

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

February 6, 2006

A regular meeting of the Lapeer City Commission was held on February 6, 2006 at Lapeer City Hall, 576 Liberty Park, Lapeer, Michigan. The meeting was called to order at 6:30 p.m.

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

Absent: Commissioner Turkelson (excused – firefighter training)

Mayor Treece led the Pledge of Allegiance.

AGENDA APPROVAL

15 2006 02-06

Moved by Robinet. Seconded by Sprague.

To table Item F-7 Spray Park – Parks and Recreation Department until the next meeting and approve the remaining Agenda items for February 6, 2006 as presented. MOTION CARRIED.

MINUTES

16 2006 02-06

Moved by Sprague. Seconded by Farrington.

To approve the minutes of the Regular Meeting held on January 17, 2006, as presented. MOTION CARRIED.

Minutes from Various Boards and Commissions received through February 2, 2006 were received into record.

PUBLIC COMMENTS

There were no public comments.

CONSENT AGENDA

17 2006 02-06

Moved by Farrington. Seconded by Marquardt.

To approve the Consent Agenda for February 6, 2006 resulting in the following:

1. Approval of the Budget Adjustment for Lapeer EMS in the amount of \$20,000 from 101-890-998000 to 101-975-969105.
2. Approval of Special Event Request from Lapeer County Amateur Radio Association for Amateur Radio Field Day to be held June 24 and 25, 2006 contingent upon receipt of current insurance.
3. Approval to rescind Traffic Control Order 200.
4. Approval of Change Order #1 for roof repairs to the Lapeer Depot in the amount of \$44,275.00 contingent upon MDOT approval to cost share the expense under the terms of the Grant Agreement.
5. Approval of Change Order #2 for a duct detector for the Lapeer Depot in the amount of \$748 contingent upon MDOT approval to cost share the expense under the terms of the Grant Agreement.
6. Approval of Payment Request #4 to Family Building Company, Inc. in the amount of \$47,430.0 for the Lapeer Depot Restoration Project.
7. Approval of Resolution Authorizing Installment Purchase Agreement under Act No. 99, PA of Michigan, 1933, as amended (Equipment Financing).

CITY OF LAPEER
COUNTY OF LAPEER, STATE OF MICHIGAN
RESOLUTION AUTHORIZING INSTALLMENT
PURCHASE AGREEMENT

WHEREAS, the City Commission of the City of Lapeer, County of Lapeer, State of Michigan (the "City") determines it to be necessary for the public health, safety and welfare of the City and its residents to acquire a fire pumper engine and fire commercial tanker (the "Equipment") in an amount not to exceed Six Hundred Eighty Two Thousand Dollars (\$682,000); and

WHEREAS, under the provisions of Act No. 99, Public Acts of Michigan, 1933, as amended ("Act 99"), the City is authorized to enter into any contracts or agreements for the purchase of the Equipment to be paid for in installments over a period of not to exceed the useful life of the Equipment acquired as determined by resolution of the City; and

WHEREAS, the outstanding balance of all purchases by the City under Act 99, exclusive of interest, shall not exceed one and one quarter percent (1-1/4%) of the taxable value of the real and personal property in the City at the date of such contract or agreement; and

WHEREAS, purchase of the Equipment pursuant to an installment purchase agreement or lease purchase agreement will not result in the outstanding balance of all such purchases in excess of the limitation contained within Act 99 as set forth above; and

WHEREAS, it is necessary for the City to arrange for the financing of the Equipment; and

WHEREAS, the City Commission wishes to delegate to the City Manager and the Treasurer to arrange for the financing of the Equipment with a financial institution pursuant to an installment purchase agreement or lease purchase agreement within the parameters set forth herein.

