

COUNCIL PROCEEDINGS

January 4, 2010

The Municipal Council of the City of Alpena met in regular session in the City Hall on the above date and was called to order at 7:00 p.m. by the Mayor Pro Tem.

Present: Councilmembers Eiler, Karschnick, Nunneley, and Sexton.

Absent: Mayor Shafto.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of December 17, 2009, were approved as printed.

CONSENT AGENDA

Moved by Councilman Karschnick, seconded by Councilman Sexton, that the following Consent Agenda items be approved:

1. Bills Allowed – in the amount of \$212,231.86 be allowed and the Mayor Pro Tem and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

CITY TAX COLLECTION

Moved by Councilman Nunneley, seconded by Councilman Sexton, to direct the City Clerk/Treasurer/Finance Director to submit a letter to the State Senator and State Representative requesting that City tax collections be changed from twice a year to one time a year.

Carried by unanimous vote.

ORDINANCE NO. 10-393

Ordinance No. 10-393, being an Ordinance Rezoning Properties located at 705

Adams Street and 302 E. Birch Street from I-3, Heavy Industrial, to R-2, One Family Residential, was given its first presentment (reading) by the City Attorney.

ALPENA TO CHEBOYGAN RAIL-TRAIL SURFACING PROJECT

Moved by Councilman Nunneley, seconded by Councilman Karschnick, that the City request a partnership with Alpena Township to each fund up to half of the unfunded \$7,000 portion of the 71 mile year round Alpena to Cheboygan Rail-Trail surfacing project.

Carried by unanimous vote.

**AGREEMENT BETWEEN THE CITY OF ALPENA AND
THE PARK FAMILY-REC CENTER, LLC
TO PROVIDE CONVENTION/COMMUNITY CENTER SERVICES**

Moved by Councilman Karschnick, seconded by Councilman Sexton, that the revised agreement between the City of Alpena and the Park Family-Rec Center, LLC to provide convention/community center services including a definition of a convention/community center and additional wording that provides more clarity in terms of the role of the City's representative on the Advisory board, be approved and presented to the Park Family-Rec Center, LLC.

Carried by vote as follows:

Ayes: Eiler, Karschnick, and Sexton.

Nays: Nunneley.

WIND ENERGY SYSTEMS

Moved by Councilman Karschnick, seconded by Councilman Sexton that Ordinance No. 09-392, Section 7.40.D.3 Minimum Lot Size, for Wind Energy Systems be referred back to the City Planning Commission to consider the proposed changes as

presented by the Planning and Development Director.

Carried by unanimous vote.

ZONING DISTRICT CHANGES

WATERFRONT DEVELOPMENT DISTRICT

Moved by Councilman Karschnick, seconded by Councilman Nunneley, that the single family residential properties in the Waterfront Development District along the Thunder Bay River will remain as is in the proposed new City Zoning Ordinance.

Carried by unanimous vote.

WATERFRONT DEVELOPMENT DISTRICT DOWNZONING REQUEST

Moved by Councilman Nunneley, seconded by Councilman Sexton, that the zoning district changes to the Waterfront Development District be referred back to the Planning Commission to conduct a public hearing on a considered request to downzone the single family residences in the Waterfront Development District between Seventh and Ninth Avenue on River Street to R-2, Single Family Residential.

Carried by unanimous vote.

ORDINANCE NO. 09-392

Ordinance No. 09-392, being an Ordinance Amending Ordinance No. 148 – City of Alpena Zoning Ordinance, was given its first presentment (reading) by the City Attorney.

NPI GRANT

NORTH SIDE SIGNS

Moved by Councilman Nunneley, seconded by Councilman Sexton, that the two signs purchased with the NPI Grant funds, be placed as follows: one on the Second Avenue bridge abutment and the other at the intersection of Johnson and Oldfield

Street, identifying the North Side of Alpena, per the Building Official's memo dated December 30, 2009.

Carried by unanimous vote.

CLOSED SESSION

Moved by Councilman Karschnick, seconded by Councilman Sexton, that the Municipal Council adjourn to a closed session at 8:28 p.m., to discuss pending litigation.

Carried by unanimous vote.

RECESS

The Municipal Council recessed at 8:28 p.m.

RECONVENE – CLOSED SESSION

The Municipal Council reconvened in closed session at 8:35 p.m.

RECONVENE – OPEN SESSION

The Municipal Council reconvened in open session at 9:07 p.m.

On motion of Councilman Karschnick, seconded by Councilman Nunneley, the Council adjourned at 9:07 p.m.

SAM EILER
MAYOR PRO TEM

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

January 18, 2010

The Municipal Council of the City of Alpena met in regular session in the City Hall on the above date and was called to order at 7:00 p.m. by the Mayor Pro Tem.

Present: Councilmembers Eiler, Karschnick, and Nunneley.

Absent: Mayor Shafto and Councilmember Sexton.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of January 4, 2010, closed session of January 4, 2010, and special session of January 7, 2010, were approved as printed.

CONSENT AGENDA

Moved by Councilman Karschnick, seconded by Councilman Nunneley, that the following Consent Agenda items be approved:

1. Bills Allowed – in the amount of \$267,803.57 be allowed and the Mayor Pro Tem and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

NEW ZONING ORDINANCE

Moved by Councilman Karschnick, seconded by Councilman Nunneley, to approve the Planning Commission's concurrence with the changes to the regulations on small ground mounted horizontal axis wind turbines, section 7.40.D.3 of the proposed new zoning ordinance No. 09-392.

Carried by unanimous vote.

ORDINANCE NO. 09-392

Moved by Councilman Nunneley, seconded by Councilman Karschnick, that

Ordinance No. 09-392, being an Ordinance Amending Ordinance No. 148 – City of Alpena Zoning Ordinance, be adopted.

Carried by unanimous vote.

ORDINANCE NO. 10-393

Moved by Councilman Nunneley, seconded by Councilman Karschnick, that Ordinance No. 10-393, being an Ordinance Rezoning Properties located at 705 Adams Street and 302 E. Birch Street from I-3, Heavy Industrial, to R-2, One Family Residential, be adopted.

Carried by unanimous vote.

FORD AVENUE RECONSTRUCTION PROJECT

Moved by Councilman Karschnick, seconded by Councilman Nunneley, that MDOT Contract 09-5764 for reconstruction of Ford Avenue from the easterly most railroad crossing to the City's jurisdictional limits, per the City Engineer's memo dated January 12, 2010, be approved and authorize the Mayor and City Clerk to execute it on behalf of the City.

Carried by unanimous vote.

FORD AVENUE RECONSTRUCTION PROJECT

Alpena County Road Commission Funding Agreement

Moved by Councilman Nunneley, seconded by Councilman Karschnick, to approve resurfacing a section of Misery Bay Road in Alpena Township as part of the MDOT Ford Avenue reconstruction project; and authorize the Mayor and City Clerk to execute the funding agreement on behalf of the City with the Alpena County Road Commission, once the Alpena County Road Commission and City Attorney have reviewed and approved it.

Carried by unanimous vote.

On motion of Councilman Karschnick, seconded by Councilman Nunneley, the
Council adjourned at 7:18 p.m.

SAM EILER
MAYOR PRO TEM

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

February 1, 2010

The Municipal Council of the City of Alpena met in regular session in the City Hall on the above date and was called to order at 7:00 p.m. by the Mayor.

Present: Mayor Shafto, Councilmembers Eiler, Karschnick, Nunneley, and Sexton.

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of January 18, 2010, were approved as printed.

CONSENT AGENDA

Moved by Councilman Karschnick, seconded by Councilman Nunneley, that the following Consent Agenda items be approved:

1. Bills Allowed – in the amount of \$177,797.35 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. One City Council appointment to the Harbor Advisory Committee for a three-year term expiring 1/4/2013 – Richard Rang.
3. One City Council appointment to the Building Board of Appeals with no term limit – Susan Edwards.
4. One City Council reappointment to the Building Authority for a three-year expiring 3/19/2013 – Thad Taylor.
5. Two Mayoral reappointments to the Historic District Commission for a three-year term expiring 2/19/2007 – Paul Sabourin and Cathy Green.
6. One City Council appointment to the Retirement Board for a two-year expired term expiring 1/1/2012 – Phil Wiser.
7. Reappoint Carol Shafto to the Intergovernmental Communication Committee, DARE Board and the Northeast Michigan Council of Governments Regional Economic Development Advisory Committee.

8. Reappoint Sam Eiler to the Intergovernmental Air/Water Quality Committee and the Alpena Area Recreation Commission.
9. Reappoint Dave Karschnick to the H.U.N.T. Board, the Intergovernmental Public Safety Committee, and alternate to the Northeast Michigan Council of Governments Regional Economic Development Advisory Committee.
10. Reappoint Mike Nunneley to the Intergovernmental Roads Committee and alternate to Target Alpena and the Sanctuary Advisory Council.
11. Reappoint Shawn Sexton to the City Property Committee, Target Alpena, and alternate to the Alpena Area Recreation Commission.

Carried by unanimous vote.

COAST GUARD DOCK SITE

Moved by Councilman Sexton, seconded by Councilman Eiler, that the agreement between the City of Alpena and Alpena Marc, LLC for the installation and maintenance of a Coast Guard dock site at the City of Alpena Marina, be approved.

Carried by unanimous vote.

COMPREHENSIVE ANNUAL FINANCIAL REPORT (CAFR)

FISCAL YEAR ENDED JUNE 30, 2009

Moved by Councilman Nunneley, seconded by Councilman Eiler, that the Comprehensive Annual Financial Report (CAFR) for fiscal year ended June 30, 2009, as presented by Straley, Ilsley & Lamp, P.C., be received and filed.

Carried by unanimous vote.

TARGET ALPENA DEVELOPMENT CORPORATION

QUARTERLY REPORT

Moved by Councilman Eiler, seconded by Councilman Sexton, that the quarterly report for Target Alpena Development Corporation, be received and filed.

Carried by unanimous vote.

DOWNTOWN DEVELOPMENT AUTHORITY REQUEST

TO MAKE ADAPTATIONS TO FARMERS' MARKET STRUCTURE

Moved by Councilman Karschnick, seconded by Councilman Nunneley, that the Downtown Development Authority's request to put an addition on the Farmers' Market structure located on City property, be approved contingent upon the inspection and approval of the City Engineer, Building Inspector, and City Manager.

Carried by unanimous vote.

POLICY ON SOLICITING BIDS

Moved by Councilman Nunneley, seconded by Councilman Sexton, to request staff to develop a policy to solicit bids every three years.

Carried by unanimous vote.

DUMPSTER SERVICES CONTRACT RENEWAL

Moved by Councilman Karschnick, seconded by Councilman Sexton, that the City Engineer bid out dumpster services and request a 30-day extension of the current contract with L&N Disposal.

Carried by unanimous vote.

ELECTRICAL MAINTENANCE CONTRACT RENEWAL

Moved by Councilman Nunneley, seconded by Councilman Eiler, to approve renewal of the electrical maintenance contract with Thunder Bay Electric for a three-year term as presented in the City Engineer's memo dated January 25, 2010.

Carried by unanimous vote.

CITY SIDEWALK PROGRAM CONTRACT RENEWAL

Moved by Councilman Karschnick, seconded by Councilman Eiler, to establish the property owner sidewalk rate at \$2.17 per square foot for 2010 and approve a one-year renewal of the City Sidewalk Program Contract with Ryan Brothers, Inc. per the

City Engineer's memo dated January 25, 2010.

Carried by unanimous vote.

CLOSED SESSION

Moved by Councilman Karschnick, seconded by Councilman Eiler, that the Municipal Council adjourn to a closed session at 8:37 p.m., to discuss pending litigation.

Carried by unanimous vote.

RECESS

The Municipal Council recessed at 8:37 p.m.

RECONVENE – CLOSED SESSION

The Municipal Council reconvened in closed session at 8:42 p.m.

RECONVENE – OPEN SESSION

The Municipal Council reconvened in open session at 9:21 p.m.

On motion of Councilman Karschnick, seconded by Councilman Sexton, the Council adjourned at 9:21 p.m.

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

February 15, 2010

The Municipal Council of the City of Alpena met in regular session in the City Hall on the above date and was called to order at 7:00 p.m. by the Mayor.

Present: Mayor Shafto, Councilmembers Eiler, Karschnick, Nunneley, and Sexton.

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of February 1, 2010, closed session of February 1, 2010, and special session of February 8, 2010, were approved as printed.

ADDITION TO AGENDA

Moved by Councilman Nunneley, seconded by Councilman Eiler, that the following addition to the agenda be approved:

1. Recycling Update, item 10(c).

Carried by unanimous vote.

CONSENT AGENDA

Moved by Councilman Karschnick, seconded by Councilman Eiler, that the following Consent Agenda items be approved:

1. Bills Allowed – in the amount of \$162,538.67 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. Approval of major street budget amendment to decrease materials/contract budget by \$29,000 and transfer it to the salaries & wages budget for labor distribution.
3. Approval of water fund budget amendment to decrease capital/tonne equipment by \$20,000 and capital outlay by \$6,300 and transfer these

amounts to the supplies budget for chemical supplies.

4. Approval to allow Gloworks non-exclusive rights to sell glow-in-the dark and light-up merchandise/toys at the 2010, 4th of July event.
5. Approval of 3% increase for 2010 water and sewer tap-in fees.

Carried by unanimous vote.

PUBLIC HEARING

CLOSEOUT OF ALPENA MARC, LLC INFRASTRUCTURE PROJECT

Mayor Shafto announced a Public Hearing regarding closeout of the Alpena Marc, LLC, Community Development Block Grant (CDBG) Infrastructure Project. Greg Sundin, Director of Planning and Development, presented a report. The clerk indicated that there were no written comments from the public. The public comment period was opened and no one spoke either in favor or opposition to the project. After which, the public comment period was closed. Council discussion. Councilman Sexton asked Jeff Konczak of Alpena Marc, LLC on his future plans, especially for the brewery. He indicated that Alpena Marc, LLC intends to continue development of the site and they are working on the future re-opening of the brewery.

The Mayor declared the Public Hearing closed.

