

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

November 19, 2007

Prior to the regular meeting, Honorable John Connolly, District Judge for Lapeer County presided over the Swearing in Ceremony of the Commissioner's Elect A. Wayne Bennett, Daniel Farrington, Thomas (Mike) Robinet, and Timothy Turkelson.

A regular meeting of the Lapeer City Commission was held on November 19, 2007 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 Bennett.
City Manager Dale Kerbyson
City Attorney Ron Shamblin

Absent: None.

Mayor Sprague led the Pledge of Allegiance.

Mayor Sprague congratulated Commissioners Turkelson, Robinet, and Farrington on their reelection and welcomed Commissioner Bennett.

AGENDA APPROVAL

281 2007 11-19

Moved by Marquardt. Seconded by Robinet.
To approve the agenda for November 19, 2007 as presented.
MOTION CARRIED.

MINUTES

282 2007 11-19

Moved by Turkelson. Seconded by Farrington.
To approve the minutes of the Regular Meeting held on November 5, 2007 as presented.
MOTION CARRIED.

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

Mayor Sprague welcomed Cub Scout Troop 217 to the Commission meeting.

CONSENT AGENDA

283 2007 11-19

Moved by Robinet. Seconded by Marquardt.
To approve the Consent Agenda for November 19, 2007 resulting in the following.

1. Approval of Payment Request #2 to Kennedy Excavating, Inc. in the amount of \$34,212.74 for the John Conley Drive Extension Project.
2. Approval of Local Share Payment #1 to the State of Michigan in the amount of \$72,596.55 for the Oregon Street Reconstruction Project.
3. Approval of the Payment Request #1 to AW Excavating in the amount of \$93,707.10 for the Jackson and State Streets Reconstruction Project.
4. Approval of the Property Tax Remittance Agreement for the 2007 property tax levy with Lapeer Community Schools and authorize the Director of Financial Services to sign the required document.
5. Approval of the Budget Adjustment for Fire Prevention Funds Carryover as presented.
6. Approval of the Budget Adjustment to eliminate Telephone Communication Fund Deficit as presented.

7. Approval of the Budget Adjustment for Cemetery Perpetual Care as presented.
8. Approval of the Budget Adjustment for Project Balance Carryover as presented.
9. Accept and approve the Official Canvass of Votes Cast at the Regular Election held on November 6, 2007 in the City of Lapeer as Canvassed by the Board of Canvassers of the County of Lapeer resulting in the following being election as City Commissioners: A. Wayne Bennett received 304 votes; Dan Farrington received 318 votes; Mike Robinet received 324 votes; Tim Turkelson received 315 votes; and the following Charter Amendment Proposals passed Proposal 1; Proposal 2; Proposal 3; Proposal 4; and Proposal 5.
10. Approval of the Special Event Request from Lapeer Area Chamber of Commerce for the 2007 Christmas Parade to be held December 1, 2007 in downtown Lapeer.

MOTION CARRIED.

BILL LISTING FOR NOVEMBER 19, 2007

284 2007 11-19

Moved by Robinet. Seconded by Turkelson.

To approve the Bill Listing for November 19, 2007 in the amount of \$327,298.09.

MOTION CARRIED.

PUBLIC COMMENTS

There were no public comments.

PUBLIC PROCLAMATIONS, RECOGNITIONS AND RESOLUTIONS

None.

PUBLIC HEARINGS

No public hearings were scheduled.

ADMINISTRATIVE REPORTS

Mike Partlo, Community Development Specialist, Lapeer County Continuum of Care

Mike Partlo presented the results of the homeless survey

Brief discussion was held regarding the estimate of homeless within Lapeer County with Mr. Partlo responding approximately 67.

Hardship Property Tax Reduction Policy

City Assessor Tom Hubbell provided a review of the Hardship Property Tax Reduction Policy. Brief discussion was held regarding the use and awareness of the program.

285 2007 11-19

Moved by Robinet. Seconded by Turkelson.

To approve the amended Hardship Property Tax Reduction Rules and Regulations Policy as presented.

MOTION CARRIED.

Chapter 7 (Zoning Ordinance) – Rezoning Request – 235 and 993 Millville Road

286 2007 11-19

Moved by Turkelson. Seconded by Farrington.

To approve the proposed amendment to Chapter 7 (Zoning Ordinance), Section 7.03, G., #84 of the General Ordinances of the City of Lapeer.

THE CITY OF LAPEER ORDAINS:

7.03 ZONING DISTRICTS AND MAP

G. ZONING DISTRICT AMENDMENTS:

84. The following property, formerly zoned RM Multiple-Family Residential, is hereby rezoned to Office Service District (OS-1):

City of Lapeer T7N, R9E, Section 1, Beginning at NE Section Corner, thence South 89°14'40" West 243.69 feet; thence South 165 feet; thence North 89°14'40" East 243.69 feet; thence North 165 feet to Point of Beginning; excluding road R/W; also Beginning South 165 feet from Northeast Section Corner, thence South 205.41 feet; thence South 89°14'40" West 243.69 feet; thence North 205.41 feet; thence North 89°14'40" East 243.69 feet to Point of Beginning; excluding road R/W."

ON A ROLL CALL VOTE:

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

NAYS: None.

ABSTAIN: None.

ABSENT: None.

MOTION CARRIED. AMENDMENT TO CHAPTER 7 ADOPTED.

Relocation of Precinct 1, Precinct 2, and Precinct 3

287 2007 11-19

Moved by Robinet. Seconded by Marquardt.

To approve the relocation of Precinct 1 and Precinct 2 to Trinity United Methodist Church and Precinct 3 to Calvary Bible Church.

MOTION CARRIED.

CITY MANAGER'S REPORT

City Manager Dale Kerbyson commented that the Boundary Commission has tabled their final decision regarding the Elba Township annexation to January 2008.

CITY ATTORNEY'S REPORT

City Attorney Ronald Shamblin wished Jim Smith from the Flint Journal good luck in his retirement.

UNFINISHED BUSINESS

288 2007 11-9

Moved by Robinet. Seconded by Farrington.

To appoint John Michelson to the Income Tax Board of Review for a term ending December 1, 2010.

MOTION CARRIED.

DEPARTMENTAL COMMUNICATIONS

Monthly Operational Reports, Monthly Financial Report for July 2007, Monthly Financial Report for August 2007, Monthly Financial Report for September 2007, and the

Investment Report for the Quarter Ending September 30, 2007 were received into record.

MAYOR/COMMISSIONER COMMENTS

Brief comments were made regarding the congratulation and welcoming of Commission members, wishing all a Happy Thanksgiving, congratulations to Jim Smith on his retirement, the low turnout for the City election and getting people out to vote.

Appointment of Mayor Pro-Tem

289 2007 11-19

Moved by Turkelson. Seconded by Farrington.
To appoint Mike Robinet as Mayor Pro-Tem.
MOTION CARRIED.

ADJOURNMENT

290 2007 11-19

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

The meeting adjourned at 7:15 p.m.

William J. Sprague, Mayor

Donna L. Cronce, CMC, City Clerk