NOW THEREFORE, BE IT RESOLVED THAT;

1. The City Manager and the Treasurer are each hereby authorized to arrange for the financing of the Equipment with a financial institution pursuant to an installment purchase agreement or lease purchase agreement. Interest on the agreement shall not exceed 4% per annum, the principal amount of the agreement shall not exceed Six Hundred Eighty Two Thousand Dollars (\$682,000), and the term of the agreement shall not exceed the useful life of the Equipment. The Mayor, City Manager, Treasurer or their designee are each hereby authorized to execute the agreement, when in final form, and deliver them to the financial institution.
2. The useful life of the Equipment is hereby determined to be not less than ten (10) years.
3. The Mayor, City Manager, Treasurer or their designee are each authorized to execute such additional documentation as shall be necessary to effectuate the closing contemplated by the agreement.
4. The City hereby agrees to include in its budget for each year, commencing with the present fiscal year, a sum which will be sufficient to pay the principal of and the interest coming due under the agreement during such fiscal year.
5. The City covenants that, to the extent permitted by law, it shall take all actions within its control necessary to maintain the exclusion of the interest component of the payments due under the agreement from adjusted gross income for general federal income tax purposes under the Internal Revenue Code of 1986, as amended (the "Code"), including but not limited to, actions relating to the rebate of arbitrage earnings, if applicable.

6. The acquisition of the Equipment and the approval of the agreement hereby are found and declared to be for a valid public purpose and in the best interest of the health and welfare of the residents of the City.

7. The City hereby designates the agreement as a “qualified tax exempt obligation” for purposes of deduction of interest expense by financial institutions pursuant to the Code.

8. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded to the extent of such conflict.
MOTION CARRIED. RESOLUTION DECLARED ADOPTED.

PUBLIC PROCLAMATIONS, RECOGNITIONS AND RESOLUTIONS

Proclamation for Timothy Lipka.

18 2006 02-06

Moved by Farrington. Seconded by Robinet.
To approve the Proclamation for Timothy Lipka.

CITY OF LAPEER
Proclamation
In Recognition of Timothy P. Lipka, Jr.

WHEREAS, Timothy P. Lipka, Jr. has served with dedication on the Lapeer Fire and Rescue Department since May 20, 2003; and

WHEREAS, Timothy P. Lipka, Jr. has provided selfless dedication in programs of service to the community as a paramedic, CPR instructor, pre-hospital trauma life support instructor, reserve police officer, and firefighter; and

WHEREAS, Timothy P. Lipka, Jr. has shown personal integrity by the spirit of volunteerism in sharing his time to support the development of awareness within the firefighting, rescue, and police programs; and

WHEREAS, Timothy P. Lipka, Jr. has exemplified true professionalism, dependability, caring and hard work by his efforts in our community with the influence of his kindness and ability to touch lives; and

WHEREAS, Timothy P. Lipka, Jr. was named as Lapeer Area Chamber of Commerce 2006 Male Citizen of the Year for his exemplary acts of kindness and personal sacrifice to the community.

NOW, THEREFORE, BE IT RESOLVED, that I, Charles D. Treece, Mayor of the City of Lapeer, and the Lapeer City Commission wish to honor and recognize Timothy P. Lipka, Jr. for his outstanding community commitment and his dedication of time, talents, and energy to help all citizens within our community and wish him success in all his endeavors.

Dated this 6th day of February 2006.

MOTION CARRIED. PROCLAMATION DECLARED ADOPTED.

Proclamation for National Patriotism Week

19 2006 02-06

Moved by Farrington. Seconded by Robinet.
To approve the Proclamation for National Patriotism Week.

CITY OF LAPEER
Proclamation of National Patriotism Week
February 20 – 26, 2006

WHEREAS, The Benevolent and Protective Order of Elks, through its Constitution, is a Patriotic Order; and

WHEREAS, The Order promotes the Ideals that the citizens of this nation live in freedom, won through the great sacrifice and many tribulations which have provided the foundation for a free, prosperous and independent life; and

WHEREAS, We realize that each generation must work to maintain this freedom, otherwise, through carelessness or indifference, the rights and liberties enjoyed may vanish; and

WHEREAS, It is fitting and proper to recognize this freedom and to honor the nation which provides it now.