ALPENA MARC, LLC INFRASTRUCTURE PROJECT

Moved by Councilman Sexton, seconded by Councilman Eiler, to approve staff's completion and submission of the final documentation required by the Michigan Economic Development Corporation to close out the grant for the Alpena Marc, LLC Infrastructure Project.

Carried by unanimous vote.

PUBLIC HEARING

CLOSEOUT OF CITY OF ALPENA COOL CITIES BLUEPRINTS FOR

NEIGHBORHOODS CDBG PROJECT – MSHDA GRANT NO. 200782-CAT

Mayor Shafto announced a Public Hearing regarding closeout of the City of Alpena Cool Cities Blueprints for Neighborhoods Community Development Block Grant (CDBG) Project – Michigan State Housing Development Authority (MSHDA) Grant No. 200782-CAT. Greg Sundin, Director of Planning and Development, presented a report. The clerk indicated that there were no written comments from the public. The public comment period was opened and no one spoke either in favor or opposition to the project. After which, the public comment period was closed. Council discussion. Council noted the value to the North Side neighborhood of the completed projects.

The Mayor declared the Public Hearing closed.

ALPENA COOL CITIES BLUEPRINTS FOR NEIGHBORHOODS PROJECT

Moved by Councilman Nunneley, seconded by Councilman Karschnick, to approve staff's completion and submission of the final documentation required by the Michigan State Housing Development Authority to close out the grant for the Cool Cities Blueprints for Neighbors Community Development Block Grant (CDBG) Project.

Carried by unanimous vote.

TREASURER'S FINANCIAL REPORT

Moved by Councilman Eiler, seconded by Councilman Sexton, to receive and file the Treasurer's Financial Report of July 1, 2009, through December 31, 2009.

Carried by unanimous vote.

**MICHIGAN DEPARTMENT OF ENERGY, LABOR, AND ECONOMIC GROWTH
(DELEG) AND ENERGY EFFICIENCY, & CONSERVATION MULTIPURPOSE BLOCK
GRANT (EECBG) GRANT**

Moved by Councilman Sexton, seconded by Councilman Eiler, to authorize the

City Manager to execute the Michigan Department of Energy, Labor, and Economic Growth (DELEG) and Energy Efficiency & Conservation Multipurpose Block Grant (EECGB) grant documents contingent upon council's approval of the Siemen's Energy proposal.

Carried by unanimous vote.

DISPOSITION OF ALPENA CIVIC AND COMMUNITY CENTER

Moved by Councilman Nunneley, seconded by Councilman Karschnick, to direct staff to prepare the request for proposals and qualifications and solicit proposals for the disposition of the Alpena Civic and Community Center per the Planning and Development Director's recommendation presented in his memo dated February 4, 2010.

Carried by vote as follows:

Ayes: Nunneley, Shafto, Eiler, and Karschnick.

Nays: Sexton.

CLOSED SESSION

Moved by Councilman Karschnick, seconded by Councilman Nunneley, that the Municipal Council adjourn to a closed session at 8:33 p.m., to discuss pending litigation.

Carried by unanimous vote.

RECESS

The Municipal Council recessed at 8:33 p.m.

RECONVENE – CLOSED SESSION

The Municipal Council reconvened in closed session at 8:40 p.m.

RECONVENE – OPEN SESSION

The Municipal Council reconvened in open session at 9:36 p.m.

On motion of Councilman Karschnick, seconded by Councilman Eiler, the
Council adjourned at 9:36 p.m.

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

March 1, 2010

The Municipal Council of the City of Alpena met in regular session in the City Hall on the above date and was called to order at 7:00 p.m. by the Mayor.

Present: Mayor Shafto, Councilmembers Karschnick, Nunneley, and Sexton.

Absent: Councilmember Eiler.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of February 15, 2010, and closed session of February 15, 2010, were approved as printed.

CONSENT AGENDA

Moved by Councilman Karschnick, seconded by Councilman Nunneley, that the following Consent Agenda items be approved:

1. Bills Allowed – in the amount of \$303,981.85 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

TREASURER'S FINANCIAL REPORT

Moved by Councilman Sexton, seconded by Councilman Nunneley, to receive and file the Treasurer's Financial Report of July 1, 2009, through January 31, 2010.

Carried by unanimous vote.

WATER RECYCLING PLANT CIRCUIT BREAKER REBUILD

Sealed bids were received on February 23, 2010, for rebuilding Circuit Breakers at the Water Recycling Plant. Moved by Councilman Nunneley, seconded by Councilman Sexton, that the bid by Great Lakes Power Services, in the amount of \$25,105.00, be accepted.

Carried by unanimous vote.

HOT MIXED ASPHALT (HMA) BITUMINOUS PATCHING CONTRACT

The following sealed bids were received on February 23, 2010, for bituminous patching for the 2010 construction season:

East Shore Asphalt Paving	\$57,358.00
Goodrich Trucking	\$64,800.00

Moved by Councilman Karschnick, seconded by Councilman Nunneley, that the bid by East Shore Asphalt Paving, in the amount of \$57,358.00, be accepted.

Carried by unanimous vote.

US-23 NORTH LIGHTING RELOCATION

The following sealed bids were received on February 23, 2010, for the relocation of the lights along US-23 North within the influence of the MDOT project:

Werth Electric	\$57,915.00
Omega Electric	\$68,038.00
Thunder Bay Electric	\$71,005.97

Moved by Councilman Nunneley, seconded by Councilman Sexton, that the base bid by Werth Electric, in the amount of \$57,915.00, be accepted; and authorize the Mayor and Clerk to execute the contract and approve a budget amendment to increase the expenses and revenues for this project.

Carried by unanimous vote.

RIVER STREET RE-ZONING

Moved by Councilman Nunneley, seconded by Councilman Karschnick, that rezoning properties located on River Street between Seventh and Ninth Avenues and on Ninth Avenue between River Street and Clem's Bait Shop from WD, Waterfront Development District, to R-2, One Family Residential District, be approved; and direct the City Attorney to do a first reading of Ordinance No. 10-394.

Carried by unanimous vote.

ORDINANCE NO. 10-394

Ordinance No. 10-394, being an Ordinance to Modify and Revise the Zoning Ordinance No. 09-392, was given its first presentment (reading) by the City Attorney.

UNITED WATER ANNUAL CONTRACT ADJUSTMENT

Moved by Councilman Karschnick, seconded by Councilman Sexton, that the United Water contract adjustment for the 2010-2011 fiscal year be zero % and that section 3.02 be amended to reflect a minimum adjustment of zero %.

Carried by vote as follows:

Ayes: Sexton, Shafto, and Karschnick.

Nays: Nunneley.

UNITED WATER CONTRACT REVIEW

Moved by Councilman Sexton, seconded by Councilman Karschnick, to refer to staff to investigate the option of changing the language between zero and 3 % and to look at other options before the next contract renewal.

Carried by vote as follows:

Ayes: Shafto, Karschnick, and Sexton.

Nays: Nunneley.

CLOSED SESSION

Moved by Councilman Karschnick, seconded by Councilman Sexton, that the Municipal Council adjourn to a closed session at 7:58 p.m., to discuss pending litigation.

Carried by unanimous vote.

RECESS

The Municipal Council recessed at 7:58 p.m.

RECONVENE – CLOSED SESSION

The Municipal Council reconvened in closed session at 8:05 p.m.

RECONVENE – OPEN SESSION

The Municipal Council reconvened in open session at 8:38 p.m.

On motion of Councilman Karschnick, seconded by Councilman Sexton, the Council adjourned at 8:38 p.m.

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

March 15, 2010

The Municipal Council of the City of Alpena met in regular session in the City Hall on the above date and was called to order at 7:00 p.m. by the Mayor Pro Tem.

Present: Councilmembers Eiler, Karschnick, Nunneley, and Sexton.

Absent: Mayor Shafto.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of March 1, 2010, and closed session of March 1, 2010, were approved as printed.

CONSENT AGENDA

Moved by Councilman Karschnick, seconded by Councilman Sexton, that the following Consent Agenda items be approved:

1. Bills Allowed – in the amount of \$238,734.50 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. Approval of High School Liaison Officer Agreement, effective October 1, 2009 – September 30, 2010.

Carried by unanimous vote.

TREASURER'S FINANCIAL REPORT

Moved by Councilman Nunneley, seconded by Councilman Sexton, to receive and file the Treasurer's Financial Report of July 1, 2009, through February 28, 2010.

Carried by unanimous vote.

DUMPSTER SERVICES

The following sealed bids were received on March 8, 2010, for providing

dumpsters and trash service for the City:

Year	2010	2011	2012	2013
Lindle Refuse				
\$/Cubic Yard	\$ 4.00	\$ 4.25	\$ 4.40	\$ 4.55
\$/Per Can Cost	\$ 2.25	\$ 2.40	\$ 2.55	\$ 2.70
L & N Disposal				
\$/Cubic Yard	\$ 4.50	\$ 4.75	\$ 4.75	\$ 5.00
\$/Per Can Cost	\$ 1.50	\$ 1.75	\$ 1.75	\$ 2.00
Jewel's Disposal				
\$/Cubic Yard	\$ 5.00	\$ 5.25	\$ 5.50	\$ 5.75
\$/Per Can Cost	\$ 2.90	\$ 3.05	\$ 3.20	\$ 3.35

Moved by Councilman Karschnick, seconded by Councilman Sexton, that the bid by L & N Disposal, in the amounts shown, be accepted.

Carried by vote as follows:

Ayes: Sexton, Eiler, Karschnick.

Nays: Nunneley.

HURON HUMANE SOCIETY

Request for Financial Assistance

Moved by Councilman Karschnick, seconded by Councilman Sexton, that the Huron Humane Society's Annual Report be received and filed; and that the Huron Humane Society's request for funding for fiscal year 2010-2011, in the amount of \$17,000, be referred to City staff for budgetary review.

Carried by unanimous vote.

ALPENA & PRESQUE ISLE CHILD ABUSE/NEGLECT (CA/N) TEAM

PINWHEEL GARDEN

Moved by Councilman Nunneley, seconded by Councilman Sexton, that the request of the Alpena & Presque Isle Child Abuse/Neglect Team to plant a pinwheel

garden and place a portable sign in the north end of the Duck Park to promote the Pinwheels for Prevention campaign as a symbol for child abuse and neglect prevention nationwide, be approved.

Carried by unanimous vote.

2011-2016 CAPITAL IMPROVEMENT PLAN

Moved by Councilman Sexton, seconded by Councilman Nunneley, that the 2011-2016 Capital Improvement Plan, as modified, per the Planning and Development Director's memo dated March 10, 2010, be adopted.

Carried by unanimous vote.

CLOSED SESSION

Moved by Councilman Karschnick, seconded by Councilman Sexton, that the Municipal Council adjourn to a closed session at 7:25 p.m., to discuss the purchase of property.

Carried by unanimous vote.

RECESS

The Municipal Council recessed at 7:25 p.m.

RECONVENE – CLOSED SESSION

The Municipal Council reconvened in closed session at 7:32 p.m.

RECONVENE – OPEN SESSION

The Municipal Council reconvened in open session at 7:42 p.m.

On motion of Councilman Karschnick, seconded by Councilman Sexton, the Council adjourned at 7:42 p.m.

SAM EILER
MAYOR PRO TEM

ATTEST:

Julie Krajniak
Deputy City Clerk

COUNCIL PROCEEDINGS

April 5, 2010

The Municipal Council of the City of Alpena met in regular session in the City Hall on the above date and was called to order at 7:00 p.m. by the Mayor.

Present: Mayor Shafto, Councilmembers Eiler, Karschnick, Nunneley, and Sexton.

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of March 15, 2010, and closed session of March 15, 2010, were approved as printed.

MODIFICATIONS TO AGENDA

Moved by Councilman Sexton, seconded by Councilman Eiler, that the following modifications be made to the agenda:

Addition: Grant Presentation – Michigan Arts and Culture Northeast (MACNE) – item 7 C.

Deletion: Resolution No. 2010-01 – item 11 C.

Carried by unanimous vote.

CONSENT AGENDA

Moved by Councilman Karschnick, seconded by Councilman Nunneley, that the following Consent Agenda items be approved:

1. Bills Allowed – in the amount of \$209,696.68 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. Approval of Budget Amendments.
 - 1) \$16,000 to Local Streets Salaries & Wages from Material & Contracts.
 - 2) \$35,000 to Major Streets Salaries & Wages from Material & Contracts.
3. Renewal of auditing services – Straley, Ilsley & Lamp, PC – July 1, 2010, to June 30, 2011.
4. Grant application submittal – Fluoridation Equipment 2010.
5. Appoint Shawn Sexton to represent the Alpena City Council to a one-year renewable seat on the MACNE (Michigan Arts and Culture Northeast) Board of Directors; Carol Shafto as alternate; and Greg Sundin as City staff liaison for the duration of the MML Arts and Culture grant period.

Carried by unanimous vote.

COUNCIL POLICY NO. 30A – LIGHT DUTY

Moved by Councilman Nunneley, seconded by Councilman Eiler, that Council Policy Statement No. 30A – Light Duty, be amended to reflect the fact that all City employees are now eligible for light duty.

Carried by unanimous vote.

REQUEST FOR QUALIFICATIONS – BENEFIT CONSULTANT

Moved by Councilman Karschnick, seconded by Councilman Eiler, to approve the use of the Request for Qualifications (RFQ) selection process to identify a qualified consultant to assist the City in meeting PA 106 requirements for municipalities to bid its medical, dental, life, and long-term disability benefits once every three years.

Carried by unanimous vote.

ORDINANCE NO. 10-395

Ordinance No. 10-395, being an Ordinance Amending Chapter 54 – Offenses and Miscellaneous Provisions, Article I, Section 54-2 – Disorderly Conduct, Subsections (6) and (30), was given its first presentment (reading) by the City Attorney.

DPW UNIFORMS

Two sealed bids were received on March 22, 2010, for Department of Public Works employee uniforms. Moved by Councilman Karschnick, seconded by Councilman Eiler, that the as-bid unit prices by Thompson Linen Service and Uniform Plus, as listed in the City Engineer's memo dated March 26, 2010, be accepted.

Carried by unanimous vote.

