

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

September 18, 2006

A regular meeting of the Lapeer City Commission was held on September 18, 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, Farrington, and Robinet.
City Attorney Ron Shamblin
City Manager Dale Kerbyson

Absent: Vacant City Commission Seat

Mayor Sprague led the Pledge of Allegiance.

AGENDA APPROVAL

212 2006 09-18

Moved by Robinet. Seconded by Farrington.

To approve the Agenda for September 18, 2006 with the correction of Item C-7 Development Agreement for South Branch Shopping Center (Kohl's) to Administrative Reports Item F-1.

MOTION CARRIED.

MINUTES

213 2006 09-18

Moved by Robinet. Seconded by Marquardt.

To approve the minutes of the Regular Meeting held on September 5, 2006, and the Workshop Meeting held on September 5, 2006, as presented.

MOTION CARRIED.

Minutes from Various Boards and Commissions received through September 14, 2006 were received into record.

PUBLIC COMMENTS

None.

CONSENT AGENDA

214 2006 09-18

Moved by Robinet. Seconded by Turkelson.

To approve the Consent Agenda for September 18, 2006 resulting in the following:

1. Approval of Special Event Request from Lapeer Downtown Business Association for Downtown Candle Walk and Tree Lighting to be held December 1, 2006.
2. Approval of Special Event Request from Lapeer Downtown Business Association for Downtown Treat Walk to be held October 28, 2006.
3. Approval of Special Event Request from Zonta Club of Lapeer for Fantasy Forest to be held October 14, 2006.
4. Approval of the WalMart donation in the amount of \$1,000 for the DARE Fund.
5. Approval of the donation from the Veterans of Foreign Wars for \$50 and Meijer for \$2,500 for Fire Department Robot and approve the budget adjustment for appropriation of funds.
6. Approval of the 2005 Capital Improvement Project Construction Engineering Agreement with Rowe Incorporated in the amount of \$116,200 and authorize the Director of Public Services to sign the required documents.
7. Item C-7 was moved to Item F-1.

8. Approval of the Resolution To Approve Amendment #1 To The Agreement Between The City of Lapeer And The Michigan Department Of Natural Resources and authorize the City Manager to execute the required documents.

RESOLUTION TO APPROVE AMENDMENT #1 TO THE AGREEMENT
BETWEEN THE CITY OF LAPEER
AND THE MICHIGAN DEPARTMENT OF NATURAL RESOURCES

“RESOLVED, that the City of Lapeer, Michigan, does hereby accept the terms of Amendment #1 to the Agreement between the City of Lapeer and the Michigan Department of Natural Resources for expansion of the Lapeer Optimist Community Soccer Fields extending the time period for project completion from August 31, 2006 to June 1, 2007, and that the City Manager may execute the Amendment.”

The following aye votes were recorded: Commissioners Robinet, Turkelson, Marquardt, and Farrington.

The following nay votes were recorded: None.

MOTION CARRIED. RESOLUTION DECLARED ADOPTED.

PUBLIC PROCLAMATIONS, RECOGNITIONS AND RESOLUTIONS

None.

PUBLIC HEARINGS

City Wide Rental Rehabilitation Grant Application Public Hearing Request

215 2006 09-18

Moved by Farrington. Seconded by Robinet.

To set a public hearing on October 2, 2006 at 6:30 p.m. or as soon thereafter as may be heard regarding the City Wide Rental Rehabilitation Grant and the Audubon Park Neighborhood Preservation Program Grant.

MOTION CARRIED.

ADMINISTRATIVE REPORTS

Development Agreement for South Branch Shopping Center (Kohl's)

Discussion was held regarding the development agreement, traffic improvements, and store opening.

Kim Gross, Gross Properties, commented that she had a check for presentation to the City Commission and that the store opening would be in October.

216 2006 09-18

Moved by Robinet. Seconded by Turkelson.

To approve the Development Agreement with CNLRS Development, Inc. for the South Branch Shopping Center (Kohl's) and authorize the Mayor and City Manager to sign the required documents.

MOTION CARRIED.

CITY MANAGER'S REPORT

City Manager Kerbyson commented on the new Fire Tanker that will be available for Commission review at the next meeting, update on the new Fire Pumper, that the Miss Michigan signs are in print, that a resignation letter was received from Community Development Coordinator Diane Larkin who is taking a position with the City of Marshall, that Rowe Engineering provided a review of projects that will be included in the next Commission packet, and that official notice was received regarding the S2 Grant money in the amount of \$392,152 and the submission for follow up grant money.

CITY ATTORNEY'S REPORT

City Attorney Shamblin commented on the requirements of filing the vacant City Commission seat.

Discussion was held regarding letters of interests from the three candidates and the skill sets that the candidates would bring to the Commission board.

217 2006 09-18

Moved by Turkelson. Seconded by Marquardt.

To appoint Bill Ogden to the vacant City Commission seat for the unexpired term ending November 2007.

MOTION CARRIED.

City Clerk provided the Oath of Office to Commissioner Ogden.

BILL LISTING FOR SEPTEMBER 18, 2006

218 2006 09-18

Moved by Robinet. Seconded by Turkelson.

To approve the Bill Listing for September 18, 2006 in the amount of \$695,921.61.

MOTION CARRIED.

UNFINISHED BUSINESS

There were no board appointments.

DEPARTMENTAL COMMUNICATIONS

None.

PUBLIC COMMENTS

None.

MAYOR/COMMISSIONER COMMENTS

The Commission welcomed Commissioner Ogden to the Board, wished Diane Larkin the best of luck in her new job, and commented on upcoming meetings and events.

ADJOURNMENT

219 2006 09-18

Moved by Robinet. Seconded by Marquardt.

To adjourn the meeting. MOTION CARRIED.

The meeting adjourned at 7:07 p.m.

William J. Sprague, Mayor

Donna L. Cronce, CMC, City Clerk