

**LAPEER CITY COMMISSION
MINUTES OF A REGULAR MEETING
October 17, 2016**

A regular meeting of the Lapeer City Commission was held October 17, 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 Bennett, Bostick-Tullius, Gates, Marquardt.
Absent: Commissioner Atwood.

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

Mayor Sprague led the Pledge of Allegiance.

AGENDA APPROVAL

191 2016 10-17

Moved by Bennett. Seconded by Gates.
Approve the Agenda for October 17, 2016 as presented.
Ayes: Bennett, Bostick-Tullius, Gates, Marquardt.
Nays: None.
Absent: Atwood.
MOTION CARRIED.

MINUTES

192 2016 10-17

Moved by Marquardt. Seconded by Gates.
Approve the minutes from the Regular meeting held October 3, 2016 and Closed Session held October 3, 2016 as presented.
Ayes: Bennett, Bostick-Tullius, Gates, Marquardt.
Nays: None.
Absent: Atwood.
MOTION CARRIED.

Minutes from various Boards and Commissions were received into record.

PUBLIC COMMENTS

Flint River Watershed Coalition – Sondra Severn.

Ms. Severn provided a presentation regarding the Flint River Water Trail, National Water Trail Designation Planning Project, Memorandum of Support (MOU) that would partner the City and would be a 10 year commitment; brief discussion was held regarding areas in support, support by resolution at this time.

193 2016 10-17

Moved by Bostick-Tullius. Seconded by Gates.
Approve a Resolution In Support Flint River Water Trail Partnership.

**CITY OF LAPEER
RESOLUTION IN SUPPORT FLINT RIVER WATER TRAIL PARTNERSHIP**

WHEREAS, the Flint River Water Trail is a valuable resource for non-motorized recreation, education, stewardship and tourism within Lapeer and its surrounding communities;

WHEREAS, a new public/private collaborative is proposed to be formed, known as the Flint Water Trail Partnership, which will endeavor to use the collective and cooperative energy of the Partnership and its prospective members to support projects which:

- Investigate avenues for increasing funding of conservation, restoration and non-motorized recreation along the Flint Water Trail;

- Increase community awareness of the recreational and environmental value of a healthy Flint River;
- Encourage development of canoe and kayak launches at new facilities along the river and facilities that are slated for significant improvements or renovations;
- Provide public information on the Flint River Water Trail through partner websites, as well as promotional and educational materials; and
- Promote the Flint River Water Trail as a valuable resource for non-motorized recreation, education, stewardship and tourism.

WHEREAS, the City of Lapeer understands and agrees that a healthy Flint River and its watershed is important to its citizens and that the recreational, ecological, economic and social opportunities afforded by the development and support of the Flint Water Trail are consistent with this Commission's goals to promote the sustainability and viability of such an important waterway;

NOW, THEREFORE, BE IT RESOLVED, the Board of Commissioners of the City of Lapeer supports and encourages the creation of the Flint River Water Trail Partnership and its efforts to improve and promote the Flint River Water Trail and its proposed mission to investigate avenues for increasing funding of conservation, restoration and non-motorized recreation along the Flint Water Trail, increase community awareness of the recreational and environmental value of a healthy Flint River, encourage development of canoe and kayak launches at new facilities along the river and facilities that are slated for significant improvements or renovations, provide public information on the Flint River Water Trail through partner websites, as well as promotional and educational materials, and promote the Flint River Water Trail as a valuable resource for non-motorized recreation, education, stewardship and tourism.

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

Nays: None.

Absent: Atwood.

MOTION CARRIED. RESOLUTION DECLARED ADOPTED.

Steve Ruddock, Sherman Court, gave invocation.

Ed Ronders, Lapeer County Veterans Affairs, provide an update on the department; millage renewal on November ballot.

CONSENT AGENDA

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Moved by Marquardt. Seconded by Gates.

Approve the Consent Agenda for October 17, 2016 resulting in the following:

1. Halloween Trick or Treat Hours to be 6:00 p.m. until 8:00 p.m. on Halloween night, Monday, October 31, 2016.

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

Nays: None.

