

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

**October 1, 2007**

A regular meeting of the Lapeer City Commission was held on October 1, 2007 at Lapeer City Hall, 576 Liberty Park, Lapeer, Michigan. The meeting was called to order at 6:33 p.m.

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

**Absent:** Commissioner Robinet (excused – personal)

Mayor Sprague led the Pledge of Allegiance.

**AGENDA APPROVAL**

**247 2007 10-01**

Moved by Turkelson. Seconded by Farrington.  
To approve the agenda for October 1, 2007 as presented.  
MOTION CARRIED.

**MINUTES**

**248 2007 10-01**

Moved by Ogden. Seconded by Marquardt.  
To approve the minutes of the Regular Meeting held on September 17, 2007 as presented.  
MOTION CARRIED.

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

**CONSENT AGENDA**

**249 2007 10-01**

Moved by Marquardt. Seconded by Turkelson.  
To approve the Consent Agenda for October 1, 2007 resulting in the following.

1. Approval of Local Share Payment #3 to the State of Michigan in the amount of \$24,944.15 for the Saginaw Street – Right Turn Lane Project.
2. Approval of Local Share Payment #4 to the State of Michigan in the amount of \$3,080.59 for the Saginaw Street – Right Turn Lane Project.
3. Approval of the Payment Request #3 to AW Excavating in the amount of \$51,067.03 for the Fair Street Reconstruction Project.
4. Approval of the Construction Engineering Agreement with Rowe Incorporated in the amount of \$22,530 for the Jackson-State Streets Reconstruction Project and authorize the Director of Public Works to sign the required document.

MOTION CARRIED.

**BILL LISTING FOR OCTOBER 1, 2007**

**250 2007 10-01**

Moved by Ogden. Seconded by Marquardt.  
To approve the Bill Listing for October 1, 2007 in the amount of \$585,647.12.  
MOTION CARRIED.

**PUBLIC COMMENTS**

There were no public comments.

## **PUBLIC PROCLAMATIONS, RECOGNITIONS AND RESOLUTIONS**

None.

## **PUBLIC HEARINGS**

No public hearings scheduled.

## **ADMINISTRATIVE REPORTS**

None.

## **CITY MANAGER'S REPORT**

Energy Systems Group – Letter of Intent

### **251 2007 10-01**

Moved by Marquardt. Seconded by Farrington.

To approve the Letter of Intent with Energy Steel Systems Group and authorize the city Manager to sign the required document.

MOTION CARRIED.

LDFA – Proposed Amendments to Development Plan and Financing Plan

### **252 2007 10-01**

Moved by Ogden. Seconded by Turkelson.

To approve the Resolution Setting Public Hearing for Proposed Amendments to Development Plan and Financing Plan of the Local Development Finance Authority of the City of Lapeer for November 5, 2007 at 6:30 p.m. or as soon thereafter as may be heard.

## **LAPEER CITY COMMISSION**

### **RESOLUTION SETTING PUBLIC HEARING FOR PROPOSED AMENDMENTS TO DEVELOPMENT PLAN AND FINANCING PLAN OF THE LOCAL DEVELOPMENT FINANCE AUTHORITY OF THE CITY OF LAPEER**

WHEREAS, on May 15, 1989, the City Commission adopted a Resolution establishing a Tax Increment Development Plan and Financing Plan of the Local Development Finance Authority of the City of Lapeer; and

WHEREAS, Section 17(2) of the Local Development Finance Authority Act (the Act) provides that amendments to an approved Development Plan or Tax Increment Plan must be submitted by the Authority to the governing body for approval or rejection following the same notice and public hearing provisions that are necessary for approval or rejection of the original plan; and

WHEREAS, the Local Development Finance Authority of the City of Lapeer adopted Amendments to the Development Plan and Financing Plan on September 4, 2007 and incorporated the Amendments in a Restatement of the Development Plan and Tax Increment Financing Plan for the Lapeer Industrial and Research Park; and

WHEREAS, Section 16(1) of the Act provides that before adoption of a Resolution approving a Tax Increment Financing Plan, the governing body shall hold a public hearing. Notice of the time and place of the hearing shall be given by publication twice in a newspaper of general circulation designated by the municipality, the first of which shall not be less than twenty (2) days before the date set for the hearing; and

WHEREAS, Section 12(7) of the Act provides that before the public hearing on a Tax Increment Financing Plan, the governing body shall provide a reasonable opportunity to the taxing jurisdictions in which the eligible property is located to express their views and recommendations regarding the Tax Increment Financing Plan.

NOW, THEREFORE, BE IT RESOLVED that the Lapeer City Commission shall conduct a public hearing in the City Commission Chambers of the Lapeer City Hall, 576 Liberty Park, Lapeer, Michigan 48446 on the 5<sup>th</sup> day of November, 2007 at 6:30 pm., or as soon thereafter as the matter can be heard, to consider a Resolution amending the Development Plan and Financing Plan of the Local Development Finance Authority of the City of Lapeer.

BE IT FURTHER RESOLVED that the LA View is hereby designated as the newspaper of general circulation in which the required notices shall be published.

BE IT FURTHER RESOLVED that the Lapeer City Commission shall provide a reasonable opportunity to the taxing jurisdictions in which the eligible property is located to express their views and recommendations regarding the Amendments to the Development Plan and Tax Increment Financing Plan on November 5, 2007 at 6:30 p.m.

MOTION CARRIED. RESOLUTION DECLARED ADOPTED.

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

City Attorney Shamblin commented on the Election Commission meeting and approval of the November 6, 2007 ballot.

### **UNFINISHED BUSINESS**

#### **253 2007 10-01**

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

To appoint the following:

Mike Monville	Lapeer Center for the Arts Council for a term ending 10-01-11.
Rick Samano	Lapeer Center for the Arts Council for a term ending 10-01-11.
Janet Manning	Lapeer Center for the Arts Council for a term ending 10-01-11.
Michele Rohn	Lapeer Center for the Arts Council for a term ending 10-01-11.
Candace Crombez	Lapeer Center for the Arts Council for a term ending 10-01-08.

MOTION CARRIED.

### **DEPARTMENTAL COMMUNICATIONS**

No reports provided.

### **MAYOR/COMMISSIONER COMMENTS**

Commissioner Farrington commented on the Lapeer Center for the Arts Council and the service it provides to the community.

### **ADJOURNMENT**

#### **254 2007 10-01**

Moved by Turkelson. Seconded by Ogden.

To adjourn the meeting.

MOTION CARRIED.

The meeting adjourned at 6:35 p.m.

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William J. Sprague, Mayor

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Donna L. Cronce, CMC, City Clerk