

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

**October 16, 2006**

A regular meeting of the Lapeer City Commission was held on October 16, 2006 at Lapeer City Hall, 576 Liberty Park, Lapeer, Michigan. The meeting was called to order at 6:30 p.m.

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

**Absent:** None.

Mayor Sprague led the Pledge of Allegiance.

**AGENDA APPROVAL**

**231 2006 10-16**

Moved by Robinet. Seconded by Turkelson.  
To approve the Agenda for October 16, 2006 as presented.  
MOTION CARRIED.

**MINUTES**

**232 2006 10-16**

Moved by Robinet. Seconded by Farrington.  
To approve the minutes of the Regular Meeting held on October 6, 2006, as presented.  
MOTION CARRIED.

Minutes from Various Boards and Commissions received through October 12, 2006 were received into record.

**PUBLIC COMMENTS**

Lapeer District Library

Jan Curtis, Representative for the Lapeer District Library, provided information regarding the Library Proposal on the November ballot and requested City Commission support.

Kate Pohjola, 156 W. Nepessing Street, Library Director, introduced herself to the Commission and would answer any questions the Commission may have.

**233 2006 10-16**

Moved by Marquardt. Seconded by Robinet.  
To support the Library Proposal on the November ballot.  
MOTION CARRIED.

Brief discussion was held by the Commission regarding the posting of the election on the City's cable TV and website.

Kevin and Kellee Solt – 310 S. Saginaw Street weed mowing charges

Kevin and Kellee Solt, 2080 Lake Hill, Hadley, commented on charges received for weed mowing at their lot on 310 S. Saginaw Street, that the home was destroyed by fire and demolished, that the garage is still there, thought that neighbor was cutting grass, asked Blight Officer Dave Strong about the mowing, bills were received in July and

August, that no letter, notice, or phone call was received, and that they would have cut the grass upon notification.

Discussion was held regarding ordinance notice requirements, department responsible for weed mowing, and billing procedures.

**234 2006 10-16**

Moved by Ogden. Seconded by Farrington.

To deny the request from Kevin and Kellee Solt and uphold the weed mowing charges billed.

MOTION CARRIED.

Brian Ervin, 3350 Baldwin Road, introduced himself to the Commission and that he was running for State Representative under the US Taxpayers platform.

Len Schneider, Lapeer County Commissioner, greeted the Commission and should the Commission have any questions to give him a call.

Steve Mayer, 241 W. Main, representing State Representative Stahl's office, commented that he would leave information regarding ballot proposals on the November 7<sup>th</sup>, General election ballot.

**CONSENT AGENDA**

**235 2006 10-16**

Moved by Robinet. Seconded by Turkelson.

To approve the Consent Agenda for October 16, 2006 resulting in the following:

1. Approval of Halloween Trick or Treat Hours.
2. Approval of Pay Request #6 to Professional Pool Techs, LLC in the amount of \$39,825.00 for the Lapeer Spray Park Project.
3. Approval of Pay Request #1 to A.W. Excavating, Inc. in the amount of \$115,777.13 for the 2005 Capital Improvement Program.

MOTION CARRIED.

**PUBLIC PROCLAMATIONS, RECOGNITIONS AND RESOLUTIONS**

None.

**PUBLIC HEARINGS**

None

**ADMINISTRATIVE REPORTS**

Liquor License – Susan Wills, Wills Wine Tasting

**236 2006 10-16**

Moved by Robinet. Seconded by Marquardt.

To approve the Michigan Liquor Control Commission Resolution for Susan Wills for a new Wine Tasting Room License to be located at 814 S. Main, Unit 3, Lapeer, MI 48446, Lapeer County.

REQ ID #376188

STATE OF MICHIGAN  
DEPARTMENT OF CONSUMER & INDUSTRY SERVICES  
LIQUOR CONTROL COMMISSION

RESOLUTION

Moved by Commissioner Robinet and supported by Commissioner Turkelson that the request from SUSAN WILLS for a new Wine Tasting Room License to be located at 814 S. Main, Unit 3, Lapeer, MI 48446, Lapeer County. Be considered for approval.

	APPROVAL		DISAPPROVAL
Ayes:	Commissioners Robinet, Turkelson, Marquardt, Ogden, Farrington.	Ayes:	None
Nays:	None	Nays:	None
Absent:	None	Absent:	None

It is the consensus of this legislative body that the application be: recommended for issuance.