Absent: Atwood.

MOTION CARRIED.

BILL LISTING FOR OCTOBER 17, 2016

195 2016 10-17

Moved by Marquardt. Seconded by Gates.

Approve the Bill Listing for October 17, 2016 in the amount of \$390,015.79.

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

Nays: None.

Absent: Atwood.

MOTION CARRIED.

PROCLAMATIONS, RECOGNITIONS AND RESOLUTIONS

Proclamation: Presentation to Raymond M. Turczyn.

Mayor Sprague read and presented the Proclamation In Recognition to Raymond M. Turczyn that was approved at the October 3, 2016 meeting. Mr. Turczyn commented that it has been a privilege, feels blessed for the opportunity the City provided him over the many years of his employment.

PUBLIC HEARINGS

None.

ADMINISTRATIVE REPORTS

Industrial Facilities Tax Exemption Request: Vidon Plastics, Inc.

196 2016 10-17

Moved by Bostick-Tullius. Seconded by Gates.

Approve the Resolution To Schedule A Public Hearing To Consider An Application For An Industrial Facilities Exemption Certificate For Vidon Plastics, Inc. for November 7, 2016 at 6:30 p.m. or as soon thereafter as may be heard.

**CITY OF LAPEER RESOLUTION TO SCHEDULE A PUBLIC HEARING
TO CONSIDER AN APPLICATION FOR AN
INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE
FOR Vidon Plastics, Inc.**

WHEREAS, pursuant to Act 198 of the Michigan Public Acts of 1974, as amended, MCLA Section 207.551 et sequ., after a duly noticed public hearing held on October 5, 1987 this City Commission by resolution established Industrial Development District No. E; and

WHEREAS, Vidon Plastics, Inc. owner of the realty described below within said District, has applied for an Industrial Facilities Exemption Certificate, under the provision of 1974 Public Act 198, Section 5 (1); and

WHEREAS, 1974 Public Act 198, Section 5 (2) provides that before acting upon an application for an Industrial Facilities Exemption Certificate, the City Commission shall afford the applicant, the Assessor and a representative of the affected taxing units an opportunity for a hearing.

NOW, THEREFORE, BE IT RESOLVED:

1. That the application of Vidon Plastics, Inc. for Industrial Facilities Exemption Certificate shall remain on file in the office of the City Clerk.
2. That the City Commission shall meet in the City Commission Chambers at 576 Liberty Park, on November 7, 2016 at 6:30 p.m. or as soon thereafter as may be heard. The City Commission will provide the City Assessor and a representative of each of the taxing units an opportunity to be heard on the question of Vidon Plastics, Inc. application for an Industrial Facilities Exemption Certificate with regard to proposed operation within the Industrial Development District No. E.
3. That the City Clerk immediately inform by letter, the City Assessor and the legislative body of each taxing unit which levies ad valorem taxes in the City of Lapeer on the property located within the Industrial Development District No. E described as follows:

Part of the Northeast ¼ Section 12 Township 7 North, Range 9 East, City of Lapeer, Lapeer County, Michigan. Described as beginning at a point of the Northerly Line of the "May-White Drain" easement parcel which is located by the following four (4) courses from the North ¼ corner of said Section 12: (1) S 01 degrees-38'-19"E, along the North and South 1/4 Line of said Section 12, 2138.85 feet, and (2) N 89 degrees-59'-48"E, 234.32 feet to the Southeast corner of said "May-White Drain" easement parcel, and (3) N 01 degrees-58'-38"E, 160.00 feet along the Westerly Line of said parcel, to the Northwest corner of said parcel, and (4) N 48 degrees-33'-33"E, 20.32 feet to the point of beginning, said point of beginning also being on the Easterly Line of John Conley Drive; thence continuing N 84 degrees-33'-33"E, 1070.00 feet; thence N 21 degrees-40'-31"W, 457.82 feet to the Southerly Line of John Conley Drive; thence along said Southerly and Easterly Line of John Conley Drive the following (3) three courses: (1) on a curve to the right 235.99 feet (said curve having a radius of 764.94 feet, a degree of curve of 07 degrees-29'-25", a central angle of 17 degrees-40'-33", and a chord bearing and distance of S 77 degrees-09'-46"W, 235.05 feet, and (2)

