

**LAPEER CITY COMMISSION  
MINUTES OF A REGULAR MEETING  
September 6, 2016**

A regular meeting of the Lapeer City Commission was held September 6, 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, Bostick-Tullius, and Marquardt.  
Absent: Commissioner Gates (excused).

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

Mayor Sprague led the Pledge of Allegiance.

**AGENDA APPROVAL**

**167 2016 09-06**

Moved by Marquardt. Seconded by Atwood.  
Approve the Agenda for September 6, 2016 as presented.  
Ayes: Atwood, Bennett, Bostick-Tullius, Marquardt.  
Nays: None.  
Absent: Gates.  
MOTION CARRIED.

**MINUTES**

**168 2016 09-06**

Moved by Bostick-Tullius. Seconded by Marquardt.  
Approve the minutes from the Regular meeting held August 15, 2016 and Closed Session held August 15, 2016.  
Ayes: Atwood, Bennett, Bostick-Tullius, Marquardt.  
Nays: None.  
Absent: Gates.  
MOTION CARRIED.

Minutes from various Boards and Commissions were received into record.

**PUBLIC COMMENTS**

Janet Adams, Baldwin Road, gave invocation.

**CONSENT AGENDA**

**169 2016 09-06**

Moved by Bostick-Tullius. Seconded by Atwood.  
Approve the Consent Agenda for September 6, 2016 resulting in the following:

1. Special Event Request from Lapeer High School, Homecoming Parade, September 30, 2016, downtown Lapeer, contingent upon receipt of current insurance.
2. Special Event Request from Lapeer High School, Swing Out, June 1, 2017, downtown Lapeer, contingent upon receipt of current insurance.
3. Special Event Request from Stone Soup Food Bank, Hunger Awareness Week, October 21 & 22, 2016, various intersections on file.
4. Special Event Request from Center for the Arts of Greater Lapeer, Oktoberfest, September 24, 2016, Gallery 194 and Court Street between Nepessing and Alley, contingent upon receipt of current insurance.
5. Special Event Request from Downtown Development Authority, Zombie Walk, October 8, 2016, downtown sidewalks.
6. Special Event Request from Lapeer County Voiture 1536 40<sup>th</sup>, Fantasy Forest, October 8, 2016, Rowden Park.
7. Special Event Request from Downtown Development Authority, Treat Walk and Pumpkin Fest, October 22, 2016, downtown Lapeer.

8. Special Event Request from Downtown Development Authority, Winterfest and CHEERS to Winterfest Pub Crawl, December 2 & 3, 2016, downtown Lapeer.

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

Nays: None.

Absent: Gates.

MOTION CARRIED.

## **BILL LISTING FOR SEPTEMBER 6, 2016**

### **170 2016 09-06**

Moved by Marquardt. Seconded by Atwood.

Approve the Bill Listing for September 6, 2016 in the amount of \$1,253,317.70.

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

Nays: None.

Absent: Gates.

MOTION CARRIED.

## **PROCLAMATIONS, RECOGNITIONS AND RESOLUTIONS**

Resolution: In Recognition of John C. Murphy.

### **171 2016 09-06**

Moved by Bostick-Tullius. Seconded by Marquardt.

Approve the Resolution In Recognition of John C. Murphy.

### **RESOLUTION CITY OF LAPEER In Recognition of John C. Murphy**

WHEREAS, John C. Murphy served as a Firefighter with the City of Lapeer Fire & Rescue Department from June 14, 2004 through February 20, 2013; and as the Department's Health & Safety Manager from February 20, 2013 until his retirement on July 20, 2016; and

WHEREAS, John C. Murphy was the driving force behind the Department's personnel safety program, and assisted other fire departments with their programs; and

WHEREAS, John C. Murphy is an individual of great personal integrity and has given conscientious service to the citizens of the City of Lapeer and Lapeer County; and

WHEREAS, John C. Murphy exemplifies professionalism, dependability, caring and hard work in his service as a Firefighter and Health & Safety Manager, and

WHEREAS, through his persistence, hard work, and dedication, John C. Murphy has set an example for all Firefighters and is honored by his community;

NOW, THEREFORE BE IT RESOLVED, that I, William J. Sprague, Mayor of the City of Lapeer, and the Lapeer City Commission, take this opportunity on behalf of the people of the City of Lapeer to express official gratitude and deep appreciation to John C. Murphy for his efforts and devotion to public service, and wish him continued success in all his endeavors.

Dated this 6<sup>th</sup> day of September, 2016.

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

Nays: None.

Absent: Gates.

MOTION CARRIED. RESOLUTION DECLARED ADOPTED.