GRAVEL AGGREGATE

Two sealed bids were received on March 8, 2010, for providing the City with sand and aggregate. Moved by Councilman Eiler, seconded by Councilman Sexton, that the 22A aggregate portion of the bid be awarded to Specification Stone Products and the balance of the bid items be awarded to Cordes Excavating for the as-bid unit prices, per the City Engineer's memo dated March 26, 2010.

Carried by unanimous vote.

MICHIGAN SWITCHGEAR SERVICES, INC.

Disqualification of Bid

Moved by Councilman Eiler, seconded by Councilman Sexton, that the request from Michigan Switchgear Services, Inc. to reconsider its bid that was received late for

circuit breaker upgrades, be denied.

Carried by unanimous vote.

MIDGET BB HOCKEY

Sign Placement

Moved by Councilman Nunneley, seconded by Councilman Sexton, that the request of the Alpena Hockey Association to place signs honoring the Midget BB State Champion hockey team near City limit signs, be approved.

Carried by unanimous vote.

ORDINANCE NO. 10-394

Moved by Councilman Nunneley, seconded by Councilman Karschnick, that Ordinance No. 10-394, being an Ordinance to Modify and Revise the Zoning Ordinance No. 09-392, be adopted.

Carried by unanimous vote.

ANNUAL MONITORING REPORTS – TAX ABATED PROPERTIES

Moved by Councilman Nunneley, seconded by Councilman Eiler, that the annual reports of capital investment and employment for firms included in the Industrial Facilities Tax Exemption and the New Personal Property Tax Exemption, be received and filed.

Carried by unanimous vote.

ORDINANCE NO. 10-396

Ordinance No. 10-396, being an Ordinance to Modify and Revise the Zoning Ordinance No. 09-392, was given its first presentment (reading) by the City Attorney.

ORDINANCE NO. 10-397

Ordinance No. 10-397, being an Ordinance Amending Chapter 14 - Buildings and Building Regulations, Article III – Property Maintenance Code, Section 14-76. Fees; Late Fees, was given its first presentment (reading) by the City Attorney.

BAGGED LEAF AND GRASS PICK-UP

Contract Amendment

Moved by Councilman Karschnick, seconded by Councilman Nunneley, that the contract amendment modifying the dates and price of the pickups for bagged leaf and grass with Phillips Expert Tree and Landscape Service, Inc., be approved, reserving the option to change one of the dates.

Carried by vote as follows:

Ayes: Karschnick, Nunneley, and Eiler.

Nays: Sexton and Shafto.

On motion of Councilman Karschnick, seconded by Councilman Sexton, the Council adjourned at 9:15 p.m.

CAROL A. SHAFTO
MAYOR

ATTEST:

Julie Krajniak
Deputy City Clerk

COUNCIL PROCEEDINGS

April 19, 2010

The Municipal Council of the City of Alpena met in regular session in the City Hall on the above date and was called to order at 7:00 p.m. by the Mayor.

Present: Mayor Shafto, Councilmembers Eiler, Karschnick, Nunneley, and Sexton.

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of April 5, 2010, were approved as printed.

MODIFICATIONS TO AGENDA

Moved by Councilman Eiler, seconded by Councilman Karschnick, that the following modifications be made to the agenda:

1. Move item 6 D and 6 E to New Business (10 F and 10 G).

Carried by unanimous vote.

CONSENT AGENDA

Moved by Councilman Karschnick, seconded by Councilman Nunneley, that the following Consent Agenda items be approved:

1. Bills Allowed – in the amount of \$230,930.27 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. Receive and file 2009 City Treasurer's Tax Roll Collection Report.
3. City Charter appointment of City Assessor (Jeff Shea), City Clerk (Karen Hebert), and City Attorney (Bill Pfeifer) for two-year terms.

Carried by unanimous vote.

TREASURER'S FINANCIAL REPORT

Moved by Councilman Sexton, seconded by Councilman Nunneley, to receive and file the Treasurer's Financial Report of July 1, 2009, through March 31, 2010.

Carried by unanimous vote.

COUNCIL POLICY NO. 53

Moved by Councilman Nunneley, seconded by Councilman Sexton, that Council Policy Statement No. 53 – Bids and the Length of Contracts for Services and Products, be adopted as presented by the City Manager.

Carried by unanimous vote.

SUNRISE CENTRE

Women's Residential Substance Abuse Treatment Facility

Moved by Councilman Karschnick, seconded by Councilman Sexton, that the City provide a letter of support for the Sunrise Centre's proposed building of a women's residential substance abuse treatment facility and their application for assistance from the USDA Rural Development Community Grant/Loan program.

Carried by unanimous vote.

HURON UNDERCOVER NARCOTICS TEAM (HUNT)

Request for Financial Assistance

Moved by Councilman Eiler, seconded by Councilman Karschnick, that the Huron Undercover Narcotics Team (HUNT) Annual Report, be received and filed; and that the Huron Undercover Narcotics Team (HUNT) request for funding for fiscal year 2010-2011, in the amount of \$16,170, be referred to City staff for budgetary review.

Carried by unanimous vote.

WILDLIFE SANCTUARY BOARD

Request for Financial Assistance

Moved by Councilman Sexton, seconded by Councilman Nunneley, that the Wildlife Sanctuary Board Annual Report, be received and filed; and that the Wildlife Sanctuary Board's request for funding for fiscal year 2010-2011, in the amount of \$6,900, be referred to City staff for budgetary review.

Carried by unanimous vote.

MAYOR EXCHANGE PROGRAM

Moved by Councilman Karschnick, seconded by Councilman Eiler, that the City participate in the Mayor Exchange Program.

Carried by vote as follows:

Ayes: Sexton, Shafto, and Eiler.

Nays: Karschnick and Nunneley.

ORDINANCE NO. 10-395

Moved by Councilman Nunneley, seconded by Councilman Sexton, that Ordinance No. 10-395, being an Ordinance Amending Chapter 54 – Offenses and Miscellaneous Provisions, Article I, Section 54-2 – Disorderly Conduct, Subsections (6) and (30), be adopted.

Carried by unanimous vote.

ORDINANCE NO. 10-396

Moved by Councilman Karschnick, seconded by Councilman Nunneley, that Ordinance No. 10-396, being an Ordinance to Modify and Revise the Zoning Ordinance No. 09-392, be adopted.

Carried by unanimous vote.

ORDINANCE NO. 10-397

Moved by Councilman Eiler, seconded by Councilman Sexton, that Ordinance No. 10-397, being an Ordinance Amending Chapter 14 - Buildings and Building Regulations, Article III – Property Maintenance Code, Section 14-76. Fees; Late Fees, be adopted.

Carried by unanimous vote.

SEIMENS ENERGY PROPOSAL

Moved by Councilman Nunneley, seconded by Councilman Eiler, to schedule a public hearing on the Seimens Energy Proposal and get information to the public on the program.

Carried by unanimous vote.

WATER AND SEWER RATE COMPARISON

Moved by Councilman Eiler, seconded by Councilman Sexton, that the water and sewer rate comparison table providing a basis to compare average bills from small to medium sized utilities from around the state, be received and filed.

Carried by unanimous vote.

RESOLUTION NO. 2010-03

MICHIGAN GREEN COMMUNITIES CHALLENGE

Moved by Councilman Karschnick, seconded by Councilman Eiler, that Resolution No. 2010-03, a resolution accepting the Michigan Green Communities Challenge, a challenge that demonstrates energy and resource conservation, be adopted.

Carried by unanimous vote.

RESOLUTION NO. 2010-01

RESOLUTION IN SUPPORT OF PROTECTING THE GREAT LAKES

FROM ASIAN CARP

Moved by Councilman Nunneley, seconded by Councilman Sexton, that

Resolution No. 2010-01, a resolution in support of protecting the Great Lakes from Asian Carp, be adopted.

Carried by unanimous vote.

NETWORK ATTACHED STORAGE (ABERNAS) SHARING AGREEMENT

City and County of Alpena

Moved by Councilman Nunneley, seconded by Councilman Karschnick, that the Network Attached Storage (AberNAS) Sharing Agreement between the City and County of Alpena authorizing the co-purchase of identical new AberNAS devices for system-wide back-ups be authorized contingent upon approval by the County.

Carried by unanimous vote.

COUNCIL APPOINTMENTS

Moved by Councilman Eiler, seconded by Councilman Sexton, that item 10 F – City Council appointment of Assistant City Attorney (Keith Wallace) for a two-year term and item 10 G – City Council reappointment of Tom DeCaire, Mike Wojda, Art Gillespie, Vickie Lampel, and Jessica Hatch to the Recreation Advisory Board for three-year terms expiring 4/15/2013, be tabled to a later date.

Carried by unanimous vote.

CLOSED SESSION

Moved by Councilman Karschnick, seconded by Councilman Sexton, that the Municipal Council adjourn to a closed session at 9:35 p.m., to discuss pending litigation.

Carried by unanimous vote.

RECESS

The Municipal Council recessed at 9:35 p.m.

RECONVENE – CLOSED SESSION

The Municipal Council reconvened in closed session at 9:46 p.m.

RECONVENE – OPEN SESSION

The Municipal Council reconvened in open session at 10:08 p.m.

On motion of Councilman Karschnick, seconded by Councilman Eiler, the Council adjourned at 10:08 p.m.

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

May 3, 2010

The Municipal Council of the City of Alpena met in regular session in the City Hall on the above date and was called to order at 7:00 p.m. by the Mayor.

Present: Mayor Shafto, Councilmembers Eiler, Karschnick, and Nunneley.

Absent: Councilmember Sexton.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of April 19, 2010, and closed session of April 19, 2010, were approved as printed.

CONSENT AGENDA

Moved by Councilman Karschnick, seconded by Councilman Nunneley, that the following Consent Agenda items be approved:

1. Bills Allowed – in the amount of \$153,010.14 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. Disposal of old skid piers.
3. Variance of noise ordinance from 10 p.m. to 12 a.m. on June 5, 2010, at Chief's Bar & Grill on Second Avenue for the Huron Humane Society fund raiser.

Carried by unanimous vote.

MAYOR PRO TEM

Moved by Councilman Karschnick, seconded by Councilman Nunneley, to appoint Sam Eiler as Mayor Pro Tem for a two-year term ending December 2011.

Carried by unanimous vote.

PUBLIC HEARING

PUBLIC ACT 210 COMMERCIAL REHABILITATION ACT

Mayor Shafto announced a Public Hearing regarding establishment of a Commercial Rehabilitation District for property located at 1700 W. Chisholm Street for Dean Arbour Ford. Greg Sundin, Director of Planning and Development, presented a report. The public comment period was opened.

Marlene Vick, 211 Gilchrist Street, stated she doesn't oppose it. She has concerns about the noise and how bright the lights will be. She would like to see a site plan.

Larry Studley of Dean Arbour Ford, stated that he would like to recognize the work that Greg and his staff has done since the project was started. The City has ordinances for noise and lights and Dean Arbour Ford will comply with them. The sound will travel toward the highway, not the residential area. The project is a 2.25 million dollar investment in the area and Larry stated that they will put 5 to 10 people to work just building the project. It will take eight months to complete the project once the current building is demolished.

Margaret O'Riley of O'Riley Consulting, stated that Target is aware of the 28-day rule that the project can be rejected by the County.

The clerk indicated that there were no written comments from the public.

The public comment period was closed. The Mayor declared the Public Hearing closed.

RESOLUTION NO. 2010-04

RESOLUTION APROVING THE ESTABLISHMENT OF A COMMERCIAL

REHABILITATION DISTRICT FOR DEAN ARBOUR FORD AT

1700 W CHISHOLM STREET

Moved by Councilman Nunneley, seconded by Councilman Eiler, that Resolution No. 2010-04, a resolution approving the establishment of a Commercial Rehabilitation District for Dean Arbour Ford at 1700 W. Chisholm Street in accordance with the provisions of Act 210 of the Public Acts of the State of Michigan of 2005, as amended, be adopted.

Carried by unanimous vote.

PUBLIC HEARING

DEAN ARBOUR FORD ALPENA SITE BROWNFIELD PLAN AND ACT 381 WORKPLAN

Mayor Shafto announced a Public Hearing regarding the request from the City's Authority for Brownfield Redevelopment for approval of the Dean Arbour Ford Alpena Site Brownfield Plan. Greg Sundin, Director of Planning and Development, presented a report. The public comment period was opened and no one spoke either in favor or opposition to the application. The clerk indicated that there were no written comments from the public. The public comment period was closed.

The Mayor declared the Public Hearing closed.

RESOLUTION NO. 2010-05

RESOLUTION APPROVING THE DEAN ARBOUR FORD ALPENA SITE BROWNFIELD PLAN

Moved by Councilman Karschnick, seconded by Councilman Eiler, that Resolution No. 2010-05, a resolution approving the Dean Arbour Ford Alpena Site Brownfield Plan for the City of Alpena pursuant to and in accordance with the provisions of Act 381 of the Public Acts of the State of Michigan of 1996, as amended, be adopted.

Carried by unanimous vote.

PUBLIC HEARING

ENERGY EFFICIENCY UPGRADES BY SIEMENS BUILDING TECHNOLOGIES

Mayor Shafto announced a Public Hearing regarding proposed energy efficiency upgrades to the City Hall Building, Public Safety Building and the Water/Sewer Utility System. Rich Sullenger, City Engineer, presented a report. The public comment period was opened.

John Lawrence, 4498 Long Rapids Road, quoted section 98.57 in the City Charter that states, “no charges shall be made for the repair or replacement of meters due to ordinary wear and tear”. He questioned whether the City keeps track of actual usage for those who get billed a flat rate.

Jane Aubry, Tons of Suds Laundromat, stated that her business uses an extremely large amount of water. She asked if any expense would be incurred when the commercial water meters are changed. She stated that small businesses need to survive; please take this into consideration when making your decision.

Tom Vanduinen, 1209 W. Washington Avenue, stated “My basic response is, Are you all nuts?” He also stated that it makes no sense to pay millions of dollars to save a few hundred thousand. When the water department was contracted out to a private firm some 20 years ago, we were promised a savings of over a million dollars a year. Where is the money; my water bill didn’t go down and has continued to increase every year. If the meter readings have been inaccurate for 10 years, why weren’t they returned to the manufacturer as defective?

