

COUNCIL PROCEEDINGS

January 4, 1994

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 8:00 p.m. by the Mayor.

Present: Mayor La Haie, Councilmembers Karschnick, Ludlow, McKim and Nerkowski.

Absent: None.

MINUTES

The minutes of the session of December 20, 1993 were read and approved as printed.

ADDITIONS TO THE AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, that the following items be added to the printed agenda:

1. Barge Situation in the Thunder Bay River
2. Outstate Equity Grant - Jesse Besser Museum
3. Recreation Study

Carried by unanimous vote.

APPROVAL OF AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, to adopt the printed agenda with the above additions.

Carried by unanimous vote.

APPOINTMENT

Mayor Pro Tem

Councilwoman Nerkowski moved that Councilman McKim be appointed Mayor Pro Tem for a two-year term.

The motion failed for lack of support.

APPOINTMENT

Mayor Pro Tem

Moved by Councilman Ludlow, seconded by Councilman Karschnick, that Councilman Karschnick be appointed Mayor Pro Tem for a two-year term.

Carried by vote as follows:

Ayes: La Haie, Karschnick, Ludlow and McKirn.

Nays: Nerkowski.

APPOINTMENTS

Retirement Board

Moved by Councilman McKia, seconded by Councilman Karschnick, that Mayor La Haie and Councilman Karschnick be appointed to the Employees Retirement System Board of Trustees for two-year terms.

Carried by unanimous vote.

BILLS ALLOWED

Moved by Councilman McKim, seconded by Councilman Karschnick, that the bills as listed, in the amount of \$222,936.17, be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

ELECTION INSPECTORS

Moved by Councilman Karschnick, seconded by Councilman McKim, that the fees for election inspectors for 1994 be set as follows:

Chairperson	\$85.50
Deputy Chairperson	79.50
Inspectors	72.00
Computer Center Inspectors	28.50

Carried by unanimous vote.

EDUCATIONAL SERVICE DISTRICT

Summer Tax Collection

Moved by Councilman McKim, seconded by Councilman Karschnick, that the City not collect one-half of the Educational Service District's tax levy in the summer of 1994 in the City of Alpena because the Municipal Council does not think that it is fair that City taxpayers are required to pay one-half of their ESD taxes in the summer, whereas, township taxpayers in Alpena County are not required to pay their ESD taxes until the winter, one-half year later.

Carried by unanimous vote.

RESOLUTION NO. 1994-1

Resolution and Tolling Order

Moved by Councilman Ludlow, seconded by Councilman Karschnick, that Resolution No. 1994-1, a resolution and tolling order to toll time limitation

for ninety (90) days within which to consider Westmarc/TCI's proposed cable TV rate schedule, be adopted.

Carried by unanimous vote.

ORDINANCE NO. 94-237

Ordinance No. 94-237, being an Ordinance amending the Firearms Ordinance to include bows and arrows and archery type equipment, was given its first reading by the City Attorney.

PURCHASING REQUIREMENTS

State Revenue Sharing

Moved by Councilman McKim, seconded by Councilman Karschnick, that the City of Alpena will comply with Public Acts 167 and 168 of the Michigan Public Act of 1993, and that the Municipal Council adopts the City's Standard operating Policy for Purchases and Sales as a Council Policy Statement per the requirements of the Public Acts 167 and 168.

Carried by unanimous vote.

MUNICIPAL COUNCIL MEETING ATTENDANCE

Moved by Councilman McKim, seconded by Councilman Karschnick, that members of the Municipal Council be authorized to attend the Michigan Municipal League Legislative Conference, Regional Meeting, Annual Convention, Mayors Conferences, US-23/M-65 Development Association Meetings, and training conferences, at City expense.

Carried by unanimous vote.

BARGE SITUATION IN THE THUNDER BAY RIVER

Moved by Councilman McKim, seconded by Councilman Karschnick, that the City Attorney be directed to begin legal action to force Tom Shaw to move his barges adjacent to City property along the Thunder Bay River per prior court decisions.

Carried by unanimous vote.

Moved by Councilwoman Nerkowski, seconded by Councilman McKim, that the City staff be directed not to raise the Second Avenue Drawbridge to prevent

Tom Shaw from docking his barges upstream from the bridge.

Carried by unanimous vote.

OUTSTATE EQUITY GRANT

Jesse Besser Museum

Moved by Councilman McKim, seconded by Councilman Karschnick, that the City apply for a Type 4 Outstate Equity Grant, in the amount of \$93,500.00, to assist the Jesse Besser Museum in preserving the City's Fire Department heritage, per the proposal from the Jesse Besser Museum dated January 4, 1994; that the City provide a match for the project of \$8,000.00 in services (in-kind); and that a letter of support for the project be given to the Museum.

Carried by unanimous vote.

On motion of Councilman McKim, seconded by Councilman Karschnick, the Council adjourned at 8:48 p.m.

WILLIAM E. LA HAIE

Mayor

ATTEST:

Alan L. Bakalarski

City Clerk

COUNCIL PROCEEDINGS

January 17, 1994

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 8:00 p.m. by the Mayor.

Present: Mayor La Haie, Councilmembers Karschnick, McKim and Nerkowski.

Absent: Councilmember Ludlow.

MINUTES

The minutes of the session of January 4, 1994 were read and approved as printed.

ADDITIONS TO THE AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, that the following items be added to the printed agenda:

1. Downtown Merchants Association Letter
2. North Side Fire Station Property
3. Michigan Department of Transportation - Intercity Bus Service
4. Alpena County Parks Commission
5. Administrative and Regular Non-Union Employees Proposal
6. Alpena Public Safety Facility

Carried by unanimous vote.

APPROVAL OF AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, to adopt the printed agenda with the above additions.

Carried by unanimous vote.

APPOINTMENT

Downtown Development Authority

Mayor La Haie announced the appointment of Gary Graham to the Downtown Development Authority to fill the unexpired term of Philena Ferguson, said term to expire on June 2, 1995, and requested confirmation.

Moved by Councilman Karschnick, seconded by Councilman McKim, that the Mayor's appointment of Gary Graham to the Downtown Development Authority to fill the unexpired term of Philena Ferguson, said term to expire on June 2, 1995, be confirmed; and that a letter of appreciation be sent to Philena

Ferguson for her service on the Downtown Development Authority.

Carried by unanimous vote.

BILLS ALLOWED

Moved by Councilman McKim, seconded by Councilman Karschnick, that the bills as listed, in the amount of \$264,178.09, be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

FINANCIAL REPORT

Moved by Councilman McKim, seconded by Councilman Karschnick, that the City Clerk's Financial Report, for the period July 1, 1993 to November 30, 1993, be received and filed.

Carried by unanimous vote.

COMPREHENSIVE ANNUAL FINANCIAL REPORT

Moved by Councilman McKim, seconded by Councilman Karschnick, that the Comprehensive Annual Financial Report, for the fiscal year ended June 30, 1993, as prepared by Nethercut, Cernat, Straley & Ilsley, P.C. and the City Clerk-Treasurer's Office, be received and filed.

Carried by unanimous vote.

SINGLE AUDIT REPORT

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the Federal Financial Assistance Compliance Audit (Single Audit) for the year ended June 30, 1993, as prepared by Nethercut, Cernat, Straley & Ilsley, P.C., be received and filed.

Carried by unanimous vote.

MACKER BACKERS OF ALPENA

Gus Macker 1994 Alpena Tournament

Moved by Councilman Karschnick, seconded by Councilman McKim, to approve the Gus Macker 1994 Alpena Tournament, as presented by the Macker Backers of Alpena, subject to submission of a map showing the streets to be used for the tournament.

Carried by unanimous vote.

MUNICIPAL COUNCIL AND PLAN COMMISSION

Annual Joint Workshop Session

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the Annual Joint Workshop Session between the Municipal Council and Plan Commission be set for Tuesday, February 15, 1994 at 7:30 p.m. at the Alpena Civic and Convention Center (if available).

Carried by unanimous vote.

ALPENA CIVIC THEATRE

Moved by Councilman McKim, seconded by Councilman Karschnick, that Council action on the lease with the Alpena Civic Theatre be tabled until more information is available, including information such as ADA compliance requirements and costs, use of the Civic and Convention Center, review of the Civic Theatre's annual report, residency of Civic Theatre members, possible sale of property (ballot issue), etc.

Carried by unanimous vote.

ORDINANCE NO. 94-237

Moved by Councilman Karschnick, seconded by Councilwoman Nerkowski, that Ordinance No. 94-237, being an Ordinance amending the Firearms Ordinance to include bows and arrows and archery type equipment, be adopted.

Carried by unanimous vote.

STONE EQUIPMENT

Water and Sewage Funds

Moved by Councilman McKim, seconded by Councilman Karschnick, that the City accept the proposal of Utilities Instrumentation, in the amount of \$7,500.00, to modify the existing Water and Sewage Funds' telemetry equipment to a tone type service, as recommended in the memo from the City Engineer dated January 5, 1994.

Carried by unanimous vote.

COMPREHENSIVE FEE SCHEDULE

Industrial Pretreatment Program

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

Comprehensive Fee Schedule be amended, effective January 18, 1994, to include the following revised fees for the Industrial Pretreatment Program, as recommended by WW Operations Services and the City Engineer:

Section 30-79.1

Permit fees.

3 year general permit fee. (within collection system boundaries)	\$75.00
Renewal	\$75.00
Requested Modification	\$75.00
3 year trucked in wastewater permit fee.	\$1,000.00
Renewal	\$75.00
Requested Modification	\$75.00

Temporary trucked in wastewater permit fee. \$250.00 (90 day)
Appeal fee. \$75.00

Equipment. - Composite sampler user fee.

Cost per sampling event. \$125.00

Analytical fees. Actual cost plus 15%

Carried by unanimous vote.

GOAL SETTING

Moved by Councilman McKim, seconded by Councilman Karschnick, to approve the Guidelines of Goal Setting, as presented by the City Manager, and to schedule the annual goal setting session for Saturday, February 26, 1994 at 9:00 a.m. at City Hall.

Carried by unanimous vote.

NORTH SIDE FIRE STATION PROPERTY

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, to direct the City staff to advertise for bids for the sale of the former North Side Fire Station property.

Carried by unanimous vote.

MICHIGAN DEPARTMENT OF TRANSPORTATION

Intercity Bus Service

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the letter from the Michigan Department of Transportation (MDOT), regarding Intercity Bus Service, be received, and that a letter be sent to MDOT

expressing the City's support for continuation of intercity bus service between Bay City and Alpena.

Carried by unanimous vote.

ALPENA COUNTY PARKS COMMISSION

Moved by Councilman Karschnick, seconded by Councilwoman Nerkowski, that the request of the Alpena County Parks Commission, to use the Mische-ke-wis Park bleachers for the Snowmobile Races at Long Lake Park the weekend of January 29 and 30, 1994, be approved, subject to the following conditions: the Alpena County Parks Commission is responsible for any damage, and the Public Works Administrative Officer or his designee is to be present when the bleachers are loaded and unloaded.

Carried by unanimous vote.

ADMINISTRATIVE AND REGULAR NON-UNION EMPLOYEES PROPOSAL

Moved by Councilman Karschnick, seconded by Councilman McKim, that the Administrative and Regular Non-Union Employees proposal be referred to the Retirement Board for recommendation and report back to the Municipal Council.

Carried by unanimous vote.

On motion of Councilman McKim, seconded by Councilwoman Nerkowski, the Council adjourned at 9:23 p.m.

WILLIAM E. LA HAIE

Mayor

ATTEST:

Alan L. Bakalarski

City Clerk

COUNCIL PROCEEDINGS

February 7, 1994

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 8:00 p.m. by the Mayor.

Present: Mayor La Haie, Councilmembers Karschnick, Ludlow, McKim and Nerkowski.

Absent: None.

MINUTES

The minutes of the session of January 17, 1994 were read and approved as printed.

ADDITIONS TO THE AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, that the following items be added to the printed agenda:

1. Freezing Water Services
2. Personnel Committee
3. Fire Department
4. Snow Banks

Carried by unanimous vote.

APPROVAL OF AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, to adopt the printed agenda with the above additions.

Carried by unanimous vote.

BILLS ALLOWED

Moved by Councilman McKim, seconded by Councilman Karschnick, that the bills as listed, in the amount of \$460,786.82, be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

FINANCIAL REPORT

Moved by Councilman McKim, seconded by Councilman Karschnick, that the City Clerk's Financial Report, for the period July 1, 1993 to December 31, 1993, be received and filed.

Carried by unanimous vote.

UNDERGROUND STORAGE TANK REMOVAL

The following sealed bids were received on January 11, 1994 for the removal of underground storage tanks at the Marina and Sewage Treatment Plant:

Environmental Consultants & Services Inc.	\$11,900.00
Superior Environmental	14,108.00
Sundberg Carlson Associates	16,455.00
North Garfield Excavating	16,900.00
Peerless Environmental	19,638.20
Delisle Associates	20,497.30
Tony Hansen Trucking	34,490.00

Moved by Councilman McKim, seconded by Councilman Karschnick, that the bid of Environmental Consultants & Services, Inc., in the amount of \$11,900.00, for the removal of underground storage tanks at the Marina and Sewage Treatment Plant, be accepted, per the memo from the City Engineer dated February 2, 1994.

Carried by unanimous vote.

RETIREMENT BOARD

Non-Union, Administrative Employee and Retiree Proposals

Moved by Councilman Karschnick, seconded by Councilman Ludlow, that the recommendation from the Retirement Board regarding Non-Union, Administrative Employee and Retiree Proposals, be received, and that said proposals be approved and implemented effective April 1, 1994.

Carried by vote as follows:

Ayes: Ludlow, Nerkowski, La Haie and Karschnick.

Nays: None.

Not Voting: McKim.

LIQUOR CONTROL COMMISSION

Moved by Councilman Karschnick, seconded by Councilman McKim, that the request from NORTH SHORE DEVELOPMENT, INC. for a new Entertainment Permit to be held in conjunction with 1993 12 Months Resort B-Hotel licensed business with Dance Permit, located at 1001 N. US 23, Alpena, MI 49707, Alpena County, be considered for approval.

Carried by unanimous vote.

RESOLUTION NO. 1994-2
RESOLUTION OF INTENT TO APPLY FOR FINANCIAL
ASSISTANCE FOR FISCAL YEAR 1994-95 UNDER
ACT NO. 51 OF THE PUBLIC ACTS OF 1951, AS AMENDED
(Dial-A-Ride)

Moved by Councilman McKim, seconded by Councilman Karschnick, that Resolution No. 2994-2, authorizing submission of a grant application for state financial assistance in the amount of \$137,864.00 and federal financial assistance in the amount of \$33,040.00, for the Dial-A-Ride, for Fiscal Year 1994-95, and appointing Richard O. Sullenger as the City Transportation Coordinator, be adopted.

Carried by unanimous vote.

DIAL-A-RIDE
Authorization to Execute Bus Rehabilitation Contract
with the State of Michigan

WHEREAS, the City of Alpena has applied to the State of Michigan for Bus Rehabilitation funds for emergency repair work on transit vehicles; and

WHEREAS, in order to expedite execution of Bus Rehabilitation contracts for which purpose is to receive funding for emergency repair work from the State of Michigan;

NOW, THEREFORE, BE IT RESOLVED, that Richard O. Sullenger, transportation coordinator of the City of Alpena Dial-A-Ride, is authorized to execute all the rehabilitation contracts with the Michigan Department of Transportation for the period from October 1, 1994 through September 30, 1995.

Councilman McKim moved adoption of the above resolution, it was seconded by Councilman Karschnick, and carried by unanimous vote.

DIAL-A-RIDE
FY 1995 RTAP RESOLUTION
Authorization to Execute RTAP Agreements
with the State of Michigan

WHEREAS, the City of Alpena may apply to the State of Michigan for RTAP funds for training activities; and

WHEREAS, in order to expedite execution of RTAP agreements for which purpose is to receive funding for training from the State of Michigan;

NOW, THEREFORE, BE IT RESOLVED, that Richard O. Sullenger, of the City of Alpena, is authorized to execute all RTAP agreements with the Michigan Department of Transportation for the period from January 1, 1994 through September 30, 1995.

Councilman McKim moved adoption of the above resolution, it was seconded by Councilman Karschnick, and carried by unanimous vote.

LETTERS TO CONGRESS

Franchises for Phone Companies Providing Cable

Moved by Councilman Karschnick, seconded by Councilman McKim, that letters be sent to Congress and other federal officials. urging them to make sure that any legislation allowing phone companies to provide cable service and create the information superhighway requires the phone company and all providers to obtain a locally granted franchise, as recommended by the City's Cable TV attorney, Varnum, Riddering, Schmidt & Howlett.

Carried by unanimous vote.

APPOINTMENT

Personnel Committee

Moved by Councilman Karschnick, seconded by Councilman McKim, that Councilman Ludlow be appointed to the Personnel Committee to replace former Councilman Twite.

Carried by unanimous vote.

On motion of Councilman McKim, seconded by Councilman Karschnick, the Council adjourned at 8:36 p.m.

WILLIAM E. LA HALE

Mayor

ATTEST:

Alan L. Bakalarski
City Clerk

COUNCIL PROCEEDINGS

February 21, 1994

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 8:00 p.m. by the Mayor.

Present: Mayor La Haie, Councilmembers Karschnick, Ludlow, McKim and Nerkowski.

Absent: None.

MINUTES

The minutes of the sessions of February 7 and 15, 1994 were read and approved as printed.

ADDITIONS TO THE AGENDA

Moved by Councilman Karschnick, seconded by Councilman McKim, that the following items be added to the printed agenda:

1. Water Service Report
2. Fire Truck Purchases

Carried by unanimous vote.

APPROVAL OF AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, to adopt the printed agenda with the above additions.

Carried by unanimous vote.

PUBLIC HEARING ON BASIC CABLE TELEVISION RATES

Mayor La Haie announced the opening of a Public Hearing to receive comments on the proposed schedule of cable television rates submitted to the City by Westmarc Cable, d/b/a TCI Cablevision of Greater Northern Michigan, Inc. for the basic cable television service tier and associated equipment.

Mayor La Haie announced that a Notice of this Public Hearing on basic cable television rates was published in the Alpena News on February 3, 1994, requesting comments, either written or oral, on the proposed schedule of basic cable rates submitted by Westmarc Cable, d/b/a TCI Cablevision.

Mayor La Haie announced that a copy of the Public Notice of this Hearing was also sent to Westmarc Cable, d/b/a TCI Cablevision of Greater Northern Michigan, Inc. at their Alpena office, to Mary J. Green, Director of Regulatory

Compliance for TCI in Englewood, Colorado, and TCI's TeleCommunication Inc.'s office in Denver, Colorado by the City Clerk on February 2, 1994.

Mayor La Haie announced that the only purpose of this Hearing tonight is to receive comments or objections from interested* parties. No decision or any other action will be taken by the Council at this meeting tonight. Further action by the Council will be taken at a later date after our consultant has reviewed and analyzed the proposed schedule of rates submitted by Westmarc Cable/TCI, so no decisions or any action will be taken by the Council at this Hearing tonight.

Mayor La Haie asked the City Clerk and City Manager if they had received any comments, either written or oral, from any members of the public.

