

**MINUTES OF A REGULAR MEETING  
OF THE  
LAPEER CITY COMMISSION**

**January 7, 2008**

A regular meeting of the Lapeer City Commission was held January 7, 2008 at Lapeer City Hall, 576 Liberty Park, Lapeer, Michigan. The meeting was called to order at 6:30 p.m.

**Present:** Mayor Sprague  
Commissioners Marquardt, Robinet, Farrington, and Bennett.  
City Manager Dale Kerbyson  
City Attorney Ron Shamblin

**Absent:** Commissioner Turkelson (excused – personal).

Mayor Sprague led the Pledge of Allegiance.

**AGENDA APPROVAL**

**1 2008 01-07**

Moved by Robinet. Seconded by Marquardt.  
To approve the agenda for January 7, 2008 as presented.  
MOTION CARRIED.

**MINUTES**

**2 2008 01-07**

Moved by Robinet. Seconded by Marquardt.  
To approve the minutes of the Workshop Meeting held December 17, 2007, the Regular Meeting held on December 17, 2007 and the Special Meeting held on December 24, 2007.  
MOTION CARRIED.

Minutes from the various Boards and Commissions were received into record.

**CONSENT AGENDA**

**3 2008 01-07**

Moved by Robinet. Seconded by Farrington,  
To approve the Consent Agenda for January 7, 2008 resulting in the following:  
1. Approve the Budget Adjustment for the 2000 GO Bond as presented.  
2. Approve the LA View as the newspaper for the majority of the City's publications for a two-year period.  
MOTION CARRIED.

**BILL LISTING FOR JANUARY 7, 2008**

**4 2008 01-07**

Moved by Robinet. Seconded by Marquardt.  
To approve the Bill Listing for January 7, 2008 in the amount of \$1,132,392.31.  
MOTION CARRIED.

**PUBLIC COMMENTS**

Randy St. Laurent, currently at 5479 Linger Lane, introduced himself to the Commission and that he was running for State Representative 82<sup>nd</sup> District under the Republican platform.

**PUBLIC PROCLAMATIONS, RECOGNITIONS AND RESOLUTIONS**

None.

## **PUBLIC HEARINGS**

No public hearings were scheduled.

## **ADMINISTRATIVE REPORTS**

Gallop Brush Company, LLC – Industrial Facilities Exemption

### **5 2008 01-07**

Moved by Robinet. Seconded by Farrington.

To approve the Resolution To Schedule A Public Hearing To Consider An Application For An Industrial Facilities Exemption Certificate For Gallop Brush Company, LLC for January 22, 2008 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  
Gallop Brush Company, LLC

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 December 5, 1983, this City Commission by resolution established Industrial Development District No. A; and

WHEREAS, Gallop Brush Company, LLC 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 Gallop Brush Company, LLC for an 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 January 22, 2008 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 Gallop Brush Company, LLC application for an Industrial Facilities Exemption Certificate with regard to proposed operation within the Industrial Development District No. A.
3. That the City Clerk immediately informed 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. A described as follows:  
Lot #15 of the McCormick Industrial Park No. 3 as recorded in Liber 7, pages 106-109, Lapeer County Records.

AYES: Commissioners Robinet, Farrington, Marquardt, and Bennett.

NAYS: None.

ABSENT: Commissioner Turkelson.

ABSTAIN: None.

MOTION CARRIED. RESOLUTION DECLARED ADOPTED.

Lesley Elizabeth, Inc. – Industrial Facilities Exemption

**6      2008 01-07**

Moved by Farrington. Seconded by Marquardt.

To approve the Resolution To Schedule A Public Hearing To Consider An Application For An Industrial Facilities Exemption Certificate for Lesley Elizabeth, Inc. for January 22, 2008 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  
Lesley Elizabeth, 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 December 5, 1983, this City Commission by resolution established Industrial Development District No. A; and

WHEREAS, Lesley Elizabeth, Inc. lessee 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 Lesley Elizabeth, Inc. for an 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 January 22, 2008 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 Lesley Elizabeth, Inc. application for an Industrial Facilities Exemption Certificate with regard to proposed operation within the Industrial Development District No. A.
3. That the City Clerk immediately informed 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. A described as follows:

Lot #20 of DeMille Commercial Park, part of the Northeast ¼ of Section 8, T7N-R10E, City of Lapeer, Lapeer County, Michigan, as recorded in Liber 7 of plats, page 98 and 99, Lapeer County Records.

AYES: Commissioners Farrington, Marquardt, Robinet, and Bennett.

NAYS: None.

ABSENT: Commissioner Turkelson.

ABSTAIN: None.

MOTION CARRIED. RESOLUTION DECLARED ADOPTED.

Quest Industries, Inc. – Industrial Facilities Exemption

**7      2008 01-07**

Moved by Marquardt. Seconded by Robinet.