John Gilmet, 616 S. First Avenue, stated that the water and sewer fund is solvent and has been for years. He stated that he doesn’t understand the need to create this

additional expense for City residents. He also stated that with our community and northeast Michigan facing 20% unemployment and declining enrollment in public schools, people can't afford this. There has to be a better way.

Lee Washburn, 202 Wood Circle, objects to the project. The future years do not look promising. Long term debt projects need to be rejected.

Rose Brousseau, 436 Lincoln Street, stated she worked 35 years for the City. It shouldn't have taken 20 years to decide that the meters weren't reading correctly.

Stacy Mathia, opposed the project. If we want new meters, save for them, don't keep borrowing. Please reconsider this project, we can't afford it.

The clerk indicated that there were no written comments from the public. The public comment period was closed. City staff responded to the Public's comments and questions.

The Mayor declared the Public Hearing closed.

ENERGY EFFICIENCY UPGRADES

Moved by Councilman Nunneley, seconded by Councilman Karschnick, that the proposed energy efficiency upgrades to the City Hall Building, Public Safety Building and the Water/Sewer Utility System, be approved.

Failed by unanimous vote.

HEALTHCARE ENHANCEMENT FOR LOCAL

PUBLIC SAFETY (HELPS) RETIREES

Moved by Councilman Karschnick, seconded by Councilman Eiler, to participate in the HELPS Act which allows qualified public safety retirees to use up to \$3,000 from their retirement plan to pay health care premiums for themselves, their spouse, or their dependents; and exclude that amount from gross income.

Carried by unanimous vote.

2010-2011 BUDGET

Moved by Councilman Eiler, seconded by Councilman Nunneley, to receive, table, and schedule a public hearing for May 17, 2010, on the 2010-2011 budget as submitted by the City Manager and City Treasurer.

Carried by unanimous vote.

CHILD & FAMILY SERVICES OF NORTHEAST MICHIGAN, INC.

Request for Support for a New Hope House Renovation Project

Moved by Councilman Nunneley, seconded by Councilman Eiler, that the City provide a letter of support for the Child & Family Services of Northeast Michigan, Inc. Hope House Project; the renovation of the former Alpena Community College East Campus into a new residential treatment facility for troubled girls.

Carried by unanimous vote.

ORDINANCE NO. 10-398

Ordinance No. 10-398, being an Ordinance Amending Ordinance No. 392 Relating to Amateur Radio Support Structures/Antennas, was given its first presentment (reading) by the City Attorney.

2010 MARINA OPERATOR'S CONTRACT

Moved by Councilman Karschnick, seconded by Councilman Nunneley, that the City of Alpena's Marina Management and Operations Contract, between the City of Alpena and Thunder Bay Shores Marine, be approved for one year ending December 31, 2010.

Carried by unanimous vote.

On motion of Councilman Karschnick, seconded by Councilman Nunneley, the

Council adjourned at 9:44 p.m.

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

May 6, 2010

The Municipal Council of the City of Alpena met in special session upon the call of the City Clerk, at the Green Township Hall on the above date and was called to order at 7:00 p.m. by the Mayor.

Present: Mayor Shafto and Councilmember Karschnick.

Absent: Councilmembers Eiler, Sexton, and Nunneley.

Councilmember Eiler took his seat at 7:05 p.m.

The Municipal Council met in a special workshop session with the Alpena County Board of Commissioners and Alpena County Township Supervisors to hear and comment on reports from the subcommittees. The facilitators for the meeting were Ann Diamond and Carlene Przykucki.

Howard Lumsden, Long Rapids Township Supervisor, gave an update on the Recycling Program.

Eric Smith, Green Township Supervisor, reported for the Recreation Committee.

Larry Orcutt, Alpena County Road Commission Director, reported that the Roads Committee hasn't met. August 5 is the next tentative meeting date.

Bill Domke, Wilson Township Supervisor, reported for the Air/Water Quality Committee.

Tim Kuehnlein, Jr., Alpena Community College Instructor, gave a presentation on the Michigan Constitutional Convention ballot issue. It is a proposal to convene a constitutional convention for the purpose of drafting a general revision of the State Constitution.

The Alpena Intergovernmental Council will meet again on September 2, 2010,

and will be hosted by the Townships.

On motion of Councilman Karschnick, seconded by Councilman Eiler, the Council adjourned at 8:25 p.m.

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

May 17, 2010

The Municipal Council of the City of Alpena met in regular session in the City Hall on the above date and was called to order at 7:00 p.m. by the Mayor.

Present: Mayor Shafto, Councilmembers Eiler, Karschnick, Nunneley, and Sexton.

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of May 3, 2010, and special session of May 6, 2010, were approved as printed.

CONSENT AGENDA

Moved by Councilman Karschnick, seconded by Councilman Sexton, that the following Consent Agenda items be approved:

1. Bills Allowed – in the amount of \$164,418.01 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. Approval of Michigan Department of Transportation Contract No. 10-5337 – Ford Avenue Guardrail and authorizes the Mayor and City Clerk to execute it on behalf of the City.

Carried by unanimous vote.

PUBLIC HEARING

2010 – 2011 BUDGET

Mayor Shafto announced a Public Hearing on the proposed 2010-2011 Budget and on amendments to the 2009-2010 Budget. The public comment period was opened.

Larry Kunze, 1018 Sable Street, questioned the wage structure for the Fire Chief

and Police Chief in the budget. He stated it is bad morale if we have to lower pay for new chiefs.

The clerk did not receive any written communications concerning the budget.

The clerk published a notice of the Public Hearing in the Alpena News, as required by the City Charter and State Statute.

The public comment period was closed. The Mayor declared the Public Hearing closed.

The City Manager and City Finance Director presented a report and recommendations. Council discussion followed.

2010-2011 PRELIMINARY CITY BUDGET AMENDMENTS

Moved by Councilman Eiler, seconded by Councilman Karschnick, that an amendment to the 2010/2011 preliminary budget to include \$7,500 for HUNT, be approved.

Carried by vote as follows:

Ayes: Shafto, Eiler, and Karschnick.

Nays: Nunneley and Sexton.

Moved by Councilman Eiler, seconded by Councilman Karschnick, that an amendment to the 2010/2011 preliminary budget to include \$5,000 for Target Alpena, be approved.

Carried by vote as follows:

Ayes: Shafto, Eiler, Karschnick.

Nays: Nunneley and Sexton.

BUDGET ADOPTION RESOLUTION

2010-2011

Moved by Councilman Eiler, seconded by Councilman Sexton, that the 2010-2011 Budget be adopted; that the Administrative Salaries and Fringe Benefits for 2010-2011 be adopted; and that the Comprehensive Fee Schedule be adopted, with the revised fees effective July 1, 2010, and fees proposed for revision requiring an ordinance change be effective upon the effective date of the ordinance amendment.

Carried by vote as follows:

Ayes: Shafto, Eiler, and Sexton.

Nays: Karschnick and Nunneley.

RESOLUTION NO. 2010-02

APPROPRIATIONS RESOLUTION

Moved by Councilman Sexton, seconded by Councilman Eiler, that Resolution No. 2010-02, which appropriates funds for the approved 2010-2011 Budget, and which sets the 2010 millage rates and which authorizes the City Treasurer to collect the 2010 property taxes, be adopted.

Carried by vote as follows:

Ayes: Eiler, Sexton, and Shafto.

Nays: Karschnick and Nunneley.

2009-2010 BUDGET

Amendments

Moved by Councilman Sexton, seconded by Councilman Eiler, that the 2009-2010 Budget be amended to show the estimated revenues and expenditures as itemized in the center columns of the 2010-2011 Budget titled "Estimated Current Year - 6/30/10".

Carried by unanimous vote.

RESOLUTION NO. 2010-06

**RESOLUTION SUPPORTING THE INTERIM AND FINAL REPORTS OF THE
LEGISLATIVE COMMISSION ON STATUTORY MANDATES**

Moved by Councilman Karschnick, seconded by Councilman Eiler, that Resolution No. 2010-06, a resolution supporting the interim and final reports of the Legislative Commission on statutory mandates, be adopted.

Carried by unanimous vote.

RESOLUTION NO. 2010-07

**RESOLUTION FOR REVOCATION OF OBSOLETE PROPERTY REHABILITATION
EXEMPTION FOR NORTSHORE DEVELOPMENT, INC.**

Moved by Councilman Nunneley, seconded by Councilman Sexton, that Resolution No. 2010-07, a resolution for revocation of the obsolete property rehabilitation exemption for Northshore Development, Inc. located at 1001 U.S. 23 North, be adopted.

Carried by unanimous vote.

RESOLUTION NO. 2010-08

**RESOLUTION GRANTING APPROVAL OF APPLICATION FOR
NEIGHBORHOOD ENTERPRISE ZONE CERTIFICATE FOR BAY WOODS, LLC**

Moved by Councilman Karschnick, seconded by Councilman Sexton, that Resolution No. 2010-08, a resolution granting approval of an application for a Neighborhood Enterprise Zone Certificate for Bay Woods, LLC for rehabilitation of two third-floor apartment units at 105 and 107 River Street, be adopted.

Carried by unanimous vote.

PAVEMENT MARKING SERVICES

The following sealed bids were received on April 27, 2010, for pavement marking services:

P.K. Contracting	\$15,290.36
M & M Pavement Marking	\$15,338.00
Michigan Pavement Markings, LLC	\$15,711.00

Moved by Councilman Nunneley, seconded by Councilman Eiler, that the bid by P.K. Contracting, in the amount of \$15,290.36, be accepted per the City Engineer's memo dated May 5, 2010.

Carried by unanimous vote.

RUGS FOR CITY FACILITIES

The following sealed bids were received on April 27, 2010, for rugs for City facilities:

Frequency	Bidder	
	Arrow Uniform	Thompson Linen
Weekly	\$2,744.04/year	\$7,020.00/year
Bi-weekly	\$2,056.60/year**	\$4,485.00/year
Monthly(4 weeks)	\$1,714.31/year**	\$3,282.50/year

** Prices received via fax after bid

Moved by Councilman Nunneley, seconded by Councilman Eiler, that the bid by Arrow Uniform, in the amount of \$2,744.04/year for weekly service, be accepted per the City Engineer's memo dated May 6, 2010.

Carried by vote as follows:

Ayes: Karschnick, Nunneley, Shafto, and Eiler.

Nays: Sexton.

RECREATION ADVISORY BOARD REAPPOINTMENTS

Moved by Councilman Karschnick, seconded by Councilman Eiler, to reappoint Tom DeCaire, Art Gillespie, Vickie Lampel, and Jessica Hatch to the Recreation Advisory Board for a term expiring April 15, 2013.

Carried by unanimous vote.

Moved by Councilman Karschnick, seconded by Councilman Eiler, to not reappoint Mike Wojda to the Recreation Advisory Board.

Carried by unanimous vote.

ORDINANCE NO. 10-398

Moved by Councilman Nunneley, seconded by Councilman Sexton, that Ordinance No. 10-398, being an Ordinance Amending Ordinance No. 392 Relating to Amateur Radio Support Structures/Antennas, be adopted.

Carried by unanimous vote.

2009 CONSTRUCTION COST REPORT

Moved by Councilman Nunneley, seconded by Councilman Eiler, that the City Engineer's 2009 Construction Cost Report, be received and filed.

Carried by unanimous vote.

CLOSED SESSION

Moved by Councilman Karschnick, seconded by Councilman Sexton, that the Municipal Council adjourn to a closed session at 9:03 p.m., to discuss pending litigation and the City Manager's evaluation.

Carried by unanimous vote.

RECESS

The Municipal Council recessed at 9:03 p.m.

RECONVENE – CLOSED SESSION

The Municipal Council reconvened in closed session at 9:12 p.m.

RECONVENE – OPEN SESSION

The Municipal Council reconvened in open session at 9:55 p.m.

On motion of Councilman Karschnick, seconded by Councilman Eiler, the Council adjourned at 9:55 p.m.

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

June 7, 2010

The Municipal Council of the City of Alpena met in regular session in the City Hall on the above date and was called to order at 7:00 p.m. by the Mayor.

Present: Mayor Shafto, Councilmembers Eiler, Karschnick, Nunneley, and Sexton.

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of May 17, 2010, and closed session of May 17, 2010, were approved as printed.

CONSENT AGENDA

Moved by Councilman Karschnick, seconded by Councilman Sexton, that the following Consent Agenda items be approved:

1. Bills Allowed – in the amount of \$408,504.07 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. Approval of budget request – transfer \$37,500 from fiscal year 2010-2011 contingency budget to pay cost of lawsuit.
3. Approval of request from the Optimist Club to sell concessions during the City Band concerts every Thursday night between June 3 and August 12.
4. Approval of request from the Alpena Basketball Boosters Club to sell concessions at the 3-on-3 basketball tournament at Bay View Park on Saturday, July 24, 2010, from 8 a.m. to 8 p.m.
5. Approval of request from the Alpena High volleyball parents to sell concessions during the adult volleyball tournament at Mich-e-ke-wis on July 24th and 25th.

Carried by unanimous vote.

TREASURER'S FINANCIAL REPORT

Moved by Councilman Nunneley, seconded by Councilman Eiler, to receive and file the Treasurer's Financial Report of July 1, 2009, through April 30, 2010.

Carried by unanimous vote.

RESOLUTION NO. 2010-09

**RESOLUTION AUTHORIZING USE OF RECEIVING BOARDS FOR ALL ELECTIONS
CONDUCTED IN THE CITY OF ALPENA**

Moved by Councilman Nunneley, seconded by Councilman Karschnick, that Resolution No. 2010-09, a resolution authorizing the use of receiving boards for all elections conducted in the City of Alpena, be adopted.

Carried by unanimous vote.

WHITE STREET AND RIVER STREET INFRASTRUCTURE IMPROVEMENTS

The following sealed bids were received on June 1, 2010, for improvements to White Street and River Street:

MacArthur Construction	\$343,038.75
Cordes Excavating	\$358,348.91
Glawe, Inc.	\$464,903.50

Moved by Councilman Eiler, seconded by Councilman Karschnick, that the bid by MacArthur Construction, in the amount of \$343,038.75, be accepted.

Carried by unanimous vote.