NOW, THEREFORE, BE IT RESOLVED, that I, Charles D. Treece, Mayor of the City of Lapeer, do recognize the week of February 20-26, 2006, as **National Patriotism Week**, during this event, urge all citizens to join with the Benevolent and Protective Order of Elks in expressing gratitude for the privilege of American Citizenship with appropriate celebrations and observances.

Dated this 6th Day of February 2006.

MOTION CARRIED. PROCLAMATION DECLARED ADOPTED.

PUBLIC HEARINGS

No public hearings scheduled.

ADMINISTRATIVE REPORTS

Lapeer Industries, Inc. – IFT Application

Gallop Brush Company, LLC – IFT Transfer

Quest Industries – IFT Application

Creative Engineered Polymer Products – IFT Application

20 2006 02-06

Moved by Sprague. Seconded by Robinet.

To approve the Resolutions To Schedule A Public Hearing To Consider An Application For An Industrial Facilities Exemption Certificate For Lapeer Industries; To Consider A Transfer Of An Industrial Facilities Exemption Certificate for Gallop Brush Company, LLC; To Consider An Application For An Industrial Facilities Exemption Certificate For Quest Industries; and To Consider An Application Of An Industrial Facilities Exemption Certificate For Creative Engineered Polymer Products on February 20, 2006 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
Lapeer 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, Lapeer Industries, Inc. owner of the realty described below within said Districts, 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 Lapeer 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 February 20, 2006 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 Lapeer Industries, Inc. application for an Industrial Facilities Exemption Certificate with regard to proposed operation within the Industrial Development District No. A described as follows:

McCormick Industrial Park #3, Lot #29, City of Lapeer, Lapeer County, Michigan.

More commonly known as: 400 McCormick Drive, Lapeer, MI.

CITY OF LAPEER
RESOLUTION TO SCHEDULE A PUBLIC HEARING
TO CONSIDER A TRANSFER OF 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 Districts, has applied for an Industrial Facilities Exemption Certificate Transfer, 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 Transfer, 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 Transfer 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 February 20, 2006 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 Transfer with regard to proposed operation within the Industrial Development District No. A.
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. A described as follows:

Lot #15 of the McCormick Industrial Park No. 3 as recorded in Liber 7, pages 106-109, Lapeer County Records.

CITY OF LAPEER
RESOLUTION TO SCHEDULE A PUBLIC HEARING
TO CONSIDER AN APPLICATION FOR AN
INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE
FOR
Quest Industries

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 owner of the realty described below within said Districts, 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 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 February 20, 2006, 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 Quest Industries 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 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. 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.

CITY OF LAPEER
RESOLUTION TO SCHEDULE A PUBLIC HEARING TO
CONSIDER AN APPLICATION FOR AN
INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE
FOR
Creative Engineered Polymer Products

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, Creative Engineered Polymer Products 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 Creative Engineered Polymer Products 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 February 20, 2006 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 Creative Engineered Polymer Products 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 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. A described as follows:

Lots 10 & 30 of McCormick Industrial Park No. 3 as recorded in Liber 7, Pages 106-109, Lapeer County Records. Parcel Code: 21-31-130-040-00.

More commonly known as: 290 McCormick Drive, Lapeer, MI
MOTION CARRIED. RESOLUTIONS DECLARED ADOPTED.

Special Event Request from Lapeer Area Chamber of Commerce

21 2006 02-06

Moved by Robinet. Seconded by Sprague.

To approve the Special Event Request from Lapeer Area Chamber of Commerce for Lapeer Days Festival to take place August 16 – 20, 2006 as a City co-sponsored event.
MOTION CARRIED.

363 Oriole Street – Housing Department

22 2006 02-06

Moved by Marquardt. Seconded by Robinet.

To approve the Michigan State Housing Development Authority's (MSHDA) building contract with Gary Ozdowski for 363 Oriole Street in the amount of \$113,170.00.
MOTION CARRIED.

