

**LAPEER CITY COMMISSION
MINUTES OF A REGULAR MEETING
SEPTEMBER 18, 2017**

A regular meeting of the Lapeer City Commission was held September 18, 2017 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, Bostick-Tullius, Gates.
Absent: Commissioner Marquardt (excused).

City Manager: Dale Kerbyson, present.
City Attorney: Michael Nolan, present.

AGENDA APPROVAL

225 2017 09-18

Moved by Bennett. Seconded by Gates.
Approve the Agenda for September 18, 2017 as presented.
Ayes: Atwood, Bennett, Bostick-Tullius, Gates.
Nays: None.
Absent: Marquardt.
MOTION CARRIED.

MINUTES

226 2017 09-18

Moved by Gates. Seconded by Atwood.
Approve the minutes from the Regular meeting held September 5, 2017 as presented.
Ayes: Atwood, Bennett, Bostick-Tullius, Gates.
Nays: None.
Absent: Marquardt.
MOTION CARRIED.

Minutes from various Boards and Commissions were received into record.

PUBLIC COMMENTS

Bernadette Treece, N. Washington Street, commented on issues with building permits, fees and inspections, permit was \$354 for replacement of roof, roof was not thoroughly inspected, received 2 bids after 5 calls and told by some that they would not deal with City, Birmingham charges less for more work, fees and permits are a problem and hope City addresses these issues; Louis Cramton Street is not safe, has four corners with a lot of traffic, increased foot traffic, addressed street issue with City Manager, would like to see this made a 1-way street heading east and eliminate west traffic, is a danger to walkers, street used by buses and ambulances, section of road is deteriorated, they are part of the DDA and funding should be used to help with street.

Stephanie Calvert, Louis Cramton Street, agrees with Mrs. Treece, need to make neighborhood safe, bus issue and having to back up so bus can pass, people fly down this road, is a dangerous area.

Jenny Burkhart, Wilder Road, gave invocation.

CONSENT AGENDA

227 2017 09-18

Moved by Bostick-Tullius. Seconded by Gates.
Approve the Consent Agenda for September 18, 2017 resulting in the following.
1. Special Event Request from Downtown Development Authority, Haunted House Lapeer Ghost Tours, downtown Lapeer on October 6, 7, 13, 14, 20, 21, 27 and 28, 2017 from 7:00 p.m. to 10:00 p.m.

2. Special Event Request from Downtown Development Authority, Zombie Walk, downtown Lapeer, October 14, 2017 from 3:00 p.m. to 7:00 p.m.
3. Special Event Request from Downtown Development Authority, Treat Walk and Pumpkin Fest, October 28, 2017 from 10:00 a.m. to 2:00 p.m.

Ayes: Atwood, Bennett, Bostick-Tullius, Gates.

Nays: None.

Absent: Marquardt.

MOTION CARRIED.

BILL LISTING FOR SETEMBER 18, 2017

228 2017 09-18

Moved by Bostick-Tullius. Seconded by Gates.

Approve the Bill Listing for September 18, 2017 in the amount of \$813,424.02.

Ayes: Atwood, Bennett, Bostick-Tullius, Gates.

Nays: None.

Absent: Marquardt.

MOTION CARRIED.

PROCLAMATIONS, RECOGNITIONS AND RESOLUTIONS

None.

PUBLIC HEARINGS

None.

ADMINISTRATIVE REPORTS

Contract Approval for New Fire Engine.

229 2017 09-18

Moved by Gates. Seconded by Bennett.

Approve the Agreement of Sale for Fire Apparatus with KME in the total amount of \$609,149.00 and authorize the Mayor and City Manager to sign said Agreement.

Ayes: Atwood, Bennett, Bostick-Tullius, Gates.

Nays: None.

Absent: Marquardt.

MOTION CARRIED.

2017-2020 Mayfield Township Fire Protection Agreement.

230 2017 09-18

Moved by Bennett. Seconded by Gates.

Approve the City of Lapeer – Mayfield Township Fire Protection Agreement and authorize the Mayor and City Manager to sign said Agreement.

Ayes: Atwood, Bennett, Bostick-Tullius, Gates.

Nays: None.

Absent: Marquardt.