S 86 degrees-00'-02"W, 84.93 feet, and (3) on a curve to the left 795.57 feet, said curve having a radius of 654.17 feet, a degree of curve of 08 degrees-45'-31", a central angle of 69 degrees-40'-49", and a chord bearing and distance of S 51 degrees-09'-38"W, 747.44 feet to the point of beginning. Subject to all easements and restrictions of record. Containing 8.00 acres of land.

More commonly known as: 3171 John Conley Drive

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

Nays: None.

Absent: Atwood.

MOTION CARRIED. RESOLUTION DECLARED ADOPTED.

Contract for Engineering Services: City of Lapeer Dog Park.

197 2016 10-17

Moved by Marquardt. Seconded by Bostick-Tullius.

Approve the Contract for Engineering Services with ROWE Professional Services Company for the City of Lapeer Dog Park project in the amount of \$7,000.00 with a donation of services by ROWE of \$2,000.00 for a total fee to be paid by the City of \$5,000.00 and authorize the City Manager to sign said contract.

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

Nays: None.

Absent: Atwood.

MOTION CARRIED.

Contract for Engineering Services: Woods at Oakdale Project.

198 2016 10-17

Moved by Marquardt. Seconded by Gates.

Approve the Contract for Engineering Services with ROWE Professional Services Company for the Woods at Oakdale project in the amount of \$18,300.00 and authorize the City Manager to sign said contract.

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

Nays: None.

Absent: Atwood.

MOTION CARRIED.

DDA Savings Account for Online Donations.

199 2016 10-17

Moved by Bostick-Tullius. Seconded by Gates.

Approve the creation of a separate DDA savings account for the purpose of online donations, signatories on the account to be approved by the DDA Board.

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

Nays: None.

Absent: Atwood.

MOTION CARRIED.

CITY MANAGER'S REPORT

None.

CITY ATTORNEY'S REPORT

None.

UNFINISHED BUSINESS

200 2016 10-17

Moved by Gates. Seconded by Bostick-Tullius.

Brian Wilson Board of Review Alternate, term ending 01-01-17.

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

Nays: None.

Absent: Atwood.

MOTION CARRIED.

DEPARTMENTAL COMMUNICATIONS

The Monthly Departmental Reports, Monthly Financial Report for July 2016 and Monthly Financial Report for August 2016 received into the record.

PUBLIC COMMENTS

None.

MAYOR/COMMISSIONER COMMENTS

Commissioner Bennett: Thanked person for invocation; stated it is impossible for a veteran to be homeless in the City of Lapeer due to the resources available; indicated Mr. Ronders is doing a great job with the veterans program.

Commissioner Bostick-Tullius: Thanked Mr. Ronders for his facts on veterans; attended Tilted Axis Re-Grand Opening and Jocuns Law Open House; to attend Homeless Conference in Cass City with Commissioner Marquardt; will not be at the next meeting; attending National League of Cities Conference in Pittsburg; congratulations to Ray Turczyn on his retirement.

Commissioner Marquardt: Congratulations to Ray Turczyn on his retirement; attended the Fire Department Open House.

City Manager Dale Kerbyson: Attended the Fire Department Open House and Jocuns Law Open House; congratulations to Ray Turczyn on his retirement.

Mayor Sprague: Upcoming events; October is domestic violence awareness month; unable to attend Jocuns Law Open House; Veterans and goal to make sure no Veteran is homeless, championed by First Lady as well; congratulations to Ray Turczyn on his retirement.

ADJOURNMENT

201 2016 10-17

Moved by Bennett.

Adjourn the regular meeting.

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

Nays: None.

Absent: Atwood.

MOTION CARRIED.

The regular meeting adjourned at 7:09 p.m.

William J. Sprague, Mayor

Donna L. Cronce, City Clerk

Tracey S. Russell, Deputy City Clerk