

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

July 6, 2010

A regular meeting of the Lapeer City Commission was held July 6, 2010 at Lapeer City Hall, 576 Liberty Park, Lapeer, Michigan. The meeting was called to order at 6:30 p.m.

Present: Mayor Sprague.
Commissioners Bennett, Marquardt, Robinet, and Bostick-Tullius.
City Manager Dale Kerbyson.
City Attorney Representative Tim Turkelson.

Absent: Commissioner Farrington (excused).

Others Present: City Clerk Donna Cronce; Executive Assistant Tracey Russell; Fire Chief Terry Kluge; City Assessor Tom Hubbell; Planning Director Linda Jackman; Parks, Recreation & Cemetery Director Ray Turczyn; Rowe PSC Doug Skyllis; Lapeer County Press Jeff Hogan; Rehne Voss; Ken Walter; Patrick Yens; Jason Loudermilk; Mary Elna Patterson.

Mayor Sprague led the Pledge of Allegiance.

AGENDA APPROVAL

155 2010 07-06

Moved by Marquardt. Seconded by Robinet.

To approve the Agenda for July 6, 2010 with the addition of Item C.7. Special Event Request – American Legion Post 16.

Ayes: Bennett, Marquardt, Robinet, Bostick-Tullius.

Nays: None.

Absent: Farrington.

MOTION CARRIED.

MINUTES

156 2010 07-06

Moved by Robinet. Seconded by Marquardt.

To approve the minutes from the Workshop Meeting held on June 21, 2010; Regular Meeting held June 21, 2010; and Executive Session held June 21, 2010.

Ayes: Bennett, Marquardt, Robinet, Bostick-Tullius.

Nays: None.

Absent: Farrington.

MOTION CARRIED.

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

PUBLIC COMMENTS

Jason Loudermilk, Golfside Drive, commented that he was present with three other neighbors from Golfview Estates, each could speak during allotted time or he could speak for group, felt that it was best to bring concerns to Commission attention for action on issues within Golfview Estates regarding noxious weeds, change of height from 12" to 8", mowing and cleanup; effects on residents health; mosquito and rodent population; condition of pavement, who owns street, and if a bond was required from developer; storm drains plugged, flooding after heavy rain, pooling of water; speeders on street, no speed limit signs, danger to residents, request of patrol/enforcement of area; and sidewalk problems. Mayor Sprague advised that the City Manager would review concerns and provide a report.

CONSENT AGENDA

157 2010 07-06

Moved by Bostick-Tullius. Seconded by Bennett.

To approve the Consent Agenda for July 6, 2010 resulting in the following:

1. Downtown Outdoor Dining Area Right-of-Way License (Amended) for Sanson LLC, dba Pueblo Viejo Restaurant at 393 W. Nepessing Street.
2. Accept the Wal*Mart Donation in the amount of \$1,000 for the Police Department and \$1,000 for the Fire Department.
3. Special Event Request from Citizens to Elect Todd Courser to hold Freedom Fest on Sunday, July 25, 2010 at Annrook Park.
4. Bid from Boddy Construction Company, Inc. for the 2010 Mill Street Sewer Interceptor Replacement Project in the amount of \$624,903.40 and authorize the City Manager or Director of Public Works to sign required documents.
5. Contract for Engineering Services with Rowe PSC for the DeMille Corridor Traffic Signal Upgrades \$29,046.00 and authorize the Director of Public Works to sign required documents.
6. Approve the AMTRAK Lift Shelter – Access Agreement with Jacobs Project Management Company and authorize the City Manager to sign required documents.
7. Approve the Special Event Request from American Legion Post 16 for Extreme Cage Fighting to be held July 17, 2010 at American Legion Post 16.

Ayes: Bennett, Marquardt, Robinet, Bostick-Tullius.

Nays: None.

Absent: Farrington.

MOTION CARRIED.