EVERGREEN CEMETERY

Moved by Councilman Nunneley, seconded by Councilman Eiler, to direct staff to explore options to contract out the cemetery maintenance or sell the cemetery.

Carried by unanimous vote.

VOLUNTEER GARDENERS

Moved by Councilman Nunneley, seconded by Councilman Sexton, that to

recognize the generosity of time and dedication shown by all the individuals who are volunteering to maintain flowerbeds throughout the City, a Mayoral proclamation shall be read at the next Municipal Council meeting and certificates of appreciation be distributed.

CLOSED SESSION

Moved by Councilman Karschnick, seconded by Councilman Nunneley, that the Municipal Council adjourn to a closed session at 8:02 p.m., to discuss pending litigation and the City Manager's evaluation.

Carried by unanimous vote.

RECESS

The Municipal Council recessed at 8:02 p.m.

RECONVENE – CLOSED SESSION

The Municipal Council reconvened in closed session at 8:10 p.m.

RECONVENE – OPEN SESSION

The Municipal Council reconvened in open session at 9:35 p.m.

On motion of Councilman Karschnick, seconded by Councilman Eiler, the Council adjourned at 9:35 p.m.

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

June 21, 2010

The Municipal Council of the City of Alpena met in regular session in the City Hall on the above date and was called to order at 7:00 p.m. by the Mayor.

Present: Mayor Shafto, Councilmembers Eiler, and Sexton.

Absent: Councilmembers Karschnick and Nunneley.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of June 7, 2010, and closed session of June 7, 2010, were approved as printed.

CONSENT AGENDA

Moved by Councilman Sexton, seconded by Councilman Eiler, that the following Consent Agenda items be approved:

1. Bills Allowed – in the amount of \$303,994.89 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. Approval of budget requests:
 - A. Major Street Fund - \$11,710 for Bike Path on north side.
 - B. MIS Department - \$2,800 from 2009-2010 to 2010-2011 to complete website redesign.
 - C. Sewer Fund - \$19,620 for circuit breaker repair under maintenance rather than capital.
 - D. Water Fund - \$10,470 for traffic control services to repair US-23 water mains.
3. Approval of variance from Noise Ordinance from 12:00 a.m. to 2:00 a.m. for the Alpena Blues Coalition on June 25 & 26th at the fairgrounds.
4. Two City Council reappointments to the Downtown Development Authority for a four-year term expiring June 2, 2014 – Wayne Calkins and Missi LeFave.
5. Two City Council reappointments to the Harbor Advisory Council for a

three-year term expiring May 19, 2013 – Chris McCoy and Steve Speaks.

Carried by unanimous vote.

PUBLIC HEARING

PROPOSED 2010-2014 CITY OF ALPENA RECREATION PLAN

Mayor Shafto announced a Public Hearing regarding the proposed 2010-2014 City of Alpena Recreation Plan. Greg Sundin, Director of Planning and Development, presented a report. The public comment period was opened.

The clerk indicated that there were no written comments from the public.

The public comment period was closed. The Mayor declared the Public Hearing closed.

RESOLUTION NO. 2010-10

RESOLUTION ADOPTING THE 2010-14 ALPENA CITY RECREATION PLAN

Moved by Councilman Sexton, seconded by Councilman Eiler, that Resolution No. 2010-10, a resolution adopting the 2010-14 Alpena City Recreation Plan, be adopted.

Carried by unanimous vote.

TREASURER'S FINANCIAL REPORT

Moved by Councilman Eiler, seconded by Councilman Sexton, to receive and file the Treasurer's Financial Report of July 1, 2009, to May 31, 2010.

Carried by unanimous vote.

THUNDER BAY RIVER FIBER OPTIC CABLING

The following sealed bids were received on June 15, 2010, for fiber optic installation within the existing conduit under the Thunder Bay River and along Fletcher Street:

Bedrock Excavating	\$15,629
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Moved by Councilman Eiler, seconded by Councilman Sexton, that the bid by Bedrock Excavating, including Alternate 1, in the amount of \$15,629, be accepted.

Carried by unanimous vote.

CITY HALL ROOF REPLACEMENT

The following sealed bids were received on June 8, 2010, for replacement of the roof on City Hall:

Lumsden Builders	\$54,816
Timm Construction	\$57,297
Northshore Construction	\$58,082
Meridian Contracting	\$94,977

Moved by Councilman Sexton, seconded by Councilman Eiler, that the bid by Lumsden Builders, in the amount of \$54,816, be accepted.

Carried by unanimous vote.

WATER TREATMENT PLANT ROOF REPLACEMENT

The following sealed bids were received on June 8, 2010, for replacement of the shingle roof at the Water Treatment Plant:

Northshore Construction	\$34,821
Timm Construction	\$44,106
Lumsden Builders	\$44,456
Sauve Construction	\$44,595
Meridian Contracting	\$45,505

Moved by Councilman Eiler, seconded by Councilman Sexton, that the bid by Northshore Construction, in the amount of \$40,559.24, including sheeting on entire roof, per the City Engineer's memo dated June 14, 2010, be accepted.

Carried by unanimous vote.

FORD AVENUE LIFT STATION UPGRADES

The following sealed bids were received on June 8, 2010, for the Ford Avenue lift station upgrades:

Meridian Contracting	\$5,830
Dave Zolnierек, Inc.	\$6,832

Moved by Councilman Sexton, seconded by Councilman Eiler, that the bid by Meridian Contracting, in the amount of \$5,830, be accepted.

Carried by unanimous vote.

PRENTISS STREET PARKING LOT IMPROVEMENTS

The following sealed bids were received on June 15, 2010, for improvements at the Prentiss Street Parking Lot:

Environmental Excavating & Contracting	\$45,927.00
East Shore Asphalt	\$46,570.00
Bedrock Contracting	\$47,321.38
Goodrich Trucking	\$47,330.25
Cordes Excavating	\$54,602.25
Glawe, Inc.	\$57,031.70

Moved by Councilman Eiler, seconded by Councilman Sexton, that the bid by Environmental Excavating & Contracting, in the amount of \$45,927.00, be accepted.

Carried by unanimous vote.

MERCHANT STREET AND COMMERCIAL STREET CAPITAL IMPROVEMENTS

The following sealed bids were received on June 14, 2010, for the Merchant Street and Commercial Street capital improvements:

Cordes Excavating	\$314,415.86
MacArthur Construction	\$330,612.75

Glawe, Inc.

\$325,595.85

Moved by Councilman Eiler, seconded by Councilman Sexton, that the bid by Cordes Excavating, in the amount of \$314,415.86, be accepted.

Carried by unanimous vote.

MICHIGAN DEPARTMENT OF TRANSPORTATION (MDOT)

CONTRACT #10-4022 DOWNTOWN IMPROVEMENTS

Moved by Councilman Eiler, seconded by Councilman Sexton, that MDOT Contract #10-4022 that will eliminate the City of paying the interest beyond that as established in the original agreement; and authorizing the Mayor and City Clerk to execute the agreement on behalf of the City of Alpena, be approved.

Carried by unanimous vote.

CITY OF ALPENA AND TARGET ALPENA SERVICE AGREEMENT

Moved by Councilman Sexton, seconded by Councilman Eiler, that the 2010-11 service agreement between the City of Alpena and Target Alpena Development Corporation as presented by the City Manager, be approved.

Carried by unanimous vote.

On motion of Councilman Eiler, seconded by Councilman Sexton, the Council adjourned at 8:06 p.m.

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

July 6, 2010

The Municipal Council of the City of Alpena met in regular session in the City Hall on the above date and was called to order at 7:00 p.m. by the Mayor.

Present: Mayor Shafto, Councilmembers Eiler, Karschnick, Nunneley, and Sexton.

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of June 21, 2010, were approved as printed.

ADDITION TO AGENDA

Moved by Councilman Karschnick, seconded by Councilman Sexton, that the following addition to the agenda be approved:

1. Request from Chief's Bar & Grill for a street closure and noise variance; add as agenda item 10 (f).

Carried by unanimous vote.

CONSENT AGENDA

Moved by Councilman Karschnick, seconded by Councilman Eiler, that the following Consent Agenda items be approved:

1. Bills Allowed – in the amount of \$324,563.63 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. City Council appointment of Assistant City Attorney (Nancy Ward) for a two-year term expiring July 6, 2012.

Carried by unanimous vote.

CITY HALL BACKUP GENERATOR

The following sealed bids were received on June 29, 2010, for the City Hall back-up generator:

Wolverine Power Systems	\$28,570
Genpower Products	\$30,500
Eagle Engineering	\$31,870
Werth Electric	\$32,969
Werth Electric (installation)	\$15,077
Thunder Bay Electric	\$34,284
Thunder Bay Electric (installation)	\$13,018

Moved by Councilman Karschnick, seconded by Councilman Nunneley, that the bid by Wolverine Power Systems, in the amount of \$28,570 for the generator, and Thunder Bay Electric, in the amount of \$13,018 for the installation, be accepted.

Carried by vote as follows:

Ayes: Shafto, Eiler, Karschnick, and Nunneley.

Nays: Sexton.

CITY'S BIDDING POLICY & PROCEDURES

Moved by Councilman Nunneley, seconded by Councilman Sexton, to direct Attorney Pfeifer to review Council Policy Statement #18, Policy for Purchases and Sales, Section 1.A.(f) Correction or withdrawal of bids; Cancellation of award, and bring recommended language changes back to Council.

Carried by unanimous vote.

FEE SCHEDULE AMENDMENT

UNUSED SEASONAL DOCKS AT CITY MARINA

Moved by Councilman Nunneley, seconded by Councilman Sexton, to approve the following reduced fee changes for unused seasonal docks at the City Marina:

1. Monthly dockage rates will be set at 75% of the daily rate.

2. The two-month rate will be set at 64% of the seasonal rate.
3. Charter boats will be charged the same rate as everyone else, previously they had to pay double the normal rate.

Carried by unanimous vote.

REQUEST FOR QUALIFICATIONS AND PROPOSALS

OPERATION OF CITY MARINA

Moved by Councilman Eiler, seconded by Councilman Karschnick, to proceed with the request for qualifications and proposals for the operation of the City Marina.

Carried by unanimous vote.

FEE SCHEDULE AMENDMENT

LATE FEE FOR SEPTAGE HANDLING SERVICES

Moved by Councilman Nunneley, seconded by Councilman Sexton, to approve a late fee of 3% for the first month and ½% for each month thereafter on septage hauler's accounts that have an outstanding balance after 30 days; and service will be suspended to those haulers whose accounts are more than 120 days past due.

Carried by unanimous vote.

MICHIGAN DEPARTMENT OF NATURAL RESOURCES FISHERIES DIVISION

DREDGE SPOILS

Moved by Councilman Nunneley, seconded by Councilman Eiler, to approve the Michigan Department of Natural Resources Fisheries Division's request to dispose of the river dredging spoils from their mooring site on the U.S. 23 North property.

Carried by vote as follows:

Ayes: Shafto, Eiler, Karschnick, and Nunneley.

Nays: Sexton.

REQUEST TO INITIATE A SPECIAL ASSESSMENT

MERCHANT AND COMMERCIAL STREET

Moved by Councilman Eiler, seconded by Councilman Karschnick, to initiate a special assessment for Curb and Gutter on Merchant and Commercial Street, between Fletcher Street and Oldfield Street.

Carried by vote as follows:

Ayes: Shafto, Eiler, and Nunneley.

Nays: Karschnick and Sexton.

STREET CLOSURE AND NOISE VARIANCE REQUEST

CHIEF'S BAR & GRILL

Moved by Councilman Karschnick, seconded by Councilman Eiler, to approve the request from Chief's Bar & Grill to block Lake Street from North Street to Ford Avenue on July 23, 2010, and a noise variance from 10 p.m. to 12 a.m. for a fund raiser.

Carried by unanimous vote.

CLOSED SESSION

Moved by Councilman Karschnick, seconded by Councilman Sexton, that the Municipal Council adjourn to a closed session at 8:03 p.m., to discuss contract negotiations and pending litigation.

Carried by unanimous vote.

RECESS

The Municipal Council recessed at 8:03 p.m.

RECONVENE – CLOSED SESSION

The Municipal Council reconvened in closed session at 8:12 p.m.

RECONVENE – OPEN SESSION

The Municipal Council reconvened in open session at 9:45 p.m.

On motion of Councilman Karschnick, seconded by Councilman Eiler, the
Council adjourned at 9:45 p.m.

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

July 19, 2010

The Municipal Council of the City of Alpena met in regular session in the City Hall on the above date and was called to order at 7:00 p.m. by the Mayor.

Present: Mayor Shafto, Councilmembers Eiler, Karschnick, Nunneley, and Sexton.

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of July 6, 2010, and closed session of July 6, 2010, were approved as printed.

CONSENT AGENDA

Moved by Councilman Karschnick, seconded by Councilman Nunneley, that the following Consent Agenda items be approved:

1. Bills Allowed – in the amount of \$303,982.63 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. One Mayoral appointment to the Downtown Development Authority for a four-year term expiring August 1, 2014 (Daniel Florip).
3. Request by Alcoholics Anonymous to put up two tents at Starlite Beach on July 31, 2010.
4. Michigan Municipal League 2010 Election of Workers' Compensation Fund Trustees.

Carried by unanimous vote.

TREASURER'S FINANCIAL REPORT

Moved by Councilman Nunneley, seconded by Councilman Sexton, to receive and file the Treasurer's Financial Report of July 1, 2009, through June 30, 2010.

Carried by unanimous vote.

RESOLUTION NO. 2010-11

**RESOLUTION SETTING DATE OF AUGUST 16, 2010, FOR
HEARING ON NECESSITY FOR SPECIAL ASSESSMENT PROJECT NO. 123**

Moved by Councilman Eiler, seconded by Councilman Karschnick, that Resolution No. 2010-11, a resolution setting date for hearing on necessity for Special Assessment Project No. 123 for certain curb and gutter, street improvements, and related ancillary work on Merchant and Commercial Street, be adopted.

Carried by unanimous vote.