CITY MANAGER'S REPORT

City Manager Kerbyson commented on a meeting with MDOT, Annexation Agreement with Lapeer Township, new building in the downtown area, and the Depot Restoration.

CITY ATTORNEY'S REPORT

City Attorney Shamblin provided an update on 585 L.C. Cramton.

Chapter 48 Cost Recovery Ordinance

23 2006 02-006

Moved by Robinet. Seconded by Farrington.

To adopt the proposed amendment to Chapter 48 (Cost Recovery Ordinance) of the General Ordinances of the City of Lapeer.

THE CITY OF LAPEER ORDAINS:

CHAPTER 48 COST RECOVERY ORDINANCE

48.01 PURPOSE

The purpose of this ordinance is to enable the City to require reimbursement from:

- A. Those responsible for (either intentionally, accidentally, or as a result of actions by others) or owning or controlling property affected by, the leaking, spilling, releasing or allowing certain hazardous substances or materials to escape containment, or for damaged and/or downed power lines, electric service lines, gas mains, gas service conduits, water mains, sanitary sewer mains, storm sewer mains, occupancy leads, telephone lines, cable television lines, traffic signals or signs; thereby requiring the city and/or its agents, to provide emergency containment, cleaning, and/or disposal of hazardous substances or materials, or for the securing and prudent monitoring of the site of an accident or natural disaster, including those involving public or private utilities.
- B. Those responsible for (either intentionally, accidentally, or as a result of actions by others) or owning or controlling property affected by or involved in an emergency incident including bomb threats, vehicle fires, illegal fires, extrication from vehicles involved in accidents, and accident related clean up.

48.02 DEFINITIONS

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

ACCIDENT, INCLUDING NATURAL DISASTER

An unforeseen or unexpected happening or occurrence which of itself causes great harm or damage, or which creates the potential for great harm or damage to individuals and/or property, and which requires immediate and prudent securing and monitoring by the city, and/or agents of the city, to reduce the potential for such damage, but not including emergency incidents.

BOMB THREAT

Bomb threat means the verbal or written threat of a bomb or other explosive device which if discharged as threatened would (1) violate a federal, state or local law, or (2) cause property damage and/or personal injury or death.

DANGEROUS OR HAZARDOUS SUBSTANCES OR MATERIALS

Any substance (including gases or vapors) which if spilled, leaked, or otherwise released from its container, is dangerous or harmful to the environment or human or animal life, health, or safety, or otherwise constitutes a danger, threat or nuisance to the public health, safety or welfare. Hazardous materials shall

include, but not be limited to, such substances as chemicals and gases, explosives, radioactive materials, petroleum or petroleum based products, poisons, biologic agents, flammable, combustibles, hazardous wastes, or corrosives. The Fire Chief or the chief's designee, shall have reasonable discretion to determine whether any particular substance constitutes a hazardous material.

EMERGENCY INCIDENT

Emergency incident means a bomb threat, vehicle fire, an illegal fire, extrication from vehicles involved in accidents, and accident related clean up.

EMERGENCY RESPONSE

The providing, sending and/or utilization of public works, police, fire and/or rescue services by the city at an emergency incident or at an incident involving release of a dangerous or hazardous substance or material, or an accident requiring immediate and prudent securing and monitoring by the city and/or agents of the city.

EXPENSE OF AN EMERGENCY RESPONSE

- A. The expense for an emergency incident shall be according to a fee schedule adopted by the Lapeer City Commission.
- B. For all other emergency responses, the direct costs incurred by the city in making an appropriate emergency response to an to an accident or incident, including the costs of providing police, firefighting and rescue services, public works and/or other city personnel, or the services of other agents of the city, at the scene of an incident or accident. Related administrative costs, which for agents of the City shall be 15% of the actual charge to the City, accruing after the occurrence of such incident or accident are also included. Such costs and expenses shall include the salaries or wages, workers compensation benefits, and fringe benefits of the personnel responding to the incident or accident and the costs of equipment and materials used.