## **PUBLIC HEARINGS**

None.

## **ADMINISTRATIVE REPORTS**

Oak Street Rehabilitation Project.

Boddy Construction Company, Inc. Construction Contract.

**172 2016 09-06**

Moved by Bostick-Tullius. Seconded by Atwood.

Approve the construction contract for the Oak Street Rehabilitation Project to Boddy Construction Company, Inc. in the amount of \$425,403.00 and authorize the Department of Public Works Director to sign required documents.

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

Nays: None.

Absent: Gates.

MOTION CARRIED.

**Calhoun Street Rehabilitation Project.**

**Change Order #1 – Ace-Saginaw Paving Company.**

**173 2016 09-06**

Moved by Bostick-Tullius. Seconded by Marquardt.

Approve Change Order #1 for a net increase of \$12,471.65 with Ace-Saginaw Paving Company revising the contract amount to \$301,903.15 for the Calhoun Street Rehabilitation Project.

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

Nays: None.

Absent: Gates.

MOTION CARRIED.

**Calhoun Street Rehabilitation Project.**

**Payment Request #2 – Ace-Saginaw Paving Company.**

**174 2016 09-06**

Moved by Marquardt. Seconded by Bostick-Tullius.

Approve Payment Request #2 to Ace-Saginaw Paving Company in the amount of \$27,309.77 for the Calhoun Street Rehabilitation Project.

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

Nays: None.

Absent: Gates.

MOTION CARRIED.

**CITY MANAGER'S REPORT**

City Manager Dale Kerbyson commented on the Oak Street Project, will be done this fall; attended KWA annual meeting, project 25% under estimated budget.

**CITY ATTORNEY'S REPORT**

By general consensus, the following was approved to be placed into the minutes as read by City Attorney Representative Aleks Bomis.

“Although this does not address legal work being conducted on behalf of the City of Lapeer, Mr. Nolan nevertheless requested that the following statement be read into the record given that this is the first meeting held by the Commission following the Lapeer High School football game held in Ann Arbor against Clarkston High School. Although the final score was not favorable, the impression left with all those in attendance was nothing but complimentary to our District, our community, and the City of Lapeer, thanks in large measure to the efforts of Mayor William Sprague.

For those that may not know, Mayor Sprague served as the public address announcer for the game and all of its festivities to rave reviews. On the night of the game Mayor Sprague greeted the Lapeer faithful with his familiar phrases, his unending enthusiasm and his genuine joy in calling the game. To Clarkston, Mayor Sprague was courteous, congratulatory and inclusive in the night's events. On behalf of the Chad Carr Foundation, Mayor Sprague's voice loudly proclaimed the recognition that through charitable work we can all make a difference and that through the efforts of all those in attendance at the Big House perhaps future children will not suffer as did Chad Carr and his family from that fatal brain cancer.

Following the game and for many days and nights that followed, numerous compliments were received regarding the conduct of the game, the behavior of

the fans and class that was exhibited by the big voice that rang through the Big House. Thank you Mayor Sprague for playing such a major role in once again exhibiting what is best in Lapeer and for so openly portraying Lapeer in such a positive and meaningful manner.”

Mayor Sprague expressed his appreciation.

### **UNFINISHED BUSINESS**

None.

### **DEPARTMENTAL COMMUNICATIONS**

None.

### **PUBLIC COMMENTS**

None.

### **MAYOR/COMMISSIONER COMMENTS**

Commissioner Atwood: Moving Coffee with Commission back to Mondays in September.

Commissioner Bostick-Tullius: Attending MML Convention, running for Vice President; DDA Main Street had an information table during Lapeer Days, great event, went well.

Commissioner Marquardt: Attended Mini Mac walk in Columbiaville; adult cell phone game Munzie, use of stickers on places for people to go and find, ability to share different attractions of our City with others; loss of businesses opening downtown due to issues with Building Department.

City Manager Dale Kerbyson: Issue brought up to DDA about problem getting business opened downtown, advised of fire and building issues before changes, business went ahead with changes without addressing fire and building issues and were closed down until issues were resolved; congratulated staff on Lapeer Days, great event, everything went well.

Mayor Sprague: Thank you to all for Lapeer Days, great job, usual complaints received on Lapeer Days, process to put such a large event together, said in opening speech that those who complain should get involved with the process, volunteer and help out; upcoming events.

### **ADJOURNMENT**

#### **175 2016 09-06**

Moved by Bennett.

Adjourn the regular meeting.

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

Nays: None.

Absent: Gates.

**MOTION CARRIED.**

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

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William Sprague, Mayor

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Donna L. Cronce, City Clerk

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Tracey S. Russell, Deputy City Clerk