THIRD AVENUE RESURFACING

The following sealed bids were received on July 13, 2010, for the Third Avenue resurfacing project:

Bedrock Contracting	\$ 91,999.00
Goodrich Trucking	\$ 97,495.75
Cordes Excavating	\$114,675.50

Moved by Councilman Karschnick, seconded by Councilman Eiler, that the bid by Bedrock Contracting, in the amount of \$91,999.00, be accepted.

Carried by unanimous vote.

WATER RECYCLING PLANT METHANE GAS PIPE REPLACEMENT

The following sealed bids were received on July 13, 2010, for replacement of the methane gas piping at the Water Recycling Plant:

Lakeshore Plumbing and Heating	\$12,900
Meridian Industrial and Welding	\$13,673
Weinkauf Plumbing and Heating	\$16,948

Moved by Councilman Eiler, seconded by Councilman Sexton, that the bid by

Lakeshore Plumbing and Heating, in the amount of \$12,900, be accepted.

Carried by unanimous vote.

BRUSH PICK-UP

Moved by Councilman Nunneley, seconded by Councilman Karschnick, to authorize the City Manager to contact Phillip's Tree Service to rearrange the bagged leaf and brush schedule for one more summer pick-up and one less fall pick-up.

Carried by unanimous vote.

AMBULANCE/FIRE DEPARTMENT FEE SCHEDULE CHANGES

Moved by Councilman Nunneley, seconded by Councilman Karschnick, to approve the requested fee changes for the Ambulance/Fire Department as follows:

1. Add a scheduled transfer fee of \$175.
2. Reduce the cost of non-emergency transports from \$325 to \$275;

and that after a trial period of 60 days for scheduled transfers, the City Manager be authorized to continue the program if advantageous to the City.

Carried by unanimous vote.

RIPLEY BOULEVARD AND M-32 INTERSECTION DETOUR

Moved by Councilman Eiler, seconded by Councilman Karschnick, to approve the Michigan Department of Transportation's request to utilize Campbell Street between Ripley Boulevard and M-32 and Ripley Boulevard between Campbell Street and Grant Street as the detour route during construction of the M-32 and Ripley Boulevard intersection, per the City Engineer's memo dated July 12, 2010.

Carried by unanimous vote.

RIPLEY BOULEVARD AND M-32 INTERSECTION RESTRIPING

Moved by Councilman Karschnick, seconded by Councilman Sexton, to approve the Ripley Boulevard striping changes as recommended by the Michigan Department of Transportation as part of the construction of the M-32 and Ripley Boulevard intersection, per the City Engineer's memo dated July 12, 2010.

Carried by unanimous vote.

SALE OF THE ALPENA CIVIC CENTER SITE

Moved by Councilman Karschnick, seconded by Councilman Sexton, to approve the draft Request for Proposals and Qualifications for the sale and redevelopment of the Alpena Civic Center Site and authorize the City Planner to finalize the document with dates and advertising options.

Carried by unanimous vote.

On motion of Councilman Karschnick, seconded by Councilman Sexton, the Council adjourned at 8:03 p.m.

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

August 2, 2010

The Municipal Council of the City of Alpena met in regular session in the City Hall on the above date and was called to order at 7:00 p.m. by the Mayor.

Present: Mayor Shafto, Councilmembers Eiler, Karschnick, Nunneley, and Sexton.

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of July 19, 2010, were approved as printed.

CONSENT AGENDA

Moved by Councilman Karschnick, seconded by Councilman Nunneley, that the following Consent Agenda items be approved:

1. Bills Allowed – in the amount of \$325,410.66 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. Request for the Northern Michigan District of the United States Tennis Association to hold a tennis tournament at Bay View Tennis Courts on September 10-12, 2010, to include a food vendor and small tent.

Carried by unanimous vote.

FOR PROFIT USE OF CITY PARKS

Moved by Councilman Nunneley, seconded by Councilman Eiler, that for profit use of City parks be referred to the City Recreation Board for its input on park usage on a fee for service basis as presented by the City Manager in his memo dated July 27, 2010.

Carried by unanimous vote.

FILM FRIENDLY ALPENA

Moved by Councilman Nunneley, seconded by Councilman Eiler, that the Film Friendly Alpena project as presented by Councilman Sexton be referred to staff to determine: 1) how to fund it; and 2) define accountability or measurable components.

Carried by unanimous vote.

MICHIGAN MEDICAL MARIHUANA ACT

REGULATORY RESPONSE OPTIONS

Moved by Councilman Nunneley, seconded by Councilman Eiler, that the City Attorney be directed to present a 6-month moratorium ordinance on the issuance of any permits, licenses or land use authorizations relative to the use, cultivation or distribution of medical marijuana beyond that afforded to "Qualifying Patients" under the state statute.

Carried by unanimous vote.

AMBULANCE FEE SCHEDULE

Non-Emergency Transports

Moved by Councilman Nunneley, seconded by Councilman Sexton, that the cost of non-emergency ambulance transports be revised to \$215.52 per the Fire Chief's memo dated July 13, 2010.

Carried by unanimous vote.

CLOSED SESSION

Moved by Councilman Karschnick, seconded by Councilman Sexton, that the Municipal Council adjourn to a closed session at 8:55 p.m., to discuss pending litigation and an employee complaint.

Carried by unanimous vote.

RECESS

The Municipal Council recessed at 8:55 p.m.

RECONVENE – CLOSED SESSION

The Municipal Council reconvened in closed session at 9:05 p.m.

RECONVENE – OPEN SESSION

The Municipal Council reconvened in open session at 10:10 p.m.

On motion of Councilman Karschnick, seconded by Councilman Eiler, the Council adjourned at 10:10 p.m.

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

August 16, 2010

The Municipal Council of the City of Alpena met in regular session in the City Hall on the above date and was called to order at 7:00 p.m. by the Mayor.

Present: Mayor Schafto, Councilmembers Eiler, Karschnick, Nunneley, and Sexton.

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of August 2, 2010, and closed session of August 2, 2010, were approved as printed.

ADDITION TO AGENDA

Moved by Councilman Sexton, seconded by Councilman Karschnick, that the following addition to the agenda be approved:

1. Resolution No. 2010-12, Recycling Surcharge; as agenda item 9 (b).

CONSENT AGENDA

Moved by Councilman Karschnick, seconded by Councilman Nunneley, that the following Consent Agenda items be approved:

1. Bills Allowed – in the amount of \$812,950.89 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. Approval of budget amendments to complete 2009-10 capital projects:
 - a. Sewer – Tone equipment for fiber optic project \$5,700.
 - b. MIS – Website design service \$2,940 and fiber optic \$10,000.
 - c. General – City Hall roof \$36,000.
3. Approval of Resolution for Transfer of Ownership of 2009 Class C-SDM licensed business with dance-entertainment permit (Sports Page Lounge)

located at 823 Chisholm, Alpena, Michigan from Robert Thomas Adamski to Adamski Enterprises, LLC.

4. Approval of Resolution for Transfer of Stock in 2009 Class C-SDM licensed business (Tap Room Ventures, LLC) located at 307 Chisholm Street, Alpena, Michigan from Michael Yantomasi to Michael Connolly and Michael Connolly to Jeffrey Kowalski.

Carried by unanimous vote.

PUBLIC HEARING

SPECIAL ASSESSMENT PROJECT NO. 123

Mayor Shafto announced a Public Hearing on Proposed Special Assessment Project No. 123. Richard Sullenger, City Engineer, presented a report. The public comment period was opened. There were no public comments.

The clerk indicated that there were no written comments from the public.

The public comment period was closed. The Mayor declared the Public Hearing closed.

RESOLUTION NO. 2010-13

RESOLUTION-DETERMINATION OF NECESSITY FOR

2010 SPECIAL ASSESSMENT PROJECT NO. 123

Moved by Councilman Eiler, seconded by Councilman Karschnick, that Resolution No. 2010-13, which determines Special Assessment Project No. 123 to be a necessary local and public improvement; which authorizes that of the \$142,539.36 estimated cost of said project, \$1,351.35 shall be specially assessed to said district; which instructs the City Assessor to prepare the special assessment roll; and which includes certain curb and gutter, street improvements, and related ancillary work along the following streets and parts of streets, be adopted:

Project No. 123

Both sides of Merchant Street, beginning at the northeasterly right of way line of

Fletcher Street to the southwesterly right of way line of Oldfield Street. Also, both sides of Commercial Street, beginning at the northeasterly right of way line of Fletcher Street to the southwesterly right of way line of Oldfield Street for curb and gutter, street improvements, and related ancillary work.

Carried by vote as follows:

Ayes: Shafto, Eiler, and Nunneley.

Nays: Sexton and Karschnick.

ALPENA MARC & ALPENA HARBORSIDE TAX TRIBUNAL APPEALS

Moved by Councilman Karschnick, seconded by Councilman Eiler, that the Mayor, City Clerk, and City Attorney be authorized to sign the Stipulations for Entry of Consent Judgment for submittal to the Michigan Tax Tribunal on the assessed and taxable values of seven parcels owned by Alpena Marc, LLC and Alpena Harborside, LLC.

Carried by unanimous vote.

ORDINANCE NO. 10-399

Ordinance No. 10-399, being an Ordinance Providing for a Moratorium on the Issuance of Permits for Licenses for the Sale of Dispensation of Medical Marijuana Within the City of Alpena, was given its first presentment (reading) by the City Attorney.

LAWN CUTTING SERVICES

The following sealed bids were received on August 9, 2010, for lawn cutting services:

	Per Standard City Lot – 66” x 132”			
	Up to 6”	6 - 9”	9 - 12”	Over 12”
Alpena Maintenance & Lawn Care, Alpena MI	\$24.00	\$26.00	\$29.00	\$30.00
Sunrise Lawn Care, Alpena, MI	\$30.00	\$35.00	\$40.00	\$45.00

Bedrock Contracting & Excavating, Alpena MI	\$30.00	\$40.00	\$45.00	\$55.00
Phillips Expert Tree & Landscaping, Alpena, MI	\$35.00	\$35.00	\$35.00	\$35.00
HLI Landscaping, Alpena, MI	\$38.60	\$38.60	\$38.60	\$38.60

Moved by Councilman Eiler, seconded by Councilman Sexton, that the as-bid unit prices for a one-year period ending December 31, 2011, by Alpena Maintenance & Lawn Care, as listed in the City Engineer's memo dated August 9, 2010, be accepted.

RESOLUTION NO. 2010-12

RECYCLING SURCHARGE OF UP TO \$10 PER YEAR PER HOUSEHOLD

Moved by Councilman Sexton, seconded by Councilman Eiler, that Council supports Resolution No. 2010-12, a resolution imposing a recycling surcharge of up to \$10 per year per household providing that interlocal agreements are signed with all units of government to impose the surcharge for the expressed interest of a recycling program.

Carried by vote as follows:

Ayes: Sexton, Shafto, and Eiler.

Nays: Karschnick and Nunneley.

PARK USE POLICIES

Moved by Councilman Nunneley, seconded by Councilman Eiler, that City staff review the park use policies, and to the extent possible, make consistent rules condensed into one policy.

Carried by unanimous vote.

CLOSED SESSION

Moved by Councilman Karschnick, seconded by Councilman Sexton, that the Municipal Council adjourn to a closed session at 8:10 p.m., to discuss pending litigation.

Carried by unanimous vote.

RECESS

The Municipal Council recessed at 8:10 p.m.

RECONVENE – CLOSED SESSION

The Municipal Council reconvened in closed session at 8:23 p.m.

RECONVENE – OPEN SESSION

The Municipal Council reconvened in open session at 8:33 p.m.

On motion of Councilman Karschnick, seconded by Councilman Eiler, the Council adjourned at 8:33 p.m.

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

September 2, 2010

The Municipal Council of the City of Alpena met in special session upon the call of the City Clerk, at the Alpena Township Hall on the above date and was called to order at 7:00 p.m. by the Mayor.

Present: Mayor Shafto, Councilmembers Eiler and Sexton.

Absent: Councilmembers Karschnick and Nunneley.

Minutes stand as presented.

The Municipal Council met in a special workshop session with the Alpena County Board of Commissioners and Alpena County Township Supervisors to hear and comment on reports from the subcommittees. The facilitators for the meeting were Tim Kuehnlein and Carlene Przykucki.

Eric Smith, Green Township Supervisor, reported for the Recreation Committee. A rodeo and hockey camp were held at Northern Lights Arena and were a success. Alpena Thunder is the new hockey team replacing the Ice Diggers. There will be a \$1,000 to \$2,000 cost savings per month due to the lighting replacement.

Marie Twite, Alpena Township Supervisor, reported for the Roads Committee. Third Avenue has been resurfaced. The MDOT project was completed.

Bill Domke, Wilson Township Supervisor, reported for the Air/Water Quality Committee. The MDEQ permit for a new biorefinery was discussed. There will not be any additional odors from the new plant. An underwater reef restoration report was given. Construction will be from September 14 – October 13, 2010.

Marie Twite, Alpena Township Supervisor, reported that the Communications Committee hasn't met because there are no current issues.

The Public Safety Committee did not have a quorum at its last meeting.

Eric Smith, Green Township Supervisor, gave a presentation on the Alpena County Recycling Program and the Interlocal Agreement.

The Alpena Intergovernmental Council will meet again on January 6, 2011, and will be hosted by the City of Alpena.

On motion of Councilman Eiler, seconded by Councilman Sexton, the Council adjourned at 8:09 p.m.

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

September 7, 2010

The Municipal Council of the City of Alpena met in regular session in the City Hall on the above date and was called to order at 7:00 p.m. by the Mayor.

Present: Mayor Shafto, Councilmembers Eiler, Karschnick, Nunneley, and Sexton.

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of August 16, 2010, and closed session of August 16, 2010, were approved as printed.

CONSENT AGENDA

Moved by Councilman Karschnick, seconded by Councilman Sexton, that the following Consent Agenda items be approved:

1. Bills Allowed – in the amount of \$697,849.52 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. Add Michigan Arts and Culture Northeast (MACNE) and the Intergovernmental Recycling Committee to the list of Council's compensable meetings.
3. Michigan Municipal League – Designation of voting delegate (Mayor Carol Shafto) for the annual MML business meeting.
4. Approve budget amendment to transfer \$440 from ambulance supplies to MIS supplies to purchase printers.

Carried by unanimous vote.

