

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

May 1, 2006

A regular meeting of the Lapeer City Commission was held on May 1, 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 Turkelson, Sprague, Farrington, and Robinet.
City Attorney Ron Shamblin
City Manager Dale Kerbyson

Absent: Commissioner Marquardt – excused (personal)

Mayor Treece led the Pledge of Allegiance.

AGENDA APPROVAL

94 2006 05-01

Moved by Robinet. Seconded by Turkelson.

To approve the Agenda for May 1, 2006 as presented. MOTION CARRIED.

MINUTES

95 2006 05-01

Moved by Farrington. Seconded by Robinet.

To approve the minutes of the Regular Meeting held on April 17, 2006, and Goals and Objectives Workshop minutes held on April 8, 2006, as presented.

MOTION CARRIED.

Minutes from Various Boards and Commissions received through April 27, 2006 were received into record.

PUBLIC COMMENTS

Minnie Eliassen, representing Michael's Restaurant, commented on site progress, that demolition is to begin mid week, and that reports have been sent to the building commission office.

Discussion was held regarding stability of the building, contractor issues, permit status, inspection of the premises, code violations, unsatisfactory condition of the site, extension of time for site cleanup, and legal process.

96 2006 05-01

Moved by Turkelson. Seconded by Robinet.

To authorize staff review of Michael's Restaurant site on Friday, May 5, 2006, and if progress is unsatisfactory, to authorize the City Attorney to begin legal proceedings.

MOTION CARRIED.

Carol Blanchard, 707 N. Monroe, commented on problems with a rental property, that it is a historical home, the disrepair of the property, amount of people, has asked CCA for owner information and not received, garbage issues, possible rodent infestation, and questioned how to encourage the owner to fix up the home and tenant placement.

Discussion was held regarding ownership of property, rental inspection schedule, notification of code violations, Housing Board possibilities, dumpster requirements, CCA responsibility, and to have staff review.

CONSENT AGENDA

97 2006 05-01

Moved by Sprague. Seconded by Robinet.

To approve the Consent Agenda for May 1, 2006 resulting in the following:

1. Approval of Special Event Request from Lapeer County Bank & Trust for a LCB&T Yard Sale to be held May 20, 2006 in the parking lot behind the bank contingent upon receipt of current insurance.
2. Approval of Budget Adjustment for Fair Street Project.
3. Approval of Payment Request #7 to Family Building Company, Inc. in the amount of \$17,684 for the Lapeer Depot Restoration Project.

MOTION CARRIED.

PUBLIC PROCLAMATIONS, RECOGNITIONS AND RESOLUTIONS

GLTA Millage Request

Commissioner Robinet commented that there has been no reports received from GLTA and would like to see financial statements.

Fred Luke, Transit Coordinator, commented that the building was completed by use of federal dollars, grant dollars are marked for capital improvements, bus replacement is done with federal and matching dollars, use of reserve dollars, cost increases, number of runs generated in Lapeer City, fees charged, cutbacks, asking citizens within the service area for a .25 mill, that a goal is to go county-wide, and request placement of the millage proposal on the ballot.

Discussion was held regarding financial plans, buy-in plans for townships, contractual services, benefits to Lapeer citizens, township's approval for ballot, number of runs initiated in Lapeer City, fees generated by ridership, ballot proposal to let citizens decide, City contribution amount, issues if ballot fails in any one of the jurisdictions, educating people on target area of ridership, contractual service with Mental Health, and receipt of financial information to the Commission.

98 2006 05-01

Moved by Turkelson. Seconded by Farrington.

To approve the Resolution to Approve Seeking a Transit Millage in the Greater Lapeer Transportation Authority Service Area.

CITY OF LAPEER

RESOLUTION TO APPROVE SEEKING A TRANSIT MILLAGE IN THE GREATER LAPEER TRANSPORTATION AUTHORITY SERVICE AREA

The Lapeer City Commission acknowledges support for the Greater Lapeer Transportation Authority in seeking a dedicated millage for the purpose of supplementing the local share of its proposed public transportation funding, to be levied upon all the taxable property within the Greater Lapeer Transportation Authority district (collectively the area covered by the City of Lapeer and the Townships of Deerfield, Elba, Lapeer, Mayfield, and Oregon).

It is resolved by the Greater Lapeer Transportation Authority Board:

1. Levy. The Greater Lapeer Transportation Authority shall levy up to .25 mill for five (5) years, beginning in the year 2006 and continuing through the year 2010. If approved by the voters as required by law, this millage shall be collected when county voted millages are collected, beginning in December 2006.
2. Voter Approval and Election Date. This shall be submitted to the voters of the Greater Lapeer Transportation Authority district for approval as required by law. The election shall be held on August 8, 2006, or as soon thereafter as permitted

under applicable law and approval is based upon a simple majority of the Authority.