MOTION CARRIED.

Redevelopment Liquor License.

231 2017 09-18

Moved by Bostick-Tullius. Seconded by Gates.

RESOLVED: That the application from Popovich Holdings Inc. for the following license(s) Class C Liquor License under 436.1521a(1)(b) to be located at 393 W. Nepessing Street, Lapeer, Michigan be recommended for approval by the Michigan Liquor Control Commission.

Ayes: Atwood, Bennett, Bostick-Tullius, Gates.

Nays: None.

Absent: Marquardt.

MOTION CARRIED.

Year 1 CIP Street Improvement Project 2017-2018.

Pavement Maintenance Systems, LLC.

232 2017 09-18

Moved by Bostick-Tullius. Seconded by Gates.

Approve the Construction Contract for the Year 1 CIP Street Improvement Project 2017-2018 to Pavement Maintenance Systems, LLC in the amount of \$364,856.67, CIP project #20360 and authorize the DPW Director to sign said contract.

Ayes: Atwood, Bennett, Bostick-Tullius, Gates.

Nays: None.

Absent: Marquardt.

MOTION CARRIED.

CITY MANAGER'S REPORT

Resolution: Additional Funding – Street and Sidewalk Improvement Millage.

233 2017 09-18

Moved by Bostick-Tullius. Seconded by Gates.

Approve the Resolution, Additional Funding – Street and Sidewalk Improvement Millage.

CITY OF LAPEER RESOLUTION

ADDITIONAL FUNDING – STREET AND SIDEWALK IMPROVEMENT MILLAGE

WHEREAS, the Lapeer City Commission has determined the necessity for the need to generate funding for street and sidewalk improvement within the City of Lapeer; and

WHEREAS, the Lapeer City Commission desires to place a street millage proposal of 2 mills on the Tuesday, November 7, 2017 General Election ballot; and

WHEREAS, the City of Lapeer estimates that the 2 mills would raise approximately \$502,031 of additional funds when first levied in 2018; and

WHEREAS, the City of Lapeer will continue to seek every opportunity for funding of street improvements through Federal and State grants; and

WHEREAS, the Lapeer City Commission is committed to making repair and maintenance of its streets and sidewalks a priority throughout the millage term and to maintain, as best as practicable, the current level of street funding allocated to maintenance and improvements within its budget throughout the millage term should the electorate approve such millage.

NOW THEREFORE BE IT RESOLVED:

1. The Lapeer City Commission will endeavor to maintain its current level of funding for street and sidewalk repair, maintenance, and construction and to allocate such finding within its budget throughout the millage term, if such millage is approved by the electorate.
2. If approved by the electorate, all funding received from the street and sidewalk millage will be utilized for street and sidewalk improvement only.

Ayes: Atwood, Bennett, Bostick-Tullius, Gates.

Nays: None.

Absent: Marquardt.

MOTION CARRIED. RESOLUTION DECLARED ADOPTED.

Resolution: Suspend Special Assessment Process – Street and Sidewalk Improvement Millage.

234 2017 09-18

Moved by Gates. Seconded by Atwood.

Approve the Resolution, Suspend Special Assessment Process Street and Sidewalk Improvement Millage.

CITY OF LAPEER RESOLUTION Suspend Special Assessment Process Street and Sidewalk Improvement Millage

WHEREAS, the Lapeer City Commission will submit a street and sidewalk improvement millage on the November 7, 2017 election ballot to the electors of the City of Lapeer on the question of increasing the tax limitations of the City for street and sidewalk improvements; and

WHEREAS, the City of Lapeer Charter, Chapter 11 Special Assessments authorizes the City Commission to defray costs of a public improvement against those parcels to be specially benefited; and

WHEREAS, Chapter 64 (Special Assessment Ordinance) provides for the mechanism and procedure to effect improvements by City initiated special assessment.

NOW THEREFORE BE IT RESOLVED, If the Street and Sidewalk Improvement Millage is approved by the electorate at the General Election to be held November 7, 2017, the Lapeer City Commission will suspend the special assessment process as outlined in the City of Lapeer Charter and Chapter 64 (Special Assessment Ordinance) of the General Ordinances of the City of Lapeer for City initiated street and sidewalk improvements within the corporate limits of the City of Lapeer for the term of the millage, being a period of six years, 2018 through 2023.

