

**LAPEER CITY COMMISSION
MINUTES OF A REGULAR MEETING
APRIL 20, 2015**

A regular meeting of the Lapeer City Commission was held April 20, 2015 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, Gates, Robinet, Bostick-Tullius, Lyons.
City Attorney Michael Nolan.
City Manager Dale Kerbyson.

Absent: None.

Mayor Sprague led the Pledge of Allegiance.

AGENDA APPROVAL

73 2015 04-20

Moved by Robinet. Seconded by Gates.
Approve the Agenda for April 20, 2015 as presented.
Ayes: Bennett, Gates, Robinet, Bostick-Tullius, Lyons.
Nays: None.
Absent: None.
MOTION CARRIED.

MINUTES

74 2015 04-20

Moved by Gates. Seconded by Bostick-Tullius.
Approve the minutes from the regular meeting and the executive session held April 6, 2015 as presented.
Ayes: Bennett, Gates, Robinet, Bostick-Tullius, Lyons.
Nays: None.
Absent: None.
MOTION CARRIED.

Minutes from various Boards and Commissions were received into record.

PUBLIC COMMENTS

Janet Adams, Baldwin Road, gave invocation.

Doug Skylis, Rowe Professional Services Engineer, presented the City with two framed collages of projects completed by Rowe.

CONSENT AGENDA

75 2015 04-20

Moved by Bostick-Tullius. Seconded by Robinet.
Approve the Consent Agenda for April 20, 2015, resulting in the following:

1. Special Event Request from Downtown Business Association for Lapeer Cruise Night, Nepessing Street between Mason and Court Streets, Monday evenings May 11th through September 14th, 2015.
2. Special Event Request from Downtown Business Association for Summer Concert Series, Farmer's Market Pavilion, Thursday evenings June 11th weekly through August 27th, 2105.
3. Special Event Request from Lapeer Chamber of Commerce for Annual Fireworks Display, July 4, 2015 at dusk.
4. Special Event Request from Lapeer Chamber of Commerce for Lapeer Days Festival, August 18-23, 2015, downtown Lapeer.
5. Special Event Request from American Legion Post 16 for Memorial Day Parade and Ceremony, May 25, 2015, Nepessing Street as a City co-sponsored event.

6. Ratify the Economic Development Corporation (EDC) By-Law Amendment, Article III, Section 8 as presented.

7. Disposal of Fixed Asset items by auction as presented.

Ayes: Bennett, Gates, Robinet, Bostick-Tullius, Lyons.

Nays: None.

Absent: None.

MOTION CARRIED.

BILL LISTING FOR APRIL 20, 2015

76 2015 04-20

Moved by Robinet. Seconded by Gates.

Approve the Bill Listing for April 20, 2015 in the amount of \$357,415.03.

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

Nays: Lyons.

Absent: None.

MOTION CARRIED.

PROCLAMATIONS, RECOGNITIONS AND RESOLUTIONS

None.

PUBLIC HEARINGS

None.

ADMINISTRATIVE REPORTS

Charter Amendment or Revision: Kevin Kilby, McGraw Morris PC.

Kevin Kilby, Attorney from McGraw Morris gave an overview of revising the Charter versus making amendments. Brief discussion was held on Mayoral candidacy and stepping down from Commission to run as Mayor versus why a Congressional candidate does not have to step down to run as a Senator, timeframe, and millage limitations.

Audit Services Recommendation.

77 2015 04-20

Moved by Bennett. Seconded by Gates.

Approve Layton & Richardson PC to provide Audit Services for the 2014/15; 2015/16; and 2016/17 Fiscal Years for a total of \$83,310 and authorize the City Manager to sign required documents.

Ayes: Bennett, Gates, Robinet, Bostick-Tullius, Lyons.

Nays: None.

Absent: None.

MOTION CARRIED.

2015 General Obligation Bond Capital Improvement Bonds.

Notice of Intent Resolution.

78 2015 04-20

Moved by Bostick-Tullius. Seconded by Bennett.

Approve the Notice of Intent Resolution, 2015 General Obligation Capital Improvement Bonds in an amount not to exceed \$2,500,000 for the following projects: Oregon Street Recon \$1,191,415; Lincoln Street Recon \$691,441; DeMille & Whitney \$35,083; Saginaw Street Bridge \$18,000; Microsurfacing \$65,000; and Monroe & Calhoun \$208,079.

Ayes: Bennett, Gates, Robinet, Bostick-Tullius, Lyons.

Nays: None.

Absent: None.

MOTION CARRIED.

Lincoln Street Rehabilitation Project.

Glaeser Dawes Corporation Construction Contract.

79 2015 04-20

Moved by Robinet. Seconded by Gates.

Approve the construction contract with Glaeser Dawes Corporation in the amount of \$782,300.35 for Lincoln Street Rehabilitation Project and authorize the Director of the Department of Public Works to sign required documents.

Ayes: Bennett, Gates, Robinet, Bostick-Tullius, Lyons.

Nays: None.

Absent: None.

MOTION CARRIED.

Smartphone Applications.

Commissioner Bostick-Tullius indicated she spoke with a Smartphone representative at the Capital Conference in Lansing regarding an application for residents of the City, news and events feed, calendar, and request of service; application is free to residents, City charge for set up, if Commission feels this is a good idea could do a teleconference during a regular meeting. It was the general consensus to have the City Manager contact the Smartphone representative and set up a video conference to present the application software.

CITY MANAGER'S REPORT

Assessors Contract

City Manager Dale Kerbyson reviewed the City Assessor position, Tom Hubbell has given notice of retirement, position was advertised and interviews were completed, contract for Jamie Barra as the new Assessor is presented for approval. Discussion was held on difference in contract versus full time, contractor will work 3 days a week, what if Mr. Hubbell changes his mind about retirement. Mr. Kerbyson indicated Mr. Hubbell has given notice in writing of his retirement, Mr. Hubbell is currently on FMLA and may not be back to work, City needs an Assessor in place.

80 2015 04-20

Moved by Robinet. Seconded by Gates.

Approve the Agreement For Professional Assessor Services with Jaime Barra and authorize the City Manager and City Clerk to sign said contract.

Ayes: Bennett, Gates, Robinet, Bostick-Tullius, Lyons.

Nays: None.

Absent: None.

MOTION CARRIED.

Miscellaneous.

City Manager Dale Kerbyson commented on the following: 1) Genesee Street crosswalk, discussion on traffic and signage; 2) TIGER Grant conference, the need to have your legislatures advocating the City's request; 3) budget is in draft form and details will be finalized this week; 4) Ray C's ribbon cutting; and 5) SME Road analysis is in the process of getting started.

CITY ATTORNEY'S REPORT

City Attorney Mike Nolan provided an update of the lawsuit involving the Pines of Lapeer.

UNFINISHED BUSINESS

81 2015 04-20

Mayor Sprague appointed. Moved by Robinet. Seconded by Bennett.

Marge Alexander Cemetery Board, term ending 04-01-20.

James Mikus Lapeer Housing Board of Appeals, term ending 05-01-2018.

Jennell RaCosta Lapeer Housing Board of Appeals, term ending 05-01-2018.

Ayes: Bennett, Gates, Robinet, Bostick-Tullius, Lyons.

Nays: None.

Absent: None.

MOTION CARRIED.

Mayor Sprague questioned the Planning Director Linda Jackman on whether or not the Zoning Board would like to review the interested citizen for the opening. Ms. Jackman indicated the Board prefers to review the interested parties prior to the City Commission voting someone onto the Zoning Board.

DEPARTMENTAL COMMUNICATIONS

None.

PUBLIC COMMENTS

~~Seth~~ **Zanon (corrected 05-04-15 meeting)** Ross, Pleasant Street, Lapeer commented on the Genesee Street crosswalk.

MAYOR/COMMISSIONER COMMENTS

Commissioner Bennett thanked the lady who gave innovation; wished everyone happy Patriots Day.

Commissioner Lyons commented on Pines of Lapeer doing repairs without permits.

City Manager Dale Kerbyson thanked Doug Skylis for the framed photos of projects; went to Lansing regarding income tax changes and collections on lottery winnings.

Mayor Sprague commented on upcoming events in the City; does not feel it is necessary to do a Charter Revision at this time, to review the Charter for amendments.

ADJOURNMENT

82 2015 04-20

Moved by Bennett.

Adjourn the regular meeting.

Ayes: Bennett, Gates, Robinet, Bostick-Tullius, Lyons.

Nays: None.

Absent: None.

MOTION CARRIED.

The regular meeting adjourned at 7:28 p.m.

William J. Sprague, Mayor

Donna L. Cronce, City Clerk

Tracey S. Russell, Deputy City Clerk