGE PROGRAM

WHEREAS, the condition of the Genesee Street bridge has deteriorated to such an extent that corrective repairs are not considered feasible to restore the bridge to its original condition, therefore, replacement is necessary; and

WHEREAS, the budget of the City of Lapeer will not allow replacement of this bridge without additional funds from other sources;

NOW, THEREFORE, BE IT RESOLVED, that the City of Lapeer requests Michigan Department of Transportation Local Bridge Program Funding for replacement of the Genesee Street Bridge for MDOT's Fiscal Year 2018-2019.

Ayes: Atwood, Bennett, Gates, Marquardt.

Nays: None.

Absent: Bostick-Tullius.

MOTION CARRIED. RESOLUTIONS DECLARED ADOPTED.

Downtown Development Authority (DDA) Presentation: Geocaching.

DDA Executive Director James Alt provided a presentation on geocaching, currently in downtown area, takes you places where you may not have been before in your community or around the world, geocachers get together and organize things in the community such as clean-up of areas, goal is to preserve and educate.

CITY MANAGER'S REPORT

Executive Session Request: AFSCME Contract.

67 2016 04-04

Moved by Bennett. Seconded by Marquardt.

Approve an Executive Session Request at the end of the regular meeting for the purpose of discussing the AFSCME Union Contract.

ON A ROLL CALL VOTE:

AYES: Commissioners Marquardt, Atwood, Gates, Bennett.

NAYS: None.

ABSTAIN: None.

ABSENT: Commissioner Bostick-Tullius.

MOTION CARRIED.

City Manager Dale Kerbyson commented on contact with the County Jail for inmate cleanup along the highway and ramp area; Euchre fundraiser tournament at Gallery 194 April 15, 2016.

CITY ATTORNEY'S REPORT

None.

UNFINISHED BUSINESS

68 2016 04-04

Appointed by Mayor Sprague. Moved by Marquardt. Seconded by Bennett.

Appoint Patrick Hingst to the Downtown Development Authority, term ending 01-01-18.

Ayes: Atwood, Bennett, Gates, Marquardt.

Nays: None.

Absent: Bostick-Tullius.

MOTION CARRIED.

69 2016 04-04

Moved by Gates. Seconded by Bennett.

Appoint Jeff Hogan to the Zoning Board of Appeals, term ending 04-01-17.

Ayes: Atwood, Bennett, Gates, Marquardt.

Nays: None.

Absent: Bostick-Tullius.

MOTION CARRIED.

DEPARTMENTAL COMMUNICATIONS

The Monthly Financial Report for February 2016 was received into record.

PUBLIC COMMENTS

None.

MAYOR/COMMISSIONER COMMENTS

Commissioner Atwood: Attended MML Conference, informative; "Coffee with a Commish" went well, positive feedback, next session April 25 at 7:00 p.m. at St. Matthews Church.

Commissioner Bennett: Request Police Chief to place speed limit trailer on Lincoln Street during the month of May; attended MML Conference.

Commissioner Marquardt: Apologize for not able to attend last "Coffee with a Commish", family emergency; attended MML Conference, workshop on "Signs of the Times", informative.

Mayor Sprague: Chatfield School celebration of recognition as a "Michigan School to Watch"; glad Commissioner Marquardt attended sign workshop at MML Conference.

EXECUTIVE SESSION:

The City Commission convened to an Executive Session for the purpose of discussing the AFSCME Union Contract at 6:50 p.m. and returned to its regular session at 7:01 p.m.

70 2016 04-04

Moved by Gates. Seconded by Atwood.

Approve the AFSCME Union Contract, April 4, 2016 through June 30, 2019 as presented.

Ayes: Atwood, Bennett, Gates, Marquardt.

Nays: None.

Absent: Bostick-Tullius.

MOTION CARRIED.

ADJOURNMENT

71 2016 04-04

Moved by Bennett.

Adjourn the regular meeting.

Ayes: Atwood, Bennett, Gates, Marquardt.

Nays: None.

Absent: Bostick-Tullius.

MOTION CARRIED.

The regular meeting adjourned at 7:02 p.m.

William J. Sprague, Mayor

Donna L. Cronce, City Clerk

Tracey S. Russell, Deputy City Clerk