Ayes: Atwood, Bennett, Bostick-Tullius, Gates.

Nays: None.

Absent: Marquardt.

MOTION CARRIED. RESOLUTION DECLARED ADOPTED.

Contract for Engineering Services with Rowe Professional Services Company.

235 2017 09-18

Moved by Bostick-Tullius. Seconded by Gates.

Approve the Contract for Engineering Services with Rowe Professional Services Company in the amount of \$26,021.00 for the improvement of vacant property located on the north side of John Conley Drive and authorize the City Manager to sign said Contract.

Ayes: Atwood, Bennett, Bostick-Tullius, Gates.

Nays: None.

Absent: Marquardt.

MOTION CARRIED.

Various Matters.

City Manager Dale Kerbyson commented on cleaning of Gibbons Drain, gave thanks to County Drain Commissioner on reacting to the residents as well as his request; Unity Drain will also be cleaned, this is located behind East High School and Saginaw Street; reminded everyone of the check presentation.

CITY ATTORNEY'S REPORT

None.

PUBLIC COMMENTS

Bernadette Treece, N. Washington, commented on updates to their home, many homes that need updates/renovation will not be done or put off due to permit fees, wise in examining this.

UNFINISHED BUSINESS

236 2017 09-18

Appointed by Mayor Sprague. Moved by Gates. Seconded by Bostick-Tullius.

Appoint Chuck Treece to the Local Officers Compensation Commission for a term ending 10-01-22.

Ayes: Atwood, Bennett, Bostick-Tullius, Gates.

Nays: None.

Absent: Marquardt.

MOTION CARRIED

DEPARTMENTAL COMMUNICATIONS

Departmental Monthly Reports was received into record.

MAYOR/COMMISSIONER COMMENTS

Commissioner Bennett: Attended a church dinner honoring first responders, felt embarrassed as he didn't see any in attendance when church went to so much trouble, food was great; Attended MML conference in Holland and was reminded that everything we do, every vote we take should not be for personal gain but for the whole of the community.

237 2017 09-18

Moved by Bennett. Seconded by Bostick-Tullius.

Approve obtaining a plaque for the reverse side of name plates reading "How does this decision affect our community?"

Ayes: Atwood, Bennett, Bostick-Tullius, Gates.

Nays: None.

Absent: Marquardt.

MOTION CARRIED.

Commissioner Atwood: Attended MML conference and learned a lot, biggest take away item was – what you can do and accomplish as a team, the need for local support; congrats to Commissioner Bostick-Tullius as President of the MML.

Commissioner Gates: Did not attend conference due to daughter's wedding; congratulations to Commissioner Bostick-Tullius on presidency of MML, proud of accomplishment and she is an asset to the community; thank you to citizen for expressing concerns that will be looked into; thanks to DPW, Police and Fire for keeping everyone safe.

Commissioner Bostick-Tullius: Attended MML conference, great sessions, sat on panel for Council/Manager relations, great insight, discussions on what makes a city work, teamwork, strategic planning, communication; Goals and Objectives, dialog and the need to do a better job in planning, review possibility of a retreat in January to plan for Goals and Objectives; housing in Ottawa County were great, review housing needs and collaboration with numerous partners, unique ideas like old schools turning into condos and small houses projects, to explore ideas in our housing efforts.

City Manager Dale Kerbyson: Agreed that the Council/Manager discussion was very good, possibility that presenters would be willing to come here and present to our Commission.

Mayor Sprague: Upcoming events; Kamax is expanding and having an open house for employees that he was invited to; congratulations to Commissioner Bostick-Tullius, she is a valuable asset to this community and deserving of presidency, City is lucky to have her.

ADJOURNMENT

238 2017 09-18

Moved by Bennett.

Adjourn the regular meeting.

Ayes: Atwood, Bennett, Bostick-Tullius, Gates.

Nays: None.

Absent: Marquardt.

MOTION CARRIED.

The regular meeting adjourned at 7:04 p.m.

William J. Sprague, Mayor

Donna L. Cronce, MMC, City Clerk

Tracey S. Russell, Deputy City Clerk