ILLEGAL FIRE

Illegal fire means a fire set or determined to have been set in violation of a federal, state or local law and shall include an arson fire, a fire set in violation of a "no burning" ban or order and/or a fire set without a required permit.

RESPONSIBLE PARTY

Responsible party mans any individual, firm, corporation, association, partnership, commercial entity, consortium, joint venture, government entity or any other legal entity responsible for an emergency incident or any ownter, tenant, occupant or party in control of real and/or personal property from which, onto which or related to which there is a public safety or fire emergency incident and their heirs, estates, successors and assigns.

48.03 DUTY TO REMOVE AND CLEAN UP

It shall be the duty of any person, firm, corporation, public or private utility, or any other entity directly or indirectly causing, contributing to, or allowing the leakage, spillage or any other release of dangerous or hazardous substances or materials, or owning or controlling property affected thereby or requiring the securing and monitoring of sites or locations of accidents and/or natural disasters, including downed power lines and electric service lines, ruptured gas mains, gas service conduits, water mains, occupancy leads, telephone lines, or cable television lines, to immediately secure, monitor, and clean up the area or location in such manner that the area or location involved is fully restored to the condition existing

prior to such occurrence. The City shall have no duty to contain, clean up or dispose of any release of hazardous substances or materials, or other materials, but in emergency situations the Fire Chief or Chief of Police, or their designees, shall have the authority to take whatever action is reasonably necessary to protect the health, safety, and welfare of the general public including securing and monitoring sites of accidents or providing for or arranging for the containment, removal or clean up of any hazardous substances or materials. The city shall inspect the site to insure that cleanup has been fully completed.

48.04 FAILURE TO REMOVE AND CLEAN UP

Any person or entity failing to comply with Section 48.03, and/or where a non-emergency incident, emergency response is provided by the City, shall be liable to the City and shall reimburse the City for all costs and expenses, including the costs incurred by the City or any agents the City engages, for the complete abatement, cleanup, restoration and/or securing of the affected area.

48.05 SUBMITTAL OF BILL

The Department of Financial Services shall, within ten days of receiving itemized costs incurred for an emergency response, submit a bill for the same by first class mail or personal delivery to any person or entity liable for these expenses as previously enumerated under this chapter. The bill shall require full payment within 30 days from date of billing.

48.06 ENFORCEMENT

If any person or entity fails to reimburse the City as above provided, the City shall have the right to bring an action in the appropriate court to collect such costs. If such person or entity is the owner of real property affected or partially affected by the release of hazardous materials, or requiring emergency securement or monitoring, the City shall have the right to add any and all costs of clean up, restoration and/or of any emergency response, to the tax roll of such property and to levy and collect such costs in the same manner as provided for the levy and collection of real property taxes against said property.”

ON A ROLL CALL VOTE:

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

NAYS: None.

ABSENT: Commissioner Turkelson.

ABSTAIN: None.

MOTION CARRIED. AMENDMENTS TO CHAPTER 48 ADOPTED.

Chapter 48 Fee Schedule

24 2006 02-06

Moved by Sprague. Seconded by Robinet.

To approve the Fee Schedule for Chapter 48 (Cost Recovery Ordinance).

MOTION CARRIED.

BILL LISTING FOR FEBRUARY 6, 2006

25 2006 02-06

Moved by Sprague. Seconded by Robinet.

To approve the Bill Listing for February 6, 2006 in the amount of \$1,303,306.36.

MOTION CARRIED.

UNFINISHED BUSINESS

No board appointments were made.

DEPARTMENTAL COMMUNICATIONS

Departmental Monthly Reports were received into record.

ADJOURNMENT

26 2006 02-06

Moved by Sprague. Seconded by Marquadt.
To adjourn the meeting. MOTION CARRIED.

The meeting adjourned at 6:54 p.m.

Charles D. Treece, Mayor

Donna L. Cronce, City Clerk