MOTION CARRIED. RESOLUTION DECLARED ADOPTED.

Susan Wills was present and commented on the move to 814 S. Main Street from downtown.

Liquor License – Moosejaw Enterprises, LLC. (Polar Palace)

Discussion was held regarding building plans, ZBA issues, and bar area.

**237 2006 10-16**

Moved by Ogden. Seconded by Turkelson.

To approve the Michigan Liquor Control Commission Resolution for Moosejaw Enterprises, LLC for a new 12 months Resort Economic Development Class C License to be located at 3301 Davison, Lapeer, MI 48446, Lapeer County.

REQ ID #354941

STATE OF MICHIGAN  
DEPARTMENT OF CONSUMER & INDUSTRY SERVICES  
LIQUOR CONTROL COMMISSION

RESOLUTION

Moved by Commissioner Ogden and supported by Commissioner Turkelson that the request from Moosejaw Enterprises, LLC for a new 12 months Resort Economic Development Class C License issued under MCL 436.1531(4) with dance-entertainment permit to be located at 3301 Davison, Lapeer, MI 48446, Lapeer County.

	APPROVAL		DISAPPROVAL
Ayes:	Commissioners Ogden, Turkelson, Marquardt, Farrington.	Ayes:	None
Nays:	Commissioner Robinet	Nays:	None
Absent:	None	Absent:	None

It is the consensus of this legislative body that the application be: recommended for issuance.

MOTION CARRIED. RESOLUTION DECLARED ADOPTED.

2006 Delinquent Personal Property and Building on Leased Land Tax Collection Fee

Discussion was held on fee amount, utilization of additional staff, and notification of collection fee to delinquent accounts.

**238 2006 10-16**

Moved by Robinet. Supported by Turkelson.

To approve a \$50.00 Collection Fee to cover the cost of utilizing additional staff regarding Delinquent Personal Property and Building on Leased Land Tax.

MOTION CARRIED.

**CITY MANAGER'S REPORT**

City Manager Kerbyson commented on Lapeer Metal Stamping, meeting with Michigan Department of Transportation, and email regarding the Michigan Municipal League award.

City Manager Kerbyson updated the Commission on the Lapeer Township Annexation, that minor wording changes were made to the agreement, easement contracts have been completed, that City Attorney Shamblin has reviewed the Final Agreement, that Lapeer Township has approved the Final Agreement, and that the Final Agreement requires approval by the Commission.

**239 2006 10-16**

Moved by Robinet. Seconded by Farrington.

To approve the Interlocal Agreement City of Lapeer – Township of Lapeer Sharing of Revenue and Annexation of Property, and authorize the Mayor and City Manager to sign said Agreement.

MOTION CARRIED.

**CITY ATTORNEY'S REPORT**

City Attorney Shamblin provided information regarding the collection of personal property taxes, collection of income taxes, and check received regarding the agreement with Marcelli for the Community Center.

**BILL LISTING FOR OCTOBER 16, 2006**

**240 2006 10-16**

Moved by Marquardt. Seconded by Robinet.

To approve the Bill Listing for October 16, 2006 in the amount of \$526,667.21.

MOTION CARRIED.

**UNFINISHED BUSINESS**

**241 2006 10-16**

Mayor Sprague appointed. Moved by Turkelson. Seconded by Robinet.

To appoint Dave Sommerville to the Planning Commission for a term ending August 1, 2008.

MOTION CARRIED.

**PUBLIC COMMENTS**

Dennis Harrand, introduced himself to the Commission, that he was running for State Representative under the Democratic platform, and asked for Commission support.

**DEPARTMENTAL COMMUNICATIONS**

Departmental Monthly Reports were received into record.

**MAYOR/COMMISSIONER COMMENTS**

Discussion was held regarding the parking issue on Clay Street and Michael's Restaurant location.

**ADJOURNMENT**

**242 2006 10-16**

Moved by Turkelson. Seconded by Marquardt.  
To adjourn the meeting. MOTION CARRIED.

The meeting adjourned at 7:42 p.m.

\_\_\_\_\_  
William J. Sprague, Mayor

\_\_\_\_\_  
Donna L. Cronic, CMC, City Clerk