PERSONNEL POLICIES MANUAL – SECTION 2:

EMPLOYMENT PROCESSES AND POLICIES

Moved by Councilman Eiler, seconded by Councilman Sexton, that the changes

to the equal employment opportunity statement and the pre-employment review in the Personnel Policies Manual as recommended by the City Manager, be approved.

Carried by unanimous vote.

RESOLUTION NO. 2010-15

**RESOLUTION GRANTING APPROVAL OF APPLICATION FOR NEIGHBORHOOD
ENTERPRISE ZONE CERTIFICATE FOR ALBERT AND RITA HESS FOR
REHABILITATION OF AN UPSTAIRS APARTMENT AT 102 N. SECOND AVENUE**

Moved by Councilman Nunneley, seconded by Councilman Eiler, that Resolution No. 2010-15, a resolution granting approval of an Application for Neighborhood Enterprise Zone Certificate for Albert and Rita Hess for rehabilitation of an upstairs apartment at 102 N. Second Avenue, be adopted.

Carried by unanimous vote.

NORTHEAST MICHIGAN GENEALOGICAL SOCIETY

CELEBRATION OF FAMILY HISTORY MONTH

Moved by Councilman Nunneley, seconded by Councilman Karschnick, that the request of the Northeast Michigan Genealogical Society to transport participants to various locations in Alpena to celebrate Family History Month on Saturday, October 2, 2010, be approved.

Carried by unanimous vote.

WATER TAP FOR COAST GUARD DOCK

Moved by Councilman Nunneley, seconded by Councilman Sexton, that the water tap for the Coast Guard Dock be referred to City staff; staff should negotiate with Alpena Marc, LLC for different options for the hook up and cost of a water tap.

Carried by unanimous vote.

INTERLOCAL RECYCLING AGREEMENT

Moved by Councilman Eiler, seconded by Councilman Sexton, that the Interlocal Recycling Agreement, be approved as presented; and recommendations for suggested changes as discussed, be presented to the Recycling Board.

Carried by vote as follows:

Ayes: Sexton, Shafto, and Eiler.

Nays: Karschnick and Nunneley.

ORDINANCE NO. 10-399

Moved by Councilman Karschnick, seconded by Councilman Eiler, that Ordinance No. 10-399, being an Ordinance Providing for a Moratorium on the Issuance of Permits for Licenses for the Sale or Dispensation of Medical Marihuana Within the City of Alpena, be adopted.

Carried by unanimous vote.

On motion of Councilman Karschnick, seconded by Councilman Eiler, the Council adjourned at 8:27 p.m.

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

September 20, 2010

The Municipal Council of the City of Alpena met in regular session in the City Hall on the above date and was called to order at 7:00 p.m. by the Mayor Pro Tem.

Present: Councilmembers Eiler, Karschnick, Nunneley, and Sexton.

Absent: Mayor Shafto.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the special session of September 2, 2010, and regular session of September 7, 2010, were approved as printed.

CONSENT AGENDA

Moved by Councilman Karschnick, seconded by Councilman Sexton, that the following Consent Agenda items be approved:

1. Bills Allowed – in the amount of \$156,966.58 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. Approval of High School Liaison Officer Agreement, effective October 1, 2010, through September 30, 2011.

Carried by unanimous vote.

CITY COUNCIL POLICY STATEMENT NO. 7

SMOKING IN CITY OWNED BUILDINGS AND VEHICLES

Moved by Councilman Karschnick, seconded by Councilman Sexton, that the revisions to the Smoking Policy to prohibit smoking in all City owned buildings and vehicles as presented by the City Manager, be approved.

Carried by unanimous vote.

RESOLUTION NO. 2010-14

NOTICE OF FILING OF ROLL WITH CLERK FOR PUBLIC INSPECTION

**NOTICE OF MEETING OF COUNCIL ACTING AS BOARD OF REVIEW FOR
2010 SPECIAL ASSESSMENT PROJECT NO. 123**

Moved by Councilman Nunneley, seconded by Councilman Karschnick, that Resolution No. 2010-14, which accepts the Special Assessment roll of the 2010 Special Assessment District No. 123 as duly certified and presented by the Assessor, and which sets October 18, 2010, as the date for review of said Special Assessment roll by the Council sitting as a Board of Review, be adopted.

Carried by unanimous vote.

INTERLOCAL RECYCLING AGREEMENT

Annual Opt-Out Recycling Form

Moved by Councilman Karschnick, seconded by Councilman Nunneley, that City property owners not be required to appear before the City Council to opt-out of the annual recycling program; they can submit an opt-out form by mail or in person at City Hall by October 20, 2010.

Carried by unanimous vote.

RECYCLING OPT-OUT PROCEDURES FOR LANDLORDS

Moved by Councilman Nunneley, seconded by Councilman Karschnick, that letters be mailed to all landlords in the City explaining the recycling program and the opt-out procedure.

Carried by unanimous vote.

CULLIGAN PLAZA

Moved by Councilman Nunneley, seconded by Councilman Karschnick, to

remove the restriction for political gatherings that is currently in the Culligan Plaza usage policy.

Carried by unanimous vote.

AMBULANCE TRANSFER TRIAL PERIOD

Moved by Councilman Nunneley, seconded by Councilman Sexton, that the trial period for the ambulance transfer program be extended for an additional 60 days to more accurately determine revenues and expenses, per the Fire Chief's memo dated September 13, 2010.

Carried by unanimous vote.

CITY OF ALPENA'S ADOPT-A-STREET PROGRAM

Moved by Councilman Sexton, seconded by Councilman Karschnick, that the City of Alpena's Adopt-A-Street Program, similar to the State and County Adopt-A-Highway programs, as presented by the Assistant City Engineer, be approved.

Carried by vote as follows:

Ayes: Eiler, Karschnick, and Sexton.

Nays: Nunneley.

Absent: Shafto.

CLOSED SESSION

Moved by Councilman Karschnick, seconded by Councilman Sexton, that the Municipal Council adjourn to a closed session at 7:55 p.m., to discuss pending litigation.

Carried by unanimous vote.

RECESS

The Municipal Council recessed at 7:55 p.m.

RECONVENE – CLOSED SESSION

The Municipal Council reconvened in closed session at 8:08 p.m.

RECONVENE – OPEN SESSION

The Municipal Council reconvened in open session at 8:19 p.m.

On motion of Councilman Karschnick, seconded by Councilman Sexton, the Council adjourned at 8:19 p.m.

SAM EILER
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

October 4, 2010

The Municipal Council of the City of Alpena met in regular session in the City Hall on the above date and was called to order at 7:00 p.m. by the Mayor.

Present: Mayor Shafto, Councilmembers Eiler, Karschnick, Nunneley, and Sexton.

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of September 20, 2010, and closed session of September 20, 2010, were approved as printed.

ADDITION TO AGENDA

Moved by Councilman Sexton, seconded by Councilman Nunneley, that the following addition to the agenda be approved:

1. Question and answer on Recycling Opt-Out Program; as agenda item 13 (c).

Carried by unanimous vote.

CONSENT AGENDA

Moved by Councilman Karschnick, seconded by Councilman Eiler, that the following Consent Agenda items be approved:

1. Bills Allowed – in the amount of \$452,848.10 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. One mayoral reappointment to the Compensation Committee for a five-year term expiring 10/1/2015 – Joanne LeFleche-Gallagher.
3. Budget amendments for projects budgeted in last fiscal year that were completed in the current fiscal year:
 - a) Generator for City Hall, \$40,000.

- b) Lift stations and sewer mains, \$519,830.
- c) Water mains, \$390,200.
- d) Storm sewers & parking lot, \$40,000.

Carried by unanimous vote.

PUBLIC HEARING
COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
SIGNATURE BUILDING GRANT APPLICATION
101 N. SECOND AVENUE

Mayor Shafto announced a Public Hearing regarding the Community Development Block Grant Program – Signature Building Grant Application for 101 N. Second Avenue. Greg Sundin, Planning and Development Director, presented an overview of the project and the grant. The public comment period was opened.

Lynn Kolasa, Executive Director of Alpena Downtown Development Authority, supported the project emphasizing the importance of the building to both the historical and economic well being of the downtown. She stated that the Downtown Development Authority is confident that the LeFave's would be successful with this project.

The clerk indicated that there were no written comments from the public.

The public comment period was closed. The Mayor declared the Public Hearing closed.

RESOLUTION NO. 2010-16
RESOLUTION AUTHORIZING SUBMISSION OF A COMMUNITY DEVELOPMENT
BLOCK GRANT (CDBG) SIGNATURE BUILDING APPLICATION FOR THE
PURCHASE AND REHABILITATION OF A COMMERCIAL BUILDING LOCATED AT
101 N. SECOND AVENUE IN THE CITY OF ALPENA

Moved by Councilman Nunneley, seconded by Councilman Karschnick, that

Resolution No. 2010-16, a resolution authorizing the submission of a CDBG Signature Building Application for the purchase and rehabilitation of a commercial building located at 101 N. Second Avenue in the City of Alpena, be adopted.

Carried by unanimous vote.

PUBLIC HEARING

ARBOUR CHAPLESKI REALTY, LLC PA 210 COMMERCIAL REHABILITATION

EXEMPTION CERTIFICATE APPLICATION

Mayor Shafto announced a Public Hearing regarding the Arbour Chapleski Realty, LLC PA 210 Commercial Rehabilitation Exemption Certificate Application for property located at 1001 U.S. 23 North, Alpena, Michigan. Greg Sundin, Planning and Development Director, presented a report. The public comment period was opened.

The clerk indicated that there were no written comments from the public.

The public comment period was closed. The Mayor declared the Public Hearing closed.

RESOLUTION NO. 2010-17

RESOLUTION GRANTING A COMMERCIAL REHABILITATION EXEMPTION

CERTIFICATE FOR ARBOUR CHAPLESKI REALTY, LLC

Moved by Councilman Eiler, seconded by Councilman Sexton, that Resolution No. 2010-17, a resolution granting a commercial rehabilitation exemption certificate for Arbour Chapleski Realty, LLC, for property located at 1001 U.S. 23 North, Alpena, Michigan, be adopted.

Carried by unanimous vote.

LEGAL OPINION ON COUNCIL'S AUTHORITY TO WAIVE

PROPERTY TAX PENALTIES AND INTEREST

Moved by Councilman Nunneley, seconded by Councilman Eiler, that the legal opinion by City Attorney Pfeifer that the Council's authority to waive property tax penalties and interest is prohibited by City Charter, be received and filed.

Carried by unanimous vote.

TREASURER'S FINANCIAL REPORT

Moved by Councilman Sexton, seconded by Councilman Eiler, to receive and file the Treasurer's Financial Report of July 1, 2010, through August 31, 2010.

Carried by unanimous vote.

STARLITE BEACH PROMENADE FACILITIES IMPROVEMENT PROJECT

The following sealed bids were received on September 14, 2010, for the Starlite Beach Promenade Facilities Improvement project:

Meridian Contracting	\$480,000.00
Timm Construction Company, LLC	\$513,114.00
DeVere Construction Company, Inc.	\$533,000.00
David J. Zolnierek, Inc.	\$540,499.88
Lumsden Builders, Inc.	\$628,501.00

Moved by Councilman Sexton, seconded by Councilman Eiler, that the bid by Meridian Contracting, in the amount of \$480,000.00, be accepted.

Carried by vote as follows:

Ayes: Sexton, Shafto, and Eiler.

Nays: Nunneley and Karschnick.

TRUE NORTH RADIO NETWORK

2011 SUMMER CONCERT SERIES

Moved by Councilman Karschnick, seconded by Councilman Nunneley, to approve the 2011 Summer Concert Series at Bay View Park sponsored by True North Radio Network; and to allow event sponsors to sell food and merchandise during the concert events; and that a dumpster be provided by True North Radio at each event upon the discretion of the City staff.

Carried by unanimous vote.

LIVING HOPE CHURCH COMMUNITY IMPACT DAY

Moved by Councilman Nunneley, seconded by Councilman Eiler, that the request by Living Hope Church to use the City's back parking lot and Farmer's Market Pavilion in late October for a Community Impact Day to donate household items and clothing to families in need, be approved.

Carried by unanimous vote.

VARIANCE TO COUNCIL POLICY STATEMENT NO. 13

BAY VIEW PARK FINE ARTS SHELL

Moved by Councilman Sexton, seconded by Councilman Karschnick, to approve a variance to Council Policy Statement No. 13, Bay View Park Fine Arts Shell, to allow First United Methodist Church to use the Band Shell each Sunday morning in July and August, 2011, for Church-in-the-Park and to work with Art on the Bay who has the Band Shell scheduled for July 17.

Carried by unanimous vote.

WATER TAP-IN FEE FOR COAST GUARD DOCK

City of Alpena Marina

Moved by Councilman Nunneley, seconded by Councilman Eiler, to direct the

City Attorney to investigate an amendment to the City's ordinance on water tap-in fees when the property is owned by the City; and if the ordinance is revised, does it violate the conditions of the Utility System Bonds.

Carried by unanimous vote.

**SELECTION COMMITTEE APPOINTEES FOR
CIVIC CENTER REQUEST FOR QUALIFICATIONS AND PROPOSALS**

Moved by Councilman Nunneley, seconded by Councilman Sexton, to approve the Civic Center request for qualifications and proposals selection committee appointees: City Manager Thad Taylor, Planning and Development Director Greg Sundin, City Engineer Rich Sullenger, City Council Representative – Dave Karschnick, and Planning Commission Representative – Wayne Lewis.

Carried by unanimous vote.

RECREATION MILLAGE GRANT APPLICATION

Moved by Councilman Karschnick, seconded by Councilman Eiler, that the following projects be submitted to the Alpena County Youth and Recreation Committee for funding consideration per the City Engineer's memo dated September 29, 2010:

1. US-23 Passing Bubbles. This project would provide for the installation of passing bubbles, or widened sections along the sidewalk between Bay View Park and Starlite Beach Park.
2. Bay View Tennis Court Relighting. This project would include installation of new energy efficient lighting with enhanced light performance and coverage.

Carried by vote as follows:

Ayes: Shafto, Eiler, Karschnick, and Nunneley.

Nays: Sexton.