To approve the Resolution To Schedule Public Hearing To Consider An Application For An Industrial Facilities Exemption Certificate for Quest Industries, Inc. for January 22, 2008 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  
Quest Industries, 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 December 5, 1983, this City Commission by resolution established Industrial Development District No. A; and

WHEREAS, Quest Industries, 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 Quest Industries, Inc. for an 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 January 22, 2008 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 Lesley Elizabeth, Inc. application for an Industrial Facilities Exemption Certificate with regard to proposed operation within the Industrial Development District No. A.
3. That the City Clerk immediately informed 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. A described as follows:

The E1/2 of Lot 9 "McCormick Industrial Park No. 2" as recorded in Liber 7, Pages 84-86 Lapeer County Records and all of Lot 5 "McCormick Industrial Park" as recorded in Liber 7, Pages 49-51 of Lapeer County Records. Together with Lawson Drive being part of "McCormick Industrial Park No.2" which is part of the Southeast ¼ of Section 5, T7N-R10E, City of Lapeer, Lapeer County, Michigan as recorded in Liber 7, Pages 84-86 Lapeer County Records. More particularly described as beginning at the Southeast corner of Lot 12 of said "McCormick Industrial Park No. 2"; thence S88°46'W 196.6 feet along the South line of said Lot 12 to the Northeast corner of Lot 9 of said "McCormick Industrial Park No. 2"; thence S00°49'E 33.2 feet along the East line of said Lot 9 to the Northwest corner of Lot 5 of "McCormick Industrial Park" as recorded in Liber 7, Pages 49-51 of Lapeer County Records; thence N89°05'E 197.63 feet along the North line of said Lot 5 to the West line of South Court Street as recorded in said "McCormick Industrial Park" and "McCormick Industrial Park No.2"; thence N02°33'W 33.4 feet along said West street line to the point of beginning.

AYES: Commissioners Marquardt, Robinet, Farrington, and Bennett.  
NAYS: None.

ABSENT: Commissioner Turkelson.  
ABSTAIN: None.  
MOTION CARRIED. RESOLUTION DECLARED ADOPTED.

### **CITY MANAGER'S REPORT**

City Manager Dale Kerbyson commented that the Goals and Objectives meeting was scheduled for January 12<sup>th</sup> at 9:00 a.m., letter to editors in support of the Oregon Township Interlocal Agreement, closing on the School property swap is scheduled for January 14<sup>th</sup>, and introduced Denise Soldenski, Housing Division, who would update the Commission regarding the HUD \$1 Program.

Denise Soldenski, Grant Administrator, Housing and Community Development, provided information on the HUD \$1 Program and that current homes of interest within the City are 1015 N. Main Street, 831 N. Washington Street, and 355 Turrill Street.

Discussion was held regarding possible demolition of homes, opportunities involved within the program, involvement of Lapeer Neighborhoods Incorporated, restrictions on homes, use of intended disposition in a proposal to HUD, purchasing periods for public and local government, closing costs, and that the Commission be provided with an update regarding available homes on a per meeting basis.

#### **8 2008 01-07**

Moved by Farrington. Seconded by Robinet.

To pursue the purchase of three homes located at 1015 N. Main Street, 831 N. Washington Street, and 355 Turrill Street under the HUD \$1 Program guidelines with the understanding that additional costs may be incurred.

MOTION CARRIED.

### **CITY ATTORNEY'S REPORT**

No report provided.

### **UNFINISHED BUSINESS**

#### **9 2008 01-07**

Appointed by Mayor Sprague. Moved by Robinet. Seconded by Farrington.

To appoint Nik Schillack to the Lapeer Housing Commission for a term ending 08-10-10.

MOTION CARRIED.

### **DEPARTMENTAL COMMUNICATIONS**

No reports provided.

### **MAYOR/COMMISSIONER COMMENTS**

Brief comments were made regarding the benefit dinner for the Center Building, letter to Governor Granholm regarding the I-69 and M-24 project, that the City provided a better job with clearing downtown parking lots instead of subcontractors, and letter to editors in support of the Interlocal Agreement with Oregon Township to include the Commission.

It was the general consensus of the Commission to sign the letter to editors in support of the Interlocal Agreement with Oregon Township.

Mayor Sprague commented on his first marriage performance, apology to LA View for not sending in wishes for the New Year, thankful for the good safety record of employees, and the building of a partnership with Lapeer County with the help from Lapeer County Commissioner Lenny Schneider.

**ADJOURNMENT**

**10 2008 01-07**

Moved by Robinet. Seconded by Farrington.

To adjourn the meeting.

MOTION CARRIED.

The meeting adjourned at 7:03 p.m.

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William J. Sprague, Mayor

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Donna L. Cronce, CMC, City Clerk