3. Form of Ballot Question. The ballot proposal for approval of this millage shall read substantially as follows:

Shall the Public Authority, Greater Lapeer Transportation Authority (GLTA) as provided for by Public Act 196 of 1986, for the purpose of supplementing the local funding needed for all aspects of a Public Transportation System, levy a tax of ¼ mill (.25 mill-that being twenty-five cents per thousand dollars of taxable valuation) on real and personal property located within the townships of Deerfield, Elba, Lapeer, Mayfield, and Oregon and the City of Lapeer, for a period of five (5) years, 2006, 2007, 2008, 2009 and 2010, passed by a simple majority of the entire district? If the millage is approved and levied in the 2006 calendar year, it is estimated to raise \$295,629.00 in its first year.

4. Filing with Clerks. A copy of the Greater Lapeer Transportation Authority resolution shall be filed with the City of Lapeer and each of the five townships not less than sixty (60) days before the proposed date of the election. The wording of the ballot question shall be certified to the appropriate election officials as required by law.

This resolution adopted and effective this 1st day of May, 2006.

MOTION CARRIED. RESOLUTION DECLARED ADOPTED.

Arson Awareness Week

99 2006 05-01

Moved by Sprague. Seconded by Robinet.

To approve the Proclamation for Arson Awareness Week.

CITY OF LAPEER
PROCLAMATION
ARSON AWARENESS WEEK
2006

WHEREAS, Arson is a serious crime that affects all of us and can only be stopped when we realize the severe damage arson causes to our state and individual communities; and

WHEREAS, Arson kills innocent people and causes countless injuries; and

WHEREAS, These blazes erode the tax base and cause a severe loss to our cities, villages and neighborhoods, and can destroy property and the security of employment; and

WHEREAS, Arson can disrupt our educational system, destroy irreplaceable historical buildings and artifacts and render natural resources useless for long periods of time; and

WHEREAS, Direct cost of arson is estimated by the Michigan Arson Prevention Committee to be nearly \$150 million each year in Michigan alone and arson has a significant impact on insurance premiums and tax dollars that must be used to pay for extinguishing and investigating these maliciously set fires;

THEREFORE, I, Mayor Charles D. Treece do hereby declare April 30 – May 6, 2006 as Arson Awareness Week in the City of Lapeer and urge all citizens to help support the efforts of the local police and fire departments in preventing arson.

Signed this 1st day of May, 2006.

MOTION CARRIED. PROCLAMATION DECLARED ADOPTED.

PUBLIC HEARINGS

None Scheduled.

ADMINISTRATIVE REPORTS

Abruzzo Restaurants, Inc. – Liquor License

100 2006 05-01

Moved by Turkelson. Seconded by Robinet.

To schedule a public hearing to consider the request from Abruzzo Restaurants, Inc. for a Class C Liquor License to be held May 15, 2006 at 6:30 p.m. or as soon thereafter as may be heard.

MOTION CARRIED.

CITY MANAGER'S REPORT

City Manager Kerbyson commented on budget outline and requested available dates for budget review. It was the general consensus of the Commission to schedule a budget workshop session for Monday, May 8, 2006 at 5:30 p.m. with a backup date of Wednesday, March 10, 2006 at 5:30 p.m.

CITY ATTORNEY'S REPORT

City Attorney Shamblin commented that the closing would be held on Wednesday for the Smith-Oberlee purchase of Lot 2 within the Lapeer Industrial Research Park and that next month there will be a court date regarding the Louis C. Cramton home.

BILL LISTING FOR MAY 1, 2006

101 2006 05-01

Moved by Sprague. Seconded by Robinet.

To approve the Bill Listing for May 1, 2006 in the amount of \$424,076.43.

MOTION CARRIED.

UNFINISHED BUSINESS

There were no board appointments made.

DEPARTMENTAL COMMUNICATIONS

The Financial Report for March 2006 and Investment Report Ending March 31, 2006 were received into record.

MAYOR AND COMMISSIONER COMMENTS

Mayor Treece commented on bushes at the old Methodist Church that are blocking the sidewalk and the clearing of catch basins that are blocked.

ADJOURNMENT

102 2006 05-01

Moved by Turkelson. Seconded by Sprague.

To adjourn the meeting. MOTION CARRIED.

The meeting adjourned at 7:41 p.m.

Charles D. Treece, Mayor

Donna L. Cronce, City Clerk