CLOSED SESSION

Moved by Councilman Karschnick, seconded by Councilman Sexton, that the Municipal Council adjourn to a closed session at 8:40 p.m., to discuss union negotiations.

Carried by unanimous vote.

RECESS

The Municipal Council recessed at 8:40 p.m.

RECONVENE – CLOSED SESSION

The Municipal Council reconvened in closed session at 8:50 p.m.

RECONVENE – OPEN SESSION

The Municipal Council reconvened in open session at 8:57 p.m.

CLERICAL UNION CONTRACT

Moved by Councilman Karschnick, seconded by Councilman Eiler, to ratify the three-year contract with the Clerical Union effective July 1, 2010, through June 30, 2013.

Carried by unanimous vote.

On motion of Councilman Karschnick, seconded by Councilman Eiler, the Council adjourned at 8:57 p.m.

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

October 8, 2010

The Municipal Council of the City of Alpena met in special session upon the call of the City Clerk, at the Alpena City Hall on the above date and was called to order at 4:30 p.m. by the Mayor.

Present: Mayor Shafto, Councilmembers Eiler and Sexton.

Absent: Councilmembers Karschnick and Nunneley.

RECONSIDER RECREATION MILLAGE GRANT APPLICATION

Moved by Councilman Eiler, seconded by Councilman Sexton, to reverse the October 4, 2010, Council Meeting action that approved two projects to be submitted to the Alpena County Youth and Recreation Committee; no projects will be submitted for consideration at this time.

On motion of Councilman Eiler, seconded by Councilman Sexton, the Council adjourned at 4:55 p.m.

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

October 18, 2010

The Municipal Council of the City of Alpena met in regular session in the City Hall on the above date and was called to order at 7:00 p.m. by the Mayor.

Present: Mayor Shafto, Councilmembers Eiler, Karschnick, Nunneley, and Sexton.

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of October 4, 2010, closed session of October 4, 2010, and special session of October 18, 2010, were approved as printed.

CONSENT AGENDA

Moved by Councilman Karschnick, seconded by Councilman Sexton, that the following Consent Agenda items be approved:

1. Bills Allowed – in the amount of \$200,206.74 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

PUBLIC HEARING

2010 Special Assessment Project No. 123

Curb and Gutter, Street Improvements, and

Related Ancillary Work – Commercial & Merchant Street

Mayor Shafto announced that the Municipal Council was meeting as a Board of Review to review the 2010 Special Assessment Project No. 123 as certified by the City Assessor. On August 16, 2010, the hearing of necessity was held and it was determined

that the construction of certain curb and gutter, street improvements, and related ancillary work was a necessary public improvement and was unanimously approved by the Council. The purpose of the Board of Review hearing is to determine if errors were made in the frontage or in the multiplication on any citizen's property included in the special assessment roll.

The Public Comment section was opened. No citizens addressed the Council during the hearing.

The clerk indicated that there were no written comments from the public.

The public comment period was closed. The Mayor declared the Public Hearing closed.

RESOLUTION NO. 2010-18

RESOLUTION CONFIRMING ROLL FOR

2010 SPECIAL ASSESSMENT PROJECT NO. 123

Moved by Councilman Eiler, seconded by Councilman Nunneley, that Resolution No. 2010-18, which confirms the Special Assessment Roll for 2010 Special Assessment Project No. 123, and which includes the construction of certain curb and gutter, street improvements, and related ancillary work described as follows, be adopted:

Both sides of Merchant Street, beginning at the northeasterly right of way line of Fletcher Street to the southwesterly right of way line of Oldfield Street. Also, both sides of Commercial Street, beginning at the northeasterly right of way line of Fletcher Street to the southwesterly right of way line of Oldfield Street for curb and gutter, street improvements, and related ancillary work.

Carried by vote as follows:

Ayes: Nunneley, Shafto, and Eiler.

Nays: Sexton and Karschnick.

TREASURER'S FINANCIAL REPORT

Moved by Councilman Nunneley, seconded by Councilman Eiler, to receive and file the Treasurer's Financial Report of July 1, 2010, through September 30, 2010.

Carried by unanimous vote.

WILDLIFE SANCTUARY BOARD APPLICATION TO COUNTY YOUTH AND RECREATION FUND

Moved by Councilman Nunneley, seconded by Councilman Eiler, to approve submittal of the Wildlife Sanctuary Board's application to the Youth and Recreation Fund Committee for consideration of funding for a youth science program called River Rats in the amount of \$500.00.

Carried by unanimous vote.

INFORMATION TECHNOLOGY SERVICES CONTRACT WITH ALPENA COUNTY

Moved by Councilman Nunneley, seconded by Councilman Eiler, to renew the Information Technology Services Contract with Alpena County for the period beginning January 1, 2011, through December 31, 2012, at a cost of \$7,000.00 per month.

Carried by unanimous vote.

CLOSED SESSION

Moved by Councilman Karschnick, seconded by Councilman Sexton, that the Municipal Council adjourn to a closed session at 7:31 p.m., to discuss union negotiations and pending litigation.

Carried by unanimous vote.

RECESS

The Municipal Council recessed at 7:31 p.m.

RECONVENE – CLOSED SESSION

The Municipal Council reconvened in closed session at 7:39 p.m.

RECONVENE – OPEN SESSION

The Municipal Council reconvened in open session at 8:10 p.m.

On motion of Councilman Karschnick, seconded by Councilman Sexton, the Council adjourned at 8:10 p.m.

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

November 1, 2010

The Municipal Council of the City of Alpena met in regular session in the City Hall on the above date and was called to order at 7:00 p.m. by the Mayor.

Present: Mayor Shafto, Councilmembers Eiler, Karschnick, Nunneley, and Sexton.

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of October 18, 2010, and closed session of October 18, 2010, were approved as printed.

MODIFICATIONS TO AGENDA

Moved by Councilman Nunneley, seconded by Councilman Sexton, that the following modifications to the agenda be approved:

1. Announcement – Agenda Item 7A – the second Council Meeting in November will be held on Monday, November 22, rather than Monday, November 15.
2. CDBG Grant for the Signature Building; add as agenda item 8 (c).

Carried by unanimous vote.

CONSENT AGENDA

Moved by Councilman Karschnick, seconded by Councilman Nunneley, that the following Consent Agenda items be approved:

1. Bills Allowed – in the amount of \$1,009,934.40 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. Three Mayoral reappointments to the Planning Commission for a three-year term expiring November 1, 2013 (Susan Nielsen, Cindy Johnson, and Mike Glowinski).

3. Approval of budget amendment to transfer \$270 from the fire department to the MIS department for the purchase of a printer for the Fire Chief's office.

Carried by unanimous vote.

SECOND COUNCIL MEETING IN NOVEMBER

Moved by Councilman Karschnick, seconded by Councilman Nunneley, that the second Council meeting in November will be held on Monday, November 22, rather than Monday, November 15.

Carried by unanimous vote.

ORDINANCE NO. 10-400

Ordinance No. 10-400, being an Ordinance Amending Article III of the Retirement System, Section 62-73, was given its first presentment (reading) by the City Attorney.

CDBG GRANT FOR THE SIGNATURE BUILDING

Moved by Councilman Eiler, seconded by Councilman Sexton, to authorize approval of an \$80,000 CDBG (Community Development Block Grant) payment to First Federal for the Signature Building after the City receives the notice to release the funds.

Carried by unanimous vote.

On motion of Councilman Karschnick, seconded by Councilman Nunneley, the Council adjourned at 7:25 p.m.

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

November 22, 2010

The Municipal Council of the City of Alpena met in regular session in the City Hall on the above date and was called to order at 7:00 p.m. by the Mayor.

Present: Mayor Shafto, Councilmembers Eiler, Karschnick, Nunneley, and Sexton.

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of November 1, 2010, were approved as printed.

CONSENT AGENDA

Moved by Councilman Karschnick, seconded by Councilman Eiler, that the following Consent Agenda items be approved:

1. Bills Allowed – in the amount of \$506,335.39 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. Police and Fire – One year uniform contract extension to December 31, 2011, with no cost increase.
3. Request to waive the Bay View Park deposit fee for a concert to be given by the Air National Guard Band of the Great Lakes on July 5, 2011.
4. Two City Council appointments to the Alpena Recycling Board (Councilman Shawn Sexton and City Building Official Don Gilmet).

Carried by unanimous vote.

TREASURER'S FINANCIAL REPORT

Moved by Councilman Nunneley, seconded by Councilman Sexton, to receive and file the Treasurer's Financial Report of July 1, 2010, through October 31, 2010.

Carried by unanimous vote.

ORDINANCE NO. 10-400

Moved by Councilman Karschnick, seconded by Councilman Eiler, that Ordinance No. 10-400, being an Ordinance Amending Article III of the Retirement System, Section 62-73, be adopted.

Carried by unanimous vote.

CIVIC CENTER PROPERTY

**Request for Qualifications and Proposals for
Purchase and Redevelopment**

Moved by Councilman Karschnick, seconded by Councilman Eiler, to accept the recommendation of the Civic Center Selection Committee to reject the bid of Living Hope Church in the amount of \$150,000 for the purchase of the Civic Center.

Carried by unanimous vote.

RECOMMENDATIONS FOR CIVIC CENTER DISPOSITION

Moved by Councilman Nunneley, seconded by Councilman Sexton, to accept the recommendation of the Civic Center Selection Committee, as presented by Greg Sundin, Director of Planning and Development, to mothball the building and a renewed marketing effort be instituted in the spring utilizing the Request for Qualifications and Proposals (RFQ&P) and other processes.

Carried by unanimous vote.

CLOSED SESSION

Moved by Councilman Karschnick, seconded by Councilman Eiler, that the

Municipal Council adjourn to a closed session at 8:05 p.m., to discuss pending litigation.

Carried by unanimous vote.

RECESS

The Municipal Council recessed at 8:05 p.m.

RECONVENE – CLOSED SESSION

The Municipal Council reconvened in closed session at 8:15 p.m.

RECONVENE – OPEN SESSION

The Municipal Council reconvened in open session at 8:30 p.m.

On motion of Councilman Karschnick, seconded by Councilman Sexton, the Council adjourned at 8:30 p.m.

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

December 6, 2010

The Municipal Council of the City of Alpena met in regular session in the City Hall on the above date and was called to order at 7:00 p.m. by the Mayor.

Present: Mayor Shafto, Councilmembers Eiler, Karschnick, Nunneley, and Sexton.

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of November 22, 2010, and closed session of November 22, 2010, were approved as printed.

CONSENT AGENDA

Moved by Councilman Karschnick, seconded by Councilman Eiler, that the following Consent Agenda items be approved:

1. Bills Allowed – in the amount of \$329,863.51 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. Add Medical Marihuana Committee to the list of Council's compensable meetings.
3. One City Council reappointment to the Wildlife Sanctuary Board for a three (3) year term expiring December 5, 2013 – Melissa Doubek.
4. One City Manager reappointment to the Housing Commission for a five (5) year term expiring December 4, 2015 – Mike Kearly.
5. Approval of 2011 Municipal Council meeting schedule.
6. Approval of Election Inspector's fees for 2011.

Carried by unanimous vote.

WATER TAP-IN FEE U.S. COAST GUARD DOCK

CITY OF ALPENA MARINA

Moved by Councilman Nunneley, seconded by Councilman Eiler, to refer to City Staff for consideration of an analysis of water tap-in fees for City owned property and bring a proposal to Council.

Carried by unanimous vote.

CUSTODIAL SERVICES

Sealed bids were received on November 18, 2010, for cleaning services at the City of Alpena facilities including City Hall, Public Safety, Public Works, Harbor Drive Public Restrooms, Starlite Beach Restrooms, Boater's Bathroom, Fish Cleaning Station,

and the Boater's lounge.

Moved by Councilman Eiler, seconded by Councilman Karschnick, that the bid by Superior Image, per the unit prices quoted, be accepted.

Carried by vote as follows:

Ayes: Shafto, Eiler, Karschnick, and Nunneley.

Nays: Sexton.

SNOWMOBILE TRAILHEAD

Moved by Councilman Nunneley, seconded by Councilman Sexton, to direct City Staff to look at connecting the Alpena-to-Cheboygan trail to the trail that goes west from Alpena.

Carried by unanimous vote.

AMBULANCE BILLING CONTRACT EXTENSION

Moved by Councilman Eiler, seconded by Councilman Sexton, to approve a two-year extension of the ambulance billing contract with Mobile Health Resources of Saginaw ending January 1, 2013, per Bill Forbush's memo dated December 1, 2010.

Carried by unanimous vote.

EMS/AMBULANCE STRATEGIC PLAN

Moved by Councilman Nunneley, seconded by Councilman Eiler, to accept the EMS/Ambulance Strategic Plan as presented by Fire Chief Forbush; by purchasing a new ambulance and hiring a pair of firefighters/paramedics the City will expand its operations to include emergency long-distance ambulance transfers for seriously ill patients and obstetrical patients, and long distance non-emergency transfers.

Carried by unanimous vote.

On motion of Councilman Karschnick, seconded by Councilman Sexton, the Council adjourned at 8:26 p.m.

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

December 20, 2010

The Municipal Council of the City of Alpena met in regular session in the City Hall on the above date and was called to order at 7:00 p.m. by the Mayor.

Present: Mayor Shafto, Councilmembers Karschnick, and Nunneley.

Absent: Councilmembers Eiler and Sexton.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of December 6, 2010, were approved as printed.

CONSENT AGENDA

Moved by Councilman Karschnick, seconded by Councilman Nunneley, that the following Consent Agenda items be approved:

1. Bills Allowed – in the amount of \$309,587.40 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. Parades held within the City limits for 2011; Memorial Day, Fourth of July, Christmas, and Shriner Parade.
3. Alpena Public Schools request for the City to collect 100% of property taxes for the summer 2011 collection period.
4. School District election administration.

Carried by unanimous vote.

TREASURER'S FINANCIAL REPORT

Moved by Councilman Nunneley, seconded by Councilman Karschnick, to receive and file the Treasurer's Financial Report of July 1, 2010, through November 30, 2010.

Carried by unanimous vote.

On motion of Councilman Karschnick, seconded by Councilman Nunneley, the
Council adjourned at 7:10 p.m.

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk