

**LAPEER CITY COMMISSION
MINUTES OF A REGULAR MEETING
July 2, 2018**

A regular meeting of the Lapeer City Commission was held July 2, 2018 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, Osentoski.

Absent: Commissioner Marquardt.

City Manager: Dale Kerbyson, absent.

City Attorney: Michael Nolan, present.

Mayor Sprague led the Pledge of Allegiance.

AGENDA APPROVAL

144 2018 07-02

Moved by Bostick-Tullius. Seconded by Atwood.

Approve the Agenda for July 2, 2018 with the deletion of Item C.3. Agreement for Legal Services with Taylor, Butterfield, Howell, Churchill & Garner, P.C.

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

Nays: None.

Absent: Marquardt.

MOTION CARRIED.

MINUTES

145 2018 07-02

Moved by Bostick-Tullius. Seconded by Osentoski.

Approve the minutes of a Regular Meeting held June 18, 2018 as presented.

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

Nays: None.

Absent: Marquardt.

MOTION CARRIED.

Minutes from various Boards and Commissions were received into record.

PUBLIC COMMENTS

Janet Adams, Baldwin Road, gave invocation.

Jim Jabron, Lapeer Road, Davison, representing High Society Wellness, applied for a Medical Marihuana Provisioning Center license; was not awarded license; feels his application was scored incorrectly; asked for help from the Commission.

CONSENT AGENDA

146 2018 07-02

Moved by Bostick-Tullius. Seconded by Atwood.

Approve the Consent Agenda for July 2, 2018 resulting in the following.

1. Special Event Request from Tilted Axis Brewing Company, Oktoberfest, September 28-29, 2018, 12:00 p.m. – 11:00 p.m., Cedar Street (Nepessing to alley), Farmers Market Pavilion and associated sidewalk area; contingent upon outdoor liquor license application approval, certificate of insurance and removal of event from pavilion area on Saturday 9/29/2018 to allow Farmers Market to use pavilion.
2. Special Event Request from United Way of Lapeer County, Lapeer County United Way Superhero 5k run/walk, September 22, 2018, Rowden Park.
3. Special Event Request from Kimberly Alexander, wedding at Cramton Park, July 15, 2018, 1:00 p.m. – 10:30 p.m.

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

Nays: None.

Absent: Marquardt.

MOTION CARRIED.

BILL LISTING FOR JULY 2, 2018

147 2018 07-02

Moved by Osentoski. Seconded by Bostick-Tullius.

Approve the Bill Listing for July 2, 2018 in the amount of \$1,370,097.06.

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

Nays: None.

Absent: Marquardt.

MOTION CARRIED.

PROCLAMATIONS, RECOGNITIONS AND RESOLUTIONS

None.

PUBLIC HEARINGS

None.

ADMINISTRATIVE REPORTS

Letter of Agreement for Trenchless Technology Services

148 2018 07-02

Moved by Bostick-Tullius. Seconded by Osentoski.

Approve the offer to honor Agreement Letter dated June 5, 2018 with LiquiForce regarding trenchless technology services.

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

Nays: None.

Absent: Marquardt.

MOTION CARRIED.

Agreement with HydroCorp for Cross Connection Services

149 2018 07-02

Moved by Bostick-Tullius. Seconded by Osentoski.

Approve the Professional Service Agreement between HydroCorp and the City of Lapeer for a period of five years at a cost of \$17,784.00 per year; total contract cost of \$88,920.00 and authorize the Director of Public Works to sign the agreement.

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

Nays: None.

Absent: Marquardt.

MOTION CARRIED.

Rezoning – I-1 Industrial to B-2 General Business 552 Imlay City Road – Parcel #L21-36-503-040-00

Commissioner Bostick-Tullius introduced the following amendment to Chapter 7 (Zoning Ordinance) of the General Ordinances of the City of Lapeer.

7.02.02 District Boundaries

(a) Zoning District Amendments

- (14) The following parcel formerly zoned I-1 Industrial is hereby rezoned to B-2 General Business:

Parcel #L21-36-503-040-00 (552 Imlay City Road)

CITY OF LAPEER ROOD'S PAVED-WAY PLAT (L=1 P=76 SEC 4,
T7N-R10E) LOT 3 44-12-560-003-00

Rezoning – R-2 Single-Family Residential /OS-1 Office Service to RM-1 Multiple Family Residential

Vacant Parcel Baldwin Road – Parcel #L20-94-902-040-00

Commissioner Osentoski introduced the following amendment to Chapter 7 (Zoning Ordinance) of the General Ordinances of the City of Lapeer.

7.02.02 District Boundaries

(a) Zoning District Amendments

- (15) The following parcel formerly zoned R-2 Single-Family Residential/OS-1 Office Service is hereby rezoned to RM-1 Multiple Family Residential:

Parcel #L20-94-902-040-00
CITY OF LAPEER T7N, R10E, SEC 7, COM N88*48'27"W 520.58 FT (PREVIOUSLY RECORDED AS N88*50'00"W 520.96) & N28*56'40"E 281.16 FT & N88*52'51"W 267 FT (PREVIOUSLY RECORDED AS N88*53'00"W 267.00) FRM E 1/4 COR, SEC 7, TO THE POB; TH N0*06'38"W 740.89 FT; TH N88*55'50"W (PREVIOUSLY RECORDED AS N88*55'54"W) 673.98 FT; TH S0*06'38"E (PREVIOUSLY RECORDED AS S00*05'24" E) 740.31 FT; TH S88*52'51 E 673.99 FT TO POB 11.46 A+/-

Property and Liability Insurance Renewal

150 2018 07-02

Moved by Bostick-Tullius. Seconded by Osentoski.

Approve the Property and Liability Insurance Renewal Contract with Peterson McGregor in the amount of \$181,051.00 effective July 1, 2018 through June 30, 2019 and authorize the City Manager to sign the required documents.

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

Nays: None.

Absent: Marquardt.

MOTION CARRIED.

CITY MANAGER'S REPORT

None.

CITY ATTORNEY'S REPORT

City Attorney Nolan gave an update on efforts to collect delinquent income tax; 176 warrants were issued in June.

UNFINISHED BUSINESS

Melissa Malcolm, Lapeer District Library Director, introduced Jacquie Wilson as the candidate the Lapeer District Library Board is recommending for appointment.

Bryan Cloutier, applicant for the vacant Library Board position, introduced himself.

151 2018 07-02

Moved by Bostick-Tullius. Seconded by Atwood.

Appoint Jacquie Wilson to the District Library Board with a term ending 12-31-18.

After an inconclusive voice vote, a roll call vote was taken.

ON A ROLL CALL VOTE:

Ayes: Atwood, Bostick-Tullius.

Nays: Osentoski, Bennett, Mayor Sprague.

Absent: Marquardt.

MOTION FAILED.

152 2018 07-02

Moved by Bennett. Seconded by Osentoski.

Table consideration of Lapeer District Library Board appointment until the next meeting when the full Commission is present.

ON A ROLL CALL VOTE

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

Nays: None.

Absent: Marquardt.

MOTION CARRIED.

DEPARTMENTAL COMMUNICATIONS

The DDA Status Report dated June 22, 2018 was received into record.

PUBLIC COMMENTS

None.

MAYOR/COMMISSIONER COMMENTS

Commissioner Bennett: visited prison on behalf of the City; great experience to learn about the prison.

Commissioner Osentoski: firm supporter of Library and millage; need to make sure Library Board consists of the right people to move the Library forward; glad issue is tabled until the full Commission is present.

Commissioner Atwood: attended kayak launch event; was a good event.

Police Chief Frisch: Police Department 160th Anniversary celebration on July 4th from 4 PM – 7 PM; invited all to attend.

Mayor Sprague: Update on local events; fully supports Library and millage; good to have three candidates for one Board seat; his vote to not approve appointment was not directed at any one individual; would like more of a process; see candidates interviewed and have the best representative possible.

ADJOURNMENT

153 2018 07-02

Moved by Bennett.

Adjourn the regular meeting.

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

Nays: None.

Absent: Marquardt.

MOTION CARRIED.

The regular meeting adjourned at 6:55 p.m.

Mayor William J. Sprague

Donna L. Cronce, MMC, City Clerk

Renee Bullen, Chief Deputy City Clerk