BILL LISTING FOR JULY 6, 2010

158 2010 07-06

Moved by Robinet. Seconded by Bostick-Tullius.

To approve the Bill Listing for July 6, 2010 in the amount of \$324,561.75.

Ayes: Bennett, Marquardt, Robinet, Bostick-Tullius.

Nays: None.

Absent: Farrington.

MOTION CARRIED.

PROCLAMATIONS, RECOGNITIONS AND RESOLUTIONS

Resolution: Supporting Lapeer County E9-1-1 Central Dispatch Equipment Proposition

159 2010 07-06

Moved by Robinet. Seconded by Bennett.

To approve the Resolution Supporting Lapeer County E9-1-1 Central Dispatch Equipment Proposition.

Ayes: Bennett, Marquardt, Robinet, Bostick-Tullius.

Nays: None.

Absent: Farrington.

MOTION CARRIED. RESOLUTION DECLARED ADOPTED.

Proclamation: John Fish

160 2010 07-06

Moved by Robinet. Seconded by Bennett.

To approve the Proclamation In Recognition of John Fish.

Ayes: Bennett, Marquardt, Robinet, Bostick-Tullius.

Nays: None.

Absent: Farrington.

MOTION CARRIED. PROCLAMATIONDECLARED ADOPTED.

PUBLIC HEARINGS

None.

ADMINISTRATIVE REPORTS

Concept: Parks and Recreation Fees/Charges

161 2010 07-06

Moved by Bennett. Seconded by Robinet.

To approve the concept of charging a flat rate fee for classes, programs, and daily use offered through the Parks and Recreation Department.

Ayes: Bennett, Marquardt, Robinet, Bostick-Tullius.

Nays: None.

Absent: Farrington.

MOTION CARRIED.

Lot Split Request: Frank Wasniowski, 26 W. Park Street

162 2010 07-06

Moved by Bennett. Seconded by Bostick-Tullius.

To approve the Resolution To Approve Lot Split Request for Frank Wasniowski, 26 W. Park Street.

Ayes: Bennett, Marquardt, Robinet, Bostick-Tullius.

Nays: None.

Absent: Farrington.

MOTION CARRIED. RESOLUTION DECLARED ADOPTED.

CITY MANAGER'S REPORT

No report provided.

CITY ATTORNEY'S REPORT

City Attorney representative Tim Turkelson commented that the office was working with the City Manager on weed ordinance issues, review of compliance process, and being fair across the board.

UNFINISHED BUSINESS

No board appointments were made.

DEPARTMENTAL COMMUNICATIONS

Precious Metal and Gem Dealer License: Genesee Valley Gold Silver & Diamonds was received into record.

PUBLIC COMMENTS

None.

MAYOR/COMMISSIONER COMMENTS

Commissioner Robinet commented on Golfview subdivision issues and ability to review report as soon as possible; report of downtown vacancies in last packet and that DDA uses information for recruitment, business people are trying to keep downtown going, and City should try harder to promote downtown.

City Manager Dale Kerbyson commented that Channel 25 and Channel 5 were in town to follow candidates for Governor Pete Hoekstra, Congress Representative Candice Miller, and State Representative Kevin Daley on a tour of Energy Steel, Lapeer Industry Plant 5, and question and answer session; familiarity with Loudermilk concerns within subdivision and will provide a report fairly soon.

Mayor Sprague commented on the fireworks turnout; appreciation of residents showing up at meeting and pointing out concerns, City Manager runs day-to-day operations of City and will check into concerns regarding staff performance, and expectation that issues will be taken care of in a reasonable amount of time.

ADJOURNMENT

163 2010 07-06

Moved by Bennett.

To adjourn the meeting.

Ayes: Bennett, Marquardt, Robinet, Bostick-Tullius.

Nays: None.

Absent: Farrington.

MOTION CARRIED.

The regular meeting adjourned at 6:51 p.m.

William J. Sprague, Mayor

Donna L. Cronce, MMC, City Clerk