The City Clerk and City Manager indicated that they had not received any comments, written or oral. However, the City Engineer indicated that he had received an oral comment from Sally Dingman, President of Sally's Care Home, Inc., 1111 W. Washington Avenue. The City Engineer indicated that Sally Dingman was concerned about cable television rates for small adult foster care homes and TCI's policy of requiring cable TV hookups in all bedrooms in an adult foster care home rather than just in the living room. The City Engineer further indicated that Sally Dingman was concerned that cable TV rates were too high for small adult foster care homes.

Mayor La Haie opened the floor to any of the members of the audience present who wished to make any comments regarding the proposed schedule of rates submitted by Westmarc/TCI.

LeRoy Campbell, General Manager, TCI Cablevision of Greater Michigan Inc. addressed the Council. Mr. Campbell first responded to the concerns of Sally Dingman. Mr. Campbell said that cable TV service to an adult foster care home is bulk or nursing home client rate and outside the rate setting control of the Municipal Council. He indicated that each bedroom requires a cable TV hookup.

LeRoy Campbell reviewed the basic cable television rate control procedures

as established by the U.S. Congress and the Federal Communications Commission (FCC). Mr. Campbell indicated that these procedures were still being developed by the FCC, and he questioned the City spending money on cable TV rates would be the result of FCC action and not the result of the efforts of the City's cable TV consultants.

No other persons addressed the Council at the Public Hearing. The Mayor declared the Public Hearing closed.

BILLS ALLOWED

Moved by Councilman McKim, seconded by Councilman Karschnick, that the bills as listed, in the amount of \$239,301.39, be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

ALPENA PUBLIC SCHOOLS

Summer Tax Collection

Moved by Councilman McKim, seconded by Councilman Karschnick, that the City not collect the 1994 summer school tax levy for the Alpena Public Schools in the City of Alpena because the Municipal Council does not think that it is fair that City taxpayers are required to pay their school taxes in the summer, whereas, township taxpayers are not required to pay their school taxes until the winter, one-half year later.

Carried by unanimous vote.

ALPENA TOWNSHIP

Water Service Freeze-ups

Moved by Councilman McKim, seconded by Councilman Karschnick, that the request of Alpena Township, not to be charged for water usage and related sewage treatment so that Township customers can run water continuously** to prevent water service freeze-ups, be denied, due the increased costs of providing free water and sewage usage being borne by the City's taxpayers and utility customers.

Carried by unanimous vote.

ORDINANCE NO. 94-238

Ordinance No. 94-238, being an Ordinance amending the Retirement System Ordinance regarding non-union, administrative members, was given its first reading by the City Attorney.

On motion of Councilman McKim, seconded by Councilman Karschnick, the Council adjourned at 8:53 p.m.

WILLIAM E. LA HALE

Mayor

ATTEST:

Alan L. Bakalarski

City Clerk

* Correct spelling "interested"

** Correct spelling "continuously"

COUNCIL PROCEEDINGS

March 7, 1994

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 8:00 p.m. by the Mayor.

Present: Mayor La Hale, Councilmembers Karschnick, Ludlow, NcKim and Nerkowski.

Absent: None.

MINUTES

The minutes of the sessions of February 21 and 26, 1994 were read and approved as printed.

ADDITIONS TO THE AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, that the following items be added to the printed agenda:

1. Letter from the Michigan Department of Public Health Regarding the City's Water Supply
2. Report on the City vs TCI Lawsuit Regarding Cable TV Rates

Carried by unanimous vote.

APPROVAL OF AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, to adopt the printed agenda with the above additions.

Carried by unanimous vote.

BILLS ALLOWED

Moved by Councilman McKim, seconded by Councilman Karschnick, that the bills as listed, in the amount of \$183,643.96, be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

FINANCIAL REPORT

Moved by Councilman McKim, seconded by Councilman Karschnick, that the City Clerk's Financial Report, for the period July 1, 1993 to January* 31, 1994, be received and filed.

Carried by unanimous vote.

MAINTENANCE OF INDUSTRIAL DEVELOPMENT CORPORATION

PROPERTY AT THE NORTH INDUSTRIAL PARK

Moved by Councilman Karschnick, seconded by Councilwoman Nerkowski, that

a legal opinion be requested from the City Attorney as to whether the City can spend tax dollars to support a private non-profit corporation, i.e. maintenance of Industrial Development Corporation property at the North Industrial Park; and that the City staff be requested to prepare a report on services provided to the North Industrial Park.

Carried by unanimous vote.

ORDINANCE NO. 94-238

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that Ordinance No. 94-238, being an Ordinance amending the Retirement System Ordinance regarding non-union, administrative members, be adopted.

Carried by vote as follows:

Ayes: Ludlow, Nerkowski, La Haie and Karschnick.

Nays: None.

Not Voting: McKim.

CITY MANAGER' S SECRETARY AND PERSONNEL ASSISTANT

Moved by Councilman McKim, seconded by Councilman Karschnick, that the position of City Manager's Secretary and Personnel Assistant be reclassified from "non-exempt" to "exempt," as recommended by the City Manager.

Carried by unanimous vote.

DEPARTMENT OF PUBLIC WORKS UNION NEGOTIATIONS

Moved by Councilman McKim, seconded by Councilman Karschnick, that the Michigan Municipal League be retained to negotiate the upcoming labor agreement with the employees of the Department of Public Works, United Steelworkers of America Local 203.

Carried by unanimous vote.

ALPENA PUBLIC SAFETY FACILITY

Clerk-Typist Position

Moved by Councilman Ludlow, seconded by Councilman McKim, to approve the creation of a new Clerk-Typist position at the Alpena Public Safety Facility, as recommended by the City Manager.

Carried by unanimous vote.

NON-UNION, ADMINISTRATIVE EMPLOYEES

Payment In Lieu of Health Insurance Coverage

Moved by Councilman Karschnick, seconded by Councilwoman Nerkowski, that non-union, administrative employees be offered a \$2,000.00 per year incentive payment in lieu of City paid health insurance coverage, effective April 1, 1994, as recommended by the Personnel Committee.

Carried by unanimous vote.

On motion of Councilman Karschnick, seconded by Councilman McKim, the Council adjourned at 8:58 p.m.

WILLIAM E. LA HALE

Mayor

ATTEST:

Alan L. Bakalarski

City Clerk

* Correct spelling January.

COUNCIL PROCEEDINGS

March 21, 1994

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 8:00 p.m. by the Mayor.

Present: Mayor La Haie, Councilmembers Karschnick, Ludlow, McKim and Nerkowski.

Absent: None.

MINUTES

The minutes of the session of March 7, 1994 were read and approved as printed.

APPROVAL OF AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, to adopt the printed agenda.

Carried by unanimous vote.

PUBLIC HEARING

**Michigan Department of Natural Resources Grant
for
Starlite Beach/Mich-e-ke-wis Park Improvements**

Mayor La Haie announced a Public Hearing on a proposed grant application to the Michigan Department of Natural Resources to fund improvements to the Starlite Beach and Mich-e-ke--wis Park area, and asked if there were any persons present wanting to comment on the proposed project.

Bill Desormeau, representing the Alpena Hockey Association, expressed support for the proposed project and offered the following suggestions for future improvements to the Starlite Beach and Mich-e-ke-wis Park area: 1) additional locker room facilities are needed at the ice rink facility, 2) the ice rink and shelter building should be physically connected, and 3) another artificial ice rink surface is needed at Mich-e-ke-wis Park.

The City Clerk informed the Council that he had not received any communications regarding the proposed project.

The Mayor declared the Public Hearing closed.

RESOLUTION NO. 1994-3

**RESOLUTION AUTHORIZING SUBMISSION OF A MDNR GRANT APPLICATION
FOR STARLITE BEACH/MICH-E-KE-WIS PARK IMPROVEMENTS**

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that

Resolution No. 1994-3, which authorizes the submission of a grant application to the Michigan Department of Natural Resources, in the amount of \$276,000.00, with a local match of \$92,000.00, for Starlite Beach/Mich-e-ke-wis Park Improvements, be adopted.

Carried by unanimous vote.

ALPENA COMMUNITY COLLEGE

College TV Channel 7

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that the request from Alpena Community College, for funding in the amount of \$20,000.00 per year for three years for operation of Alpena Community College TV Channel 7, be reconsidered in the future after the City's cable TV rate litigation with TCI is completed to determine if funding for the College would be available.

Carried by unanimous vote.

LIQUOR CONTROL COMMISSION

Moved by Councilman Karschnick, seconded by Councilwoman Nerkowski, that the request from Lud's Northside Restaurant, Inc. for a new Entertainment Permit (without dressing rooms) in conjunction with 1993 12 Months Resort Class C licensed business with Dance Permit, located at 1315 W. Chisholm Street, Alpena, Michigan, Alpena County, be considered for approval.

Carried by vote as follows:

Ayes: La Hale, Karschnick, McKim and Nerkowski.

Nays: None.

Note Voting: Ludlow.

DOWNTOWN DEVELOPMENT AUTHORITY

Moved by Councilman McKim, seconded by Councilman Karschnick, that the recommendations from the Downtown Development Authority to amend or update the City's existing ordinances concerning streets, sidewalks and signage be referred to the City Plan Commission for study and report back to the Municipal Council as soon as possible since the proposals are a priority* concern of the Council and Downtown Development Authority.

Carried by unanimous vote.

ALPENA TOWNSHIP

Request to Change Water Service Boundary

Alpena Combat Readiness Training Center

Councilwoman Nerkowski moved that the request of Alpena Township, to change the water service boundary so that the township could provide water service to the Alpena Combat Readiness Training Center at the Alpena County Regional Airport, be denied; and that the City provide water service directly to the Alpena Combat Readiness Training Center.

The motion failed for lack of support.

Moved by Councilman McKim, seconded by Councilman Ludlow, that the request of Alpena Township, to change the water service boundary so that the Township could provide water service to the Alpena Combat Readiness Training Center at the Alpena County Regional Airport, be approved; and that the City Attorney be instructed to prepare the necessary changes to the 1977 water service agreement with Alpena Township.

Carried by vote as follows:

Ayes: Ludlow, McKim and Karschnick.

Nays: Nerkowski and La Haie.

MAINTENANCE OF INDUSTRIAL DEVELOPMENT CORPORATION

PROPERTY AT THE NORTH INDUSTRIAL PARK

Moved by Councilman McKim, seconded by Councilman Karschnick, that the request of Councilman Ludlow, on behalf of the Alpena Industrial Development Corporation, for City maintenance of private drainage ditches within the North Industrial Park, be denied, per the opinion of the City Attorney which stated that public (City) funds could not be appropriated for the maintenance of private drainage ditches.

Carried by unanimous vote.

AMBULANCE INTERCEPT

Moved by Councilman McKim, seconded by Councilman Ludlow, that the requirement of the Northeast Michigan Medical Control Authority for the City to implement an ambulance intercept program by April 1, 1994 be referred to

the City Attorney to review the legal requirements for an ambulance intercept program and to the City staff to review the costs and fees for ambulance intercept runs.

Carried by unanimous vote.

CERTIFICATE OF APPRECIATION

Moved by Councilman McKim, seconded by Councilman Karschnick, that a certificate of Appreciation be presented to Larry E. Wysocki, upon his retirement from the Alpena Fire Department after 25 years and 4 months of service.

Carried by unanimous vote.

On motion of Councilman Karschnick, seconded by Councilman McKim, the Council adjourned at 9:50 p.m.

WILLIAM E. LA HALE

Mayor

ATTEST:

Alan L. Bakalarski

City Clerk

* Correct spelling "priority"

COUNCIL PROCEEDINGS

April 4, 1994

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 8:00 p.m. by the Mayor.

Present: Mayor La Haie, Councilmembers Karschnick, Ludlow, McKim and Nerkowski.

Absent: None.

MINUTES

The minutes of the session of March 21, 1994 were read and approved as printed.

ADDITIONS TO THE AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, that the following item be added to the printed agenda:

1. City Clerk's Financial Report - July 1, 1993 to February 28, 1994

Carried by unanimous vote.

APPROVAL OF AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, to adopt the printed agenda with the above addition.

Carried by unanimous vote.

BILLS ALLOWED

Moved by Councilman McKim, seconded by Councilman Karschnick, that the bills as listed, in the amount of \$294,793.03, be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

TREASURER'S REPORT

Moved by Councilman McKim, seconded by Councilman Karschnick, that the City Treasurer's Report on taxes collected, be received and spread at length:

March 23, 1994

The Honorable Mayor and Members of the Municipal Council
Alpena, MI 49707

Councilmembers:

The 1993 Tax Rolls are closed and the following shows the amount of taxes spread, collected and unpaid:

<u>CITY TAX</u>	<u>COUNTY TAX</u>
\$3,166,872.72 - Spread	\$1,373,514.89 - Spread
\$2,926,428.02 - Collected - 92.41%	\$1,250,189.74 - Collected - 91.02%
\$ 240,444.70 - Delinquent	\$ 123,325.15 - Delinquent

COLLEGE TAX
 \$384,911.42 - Spread
 \$355,711.13 - Collected - 92.41%
 \$ 29,220.29 - Delinquent

E.S.D. TAX
 \$184,970.35 - Spread
 \$168,362.22 - Collected - 91.02%
 \$ 16,608.13 - Delinquent

D.D.A. TAX
 \$17,835.40 - Spread
 \$17,624.40 - Collected - 98.82%
 \$ 211.00 - Delinquent

D.D.A. T.I.F. TAX
 \$31,190.19 - Spread
 \$ 383.80 - Collected - 1.23%
 \$31,190.19 - Delinquent

Respectfully submitted,

Alan L. Bakalarski
 City Clerk-Treasurer

Carried by unanimous vote.

FIRST AVENUE AND RICHARDSON STREET

SANITARY SEWER PROJECT

The following sealed bids were received on March 29, 1994 for the First Avenue and Richardson Street Sanitary Sewer Project:

	<u>First Avenue</u>	<u>Richardson Street</u>	<u>Total</u>
Glawe, Inc.	\$426,142.40	\$44,345.90	\$470,488.30
MacArthur Construction	480,406.30	48,369.70	528,776.00
DeVere Construction	493,939.00	50,427.25	544,366.25
American Infrastructure	524,265.60	48,865.00	573,130.60
Weinkauf Plumbing	535,842.13	54,415.35	590,257.48

Moved by Councilman Karschnick, seconded by Councilman McKim, that the bid of Glawe, Inc., in the amount of \$470,488.30, for the First Avenue and Richardson Street Sanitary Sewer Project, be accepted.

Carried by unanimous vote.

SIDEWALK CONSTRUCTION CONTRACT

Moved by Councilman McKim, seconded by Councilman Ludlow, that the Sidewalk Construction Contract, with Kierst Cement Finishing, be renewed for 1994, per the memo from the City Engineer dated March 25, 1994.

Carried by unanimous vote.

BITUMINOUS ASPHALT CONTRACT

Moved by Councilman McKim, seconded by Councilman Karschnick, that the Bituminous

Asphalt Contract, with Alpena Paving Company Inc., be renewed for 1994, per the memo from the City Engineer dated March 25, 1994.

Carried by unanimous vote.

EDUCATIONAL SERVICE DISTRICT

Summer Tax Collection

Moved by Councilman McKim, seconded by Councilman Karschnick, that the City not collect one-half of the Educational Service District's tax levy in the summer of 1994 in the City of Alpena because the Municipal Council does not think that it is fair that City taxpayers are required to pay one-half of their ESD taxes in the summer, whereas, township taxpayers in Alpena County are not required to pay their ESD taxes until the winter, one-half year later.

Carried by unanimous vote.

ALPENA CIVIC THEATRE

Moved by Councilman Karschnick, seconded by Councilman McKim, that the lease agreement with the Alpena Civic Theatre for the building located at 401 River Street be continued per the lease agreement to September 20, 1996 unless there are ADA (handicap accessibility) complaints at which time the lease agreement would be reconsidered; and that the City staff and the Civic Theatre continue to investigate the boiler situation and the cost sharing arrangement for building heating costs.

Carried by unanimous vote.

AMBULANCE INTERCEPTS AND LONG DISTANCE TRANSPORTS

Moved by Councilman Karschnick, seconded by Councilman McKim, to commit to hire three additional firefighter paramedics for ambulance intercepts and long distance transports per Option Four of the Public Safety Director's memo dated March 30, 1994; to approve the Appendix G Time Schedule contained in said memo; and to continue current ambulance intercepts.

Carried by unanimous vote.

ALPENA SENIOR CITIZENS CENTER

ALPENA CIVIC AND CONVENTION CENTER

Moved by Councilman McKim, seconded by Councilman Karschnick, that the request from the Alpena Senior Citizens Center, to acquire the Alpena Civic and Convention Center to be

managed and operated as a multi-purpose Senior Center, be referred to the City staff for study and report back to the Municipal Council.

Carried by unanimous vote.

ZONING BOARD OF APPEALS

Grace Lutheran Church

Moved by Councilman Karschnick, seconded by Councilman McKim, that the Grace Lutheran Church be issued a refund for a zoning administrative review fee, per the letter recommendation from the Zoning Board of Appeals dated March 24, 1994.

Carried by unanimous vote.

PURCHASE OF AERIAL PLATFORM FIRE TRUCK

Moved by Councilman McKim, seconded by Councilman Karschnick, to approve the emergency purchase of an Emergency One 95 Foot Aerial Platform Fire Truck, at a cost of \$541,000.00, from West Shore Services, Inc. and Emergency One, per the Public Safety Director's memo dated March 30, 1994, and subject to financing as well as the negotiation of an Installment Purchase Agreement.

Carried by vote as follows:

Ayes: Nerkowski, Karschnick, Ludlow and McKim.

Nays: La Haie.

FINANCIAL REPORT

Moved by Councilman McKim, seconded by Councilman Karschnick, that the City Clerk's Financial Report, for the period July 1, 1993 to February 28, 1994, be received and filed.

Carried by unanimous vote.

RECESS

The Municipal Council recessed at 10:29 p.m.

RECONVENE - OPEN SESSION

The Municipal Council reconvened in open session at 10:38 p.m.

RESOLUTION NO. 1994-4

Resolution/Rate Order

Version 1

Moved by Councilwoman Nerkowski, seconded by Councilman Karschnick, that Resolution No. 1994-4, Resolution/Rate Order, Version 1, which sets Basic Cable TV Rates per the recommendation of the City's consultants, be adopted.

Failed by vote as follows:

Ayes: Nerkowski and La Haie.

Nays: Karschnick, Ludlow and McKim.

RESOLUTION NO. 1994-4

Resolution/Rate Order

Version 2

Moved by Councilman Karschnick, seconded by Councilman McKim, that Resolution No. 1994-4, Resolution/Rate Prder, Version 2, which sets Basic Cable TV Rates per the recommendation of TCI Cablevision of Greater Michigan, Inc., be adopted.

Carried by vote as follows:

Ayes: Ludlow, McKim and Karschnick.

Nays: Nerkowski and La Haie.

CLOSED SESSION

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the Municipal Council adjourn to a closed session at 11:24 p.m., to discuss the purchase of property.

Carried by unanimous vote.

RECONVENE - OPEN SESSION

The Municipal Council reconvened in open session at 11:29 p.m.

On motion of Councilman Karschnick, seconded by Councilman McKim, the Council adjourned at 11:30 p.m.

WILLIAM E. LA HALE

Mayor

ATTEST:

Alan L. Bakalarski

City Clerk

COUNCIL PROCEEDINGS

April 18, 1994

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 8:00 p.m. by the Mayor.

Present: Mayor La Haie, Councilmembers Karschnick, Ludlow, McKim and Nerkowski.

Absent: None.

MINUTES

The minutes of the sessions of April 4, and 11, 1994 were read and approved as printed.

ADDITIONS TO THE AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, that the following items be added to the printed agenda:

1. Demolition of House at 122 W. Miller Street
2. D.A.R.E. Program
3. Certificates of Appreciation
4. Northside Nuisance Problem

Carried by unanimous vote.

APPROVAL OF AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, to adopt the printed agenda with the above additions.

Carried by unanimous vote.

APPOINTMENT

City Assessor

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that Robert J.E. Sevon be reappointed City Assessor for a two year term.

Carried by unanimous vote.

APPOINTMENT

City Attorney

Moved by Councilman Karschnick, seconded by Councilman McKim, that Keith Wallace be reappointed City Attorney for a two year term.

Carried by unanimous vote.

APPOINTMENT

City Clerk-Treasurer

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that Alan L. Bakalarski be reappointed City Clerk-Treasurer for a two year term.

Carried by unanimous vote.

APPOINTMENTS

Environmental Committee

Moved by Councilman Karschnick, seconded by Councilwoman Nerkowski, that Russell Hoover, Jr. and Robert Hilla be reappointed to the Environmental Committee for the two year terms expiring April 27, 1996.

Carried by unanimous vote.

BILLS ALLOWED

Moved by Councilman McKim, seconded by Councilman Karschnick, that the bills as listed, in the amount of \$251,768.64, be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

RESOLUTION NO. 1994-7

RESOLUTION AUTHORIZING INSTALLMENT PURCHASE AGREEMENT

(Aerial Platform Fire Truck)

Moved by Councilman McKim, seconded by Councilman Karschnick, that Resolution No. 1994-7, a resolution approving an Installment Purchase Agreement with First of America Bank-Northern Michigan, for the purchase and financing of an Aerial Platform Fire Truck from West Shore Services, Inc., and authorizing the Mayor and City Clerk to execute said Agreement and associated documents, be adopted.

Carried by vote as follows:

Ayes: Nerkowski, Karschnick, Ludlow and McKim.

Nays: La Hale.

RESOLUTION NO. 1994-8

RESOLUTION SETTING A PUBLIC REARING DATE

ON INCREASING PROPERTY TAXES PURSUANT

TO ACT NO. 5 OF THE

MICHIGAN PUBLIC ACTS OF 1982, AS AMENDED

Moved by Councilman McKim, seconded by Councilman Karschnick, that Resolution No. 1994-8, (Version 2), a resolution setting May 2, 1994 as a public hearing date on increasing property taxes pursuant to Act No. 5 of the Michigan Public Acts of 1982, as amended; and directing the City Clerk to publish notice of said hearing, be adopted.

Carried by vote as follows:

Ayes: Karschnick, Ludlow, McKim and Nerkowski.

Nays: La Haie.

INFRASTRUCTURE PROPOSAL

STREET CONSTRUCTION/RECONSTRUCTION PROGRAM

Moved by Councilman Karschnick, seconded by Councilman McKim, that the Infrastructure Proposal Street Construction/Reconstruction Program, as proposed in the City Clerk-Treasurer's memo dated April 18, 1994, be referred to the City staff to develop the details of such a proposal, including millage rates and projects to be implemented, and that the city staff report back to the Council for further discussion.

Carried by unanimous vote.

STREET TREE PLANTING

The following sealed bids were received on April 11, 1994 for Street Tree Planting

Project:

Divisions A & B	\$18,477.50	\$27,136.00
Divisions A & C	16,758.00	25,297.60
Divisions B & C	19,883.50	30,721.60
Divisions A, B & C	26,109.00	41,577.60

Moved by Councilwoman Nerkowski, seconded by Councilman McKim, that the bid of Thunder Bay Tree Service, in the amount of \$26,109.00, for Divisions A, B & C of the Street Tree Planting Project, be accepted; and that the City's 1993-1994 Budget be amended accordingly; per the memo from the Assistant to the City Manager dated April 13, 1994.

Carried by unanimous vote.

LONG RAPIDS ENGINEERING

The following proposals were received on March 31, 1994 for Engineering Services for the Long Rapids Road Project:

	Design	Construction	Total
Rowe Engineering	\$12,708.00	\$21,880.00	\$34,588.00
Wilcox Associates	13,500.00	23,560.00	37,060.00

Capital Consultants	14,470.00	24,450.00	38,920.00
R.S. Scott Associates	16,800.00	31,975.00	48,775.00
Wade-Trim	29,650.00	31,200.00	60,850.00
Thomas R. Hendricks	17,500.00	Did not meet specs	

Moved by Councilman Karschnick, seconded by Councilman McKim, that the proposal of Rowe Engineering, in an amount not to exceed \$34,588.00, for Engineering Services for the Long Rapids Road Project, be accepted, per the memo from the City Engineer dated April 14, 1994.

Carried by unanimous vote.

RIVER PLAN ENGINEERING

Moved by Councilman McKim, seconded by Councilman Karschnick, that the proposal of Capital Consultants, in an amount not to exceed \$25,910.00, for Engineering Services for the River Plan Project, be accepted, per the memo from the City Engineer dated April 13, 1994.

Carried by unanimous vote.

ALPENA VOLLEYBALL ASSOCIATION

Mich-e-ke-wis Park/Starlite Beach

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the request of the Alpena Volleyball Association, to construct volleyball courts at Mich-e-ke-wis Park/Starlite Beach, per the letter recommendation of the Recreation Advisory Board dated April 5, 1994, be approved.

Carried by unanimous vote.

LIQUOR CONTROL COMMISSION

Moved by Councilman McKim, seconded by Councilman Karschnick, that the request from Szu Ping Chou (aka) Andy Chou to transfer ownership of 1993 Class C licensed business, located at 1120 State, Alpena, MI 49707, Alpena County, from Alpena Manco, Corp. (Step II), be considered for approval.

Carried by unanimous vote.

COUNCILMAN LUDLOW

Sign Ordinance Amendment

Moved by Councilman Karschnick, seconded by Councilman McKim, that the request of

Councilman Ludlow, regarding a Sign Ordinance Amendment, be referred to the City Plan Commission for study and report back to the Council.

Carried by unanimous vote.

ZONTA CLUB

Donation of Fire Safety House

Moved by Councilman McKim, seconded by Councilman Karschinck, that the City accept the donation of a Fire Safety House from the Zonta Club, as recommended in the Public Safety Director's memo dated April 8, 1994.

Carried by unanimous vote.

CITY PLAN COMMISSION

Zoning Case No. 266

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that the recommendation of the City Plan Commission regarding Zoning Case No. 266, as petitioned by Robert Seguin, be received, and that the City Attorney be directed to prepare the necessary ordinance to change the Zoning Map to rezone property located at 815 Miller Street from Light Industrial I-1 to Office Service OS-1.

Carried by unanimous vote.

MIDWEST TERRITORIAL WRESTLING

Moved by Councilman Karschnick, seconded by Councilman McKim, that the request of Midwest Territorial Wrestling, to rent the Mich-e-ke-wis Park Pavilion for a Pro-Wrestling Show, be referred to the City staff for study and report back to the Council.

Carried by unanimous vote.

CITY PLAN COMMISSION

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that a two-foot alley easement be granted to Sevan K, Inc. (Wayne Kowalski), for the alley in the rear of the proposed Automotive Oil Change Facility, 1213 W. Chisholm Street, for the purpose of constructing an obscuring wall, per the memo from the City Plan Commission dated April 12, 1994.

Carried by unanimous vote.

LIFEGUARDS AT CITY BEACHES

Moved by Councilman Karschnick, seconded by Councilman McKim, that the issue of

Lifeguards at City Beaches be an agenda item for the Council's May 2, 1994 meeting, and that the City staff study the possible installation of 9-1-1 telephones and warning signs at the City Beaches and report back to the Council.

Carried by unanimous vote.

DIAL-A-RIDE

BE IT RESOLVED, that the City of Alpena does hereby approve the proposed Contract No. 94-0197 as submitted by the Michigan Department of Transportation, and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk be authorized and directed to execute Contract No. 94-0197 for and on behalf of the City of Alpena.

Councilman Karschnick moved adoption of the above resolution, it was seconded by Councilwoman Nerkowski, and carried by unanimous vote.

SEASONAL EMPLOYEES

Engineering Department

Moved by Councilman McKim, seconded by Councilman Ludlow, to authorize the hiring of three (3) seasonal employees in the Engineering Department, per the memo from the City Engineer dated April 13, 1994.

Carried by unanimous vote.

SEASONAL EMPLOYEES

Public Works and Cemetery

Moved by Councilman Karschnick, seconded by Councilwoman Nerkowski, to authorize the hiring of one (1) seasonal employee at the Cemetery and two (2) seasonal employees at the Public Works Department, per the memo from the Public Works Administrative Officer dated April 11, 1994.

Carried by unanimous vote.

UNDERGROUND STORAGE TANK REMOVAL

Contract Extension

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the Underground Storage Tank Removal Contract with Environmental Consultants & Services, Inc. be extended to include removal of the tanks at the Water Treatment Plant and City Garage, at a cost of \$9,160.00, per the memo from the City Engineer dated April 14, 1994.

Carried by unanimous vote.

EMERGENCY OPERATIONS SUPPORT PLAN

Moved by Councilman Karschnick, seconded by Councilman McKim, that the Emergency Operations Support Plan be approved, per the memo from the Public Safety Director dated April 13, 1994.

Carried by unanimous vote.

AMBULANCE INTERCEPT FEE SCHEDULE

Moved by Councilman McKim, seconded by Councilman Karschnick, that the fee for Ambulance Intercepts be set at \$500.00 per run, effective April 19, 1994, per the memo from the Public Safety Director dated April 13, 1994.

Carried by unanimous vote.

D.A.R.E. PROGRAM

Moved by Councilman McKim, seconded by Councilman Ludlow, that the Municipal Council proclaim Thursday, April 21, 1994 as D.A.R.E. Day in Alpena in recognition of the D.A.R.E. Program.

Carried by unanimous vote.

CERTIFICATES OF APPRECIATION

Moved by Councilman McKim, seconded by Councilman Karschnick, that Certificates of Appreciation be presented to Charlene M. Bellas, Diane M. Filarski, Virginia C. Hall and Michelle D. Johnson in recognition of their service to the City of Alpena as Alpena Police Department Dispatchers.

Carried by unanimous vote.

On motion of Councilman McKim, seconded by Councilman Karschnick, the Council adjourned at 9:50 p.m.

WILLIAM E. LA HALE

MAYOR

ATTEST:

Julie A. Krajniak

Acting Deputy City Clerk

* Correct spelling "clarifies"

COUNCIL PROCEEDINGS

May 2, 1994

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 8:00 p.m. by the Mayor.

Present: Mayor La Haie, Councilmembers Karschnick, Ludlow, McKim and Nerkowski.

Absent: None.

MINUTES

The minutes of the session of April 18, 1994 were read and approved as printed.

ADDITIONS TO THE AGENDA

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the following items be added to the printed agenda:

1. Recreation Advisory Board Appointment
2. Community Development Block Grant Notice Regarding Ferry Service to Canada
3. City Clerk's Financial Report - July 1, 1993 to March 31, 1994
4. Adjourn to Closed Session to Discuss Written Confidential Attorney-Client Memo Regarding Pending City vs TCI Litigation.

Carried by unanimous vote.

APPROVAL OF AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, to adopt the printed agenda with the above additions.

Carried by unanimous vote.

PUBLIC HEARING ON INCREASING PROPERTY TAXES

PURSUANT TO ACT NO. 5 OF THE

MICHIGAN PUBLIC ACTS OF 1982, AS AMENDED

(Truth in Taxation Hearing)

Mayor La Haie announced a Public Hearing on Increasing Property Taxes Pursuant to Act No. 5 of the Michigan Public Acts of 1982, as Amended. The City Clerk informed the Council that notice of this public hearing was published and posted in accordance with Act No. 5.

Debbie Klemens addressed the Council and indicated that she was opposed to raising the millage rate. Russell Hoover Sr. questioned the need for an increase in the millage rate especially considering the savings resulting from the WWOS contract, other private contract, 9-1-1 Central Dispatch operation, etc. Mr. Hoover suggested that the City consider an income tax as a way of taxing non-City residents who use City services. Thomas Twite indicated his opposition to a millage increase. John Scully said the Council should cut expenditures

rather than raising taxes, and that the Public Safety Facility was a costly operation. Tom Bobola indicated that he was opposed to increasing property taxes. Peter Skiba indicated that property assessments have been going up each year and that he was opposed to the increase in the millage rate. Ray Stoinski questioned the number of City employees and why costs have increased; he indicated that he was opposed to the millage rate increase. There were no other comments from the audience. The City Clerk informed the Council that he had not received any written communications regarding the millage rate.

The Mayor declared the Public Hearing closed.

RESOLUTION NO. 1994-9
RESOLUTION ESTABLISHING MILLAGE RATES
PURSUANT TO ACT NO. 5 OF THE
MICHIGAN PUBLIC ACTS OF 1982, AS AMENDED

Moved by Councilman Karschnick, seconded by Councilwoman Nerkowski, that Resolution No. 1994-9, a resolution establishing a total millage rate of 16.3083 mills for the General Fund for 1994, be adopted.

Carried by vote as follows:

Ayes: Nerkowski, Karschnick and Ludlow.

Nays: La Haie and McKim.

APPOINTMENT
Assistant City Attorney

Moved by Councilman McKim, seconded by Councilman Karschnick, that Francis J. O'Donnell be appointed Assistant City Attorney under the supervision of the City Attorney, Keith Wallace, for the same concurrent term as the City Attorney, as long as he remains a member of the same law firm as the City Attorney. The said Assistant City Attorney shall be authorized to represent the City of Alpena in Court and in any other proceedings and activities when the said City Attorney is unable to do so because of scheduling conflicts, and shall serve at no additional cost to the City.

Carried by unanimous vote.

BILLS ALLOWED

Moved by Councilman McKim, seconded by Councilman Karschnick, that the bills as listed, in the amount* of \$151,530.76, be allowed and the Mayor and City Clerk authorized to

sign warrants in payment of same.

Carried by unanimous vote.

1994-1995 PROPOSED BUDGET

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the proposed 1994-1995 Budget, as submitted by the City Manager and City Clerk, be received and tabled until the meeting of May 16, 1994, at 8:00 p.m., at which time a Public Hearing will be held, and also, that the proposed budget be made available for public examination in the City Clerk's Office during regular office hours from May 6, 1994 to May 16, 1994.

Carried by unanimous vote.

ALPENA PUBLIC SAFETY FACILITY

Exercise Equipment

The following sealed bids were received on April 5, 1994 for Exercise Equipment for the new Alpena Public Safety Facility:

American Exercise & Gym Equipment	\$19,242.00
Weight World Exercise Equipment	25,062.50
*All Pro Exercise	20,065.00

*Does not meet specifications

Moved by Councilman Karschnick, seconded by Councilman Ludlow, that the bid of American Exercise & Gym Equipment, in the amount of \$19,242.00, for Exercise Equipment for the new Alpena Public Safety Facility, be accepted.

Carried by vote as follows:

Ayes: Nerkowski, La Haie, Karschnick and Ludlow.

Nays: McKim.

FOURTH OF JULY FIREWORKS

Moved by Councilman McKim, seconded by Councilman Karschnick, that the City contract with Zambelli Internationale, at a cost of \$4,490.00, for the 1994 Fourth of July Fireworks Program, per the memo from the Public Safety Director dated April 26, 1994.

Carried by unanimous vote.

ALPENA VETERANS COUNCIL

Cemetery Improvements

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the request of the Alpena Veterans Council, to install and maintain sidewalks at Little Flanders Field within Evergreen Cemetery, be approved, per the memo from the Public Works Administrative Officer

dated April 28, 1994.

Carried by unanimous vote.

LIQUOR CONTROL COMMISSION

Moved by Councilman Karschnick, seconded by Councilman McKim, that the request from Dry Dock Bar, Inc. to transfer all stock interest from existing stockholder, William R. Adelsperger, individually, to William R. Adelsperger and new stockholder, Robert E. Adelsperger, jointly, in 1993 Class C licensed business with Dance Permit, located at 109 W. River, Alpena, MI 49707, Alpena County, be considered for approval.

Carried by unanimous vote.

LIQUOR CONTROL COMMISSION

Moved by Councilman McKim, seconded by Councilman Karschnick, that the request from The Lodge Company, for transfer ownership of 1993 Class C licensed business, located at 234 W. Chisholm, Alpena, MI 49707, Alpena County, from Alpena Manco Corp., and request permission to maintain a third direct connection, be considered for approval.

Carried by unanimous vote.

LAFARGE COPORATION

Industrial Facilities Exemption Certificate

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that a Public Hearing be held at 8:00 p.m., on June 6, 1994, on the application of Lafarge Corporation, for an Industrial Facilities Exemption Certificate for a new facility** project on property located at 1435 Ford Avenue, Alpena, Michigan.

Carried by unanimous vote.

HURON UNDERCOVER NARCOTICS TEAM (HUNT)

Annual Report

Moved by Councilman McKim, seconded by Councilman Karschnick, that the 1993 Annual Report, from the Huron Undercover Narcotics Team (HUNT), be received and filed.

Carried by unanimous vote.

ALPENA COUNTY MSU EXTENSION

Dairy Facilities Project

Moved by Councilman McKim, seconded by Councilman Karschnick, that the request from the Alpena County MSU Extension, for the City to waive the water and sewer tap fees for a Dairy Facilites*** Project at the Alpena County Fairgrounds, be referred to the City staff

to obtain more information on the project and its water and sewer needs, and report back to the Council.

Carried by unanimous vote.

LIFEGUARDS AT CITY BEACHES

Moved by Councilman McKim, seconded by Councilman Karschnick, that the City discontinue the practice of providing lifeguards at the various City beaches.

Carried by votes as follows:

Ayes: Karschnick, McKim, Nerkowski and La Haie.

Nays: Ludlow.

EMERGENCY PHONES AT CITY BEACHES

Moved by Councilman McKim, seconded by Councilman Karschnick, that the City not provide emergency phones at City beaches due to vandalism concerns.

Carried by unanimous vote.

ORDINANCE NO 94-239

Ordinance No. 94-239, being an Ordinance amending the Zoning Ordinance Map to rezone property located at 815 Miller Street from Light Industrial I-1 to Office Service OS-I was given its first reading by the City Attorney.

HURON UNDERCOVER NARCOTICS TEAM (HUNT)

City Police Officer Assignment

Moved by Councilman McKim, seconded by Councilman Ludlow, that a City Police Officer be assigned to the Huron Undercover Narcotics Team (HUNT) and that another City Police Officer be hired, per the memo from the Public Safety Director dated April 25, 1994.

Carried by vote as follows:

Ayes: McKim, Nerkowski, Karschnick and Ludlow.

Nays: La Haie.

APPOINTMENT

Recreation Advisory Board

Moved by Councilman McKim, seconded by Councilman Karschnick, that Art Gillespie be appointed to the Recreation Advisory Board for the term expiring April 15, 1995.

Carried by unanimous vote.

FINANCIAL REPORT

Moved by Councilman McKim, seconded by Councilman Karschnick, that the City Clerk's Financial Report for the period July 1, 1993 to March 31, 1994, be received and filed.

Carried by unanimous vote.

CLOSED SESSION

Moved by Councilman McKim, seconded by Councilman Karschnick, that the Municipal Council adjourn to a closed session at 10:34 p.m., to discuss written confidential attorney-client memo regarding pending City vs TCI litigation.

Carried by unanimous vote.

RECESS

The Municipal Council recessed at 10:34 p.m.

RECONVENE - CLOSED SESSION

The Municipal Council reconvened in closed session at 10:39 p.m.

RECONVENE - OPEN SESSION

The Municipal Council reconvened in open session at 11:00 p.m.

On motion of Councilman Karschnick, seconded by Councilman McKim, the Council adjourned at 11:01 p.m.

WILLIAM E. LA HALE

Mayor

ATTEST:

Alan L. Bakalarski

City Clerk

- * Correct spelling "amount"
- ** Correct spelling "facility"
- *** Correct spelling "Facilities"

COUNCIL PROCEEDINGS

May 16, 1994

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 8:00 p.m. by the Mayor.

Present: Mayor La Haie, Councilmembers Karschnick, McKim and Nerkowski.

Absent: Councilmember Ludlow.

MINUTES

The minutes of the session of May 2, 1994 were read and approved as printed.

ADDITIONS TO THE AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, that the following items be added to the printed agenda:

1. Alpena Civic and Convention Center
2. Clerk-Typist Position at the Alpena Public Safety Facility
3. Pledge

Carried by unanimous vote.

APPROVAL OF AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, to adopt the printed agenda with the above additions.

Carried by unanimous vote.

PUBLIC HEARING

1994-1995 Budget

Mayor La Haie announced a Public Hearing on the proposed 1994-1995 Budget and on amendments to the 1993-1994 Budget.

No citizens from the audience addressed the Council during the Public Hearing. The City Clerk reported that he had not received any written communications concerning the budget.

The City Clerk informed the Council that a notice of this Public Hearing was published in the Alpena News, as required by the City Charter.

The Mayor declared the Public Hearing closed.

1994 ASSESSMENT ROLL

Moved by Councilman McKim, seconded by Councilman Karschnick, that the Assessment Roll for the year 1994, in the amount of \$148,745,900, and

Industrial Facilities Assessment in the amount of \$35,025,900, and Commercial Facilities Assessment in the amount of \$28,400, as presented to the Municipal Council by the City Clerk, in accordance with provisions of Section 11.9 of the City Charter, be fully and finally confirmed.

Carried by unanimous vote.

BUDGET ADOPTION RESOLUTION

1994-1995

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the 1994-1995 Budget be adopted; and that the Comprehensive Fee Schedule be adopted, with the revised fees effective July 1, 1994, and that fees proposed for revision requiring an ordinance change be effective upon the effective date of the ordinance amendment.

Carried by vote as follows:

Ayes: Karschnick, McKim and Nerkowski.

Nays: La Haie.

RESOLUTION 1994-10

APPROPRIATIONS RESOLUTION

1994-1995

Moved by Councilman Karschnick, seconded by Councilman McKim, that Resolution No. 1994-10, which appropriates funds for the approved 1994-1995 Budget, which sets the 1994 millage rates and which authorizes the City Treasurer to collect the 1994 property taxes, be adopted.

Carried by vote as follows:

Ayes: McKim, Nerkowski and Karschnick.

Nays: La Haie.

1993-1994 BUDGET

Amendments

Moved by Councilman McKim, seconded by Councilman Karschnick, that the 1993-1994 Budget be amended to show the estimated revenues and expenditures as itemized in the center columns of the 1994-1995 Budget titled "Estimated Current Year--6/30/94."

Carried by vote as follows:

Ayes: Nerkowski, Karschnick and McKim.

Nays: La Haie.

PUBLIC HEARING

**Application for Planning Funds Under the
Community Development Block Grant Program:**

International Ferry Service Project

Mayor La Haie announced a Public Hearing on the City's application for planning funds under the Community Development Block Grant Program for the International Ferry Service Project.

Russell Hoover, Sr. questioned whether a customs office would be considered as a part of the project.

There were no additional comments from the persons in attendance. All persons were given an opportunity to be heard.

The City Clerk reported that he had not received any written communications concerning the project.

The Mayor declared the Public Hearing closed.

RESOLUTION NO. 1994-11

INTERNATIONAL FERRY SERVICE PLANNING GRANT APPLICATION

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that Resolution No. 1994-11, a resolution authorizing a Community Development Block Grant Application for planning funds, in the amount of \$40,000.00, with a local City match of \$4,000.00, for the International Ferry Service Project, be adopted.

Carried by unanimous vote.

APPOINTMENTS

Harbor Advisory Committee

Moved by Councilman McKim, seconded by Councilman Karschnick, that Robert Munroe and A. B. Crow be reappointed to the Harbor Advisory Committee for the terms expiring May 19, 1997.

Carried by unanimous vote.

APPOINTMENTS

Downtown Development Authority

Mayor La Haie announced the reappointment of Dennis Werner and appointment of Dorothy LaFleche to the Downtown Development Authority for the terms expiring June 2, 1998, and requested confirmation.

Moved by Councilman McKim, seconded by Councilman Karschnick, that the Mayor's reappointment of Dennis Werner and appointment of Dorothy LaFleche to the Downtown Development Authority for the terms expiring June 2, 1998, be confirmed; and that a letter of appreciation be sent to William Zeller for his service on the Downtown Development Authority.

Carried by unanimous vote.

BILLS ALLOWED

Moved by Councilman McKim, seconded by Councilman Karschnick, that the bills as listed, in the amount of \$357,908.07, be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

FIRE DEPARTMENT LAUNDRY

The following sealed bids were received on May 10, 1994 for Fire Department Laundry:

Werth Dry Cleaners	\$11,204.00
Thompson's Linen Service	15,043.00

Moved by Councilman McKim, seconded by Councilman Karschnick, that the bid of Werth Dry Cleaners, in the amount of \$11,204.00, for Fire Department Laundry, be accepted.

Carried by unanimous vote.

POLICE AND FIRE DEPARTMENT UNIFORMS

The following sealed bids were received on May 10, 1994 for Police and Fire Department Uniforms:

Metropolitan Uniform Company	\$12,655.00
R & R Uniforms, Inc.	13,038.35
Nye Uniform	15,720.35

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the bid of Metropolitan Uniform Company, in the amount of \$12,655.00, for Police and Fire Department Uniforms, be accepted.

Carried by unanimous vote.

PANEL PROCESSING, INC.

Industrial Facilities Exemption Certificate

Moved by Councilman McKim, seconded by Councilman Karschnick, that a Public Hearing be held at 8:00 p.m., on June 6, 1994, on the application of Panel Processing, Inc., for an Industrial Facilities Exemption Certificate for a new facility project on property located at 120 N. Industrial Highway, Alpena, Michigan.

Carried by unanimous vote.

PRO CAL, INC.

Industrial Facilities Exemption Certificate

Moved by Councilman McKim, seconded by Councilman Karschnick, that a Public Hearing be held at 8:00 p.m. - on June 1994 on the application of Pro Cal, Inc., for an Industrial Facilities Exemption Certificate for a new facility project on property located at 3580 U.S. 23 North, Alpena, Michigan.

Carried by unanimous vote.

NOR-TECH INDUSTRIAL CORPORATION

Industrial Facilities Exemption Certificate

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that a Public Hearing be held at 8:00 p.m., on June 6, 1994, on the application of Nor-Tech Industrial Corporation, for an Industrial Facilities Exemption Certificate for a new facility project on property located at 3750 U.S. 23 North, Alpena, Michigan.

Carried by unanimous vote.

MONTMORENCY/OSCODA JOINT SANITARY LANDFILL

Alpena County Solid Waste Management Plan

Moved by Councilman McKim, seconded by Councilman Karschnick, that the communication from the Montmorency/Oscoda Joint Sanitary Landfill, regarding

the Alpena County Solid Waste Management Plan, be received and filed.

Carried by unanimous vote.

CITY PLAN COMMISSION

Zoning Case No. 268

Moved by Councilman McKim, seconded by Councilman Karschnick, that the recommendation of the City Plan Commission regarding Zoning Case No. 268, as petitioned by Loretta Wallace, be received, and that the City Attorney be directed to prepare the necessary ordinance to change the Zoning Map to rezone property located at 112 5. Twelfth Avenue from One-Family Residential R-2 to Vehicular Parking P-1.

Carried by unanimous vote.

ALPENA CITY BAND

Moved by Councilman Karschnick, seconded by Councilman McKim, that the City Band be authorized to use part of their \$10,000.00 annual City contribution toward the cost of their 75th Anniversary Band Concert.

Carried by vote as follows:

Ayes: La Hale, Karschnick and McKim.

Nays: Nerkowski.

ORDINANCE NO. 94-239

Moved by Councilman McKim, seconded by Councilman Karschnick, that Ordinance No. 94-239, being an Ordinance amending the Zoning Ordinance Map to rezone property located at 815 Miller Street from Light Industrial I-1 to Office Service OS-1, be adopted.

Carried by unanimous vote.

CERTIFICATE OF APPRECIATION

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that a Certificate of Appreciation be presented to Larry E. Byers, upon his retirement from the Alpena Police Department after 28 years and 7 months of service.

Carried by unanimous vote.

SEWAGE TREATMENT PLANT

Odor Control Study

Moved by Councilman McKim, seconded by Councilman Karschnick, that the Sewage Treatment Plant Odor Control Study, as prepared by WW Engineering and Science, be received; and that the recommendation of the City Engineer, as contained in his memo dated May 12, 1994, be approved.

Carried by unanimous vote.

EMPLOYEE RECOGNITION PROGRAM

Moved by Councilman Karschnick, seconded by Councilman McKim, that the Employee Recognition Program, as presented by the City Manager in his memo dated April 21, 1994, be tabled.

Carried by unanimous vote.

ALPENA SENIOR CITIZENS CENTER

Request to Acquire the Alpena Civic and Convention Center

Moved by Councilman Karschnick, seconded by Councilwoman Nerkowski, that the request of the Alpena Senior Citizens Center, to acquire the Alpena Civic and Convention Center, be denied, and that the City staff cease negotiations with the Senior Citizens Center regarding this matter.

Carried by vote as follows:

Ayes: La Hale, Karschnick and Nerkowski.

Nays: None.

Not Voting: NcKim.

PLEDGE OF ALLEGIANCE

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the Pledge of Allegiance be recited at the beginning of each Municipal Council meeting.

Carried by unanimous vote.

RECESS

The Municipal Council recessed at 9:32 p.m.

RECONVENE - OPEN SESSION

The Municipal Council reconvened in open session at 9:42 p.m.

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

WILLIAM E. LA HAIE

Mayor

ATTEST:

Alan L. Bakalarski

City Clerk

COUNCIL PROCEEDINGS

June 6, 1994

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 8:00 p.m. by the Mayor.

Present: Mayor La Haie, Councilmembers Karschnick, Ludlow, McKim and Nerkowski.

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the session of May 16, 1994 were read and approved as printed.

ADDITIONS TO THE AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, that the following item be added to the printed agenda:

1. City Manager's Secretary and Personnel Assistant

Carried by unanimous vote.

APPROVAL OF AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, to adopt the printed agenda with the above addition.

Carried by unanimous vote.

CITY MANAGER' S SECRETARY AND PERSONNEL ASSISTANT

City Manager Parker announced the appointment of Janis Canode as the City Manager's Secretary and Personnel Assistant and requested Council confirmation.

Moved by Councilman Karschnick, seconded by Councilman McKim, that the appointment of Janis Canode as City Manager's Secretary and Personnel Assistant be confirmed.

Carried by unanimous vote.

PUBLIC HEARING

INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE

PANEL PROCESSING, INC.

Mayor La Haie announced that this was a Hearing on the Application for an Industrial Facilities Exemption Certificate filed by Panel Processing, Inc. The Clerk informed the Council that a notice of this Hearing was posted and also published in the Alpena News and that notices were mailed by certified mail to Panel Processing, Inc., this Council, the City Assessor, and the legislative body of each taxing unit. All persons present were given an opportunity to be heard. John Scully indicated his opposition to granting the tax abatement since the City needed to raise taxes recently. Ken Kolasa, representing

Target Alpena 2000 and the Greater Alpena Industrial Development Corporation, spoke in support of granting the tax abatement as a way to keep industry and jobs in Alpena. Richard McElroy, representing the Alpena Area Chamber of Commerce, spoke in favor of granting tax abatements to Panel Processing, Inc., Pro Cal, Inc., Nor-Tech Industrial Corporation and Lafarge Corporation as a way to retain and attract industry and jobs to Alpena. Richard Crittenden, representing DeVere Construction Company, spoke in favor of granting the tax abatements to Panel Processing, Inc., Pro Cal, Inc., Nor-Tech Industrial Corporation and Lafarge Corporation. Mr. Crittenden indicated that the granting of the tax abatements would help other businesses that pay full taxes and employ many local residents.

The Mayor declared the Public Hearing closed.

RESOLUTION NO. 1994-13

RESOLUTION GRANTING AN

INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE

FOR PANEL PROCESSING, INC.

Moved by Councilman Karschnick, seconded by Councilman McKim, that Resolution No. 1994-13, granting the application of Panel Processing, Inc., for an Industrial Facilities Exemption Certificate for a new facility at 120 N. Industrial Highway, for a period of twelve (12) whole years, starting with the 1995 assessment year and ending in the year 2006, be adopted.

Carried by unanimous vote.

PUBLIC HEARING

INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE

PRO CAL, INC.

Mayor La Haie announced that this was a Hearing on the Application for an Industrial Facilities Exemption Certificated filed by Pro Cal, Inc. The Clerk informed the Council that a notice of this Hearing was posted and also published in the Alpena News and that notices were mailed by certified mail to Pro Cal, Inc., this Council, the City Assessor, and the legislative body of each taxing unit. All persons present were given an opportunity to be heard. Ken Kolasa, representing Target Alpena 2000 and the Greater

Alpena Industrial Development Corporation, spoke in favor of granting tax abatements to both Pro Cal, Inc. and Nor-Tech Industrial Corporation. He indicated that both companies are innovative and are bringing jobs and industry to Alpena. Ken Ruthalyer, an employee of Pro Cal, Inc., spoke in favor of granting the tax abatement.

The Mayor declared the Public Hearing closed.

RESOLUTION NO. 1994-14
RESOLUTION GRANTING AN
INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE
FOR PRO CAL, INC.

Moved by Councilman McKim, seconded by Councilman Ludlow, that Resolution No. 1994-14, granting the application of Pro Cal, Inc., for an Industrial Facilities Exemption Certificate for a new facility at 3580 US 23 North, for a period of twelve (12) whole years, starting with the 1995 assessment year and ending in the year 2006, be adopted.

Carried by unanimous vote.

PUBLIC HEARING
INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE
NOR-TECH INDUSTRIAL CORPORATION

Mayor La Haie announced that this was a Hearing on the Application for an Industrial Facilities Exemption Certificate filed by Nor-Tech Industrial Corporation. The Clerk informed the Council that a notice of this Hearing was posted and also published in the Alpena News and that notices were mailed by certified mail to Nor-Tech Industrial Corporation, this Council, the City Assessor, and the legislative body of each taxing unit. All persons present were given an opportunity to be heard. Phil Zaborney, an employee of Nor-Tech Industrial Corporation, spoke in favor of granting the tax abatement.

The Mayor declared the Public Hearing closed.

RESOLUTION NO. 1994-15
RESOLUTION GRANTING AN
INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE
FOR NOR-TECH INDUSTRIAL CORPORATION

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that Resolution No.

1994-15, granting the application of Nor-Tech Industrial Corporation, for an Industrial Facilities Exemption Certificate for a new facility at 3750 US 23 North, for a period of twelve (12) whole years, starting with the 1995 assessment year and ending in the year 2006, be adopted.

Carried by unanimous vote.

PUBLIC HEARING

INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE

LAFARGE CORPORATION

Mayor La Haie announced that this was a Hearing on the Application for an Industrial Facilities Exemption Certificate filed by Lafarge Corporation. The Clerk informed the Council that a notice of this Hearing was posted and also published in the Alpena News and that notices were mailed by certified mail to Lafarge Corporation, this Council, the City Assessor, and the legislative body of each taxing unit. All persons present were given an opportunity to be heard. Guy Nevoret, Lafarge Corporation Alpena Plant Manager, spoke in favor of granting the tax abatement. Mr. Nevoret explained why tax abatement was needed for this project; he indicated the other projects Lafarge Corporation had or will undertake in Alpena during 1994 for which no tax abatement was requested. Mr. Nevoret indicated that Lafarge would be paying more taxes even with the tax abatement, and that the Company's percentage of total property taxes paid in the City and County would increase. Susan Skibbe spoke in favor of granting the tax abatement. Julius Nagy, representing Caterpillar Tractor, spoke in favor of granting the tax abatement. Ken Kolasa, representing Target Alpena 2000 and the Greater Alpena Industrial Development Corporation, spoke in favor of granting the tax abatement and indicated the positive impacts of the project on the area's railroad service and Great Lakes shipping. Mr. Kolasa also indicted that the project would strengthen Alpena's economic leadership role in Northeast Michigan. Russel Hoover Sr. indicated that he was neither pro nor con regarding granting the tax abatement for Lafarge Corporation. Mr Hoover had questions and comments regarding the tax abatement and Act 198 procedures; he indicated that tax abatement laws and policies need to be renewed and re-evaluated.

The Mayor declared the Public Hearing closed.

RESOLUTION NO. 1994-12
RESOLUTION GRANTING AN
INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE
FOR LAFARGE CORPORATION

Moved by Councilman Karschnick, seconded by Councilwoman Nerkowski, that Resolution No. 1994-12, granting the application of Lafarge Corporation for an Industrial Facilities Exemption Certificate for a new facility at 1435 Ford Avenue, for a period of nine (9) whole years, starting with the 1995 assessment year and ending in the year 2003, be adopted.

Carried by unanimous vote.

BILLS ALLOWED

Moved by Councilman McKim, seconded by Councilman Karschnick, that the bills as listed, in the amount of \$374,962.35, be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

FINANCIAL REPORT

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the City Clerk's Financial Report for the period July 1, 1993 to April 30, 1994, be received and filed.

Carried by unanimous vote.

**CHEMICAL WEED CONTROL, FERTILIZATION,
STERILIZATION AND GROWTH RETARDANT**

The following sealed bids were received on May 10, 1994 for Chemical Weed Control, Fertilization, Sterilization and Growth Retardant on various City properties:

	<u>Embark</u>	<u>Roundup</u>	<u>Fertilizer</u>	<u>Herbicide</u>
Company -One				
Spray Service	\$97.18/A	\$12.00/hr.	\$95.00/A	\$77.00/A
TruGreen Chemlawn	\$98.00/A	\$150.00/hr.	\$82.00/A	\$78.00/A
C-Greener	\$41.00/A	\$56.00/hr.	\$96.00/A	\$71.21/A

Moved by Councilman McKim, seconded by Councilman Karschnick, that the bid of Company-One Spray Service, in the amounts listed above, for Chemical Weed Control, Fertilization, Sterilization and Growth Retardant on various City properties, be accepted.

Carried by unanimous vote.

CITY PLAN COMMISSION

Downtown Sidewalk Signs

Moved by Councilman McKim, seconded by Councilman Karschnick, that the recommendation from the City Plan Commission, regarding Downtown Sidewalk Signs, be tabled until the June 20, 1994 Council meeting.

Carried by unanimous vote.

CITY PLAN COMMISSION

Portable Signs

Moved by Councilman McKim, seconded by Councilman Karschnick, that the recommendation from the City Plan Commission, regarding the use of portable signs, be received and filed.

Carried by vote as follows:

Ayes: McKim, Nerkowski, La Haie and Karschnick.

Nays: Ludlow.

ALPENA CIVIC AND CONVENTION CENTER AND FINE ARTS SHELL

Lease and Management Agreement with Chamber of Commerce

Moved by Councilman McKim, seconded by Councilman Karschnick, that the Lease and Management Agreement with the Alpena Area Chamber of Commerce for operation of the Alpena Civic and Convention Center and Fine Arts Shell be approved, per the recommendations and conditions of the City Manager as stated in his memo dated June 3, 1994; and that the name of the facility be changed to the "City of Alpena Civic and Community Center."

Carried by vote as follows:

Ayes: La Haie, Karschnick, Ludlow and McKim.

Nays: Nerkowski.

CITY OF ALPENA CIVIC AND COMMUNITY CENTER

Fee Schedule

Moved by Councilman McKim, seconded by Councilman Karschnick, that the revised Fee Schedule for the City of Alpena Civic and Community Center be approved effective June 6, 1994.

Carried by vote as follows:

Ayes: La Haie, Karschnick, McKim, and Nerkowski.

Nays: None.

Not Voting: Ludlow.

ORDINANCE NO. 94-240

Ordinance No. 94-240, being an Ordinance amending the Zoning Ordinance Map to rezone property located at 112 S. Twelfth Avenue from One-Family Residential R-2 to Vehicular Parking P-1, was given its first reading by the City Attorney.

ORDINANCE NO. 94-241

Ordinance No. 94-241, being an Ordinance amending the Retirement System Ordinance regarding firefighter members, was given its first reading by the City Attorney.

CLOSED SESSION

Moved by Councilman Ludlow, seconded by Councilman Karschnick, the Municipal Council adjourn to a closed session at 9:24 p.m., to discuss pending litigation: City vs TCI re: Cable TV Rates.

Carried by unanimous vote.

RECESS

The Municipal Council recessed at 9:24 p.m.

RECONVENE - CLOSED SESSION

The Municipal Council reconvened in closed session at 9:30 p.m.

RECONVENE - OPEN SESSION

The Municipal Council reconvened in open session at 9:41 p.m.

On motion of Councilman* McKim, seconded by Councilman Ludlow, the Council adjourned at 9:42 p.m.

WILLIAM E. LA HALE

MAYOR

ATTEST:

Alan L. Bakalarski
City Clerk

* Correct spelling "Councilman"

COUNCIL PROCEEDINGS

June 20, 1994

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 8:00 p.m. by the Mayor.

Present: Mayor La Hale, Councilmembers Karschnick, Ludlow, McKim and Nerkowski.

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the session of June 6, 1994 were read and approved as printed.

ADDITIONS TO THE AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, that the following item be added to the printed agenda:

1. Garage Sales

Carried by unanimous vote.

APPROVAL OF AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, to adopt the printed agenda with the above addition.

Carried by unanimous vote.

APPOINTMENT

City Plan Commission

Mayor La Haie announced the appointment of Scott Suneson to the City Plan Commission to fill the unexpired term of Theophil Igielski, said term to expire on November 1, 1995, and requested confirmation.

Moved by Councilman McKim, seconded by Councilman Ludlow, that the Mayor's appointment of Scott Suneson to the City Plan Commission to fill the unexpired term of Theophil Igielski, said term to expire on November 1, 1995, be confirmed; and that a letter of appreciation be sent to Theophil Igielski for his service on the City Plan Commission.

Carried by unanimous vote.

BILLS ALLOWED

Moved by Councilman McKim, seconded by Councilman Karschnick, that the bills as listed, in the amount of \$240,055.88, be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

NORTHEAST MICHIGAN REGIONAL 4C ADVISORY COUNCIL

Zoning Regulations for Licensed/Registered Child Care Providers

Moved by Councilman McKim, seconded by Councilman Karschnick, that the request of the Northeast Michigan Regional 4C Advisory Council, for an amendment to the Zoning Ordinance regarding regulations for licensed/registered child care providers, be referred to the City Plan Commission for study and report back to the Municipal Council.

Carried by unanimous vote.

MARGO ILSLEY

Special Water Meters for Watering Lawns, Gardens, Etc.

Moved by Councilman Ludlow, seconded by Councilman Karschnick, that the letter from Margo Ilsley, requesting that the City offer residents the opportunity to have special water meters installed for the purpose of watering lawns, gardens, etc., be received and filed.

Carried by vote as follows:

Ayes: Ludlow, McKim, La Haie and Karschnick.

Nays: Nerkowski.

HABITAT FOR HUMANITY

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the request of Habitat for Humanity, to acquire the old Northside Fire Station property for Habitat Homes, be referred to the City Plan Commission for recommendations regarding zoning district changes, the number and size of lots, City retention of part of the property for the River Plan Project, etc.

Carried by unanimous vote.

ALPENA CIVIC THEATRE

ADA Requirements for the Civic Theatre Building

Moved by Councilman McKim, seconded by Councilman Karschnick, that the report from the Alpena Civic Theatre, regarding requirements of the Americans with Disabilities Act (ADA) for the Civic Theatre Building, be referred to the City staff for study and report back to the Municipal Council.

Carried by unanimous vote.

COUNCILWOMAN NERKOWSKI

Fine Arts Shell

Moved by Councilwoman Nerkowski, seconded by Councilman McKim, that the proposal to place a plaque at the Fine Arts Shell commemorating Charles Lenz be referred to the City staff for study and report back to the Municipal Council.

Carried by vote as follows:

Ayes: La Haie, Ludlow, McKim and Nerkowski.

Nays: Karschnick.

DOWNTOWN SIDEWALK SIGNS AND BIKE RACKS

Moved by Councilwoman Nerkowski, seconded by Councilman Ludlow, that the issue of Downtown Sidewalk Signs and Bike Racks be referred back to the City Plan Commission for additional study and to allow the Downtown Development Authority to present its case in favor of such signs and bike racks; and that the City Plan Commission report back to the Municipal Council.

Carried by vote as follows:

Ayes: Karschnick, Ludlow, McKim and Nerkowski.

Nays: La Haie.

ORDINANCE NO. 94-240

Councilman Karschnick moved that Ordinance No. 94-240, being an Ordinance amending the Zoning Ordinance Map to rezone property located at 112 S. Twelfth Avenue from One-Family Residential R-2 to Vehicular Parking P-1, be adopted.

The motion failed for lack of a second.

ORDINANCE NO. 94-240

Moved by Councilwoman Nerkowski, seconded by Councilman McKim, that Ordinance No. 94-240, being an Ordinance amending the Zoning Ordinance Map to rezone property located at 112 S. Twelfth Avenue from One-Family Residential R-2 to Vehicular Parking P-1, not be adopted.

Carried by vote as follows:

Ayes: Ludlow, McKim, Nerkowski and La Hale.

Nays: Karschnick.

ORDINANCE NO. 94-241

Moved by Councilman McKim, seconded by Councilman Karschnick, that Ordinance No. 94-241, being an Ordinance amending the Retirement System Ordinance regarding* firefighter members, be adopted.

Carried by unanimous vote.

ENVIRONMENTAL CONSULTANTS AND SERVICES, INC.

Contract Extension

Moved by Councilman Karschnick, seconded by Councilman McKim, that the contract with Environmental Consultants and Services, Inc., for the removal of underground storage tanks a: the Marina, Water Treatment Plant, Sewage Treatment Plant and the City Highway Garage, be extended to include site remediation, per the memo from the City Engineer dated June 16, 1994.

Carried by unanimous vote.

WW OPERATION SERVICES

Winter Weather Additional Costs

Moved by Councilman Karschnick, seconded by Councilwoman Nerkowski, that the request of WW Operation Services, for additional compensation in the amount of \$5,670.00 to cover one-half (1/2) of the company's overtime costs attributable to the severe winter weather, be approved, per the memo from the City Engineer dated June 16, 1994.

Carried by unanimous vote.

CLOSED SESSION

Moved by Councilman McKim, seconded by Councilman Karschnick, the Municipal Council adjourn to a closed session at 9:30 p.m., to discuss pending litigation: Great Lakes Excavating vs City re: Downtown Building Demolition.

Carried by unanimous vote.

RECESS

The Municipal Council recessed at 9:30 p.m.

RECONVENE - CLOSED SESSION

The Municipal Council reconvened in closed session at 9:32 p.m.

RECONVENE - OPEN SESSION

The Municipal Council reconvened in open session at 10:03 p.m.

On motion of Councilman McKim, seconded by Councilman Karschnick, the Council adjourned at 10:04 p.m.

WILLIAM E. LA HALE

MAYOR

ATTEST:

Alan L. Bakalarski

City Clerk

* Correct spelling "regarding"

COUNCIL PROCEEDINGS

July 5, 1994

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 8:00 p.m. by the Mayor.

Present: Mayor La Haie, Councilmembers Karschnick, Ludlow, McKim and Nerkowski.

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the session of June 20, 1994 were read and approved as printed.

ADDITIONS TO THE AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, that the following item be added to the printed agenda:

1. Fireworks

Carried by unanimous vote.

APPROVAL OF AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, to adopt the printed agenda with the above addition.

Carried by unanimous vote.

APPOINTMENT

City Plan Commission

Mayor La Haie announced the appointment of Roger Mendel to the City Plan Commission to fill the unexpired term of Robert Fournier, said term to expire on November 1, 1996, and requested confirmation.

Moved by Councilman McKim, seconded by Councilman Karschnick, that the Mayor's appointment of Roger Mendel to the City Plan Commission to fill the unexpired term of Robert Fournier, said term to expire on November 1, 1996, be confirmed; and that a letter of appreciation be sent to Robert Fournier for his service on the City Plan Commission.

Carried by unanimous vote.

BILLS ALLOWED

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

bills as listed, in the amount of \$177,679.62, be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

FINANCIAL REPORT

Moved by Councilman McKim, seconded by Councilman Karschnick, that the City Clerk's Financial Report for the period July 1, 1993 to May 31, 1994, be received and filed.

Carried by unanimous vote.

BESSER COMPANY

Industrial Facilities Exemption Certificate

Moved by Councilman Karschnick, seconded by Councilman McKim, that a Public Hearing be held at 8:00 p.m., on August 1, 1994, on the application of Besser Company, for an Industrial Facilities Exemption Certificate for a new facility project on property located at 801 Johnson Street, Alpena, Michigan.

Carried by unanimous vote.

GARY LACROSS

Mich-e-ke-wis Beach Signs and Kite Flying

Moved by Councilman McKim, seconded by Councilman Karschnick, that the request of Gary LaCross, for the City to move signs recently installed at Mich-e-ke-wis Beach, (advising the public that lifeguards are not available and to swim at their own risk) to allow a larger area for kite flying, be referred to the City staff for additional study, including the actual insurance company signage recommendations and the possibility of seasonal signage, and report back to the Municipal Council at its July 18, 1994 meeting.

Carried by unanimous vote.

RESOLUTION NO. 1994-16

SITE ASSESSMENT FUND

Moved by Councilwoman Nerkowski, seconded by Councilman McKim, that Resolution No. 1994-16, authorizing the submission of a grant application to the Michigan Department of Natural Resources Site Assessment Fund, in the amount of \$48,000.00, to study the environmental conditions of Lafarge Corporation property as a docking area for the International Ferry Service

Project, be adopted.

Carried by unanimous vote.

CLOSED SESSION

Moved by Councilman McKim, seconded by Councilman Karschnick, that the Municipal Council adjourn to a closed session at 8:43 p.m., to discuss the purchase of property.

Carried by unanimous vote.

RECONVENE OPEN SESSION

The Municipal Council reconvened in open session at 8:51 p.m. On motion of Councilman Karschnick, seconded by Councilman McKim, the Council adjourned at 8:52 p.m.

WILLIAM E. LA HAIE

MAYOR

ATTEST:

Alan L. Bakalarski

City Clerk

COUNCIL PROCEEDINGS

July 18, 1994

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 8:00 p.m. by the Mayor.

Present: Mayor La Haie, Councilmembers Karschnick, Ludlow, McKim and Nerkowski.

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the session of July 5, 1994 were read and approved as printed.

ADDITIONS TO THE AGENDA

Moved by Councilman Karschnick, seconded by Councilman McKim, that the following item be added to the printed agenda:

1. Blue Ribbon Committee

Carried by unanimous vote.

APPROVAL OF AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, to adopt the printed agenda with the above addition.

Carried by unanimous vote.

BILLS ALLOWED

Moved by Councilman McKim, seconded by Councilman Karschnick, that the bills as listed, in the amount of \$952,625.60, be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

CITY PLAN COMMISSION

Outdoor Cafes

Moved by Councilman Ludlow, seconded by Councilman McKim, that the recommendation of the City Plan Commission* regarding Outdoor Cafes, as requested by the Municipal Council, be received, and that the City Attorney be directed to prepare the necessary ordinance to change the Zoning Ordinance Text to allow and regulate outdoor cafes as accessory uses to restaurants or other

food establishments.

Carried by unanimous vote.

MICH-E-KE-WIS BEACH SIGNS AND KITE FLYING

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the signs at Mich-e-ke-wis Beach, which warn swimmers that no lifeguards are on duty, be spaced at 200 foot intervals and be moved from their current location between the sand and grassy area to the area by the brown posts and at the entrances to Mich-e-ke-wis Beach, so as to accomodate** kite flying in the area.

Carried by vote as follows:

Ayes: Karschnick, Ludlow, McKim and Nerkowski.

Nays: La Haie.

WAGE INCREASE

Administrative and Regular Non-Union Employees

Moved by Councilman Ludlow, seconded by Councilman Karschnick, that Administrative and Regular Non-Union Employees be granted a 3.5% wage increase effective July 1, 1994 and that a Performance Appraisal System be instituted for said employees, as recommended by the City Council Personnel Committee.

Carried by vote as follows:

Ayes: Ludlow, Nerkowski, La Haie and Karschnick.

Nays: McKim.

FINE ARTS SHELL PLAQUE

Moved by Councilwoman Nerkowski, seconded by Councilman Ludlow, that a plaque be placed at the Fine Arts Shell commemorating Charles Lenz's contributions to the City Band, with funds for said plaque being taken from the City Band's annual appropriation.

Failed by vote as follows:

Ayes: Nerkowski and Ludlow.

Nays: McKim, La Haie and Karschnick.

LOCAL STREET IMPROVEMENT MILLAGE PROPOSITION

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that a

Local Street Improvement Millage Proposition, asking voters to approve three (3) mills for five (5) years for local street construction activities only, be placed on the November 8, 1994 General Election Ballot; and that the City staff do all things necessary to place the proposition before the City voters including the following:

1. Authorize the City Clerk to petition the County Clerk to place a local street improvement millage proposition on the November 8, 1994 General Election Ballot.
2. Direct the City Attorney to develop ballot wording for the millage proposition to be approved by the Council at the August 1, 1994 meeting.
3. Direct the City staff to develop the local street improvement program detailing construction activities to take place.

Carried by vote as follows:

Ayes: Nerkowski, Karschnick, Ludlow and McKim.

Nays: La Hale.

PUBLIC RELATIONS PLAN

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that the Public Relations Plan, as prepared by Brogan & Partners and reviewed by the City's Promotion Committee, be approved.

Carried by unanimous vote.

BLUE RIBBON COMMITTEE

Moved by Councilman Karschnick, seconded by Councilman McKim, that the request of the Blue Ribbon Committee, for additional funding, in an amount not to exceed \$3,500.00, so that the Committee can interview non-City residents in addition to City residents regarding community recreational needs, be approved if the County does not approve the Committee's request for funding to interview non-City residents.

Carried by unanimous vote.

CLOSED SESSION

Moved by Councilman McKim, seconded by Councilman Karschnick, that the Municipal Council adjourn to a closed session at 9:31 p.m., to discuss pending litigation: City vs TCI re: Cable TV Rates.

Carried by unanimous vote.

RECESS

The Municipal Council recessed at 9:31 p.m.

RECONVENE - CLOSED SESSION

The Municipal Council reconvened in closed session at 9:33 p.m.

RECONVENE - OPEN SESSION

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

On motion of Councilman McKim, seconded by Councilman Karschnick, the
Council adjourned at 9:37 p.m.

WILLIAM E. LA HAIE
MAYOR

ATTEST:

Alan L. Bakalarski
City Clerk

* Correct spelling "Commission"
** Correct spelling "accommodate"

COUNCIL PROCEEDINGS

August 1, 1994

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 8:00 p.m. by the Mayor.

Present: Mayor La Haie, Councilmembers Karschnick, Ludlow, McKim, and Nerkowski.

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the session of July 18, 1994 were read and approved as printed.

ADDITIONS TO THE AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, that the following items be added to the printed agenda:

1. Liquor Control Commission - Request from R.G. Impressions, Inc., to Transfer Ownership 1994 Class C Licensed Business with Dance Permit located at 900 Chisholm, Alpena, Michigan, from Dorothy L. Ingalls, and Request for New Sunday Sales Permit
2. Building Official
3. Truck Route

Carried by unanimous vote.

APPROVAL OF AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, to adopt the printed agenda with the above additions.

Carried by unanimous vote.

PUBLIC HEARING

INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE

BESSER COMPANY

Mayor La Haie announced that this was a Hearing on the Application for an Industrial Facilities Exemption Certificate filed by Besser Company. The Clerk informed the Council that a notice of this Hearing was posted and also published in the Alpena News and that notices were mailed by certified mail to Besser Company, this Council, the City Assessor, and the legislative body of

each taxing unit. All persons present were given an opportunity to be heard. Mike Kelly and Don Andor, both representing Besser Company, explained the proposed project and the need for the requested tax abatement.

The Mayor declared the Public Hearing closed.

RESOLUTION NO. 1994-1994-17

RESOLUTION GRANTING AN

INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE

FOR BESSER COMPANY

Moved by Councilman Karschnick, seconded by Councilman McKim, that Resolution No. 1994-17, granting the application of Besser Company, for an Industrial Facilities Exemption Certificate for a new facility at 801 Johnson Street, for a period of twelve (12) whole years, starting with the 1995 assessment year and ending in the year 2006, be adopted.

Carried by unanimous vote.

BILLS ALLOWED

Moved by Councilman McKim, seconded by Councilman Karschnick, that the bills as listed, in the amount of \$115,453.59, be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

MICHIGAN MUNICIPAL WORKER'S COMPENSATION FUND

Election of Trustees

Moved by Councilman McKim, seconded by Councilman Ludlow, that the City of Alpena casts its vote for the six persons, who have been nominated by the Board of Trustees of the Michigan Municipal League, for the six two-year terms and the one person, who was nominated for a one-year term, on the Board of Trustees of the Michigan Municipal Worker's Compensation Fund.

Carried by unanimous vote.

MICHIGAN MUNICIPAL LEAGUE

Voting Delegate and Alternative Voting Delegate

Moved by Councilman Karschnick, seconded by Councilwoman Nerkowski, that Councilman McKim be appointed as voting delegate and City Manager Parker as

the alternative voting delegate to the 1994 Michigan Municipal League Annual Business Meeting.

Carried by unanimous vote.

RAMBLIN RODS CAR CLUB

Moved by Councilman McKim, seconded by Councilman Karschnick, that the request of the Ramblin Rods Car Club for permission to close laForest Avenue between Ripley Boulevard and Oliver Street, on August 12, 1994, as part of the Annual Car Show, be approved.

Carried by unanimous vote.

BALLOT WORDING

PROPOSITION TO INCREASE GENERAL TAX LEVY

FOR LOCAL STREET IMPROVEMENTS IN THE CITY OF ALPENA

Moved by Councilman Ludlow, seconded by Councilman McKim, that the following wording be approved for the November 8, 1994 Local Street Improvement Millage Proposition and that the City Clerk be directed to certify said ballot wording to the County Clerk:

In order to fund construction, reconstruction and rehabilitation of local streets in the City of Alpena, as defined in Michigan Public Act 51 of 1951 as amended, shall the limitation on the amount of taxes which may be assessed against all property in the City of Alpena, Michigan be increased 3 mills (\$3.00 on each \$1000.00) on state equalized valuation for 5 years (1995, 1996, 1997, 1998 and 1999); the funds generated by this increase in tax levy to be specifically allocated to the Local Street Fund for construction, reconstruction and rehabilitation of local streets; the estimate of the revenue increase the City will collect if the millage increase is approved and levied by the City in the 1995 calendar year being \$545,280.00 from local property taxes?

YES

NO

Carried by vote as follows:

Ayes: Nerkowski, Karschnick, Ludlow and McKim.

Nays: La Haie.

ORDINANCE NO. 94-242

Ordinance No. 94-242, being an Ordinance amending the Zoning Ordinance Text to allow and regulate outdoor cafes as accessory uses to restaurants or other food establishments, was given its first reading by the City Attorney.

ROWE ENGINEERING, INC.

Extend Contract for Bike Path Projects

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the contract with Rowe Engineering, Inc., for engineering services for the Long Rapids Road Paving Project, be extended to include construction engineering, in an amount not to exceed \$12,836.00, for the Long Rapids Road and Bagley Street Bike Path Projects, per the memo from the City Engineer dated July 26, 1994.

Carried by unanimous vote.

COUNTY-WIDE RAILROAD GRADE CROSSING SIGNAGE

Alpena County Road Commission

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the City concurs with the decision of the Alpena County Road Commission to participate in the Michigan Department of Transportation's Passive Railroad Crossing Protection Program and requests that grade crossings in the City be included in the project.

Carried by unanimous vote.

FIRE TRUCK RENOVATION COMMITTEE

Moved by Councilman McKim, seconded by Councilman Karschnick, that the recommendations of the Fire Truck Renovation Committee, regarding the old Central Fire Station and the 1941 Mack fire truck, be approved, per the memo from the Public Safety Director dated July 26, 1994.

Carried by unanimous vote.

ACT 334 TAX ABATEMENT AGREEMENT

Moved by Councilman Ludlow, seconded by Councilman McKim, that the Model Act 334 Tax Abatement Agreement, as submitted by the City Clerk-Treasurer, be adopted, and that the Mayor and City Clerk-Treasurer be authorized to execute said agreement for the four tax abatements approved by the Council at its June 6, 1994 meeting, the Besser Company tax abatement and future tax abatement applications.

Carried by unanimous vote.

LIQUOR CONTROL COMMISSION

Moved by Councilman McKim, seconded by Councilman Karschnick, that the request from R.G. Impressions, Inc., to transfer ownership 1994 Class C licensed business with Dance Permit located at 900 Chisholm, Alpena, Michigan, from Dorothy L. Ingalls, and request for new Sunday Sales Permit, be considered for approval, subject to written approvals from the City Building Official and the City Fire Marshall that existing building/fire code violations are corrected.

Carried by unanimous vote.

BUILDING OFFICIAL

City Manager Parker announced the appointment of Michael E. Reilly as Building Official at a salary of \$30,765.00, effective August 22, 1994, and requested Council confirmation.

Moved by Councilman Karschnick, seconded by Councilman McKim, that the appointment of Michael E. Reilly as Building Official, effective August 22, 1994, be confirmed.

Carried by unanimous vote.

On motion of Councilman Karschnick, seconded by Councilman McKim, the Council adjourned at 8:45 p.m.

WILLIAM E. LA HAIE

MAYOR

ATTEST:

Alan L. Bakalarski

City Clerk

COUNCIL PROCEEDINGS

August 15, 1994

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 8:00 p.m. by the Mayor.

Present: Mayor La Haie, Councilmembers Karschnick, Ludlow, McKim, and Nerkowski.

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the session of August 1, 1994 were read and approved as printed.

ADDITIONS TO THE AGENDA

Moved by Councilman Karschnick, seconded by Councilman McKim, that the following items be added to the printed agenda:

1. Recreation Needs Assessment Study
2. Bills to be Allowed - Canadian Dollars (International Ferry Service Project)
3. Rental Rate for Bleachers
4. Taxi Service

Carried by unanimous vote.

APPROVAL OF AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, to adopt the printed agenda with the above additions.

Carried by unanimous vote.

BILLS ALLOWED

Moved by Councilman McKim, seconded by Councilman Karschnick, that the bills as listed, in the amount of \$471,007.54, be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

BILLS ALLOWED

Canadian Dollars

(International Ferry Service Project)

Moved by Councilman McKim, seconded by Councilman Karschnick, that the bills as listed, in the amount of \$31,066.94 (Canadian Dollars) for the IBI Group, be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

FINANCIAL REPORT

Moved by Councilman McKim, seconded by Councilman Karschnick, that the City Clerk's Financial Report for the period July 1, 1993 to June 30, 1994, be received and filed.

Carried by unanimous vote.

SEWAGE TREATMENT PLANT

Composite Samplers

Moved by Councilman Ludlow, seconded by Councilman McKim, that the bid of Peterson & Matz, Inc., in the amount of \$10,920.00, for Composite Samplers for the Sewage Treatment Plant, be accepted; and that the bid of Alpena Supply Company, in the amount of \$9,114.00, for Composite Sampler equipment, be accepted.

Carried by unanimous vote.

PAVEMENT MARKING SERVICES

The following sealed bid was received on August 10, 1994 for Pavement Marking Services:

Clark Highway Services	\$ 9,853.88
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Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the bid of Clark Highway Services, in the amount of \$9,853.88, for Pavement Marking Services, be accepted.

Carried by unanimous vote.

BUILDING DEMOLITION

Central Fire Station

The following sealed bids were received on August 11, 1994 for the demolition of the Central Fire Station at 191 N. Third Avenue:

MacArthur Construction	\$ 29,500.00*
Scheuner Construction	30,000.00
Great Lakes Excavating	39,980.00*

*Conditional bids

Moved by Councilman McKim, seconded by Councilman Karschnick, that the bid of Scheuner Construction, in the amount of \$30,000.00, for the demolition of the Central Fire Station, be accepted, per the Local Bidders Preference and that the bid was not conditional.

Carried by unanimous vote.

CITY PLAN COMMISSION

Zoning Case No. 270

Moved by Councilman Ludlow, seconded by Councilman McKim, that the recommendation of the City Plan Commission regarding Zoning Case No. 270 be received and that the City Attorney be directed to prepare the necessary ordinance to change the Zoning Map to rezone the former North Side Fire Station site from Office Service OS-1 to One Family Residential R-2.

Carried by unanimous vote.

GREATER ALPENA INDUSTRIAL DEVELOPMENT CORPORATION

North Industrial Park

Moved by Councilman Ludlow, seconded by Councilman McKim, that the request of the Greater Alpena Industrial Development Corporation (IDC) for permission to split Lot 21, North Industrial Park Subdivision, be approved, per the letter from the IDC dated August 10, 1994.

Carried by unanimous vote.

ORDINANCE NO. 94-242

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that Ordinance No. 94-242, being an Ordinance amending the Zoning Ordinance Text to allow and regulate outdoor cafes as accessory uses to restaurants or other food establishments, be adopted.

Carried by unanimous vote.

TRAFFIC CONTROL ORDER

Moved by Councilman NcKim, seconded by Councilman Karschnick, that Traffic Control Order No. 1-94, which provides for No Parking on Northeast Side of Water Street from 212 feet Southeast of First Avenue to Harbor Drive, be approved.

Carried by unanimous vote.

TRAFFIC CONTROL ORDER

Moved by Councilwoman Nerkowski, seconded by Councilman McKim, that Traffic Control Order No. 2-94, which provides for Two Hour Parking on Southwest Side of Chisholm Street Between State Avenue and Harbor Drive, be approved.

Carried by unanimous vote.

AUCTION LIST

Moved by Councilman McKim, seconded by Councilman Karschnick, to approve the final

list of items (with the exception of the two fire trucks listed on page 4) to be included in the City Auction on August 27, 1994.

Carried by unanimous vote.

RECREATION NEEDS ASSESSMENT STUDY

Moved by Councilman McKim, seconded by Councilman Karschnick, that the proposal of The Institute for Public Policy and Social Research of Michigan State University, in the amount of \$20,400.00, for a County-wide Recreation Needs Assessment Study, be accepted, and that the 1994-1995 General Fund Parks and Recreation Budget be amended, per the memo from the Assistant to the City Manager dated August 11, 1994.

Carried by unanimous vote.

RECESS

The Municipal Council recessed at 9:10 p.m.

RECONVENE - OPEN SESSION

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

QUALITY FARM AND FLEET

ZONING ORDINANCE INTERPRETATION

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the Municipal Council concurs with the City Attorney's interpretation of the Zoning Ordinance that Quality Farm and Fleet's use can be construed as a landscaping business, and that the Municipal Council recommends that the Plan Commission grant the company's request for a special permitted use.

Carried by unanimous vote.

On motion of Councilman McKim, seconded by Councilman Karschnick, the Council adjourned at 9:42 p.m.

WILLIAM E. LA HAIE

MAYOR

ATTEST:

Alan L. Bakalarski

City Clerk

COUNCIL PROCEEDINGS

September 6, 1994

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 8:00 p.m. by the Mayor.

Present: Mayor La Haie, Councilmembers Karschnick, Ludlow, McKim and Nerkowski.

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the session of August 15, 1994 were read and approved as printed.

ADDITIONS TO THE AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, that the following items be added to the printed agenda:

1. Light Division
2. Former Central Fire Station
3. Taxi Service
4. Landscaping at Alpena Public Safety Facility

Carried by unanimous vote.

APPROVAL OF AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, to adopt the printed agenda with the above additions.

Carried by unanimous vote.

BILLS ALLOWED

Moved by Councilman McKim, seconded by Councilman Karschnick, that the bills as listed, in the amount of \$155,874.85, be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

CITY OF ALPENA CIVIC AND COMMUNITY CENTER

The following sealed bids were received on August 29, 1994 for partial reroofing at the City of Alpena Civic and Community Center:

	<u>Part A</u>	<u>Alternate A</u>	<u>Alternate B</u>	<u>Total</u>
Bloxson Roofing	\$12,975.00	\$ 500.00	\$ 500.00	\$13,975.00
Lumsden Builders	10,956.00	2,217.00	2,310.00	15,483.00*

*plus materials and performance bond costs

Moved by Councilman Ludlow, seconded by Councilman McKim, that the bid of Bloxsom Roofing, in the amount of \$13,975.00, for partial reroofing at the City of Alpena Civic and Community Center, be accepted; and that the 1994-1995 General Fund Parks and Recreation Budget be amended per the memo from the City Engineer dated August 30, 1994.

Carried by unanimous vote.

ALPENA COMMUNITY COLLEGE

**Center for Maritime and Underwater Resource Management
at
Michigan State University**

Moved by Councilman Karschnick, seconded by Councilman McKim, that a letter be sent to Congressman Bart Stupak, expressing the City's support for the proposal by the Center for Maritime and Underwater Resource Management at Michigan State University, as requested by Alpena Community College.

Carried by unanimous vote.

MONTMORENCY/OSCODA JOINT SANITARY LANDFILL

Alpena County Solid Waste Management Plan Amendment

Moved by Councilman McKim, seconded by Councilman Karschnick, that the communication from the Montmorency/Oscoda Joint Sanitary Landfill Committee, regarding the proposed amendment to the Alpena County Solid Waste Management Plan, be received and filed.

Carried by unanimous vote.

J J'S BAR AND GRILL

Alley Paving

Moved by Councilman Karschnick, seconded by Councilwoman Nerkowski, that the request from J J's Bar and Grill for the City to participate in the paving of the alley adjacent to said business be received and filed, and that J J's Bar and Grill be referred to the Downtown Development Authority for possible assistance.

Carried by unanimous vote.

ORDINANCE NO. 94-243

Ordinance No. 94-243, being an Ordinance amending the Zoning Ordinance Map to rezone the former North Side Fire Station site from Office Service OS-1 to One Family Residential R-2, was given its first reading by the City Attorney.

ORDINANCE NO. 94-244

Ordinance No. 94-244, being an Ordinance adopting the 1993 BOCA National Building Code, was given its first reading by the City Attorney.

ORDINANCE NO. 94-245

Ordinance No. 94-245, being an Ordinance adopting the 1993 BOCA National Property Maintenance Code, was given its first reading by the City Attorney.

ORDINANCE NO. 94-246

Ordinance No. 94-246, being an Ordinance amending the Zoning Ordinance Text to allow outdoor display and sales in the B-2 General Business District, was given its first reading by the City Attorney.

Moved by Councilman Ludlow, seconded by Councilman McKim, that Ordinance No. 94-246 be changed to delete the permit and money deposit requirements per the memo from Councilman Ludlow dated September 6, 1994.

Carried by vote as follows:

Ayes: Nerkowski, Ludlow and McKim.

Nays: La Haie and Karschnick.

LONG DISTANCE AMBULANCE TRANSPORT

Purchase of Equipment

Moved by Councilman McKim, seconded by Councilman Karschnick, to authorize the City staff to proceed with the purchase of a Monitor/Defibrillator/Pacemaker and a Hand Held Pulse Oximeter, at a cost of \$9,864.00, for Long Distance Ambulance Transport, as recommended in the Public Safety Director's memo dated August 19, 1994.

Carried by unanimous vote.

LOCAL STREET IMPROVEMENT MILLAGE

Policy Statement

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the Local Street Improvement Millage Policy Statement, as contained in the City Engineer's memo dated August 31, 1994, be adopted.

Carried by vote as follows:

Ayes: Karschnick, Ludlow, McKim and Nerkowski.

Nays: La Haie.

ALPENA HOCKEY ASSOCIATION

Ice Rink Manager Service Contract

Moved by Councilman McKim, seconded by Councilman Karschnick, that the proposal from the Alpena Hockey Association, in an amount not to exceed \$17,000.00, to provide Ice Rink Manager Services for the 1994-1995 ice rink season, be accepted; and that the City staff be directed to investigate the feasibility of setting up an ice arena authority board to operate the ice rink based on revenues received, and report back to the Municipal Council no later than November 7, 1994.

Carried by unanimous vote.

TEMPORARY AGREEMENT WITH ALPENA POWER COMPANY

AND

LIGHT DEPARTMENT PRIVATIZATION

Moved by Councilman Ludlow, seconded by Councilman McKim, that the City enter into a temporary agreement with Alpena Power Company, for a period up to six (6) months, to provide the service the two retiring employees of the Light Division provided; and that the City staff be directed to prepare bid specifications and seek competitive bids for privatization of the Light Division, and report back to the Council as soon as possible.

Carried by unanimous vote.

ALPENA PUBLIC SAFETY FACILITY

Rental of Large Training Room to Alpena Community College

Moved by Councilman Karschnick, seconded by Councilwoman Nerkowski, that the City rent the large training room at the Alpena Public Safety Facility to Alpena Community College for \$40.00 per weeknight class and \$80.00 per weekend class, per the memo from the Public Safety Director dated August 23, 1994.

Carried by unanimous vote.

FORMER CENTRAL FIRE STATION

Parking Lot

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that the City staff investigate the costs of paving the site of the former Central Fire Station as a parking lot and report back to the Municipal Council.

Carried by unanimous vote.

TAXI SERVICE

Moved by Councilman Ludlow, seconded by Councilman NcKim, that the Plan Commission be requested to investigate amending the Zoning Ordinance Text to permit taxi services to operate as home occupations in residential districts and report back to the Municipal Council.

Carried by unanimous vote.

CLOSED SESSION

Moved by Councilman McKim, seconded by Councilman Karschnick, that the Municipal Council adjourn to a closed session at 9:08 p.m., to discuss the purchase of property; pending litigation: City vs TCI re: Cable TV Rates; and pending DPW labor negotiations.

Carried by unanimous vote.

RECESS

The Municipal Council recessed at 9:08 p.m.

RECONVENE - CLOSED SESSION

The Municipal Council reconvened in closed session at 9:11 p.m.

RECONVENE - OPEN SESSION

The Municipal Council reconvened in open session at 9:50 p.m.

RESOLUTION NO. 1994-18

A RESOLUTION APPROVING A SETTLEMENT AGREEMENT

WITH TCI CABLEVISION RE: CABLE TV RATES

Moved by Councilman McKim, seconded by Councilman Karschnick, that Resolution No. 1994-18, which adopts and approves the Settlement Agreement with TCI Cablevision of Greater Michigan, Inc. and which authorizes appropriate City officials to execute said Agreement and to carry out its terms, be adopted.

Carried by unanimous vote.

On moition* of Councilman McKim, seconded by Councilman Karschnick, the Council adjourned at 9:59 p.m.

WILLIAM E. LA HALE

MAYOR

ATTEST:

Alan L. Bakalarski

City Clerk

* Correct spelling "motion"

COUNCIL PROCEEDINGS

September 19, 1994

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 8:00 p.m. by the Mayor Pro Tem.

Present: Mayor Pro Tem Karschnick, Councilmembers Ludlow and Nerkowski.

Absent: Mayor La Haie and Councilmember McKim.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the sessions of September 6 and 14, 1994 were read and approved as printed.

APPROVAL OF AGENDA

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, to adopt the printed agenda.

Carried by unanimous vote.

APPOINTMENTS

Economic Development Corporation

Mayor Pro Tern Karschnick announced the Mayor's reappointment of Michael Peirce to the Economic Development Corporation for the term expiring October 2, 2000; and requested confirmation.

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that the Mayor's reappointment of Michael Peirce to the Economic Development Corporation, for the term expiring October 2, 2000, be confirmed.

Carried by unanimous vote.

APPOINTMENTS

Zoning Board of Appeals

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that Elwood Anderson and Robert Reuther be reappointed to the Zoning Board of Appeals for the terms expiring October 5, 1997.

Carried by unanimous vote.

APPOINTMENT

Zoning Board of Appeals

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that Judith Weir be appointed to the Zoning Board of Appeals for the term expiring October 5, 1996.

Carried by unanimous vote.

BILLS ALLOWED

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that the bills as listed, in the amount of \$231,100.27, be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

COMPUTER EQUIPMENT FOR CITY MANAGER'S OFFICE

The following sealed bids were received on September 13, 1994 for Computer Equipment for the City Manager's Office:

Duffy's Computers	\$6,597.00
Kore/Hi Corn	7,387.58
Alpena Computing Center	7,390.35

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that the bid of Duffy's Computers, in the amount of \$6,597.00, for Computer Equipment for the City Manager's Office, be accepted; and that the 1994-1995 Equipment Fund Computer Budget be amended per the memo from the Assistant to the City Manager dated September 14, 1994.

Carried by unanimous vote.

CITY HALL PARKING LOT PROJECT

The following sealed bids were received on September 13, 1994 for the City Hall Parking Lot Project:

Glawe, Inc.	\$133,522.25
MacArthur Construction	138,291.00

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that the bid of Glawe, Inc., in the amount of \$133,522.25, for the City Hall Parking Lot Project, be accepted; and that the 1994-1995 General Fund Public Works Budget be amended per the memo from the City Engineer dated September 15, 1994.

Carried by unanimous vote.

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that Ordinance No. 94-243, being an Ordinance amending the Zoning Ordinance Map to rezone the former North Side Fire Station site from Office Service OS-1 to One Family Residential R-2, be adopted.

Carried by unanimous vote.

ORDINANCE NO. 94-244

Moved by Councilwoman Nerkowski, seconded by Councilman Ludlow, that Ordinance No. 94-244, being an Ordinance adopting the 1993 BOCA National Building Code, be adopted.

Carried by unanimous vote.

ORDINANCE NO. 94-245

Moved by Councilwoman Nerkowski, seconded by Councilman Ludlow, that Ordinance No. 94-245, being an Ordinance adopting the 1993 BOCA National Property Maintenance Code, be adopted.

Carried by unanimous vote.

TRAFFIC CONTROL ORDER

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that Traffic Order No. 3-94, which provides for thirty minute parking from 6:00 a.m. to 8:00 p.m. except Sundays and holidays on the northeast side of Fletcher Street from 60 feet northwest of the centerline of Second Avenue to 80 feet northwest of the centerline of Second Avenue, be approved.

Carried by unanimous vote.

CITY OF ALPENA VIDEO TAPE PRODUCTION

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that the production of a City of Alpena Video Tape, as recommended by the City Manager and the Promotion Committee, be tabled until the October 3, 1994 Council meeting.

Carried by unanimous vote.

QUALITY STORES, INC.

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that the letter from Quality Stores, Inc., thanking the Mayor, City Council, Planning Commission, City staff and the Community for their support, be received and filed.

Carried by unanimous vote.

On motion of Councilman Ludlow, seconded by Councilwoman Nerkowski, the Council
adjourned at 8:25 p.m.

DAVID R. KARSCHNICK

MAYOR PRO TEM

ATTEST:

Donna Hammerquist

Deputy City Clerk

COUNCIL PROCEEDINGS

October 3, 1994

The Municipal Council of the City of Alpena met in regular session in the City Hall on the above date and was called order at 8:00 p.m. by the Mayor.

Present: Mayor La Haie, Councilmembers Karschnick, Ludlow, McKim and Nerkowski.

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the session of September 19, 1994 were read and approved as printed.

ADDITIONS TO THE AGENDA

Moved by Councilman Ludlow, seconded by Councilman Karschnick, that the following items be added to the printed agenda:

1. Purchase of Police Patrol Vehicle
2. Solid Waste Advisory Committee Appointment
3. Employee Assistance Program (EAP)
4. Fire Department
5. American Water Works Association, Michigan Section - 1994 Operator's Meritorious Service Award Presentation to Jerry R. Plume

Carried by unanimous vote.

APPROVAL OF AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, to adopt the printed agenda with the above additions.

Carried by unanimous vote.

BILLS ALLOWED

Moved by Councilman McKim, seconded by Councilman Karschnick, that the bills as listed, in the amount of \$97,145.80, be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

BILLS ALLOWED

Canadian Dollars

(International Ferry Service Project)

Moved by Councilman McKim, seconded by Councilman Karschnick, that the bills as listed, in the amount of \$20,332.19 (Canadian Dollars) for the IBI Group, be allowed and the

Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

FINANCIAL REPORT

Moved by Councilman McKim, seconded by Councilman Karschnick, that the City Clerk's financial Report for the period July 1, 1994 to August 31, 1994, be received and filed.

Carried by unanimous vote.

ARTIFICIAL ICE RINK CHILLER SYSTEM REPAIRS

Moved by Councilman Karschnick, seconded by Councilman McKim, that the proposal of Werth Electric, in the amount of \$9,788.00, to repair Ice Rink Chiller Systems #1 and #2, be accepted, per the memo from the Public Works Administrative Officer dated September 29, 1994.

Carried by unanimous vote.

RESOLUTION NO. 1994-19

RIVER PRESERVE

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that Resolution No. 1994-19, which designates all City-owned property along the south shore of the Thunder Bay River, from the Harry Fletcher Memorial Bridge to the MDOT Roadside Park on Washington Avenue, as a river preservation area, be adopted.

Carried by unanimous vote.

ALPENA SESQUICENTENNIAL COMMITTEE

Moved by Councilwoman Nerkowski, seconded by Councilman McKim, that the request of the Alpena Sesquicentennial Committee, for a waiver of the filing fee for a Zoning Ordinance variance for an historic marker sign to be placed at the Alpena County Library, be granted, and that a refund be issued.

Carried by vote as follows:

Ayes: Nerkowski, Karschnick, Ludlow and McKim.

Nays: La Haie.

ALPENA HOCKEY ASSOCIATION

Mich-e-ke-wis Park Shelter

Moved by Councilman Karschnick, seconded by Councilman McKim, that the request of the Alpena Hockey Association, for permission to install a temporary concession stand at the Mich-e-ke-wis Park Shelter, be granted, per the memo from the Public Works Administrative Officer dated September 27, 1994.

Carried by unanimous vote.

HABITAT FOR HUMANITY

Former Northside Fire Station Property

Moved by Councilman NcKim, seconded by Councilman Karschnick, to convey the former Northside Fire Station property to Habitat for Humanity, for the construction of Habitat homes, and to authorize the Mayor and City Clerk to execute the appropriate documents, subject to Plan Commission approval of the number and size of lots and City retention of part of the property.

Carried by unanimous vote.

CITY OF ALPENA VIDEO TAPE PRODUCTION

Moved by Councilman Karschnick, seconded by Councilman Ludlow, that the production of a City of Alpena Video Tape, be tabled, and referred back to the Promotion Committee for additional study, including information on who will be doing the tape dubbing and possible MichCon participation with the production of the video, and that the Promotion Committee* report back to the Council.

Carried by unanimous vote.

CERTIFICATE OF APPRECIATION

Moved by Councilman McKim, seconded by Councilman Karschnick, that a Certificate of Appreciation be presented to Dennis Diamond, upon his retirement from the Department of Public Works Light Division after 26 years and 2 months of service.

Carried by unanimous vote.

CERTIFICATE OF APPRECIATION

Moved by Councilman McKim, seconded by Councilman Ludlow, that a Certificate of Appreciation be presented to Clayton Lee, upon his retirement from the Department of Public Works Light Division after 29 years and 10 months of service.

Carried by unanimous vote.

CITY FLAG

for

U.S. Department of Housing and Urban Development

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, to authorize the City staff to send a City Flag to the U.S. Department of Housing and Urban Development (HUD) to

be hung in HUD's Washington, D.C. office building entrance.

Carried by unanimous vote.

PURCHASE OF POLICE PATROL VEHICLE

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the City purchase a new 1994 Police Patrol Vehicle, at a cost of \$15,350.00, from Shaheen Chevrolet, to replace the recently and totally damaged patrol vehicle, per the memo from the Public Safety Director dated October 3, 1994.

Carried by unanimous vote.

SOLID WASTE ADVISORY COMMITTEE APPOINTMENT

Moved by Councilman McKim, seconded by Councilman Ludlow, to recommend to the Alpena County Board of Commissioners that George LaFleche be appointed to the Solid Waste Advisory Committee.

Carried by unanimous vote.

EMPLOYEE ASSISTANCE PROGRAM (EAP)

Moved by Councilman Karschnick, seconded by Councilman Ludlow, that the City enter into an agreement with the Occupational Health Centers of America, Inc., at a cost of \$26.50 per employee per year, on a one year trial basis, for an Employee Assistance Program to provide a counseling program for current employees and their dependents.

Carried by unanimous vote.

FIRE DEPARTMENT

Moved by Councilman McKim, seconded by Councilman Ludlow, that a letter be sent to the Fire Department commending and complimenting the Department on its fine work with the two fires on Saturday, October 1, 1994.

Carried by unanimous vote.

On motion of Councilman McKim, seconded by Councilman Karschnick, the Council
adjourned at 9:03 p.m.

WILLIAM E. LA HAIE

MAYOR

ATTEST:

Alan T. Bakalarski

City Clerk

* Correct spelling "Committee"

COUNCIL PROCEEDINGS

October 17, 1994

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 8:00 p.m. by the Mayor.

Present: Mayor La Haie, Councilmembers Karschnick, Ludlow, McKim and Nerkowski.

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the session of October 3, 1994 were read and approved as printed.

ADDITIONS TO THE AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, that the following items be added to the printed agenda:

1. City Clerk's Financial Report - July 1, 1994 to September 30, 1994
2. Halloween Hours
3. Water Shutoff
4. City Manager Employment Agreement

Carried by unanimous vote.

APPROVAL OF AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, to adopt the printed agenda with the above additions.

Carried by unanimous vote.

APPOINTMENTS

City Plan Commission

Moved by Councilman McKim, seconded by Councilman Ludlow, that the Mayor's reappointments of Paul Sabourin and Carol Shafto to the City Plan Commission for the terms expiring November 1, 1997, be confirmed.

Carried by unanimous vote.

BILLS ALLOWED

Moved by Councilman McKim, seconded by Councilman Karschnick, that the bills as listed, in the amount of \$312,498.79, be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

FINANCIAL REPORT

Moved by Councilman McKim, seconded by Councilman Karschnick, that the City Clerk's Financial Report for the period July 1, 1994 to September 30, 1994, be received and filed.

Carried by unanimous vote.

RIVER PLAN TRAIL

The following sealed bid was received on October 11, 1994 for construction of the River Plan Trail:

	<u>Base Bid</u>	<u>Alternate</u> <u>A</u>	<u>Total</u>
MacArthur Construction	\$272,570.25	\$38,370.00	\$310,940.25

Moved by Councilman Ludlow, seconded by Councilman McKim, that the above bid for the construction of the River Plan Trail be rejected; and that the City staff rebid the project, identify possible project changes to reduce costs, and to pursue additional funding for the project if possible, per the memo from the City Engineer dated October 12, 1994.

Carried by unanimous vote.

ALPENA PUBLIC SAFETY FACILITY

Landscaping

The following sealed bids were received on October 13, 1994 for Landscaping at the Alpena Public Safety Facility:

Thunder Bay Tree Service	\$ 6,251.40
Shafto's Greenhouse & Nursery	8,806.50
Elk Ridge Landscaping	9,397.40
Michigan Arbor Care	13,915.62

Moved by Councilman Karschnick, seconded by Councilwoman Nerkowski, that the bid of Thunder Bay Tree Service, in the amount of \$6,251.40, for Landscaping at the Alpena Public Safety Facility, be accepted.

Carried by unanimous vote.

KEN HUBBARD

Alpena Public Safety Facility Exercise Equipment

Moved by Councilman Ludlow, seconded by Councilman Karschnick, that the communication from Ken Hubbard, regarding the use of the exercise equipment at the Alpena

Public Safety Facility, be received and filed.

Carried by vote as follows:

Ayes: Nerkowski, La Haie, Karschnick and Ludlow.

Nays: McKim.

TRAFFIC CONTROL ORDER

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that Traffic Control Order No. 4-94, which provides for no parking on the south side of Fourth Avenue from 52 feet west of the centerline of Bedford Street to 12 feet east of the centerline of Bedford Street, be approved.

Carried by unanimous vote.

TRAFFIC CONTROL ORDER

Moved by Councilman Ludlow, seconded by Councilman NcKim, that Traffic Control Order No. 5-94, which provides for no parking on southwest side of Dunbar Street 85 feet northwest of centerline of First Avenue to First Avenue, be approved.

Carried by unanimous vote.

ACCEPT OWNERSHIP OF PROPERTY

1407 Ford Avenue

Moved by Councilman McKim, seconded by Councilman Karschnick, that the City accept ownership of the property located at 1407 Ford Avenue, from Phillip Martin, per the memo from the City Attorney dated October 13, 1994.

Carried by unanimous vote.

CITY MANAGER EMPLOYMENT AGREEMENT

Moved by Councilwoman Nerkowski, seconded by Councilman Ludlow, that the City Manager Employment Agreement with Peter Parker be extended two years from and after October 15, 1995, as recommended by the Personnel Committee.

Carried by unanimous vote.

CLOSED SESSION

Moved by Councilman McKim, seconded by Councilman Karschnick, that the Municipal Council adjourn to a closed session at 8:40 p.m., to discuss the purchase of property.

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 8:42 p.m.

RECONVENE - OPEN SESSION

The Municipal Council reconvened in open session at 8:58 p.m.

On motion of Councilman McKim, seconded by Councilman Karschnick, the Council
adjourned at 8:59 p.m.

WILLIAM E. LA HAIE
MAYOR

ATTEST:

Alan L. Bakalarski
City Clerk

COUNCIL PROCEEDINGS

November 7, 1994

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 8:00 p.m. by the Mayor.

Present: Mayor La Haie, Councilmembers Karschnick, McKim and Nerkowski.

Absent: Councilmember Ludlow.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the session of October 17, 1994 were read and approved as printed.

ADDITIONS TO THE AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, that the following items be added to the printed agenda:

1. \$500.00 Donation from Quality Farm and Fleet
2. Use of Exercise Equipment at the Alpena Public Safety Facility

Carried by unanimous vote.

APPROVAL OF AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, to adopt the printed agenda with the above additions.

Carried by unanimous vote.

APPOINTMENT

City Plan Commission

Moved by Councilman McKim, seconded by Councilman Karschnick, that the Mayor's appointment of Curt Davis to the City Plan Commission, for the term expiring November 1, 1997, be confirmed.

Carried by unanimous vote.

BILLS ALLOWED

Moved by Councilman McKim, seconded by Councilman Karschnick, that the bills as listed, in the amount of \$517,954.34, be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

MONTHLY GRASS AND LEAF PICK UP

The following sealed bid were received on October 20, 1994 for Monthly Grass and Leaf Pick Up:

	Hourly Rate/Crew		
	<u>1995</u>	<u>1996</u>	<u>1997</u>
Michigan Arbor Care	\$55.00	\$61.00	\$65.00
B.F.I.	85.00	87.00	89.00
Thunder Bay Tree Serice*	88.00	90.00	92.00

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the bid of Michigan Arbor Care, in the amounts stated above, for Monthly Grass and Leaf Pick Up, be accepted.

Carried by unanimous vote.

CHRISTMAS TREE PICK UP

The following sealed bids were received on October 20, 1994 for Christmas Tree Pick Up:

	Hourly Rate/Crew		
	<u>1995</u>	<u>1996</u>	<u>1997</u>
Michigan Arbor Care	\$55.00	\$61.00	\$65.00
Jewell's Disposal	65.00	70.00	70.00
B.F.I.	85.00	87.00	89.00

Moved by Councilwoman Nerkowski, seconded by Councilman McKim, that the bid of Michigan Arbor Care, in the amounts stated above, for Christmas Tree Pick Up, be accepted.

Carried by unanimous vote.

DUMPSTER AND TRASH CAN PICK UP

The following sealed bids were received on October 20, 1994 for Dumpster and Trash Can Pick Up:

	Rate/Cubic Yard		
	<u>1995</u>	<u>1996</u>	<u>1997</u>
B.F.I.	\$ 3.85	\$ 4.10	\$ 4.25
City Environmental	4.75	5.00	5.25
Jewell's Disposal	5.00*	5.00*	5.00*

*plus \$1.75/can

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the bid of B.F.I., in the amounts stated above, for Dumpster and Trash Can Pick Up, be accepted.

Carried by unanimous vote.

PORTA JOHN RENTAL

The following sealed bids were received on October 20, 1994 for Porta John Rental:

	Rental Rates		
	Standard Unit/Handicap Unit		
	<u>1995</u>	<u>1996</u>	<u>1997</u>
Hall's Serv-All	\$55.00/\$77.50	\$60.00/\$82.50	65.00/\$87.50
Quick Septic Service	75.00/150.00	75.00/150.00	75.00/150.00

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the bid of Hall's Serv-All, in the amounts stated above, for Porta John Rental, be accepted.

Carried by unanimous vote.

SANDBLASTING AND PAINTING CITY EQUIPMENT

The following sealed bids were received on October 20, 1994 for Sandblasting and Painting of City Equipment:

	Sandblasting - Hourly Rate			
	<u>1994</u>	<u>1995</u>	<u>1996</u>	<u>1997</u>
Wilbert Sandblasting	\$75.00	\$75.00	\$75.00	\$75.00
American Sandblasting	200.00	205.00	210.00	215.00

	Painting - Hourly Rate			
	<u>1994</u>	<u>1995</u>	<u>1996</u>	<u>1997</u>
Wilbert Sandblasting	\$20.00	\$20.00	\$20.00	\$20.00
American Sandblasting	30.00	31.00	32.00	33.00

Moved by Councilwoman Nerkowski, seconded by Councilman McKim, that the bid of Wilbert Sandblasting, in the amounts stated above, for the Sandblasting and Painting of City Equipment, be accepted.

Carried by unanimous vote.

CALCIUM CHLORIDE TANK

The following sealed bid was received on October 20, 1994 for a Calcium Chloride Tank:

	Tank Size	
	<u>6,500 Gallon</u>	<u>9,000 Gallon</u>
Alpena Supply Company	\$ 6,400.00	\$ 7,100.00

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the

bid of Alpena Supply Company, in the amount of \$7,100.00, for a 9,000 Gallon Calcium Chloride Tank, be accepted, however, if the 9,000 gallon tank is not available, that the Alpena Supply Company's bid, in the amount of \$6,400.00, for a 6,500 Gallon Calcium Chloride Tank, be accepted.

Carried by unanimous vote.

LAFARGE CORPORATION

Substitute Act 334 Tax Abatement Agreement

Moved by Councilman Karschnick, seconded by Councilman McKim, that the request of Lafarge Corporation, for a Substitute Act 334 Tax Abatement Agreement, be denied, and that Lafarge Corporation consider executing the City's Model Act 334 Tax Abatement Agreement.

Carried by unanimous vote.

LIQUOR CONTROL COMMISSION

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the request from R. G. Impressions, Inc., to transfer ownership of 1994 Class C licensed business with Dance Permit located at 900 Chisholm, Alpena, Michigan, from Dorothy L. Ingalls, be considered for approval.

Carried by unanimous vote.

ROYAL AMERICAN CIRCUS

Moved by Councilman McKim, seconded by Councilman Karschnick, that the request of the Royal American Circus, to use Mich-e-ke-wis Pavilion for a circus performance on May 20, 1995, be referred to the City staff for study and report back to the Municipal Council.

Carried by unanimous vote.

THUNDER BAY TRANSPORTATION CORPORATION

Specialized Services Program

BE IT RESOLVED, that the City of Alpena does hereby approve the proposed Contract No. 94-1799 and the Third Party Contract with the Thunder Bay Transportation Corporation, as submitted by the Michigan Department of Transportation, and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk be authorized and directed to execute Contract No. 94-1799 and the Third Party Contract with the Thunder Bay Transportation** Corporation for and on behalf of the City of Alpena.

Councilwoman Nerkowski moved adoption of the above resolution, it was seconded by Councilman McKim, and carried by unanimous vote.

ANNUAL PARADE PERMIT

Moved by Councilman McKim, seconded by Councilman Karschnick, that the City Manager be authorized to apply to the Michigan Department of transportation for an Annual Parade Permit for 1995.

Carried by unanimous vote.

CLEAN VESSEL ACT PUMPOUT GRANT

Moved by Councilwoman Nerkowski, seconded by Councilman McKim, that the Clean Vessel Act Pumpout Grant, in the amount of \$1,875.00 with a local match of \$675.00, for a new sewage pumpout facility at the City of Alpena's Marina, be accepted; and that the Mayor and City Clerk be authorized and directed to execute the grant agreement.

Carried by unanimous vote.

VOLUNTEER/AUXILIARY FIRE FIGHTER PAY

Moved by Councilwoman Nerkowski, seconded by Councilman McKim, that pay for Volunteer/Auxiliary Fire Fighters with the Alpena City Fire Department be set as follows:

1. \$10.00 for first hour of fire call or run.
2. \$5.00 for subsequent hours on fire call or run.
3. \$5.00 for training sessions as mandated by the Fire Department. This would not include Fire Fighter 1 or 2 certification classes.

Carried by unanimous vote.

\$500.00 DONATION FROM QUALITY FARM AND FLEET

Moved by Councilman McKim, seconded by Councilman Karschnick, that the \$500.00 donation from Quality Farm and Fleet be earmarked for the 1995

Fourth of July fireworks display.

Carried by unanimous vote.

USE OF EXERCISE EQUIPMENT AT THE ALPENA PUBLIC SAFETY FACILITY

Moved by Councilwoman Nerkowski, seconded by Councilman McKim, to allow the City fire fighters to exercise, using the exercise equipment at the Alpena Public Safety Facility, while on duty, provided that said exercising does not interfere with the fire fighters' obligation of fire fighting duties.

Failed by vote as follows:

Ayes: McKim, and Nerkowski.

Nays: La Haie and Karschnick.

On motion of Councilman McKim, seconded by Councilman Karschnick, the Council adjourned at 8:52 p.m.

WILLIAM E. LA HALE

MAYOR

ATTEST:

Alan L. Bakalarski

City Clerk

* Correct spelling "Service"

** Correct spelling "Transportation"

COUNCIL PROCEEDINGS

November 21, 1994

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 8:00 p.m. by the Mayor.

Present: Mayor La Haie, Councilmembers Karschnick, Ludlow, McKim and Nerkowski.

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the session of November 7, 1994 were read and approved as printed.

ADDITIONS TO THE AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, that the following items be added to the printed agenda:

1. Delinquent Water Shut Off Policy
2. Alpena Public Safety Facility

Carried by unanimous vote.

APPROVAL OF AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, to adopt the printed agenda with the above additions.

Carried by unanimous vote.

APPOINTMENT

City Plan Commission

Moved by Councilman McKim, seconded by Councilman Karschnick, that the Mayor's appointment of Christine Iddins to the City Plan Commission, for the term expiring November 1, 1996, be confirmed.

Carried by unanimous vote.

BILLS ALLOWED

Moved by Councilman McKim, seconded by Councilman Karschnick that the bills as listed, in the amount of \$227,541.89, be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

BILLS ALLOWED

Canadian Dollars

(International Ferry Service Project)

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the bills as

listed, in the amount of \$5,605.70 (Canadian Dollars) for the IBI Group, be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

FINANCIAL REPORT

Moved by Councilman McKim, seconded by Councilman Karschnick, that the City Clerk's Financial Report, for the period July 1, 1994 to October 31, 1994, be received and filed.

Carried by unanimous vote.

ALPENA PUBLIC SAFETY FACILITY

Snow Plowing

The following sealed bid was received on November 16, 1994 for Snow Plowing at the Alpena Public Safety Facility:

Thunder Bay Snow Plowing Service	
Seasonal Plowing (3" Accumulation)	\$70.00 per site time, or 40.00 per hour
Additional Requested Plowing	\$70.00 per site time, or 40.00 per hour

Moved by Councilman Ludlow, seconded by Councilman McKim, that the bid of Thunder Bay Snow Plowing Service, for a one year period at the rate of \$70.00 per site time when plowing a 3" plus accumulation and at the rate of \$40.00 per hour for additional requested snow plowing, be accepted.

Carried by unanimous vote.

MICHIGAN MUNICIPAL LEAGUE

Designation of Legislative Coordinator for 1995

Moved by Councilman McKim, seconded by Councilman Ludlow, that City Manager Parker be designated as the City's Legislative Coordinator for 1995 for the Michigan Municipal League.

Carried by unanimous vote.

CAROL LIPSKI

Purchase of Property at 1407 Ford Avenue

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the request of Carol Lipski, to acquire the City property at 1407 Ford Avenue, be received; and that the property be deeded to Mr. and Mrs. Lipski provided that they demolish the house located on the property, subject to City Attorney approval of the property transfer.

Carried by unanimous vote.

HONEYWELL MUNICIPAL SERVICE PROGRAM

City Hall Mechanical and Temperature Control Improvements

Moved by Councilman Karschnick, seconded by Councilman McKim, to provide Honeywell with a letter of intent to participate in the Municipal Services Program, for City Hall Mechanical and Temperature Control Improvements, provided the final program costs are within 10% of the preliminary program costs.

Carried by unanimous vote.

DELINQUENT WATER SHUT OFF POLICY

Moved by Councilman McKim, seconded by Councilman Ludlow, that the City's Delinquent Water Shut Off Policy be clarified, retroactive to September 1, 1994, per the memo from the City Engineer dated November 4, 1994.

Carried by unanimous vote.

USE OF EXERCISE EQUIPMENT AT THE ALPENA PUBLIC SAFETY FACILITY

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, to allow the City fire fighters to exercise, using the exercise equipment at the Alpena Public Safety Facility, while on duty, provided that said exercising does not interfere with the fire fighter's obligation of fire fighting duties.

Failed by vote as follows:

Ayes: McKim and Nerkowski.

Nays: La Haie, Karschnick and Ludlow.

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

WILLIAM E. LA HAIE

MAYOR

ATTEST:

Alan L. Bakalarski

City Clerk

COUNCIKL PROCEEDINGS

December 5, 1994

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 8:00 p.m. by the Mayor.

Present: Mayor La Haie, Councilmembers Karschnick, Ludlow, McKim and Nerkowski.

Absent: None.

PLEDGE OF ALLEGLANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the session of November 21, 1994 were read and approved as printed.

APPROVAL OF AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, to adopt the printed agenda.

Carried by unanimous vote.

APPOINTMENTS

City Plan Commission

and

Housing Commission

Moved by Councilman McKim, seconded by Councilman Karschnick, that the Mayor's appointments of Marie Nadeau and Douglas Schwartz to the City Plan Commission for the terms expiring November 1, 1997 and November 1, 1995, respectively; and the City Manager's reappointment of Mark Straley to the Housing Commission for the term expiring December 4, 1999, be confirmed.

Carried by unanimous vote.

BILLS ALLOWED

Moved by Councilman McKim, seconded by Councilman Karschnick, that the bills as listed, in the amount of \$108,832.48, be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

1995 MUNICIPAL COUNCIL MEETING SCHEDULE

Moved by Councilman McKim, seconded by Councilman Ludlow, that the 1995 Municipal Council Meeting Schedule, as presented by the City Clerk, be approved.

Carried by unanimous vote.

CITY CHRISTMAS PARTY CATERING

The following quotes were received for Catering for the City Christmas Party (based on estimated quantities):

Great North Catering	\$ 901.00
The Grove	1,158.00

Moved by Councilman Karschnick, seconded by Councilman McKim, that the bid of Great North Catering, in the amount of \$901.00, for Catering for the City Christmas Party, be accepted.

Carried by vote as follows:

Ayes: Karschnick, McKim, Nerkowski and La Haie.

Nays: None.

Not Voting: Ludlow.

ELECTRICAL AND STREET LIGHTING MAINTENANCE

Sealed bids were received on November 22, 1994 for Electrical and Street Lighting Maintenance from Alpena Power Company, Ken Cubilo Electric and Thunder Bay Electric, Inc. Copies of said bids are on file in the City Clerk's Office.

Moved by Councilman McKim, seconded by Councilman Ludlow, that the bid of Thunder Bay Electric, Inc., for the hourly rates listed in Bid Proposal A, for Electrical and Street Lighting Maintenance, per the memo from the Public Works Administrative Officer dated November 30, 1994, be accepted; and that the City staff prepare a six month report on the contract comparing hourly rates vs. flat rates for changing light bulbs and report back to the Council.

Carried by unanimous vote.

SNOW HAULING

Sealed bids were received on October 20, 1994 for Snow Hauling from Great Lakes Excavating and Equipment Rental, Inc. and Everett Goodrich, Inc. for hourly rates for various types of equipment. Copies of said bids are on file in the City Clerk's Office.

Moved by Councilwoman Nerkowski, seconded by Councilman Ludlow, that the bid of Everett Goodrich, Inc., for Snow Hauling, per the memo from the Public Works Administrative Officer dated November 15, 1994, be accepted.

Carried by unanimous vote.

INTERNATIONAL FERRY SERVICE PROJECT

Moved by Councilman Karschnick, seconded by Councilman McKim, that the International Ferry Service Study be accepted, that \$140,000.00 in expenditures be authorized for the next phase of the International Ferry Service Project, and that the Municipal Council will decide at its December 19, 1994 meeting from where in the City Budget said \$140,000.00 will be appropriated.

Carried by unanimous vote.

On motion of Councilman McKim, seconded by Councilman Karschnick, the Council adjourned at 8:40 p.m.

WILLIAM E. LA HALE

MAYOR

ATTEST:

Alan L. Bakalarski

City Clerk

COUNCIL PROCEEDINGS

December 19, 1994

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 8:00 p.m. by the Mayor.

Present: Mayor La Haie, Councilmembers Karschnick, Ludlow, McKim and Nerkowski.

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the session of December 5, 1994 were read and approved as printed.

APPROVAL OF AGENDA

Moved by Councilman McKim, seconded by Councilman Karschnick, to adopt the printed agenda.

Carried by unanimous vote.

APPOINTMENT

Civil Service Board

Moved by Councilman McKim, seconded by Councilman Karschnick, that Michael Hanlon be appointed to the Civil Service Board for the six year term expiring July 1, 2000.

Carried by unanimous vote.

APPOINTMENTS

Blue Ribbon Committee

Moved by Councilman Karschnick, seconded by Councilman McKim, that the City Manager's appointments of Recreation Advisory Board Members Tony Skiba and James Vedder (to replace Tom DeCaire and Tom Sommerfield) to the Blue Ribbon Committee be confirmed.

Carried by unanimous vote.

BILLS ALLOWED

Moved by Councilman McKim, seconded by Councilman Karschnick, that the bills as listed, in the amount of \$384,817.82, be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

RESOLUTION NO. 1994-20

Resolution and Tolling Order

Moved by Councilwoman Nerkowski, seconded by Councilman Ludlow, that Resolution No.1994-20, which orders the tolling of effective date of the Form 1210 and proposed

schedule of rates submitted by TCI Cablevision of Greater Michigan, Inc. for an additional 90 days pursuant to Section 7 of the Ordinance and 47 C.F.R. Section 76.933, be adopted.

Carried by unanimous vote.

CITY HALL BASEMENT REMODELING

Quotes were received for the City Hall Basement Remodeling Project from Alan Enterprises, Inc., Ross Construction and P & R Construction. Copies of said quotes are on file in the City Clerk's Office.

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the bid of Alan Enterprises, Inc., in the amount of \$7,360.00, for the City Hall Basement Remodeling Project, be accepted.

Carried by unanimous vote.

ALPENA PUBLIC SCHOOLS

Summer Tax Collection

Moved by Councilman McKim, seconded by Councilman Karschnick, that the City not collect the 1995 summer school tax levy for the Alpena Public Schools in the City of Alpena because the Municipal Council does not think that it is fair that City taxpayers are required to pay their school taxes in the summer, whereas, township taxpayers are not required to pay their school taxes until the winter, one-half year later.

Carried by unanimous vote.

EDUCATIONAL SERVICE DISTRICT

Summer Tax Collection

Moved by Councilman McKim, seconded by Councilman Karschnick, that the City not collect one-half of the Educational Service District's tax levy in the summer of 1995 in the City of Alpena because the Municipal Council does not think that it is fair that City taxpayers are required to pay one-half of their ESD taxes in the summer, whereas, township taxpayers in Alpena County are not required to pay their ESD taxes until the winter, one-half year later.

Carried by unanimous vote.

CITY PLAN COMMISSION

Home Occupations

Moved by Councilman Ludlow, seconded by Councilman McKim, that the recommendation of the City Plan Commission regarding Home Occupations, as requested by the Municipal Council,

be received, and that the City Attorney be directed to prepare the necessary ordinance to change the Zoning Ordinance Text regarding home occupations.

Carried by unanimous vote.

INTERNATIONAL* FERRY SERVICE PROJECT

Budget Amendments

Moved by Councilman McKim, seconded by Councilman Ludlow, that in order to provide funding for the International Ferry Service Project, the following budget cuts are recommended for the 1994-95 and 1995-96 fiscal years:

	<u>Annual Budget</u>	
	<u>1994-95</u>	<u>1995-96</u>
1. Eliminate Magnet Attractions Study	\$10,000	\$
2. Downtown Brick Pavers	14,000	
3. Public Relations - Brogan & Partners	22,500	27,500
4. Mich-e-ke-wis/Starlite Improvements	10,000	
5. Environmental Attorney - Type C Cleanup	10,000	
6. Cable TV Franchis** Fee	<u>25,000</u>	<u>25,000</u>
	\$91,500	\$52,500

that the \$91,500 from the 1994-95 budget and the \$52,500 from the 1995-96 budget equals \$144,000; and that it is recommended that the above budget cuts be implemented to give the City the \$144,000 needed to start up the International Ferry Service Project.

Carried by unanimous vote.

INTERNATIONAL FERRY SERVICE PROJECT

Appointment to Steering Committee

Moved by Councilman Karschnick, seconded by Councilwoman Nerkowski, that Councilman Ludlow be appointed to the current International Ferry Service Project Steering Committee.

Carried by unanimous vote.

TRAFFIC CONTROL ORDER

Moved by Councilman Ludlow, seconded by Councilman McKim, that Traffic Control Order No. 6-94, which provides for no parking on the southwest side of River Street from 265 feet northwest of the centerline of Fifth Avenue to 575 feet northwest of the centerline of Fifth Avenue, be approved.

Carried by unanimous vote.

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

WILLIAM E. LA HAIE
MAYOR

ATTEST:

Alan L. Bakalarski
City Clerk

* Correct spelling "INTERNATIONAL"
** Correct spelling "Franchise"

COUNCIL PROCEEDINGS

February 15, 1994

The Municipal Council of the City of Alpena met in special session, upon the call of the City Clerk, at the Alpena Civic and Convention Center on the above date and was called to order at 7:30 p.m. by the Mayor.

Present: Mayor La Haie, Councilmembers Ludlow, McKim and Nerkowski.

Absent: Councilmember Karschnick.

The Municipal Council met with the City Plan Commission and Zoning Board of Appeals for the purpose of an Annual Joint Workshop Session. The following items were discussed:

-Corridor Design Plan - Report by Design Consultant, Peter Pollack

-Capital Improvements Plan: FY 1994-1995 through FY 1999-2000 -City Staff Report

-Status Reports:

A. Plan Commission

B. Zoning Board of Appeals

-Members comments - Open Discussion

No actions were taken by the Municipal Council.

On motion of Councilman McKim, seconded by Councilman Ludlow, the Council adjourned at 9:29 p.m.

WILLIAM E. LA HAIE

MAYOR

Alan L. Bakalarski

City Clerk

COUNCIL PROCEEDINGS

February 26, 1994

The Municipal Council of the City of Alpena met in special session, upon the call of the City Clerk, at the City Hall on the above date and was called to order at 9:00 a.m. by the Mayor.

Present: Mayor La Haie, Councilmembers Karschnick, Ludlow, McKim, and Nerkowski:

Absent: None.

The Municipal Council discussed vision statements, goals and goal setting for the entire session, with the assistance of J. Patrick McMahon as the goal setting facilitator.

The Municipal Council received public input and comments during the following time periods: 9:10 a.m. to 9:39 a.m.; 11:32 a.m. to 11:51 a.m.; and 1:23 p.m. to 1:26 p.m.

The Municipal Council recessed during the following time periods: 10:37 a.m. to 10:42 a.m.; 11:53 a.m. to 12:30 p.m.; and 2:10 p.m. to 2:18 p.m.

The Municipal Council developed a list of vision statements and goals. J. Patrick McMahon and City Manager Parker will prepare a typed report on the vision statements and goals for presentation to the Municipal Council at a future meeting.

On motion of Councilman McKim, seconded by Councilman Karschnick, the Council adjourned at 3:54 p.m.

WILLIAM E. LA HAIE

MAYOR

ATTEST:

Alan L. Bakalarski

City Clerk

COUNCIL PROCEEDINGS

April 11, 1994

The Municipal Council of the City of Alpena met in special session, upon the call of the City Clerk, at the City Hall on the above date and was called to order at 5:00 p.m. by the Mayor.

Present: Mayor La Haie, Councilmembers Karschnick, Ludlow, McKim, and Nerkowski.

Absent: None.

RESOLUTION NO. 1994-5

Resolution to Clarify or Rescind

Moved by Councilman McKim, seconded by Councilman Karschnick, that Resolution No. 1994-5, Resolution to Clarify or Rescind, which clarifies* the Municipal Council's action of April 4, 1994 regarding Cable TV Rates, be adopted.

Carried by unanimous vote.

RESOLUTION NO. 1994-6

Resolution - Accounting Order

Moved by Councilman Karschnick, seconded by Councilman McKim, that Resolution No. 1994-6, Resolution - Accounting Order, which defers final action on the setting of Basic Cable TV Rates, be adopted.

Carried by vote as follows:

Ayes: McKim, Karschnick and Ludlow.

Nays: Nerkowski and La Haie.

On motion of Councilman McKim, seconded by Councilman Karschnick, the Council adjourned at 5:19 p.m.

WILLIAM E. LA HAIE

MAYOR

ATTEST:

Alan L. Bakalarski

City Clerk

COUNCIL PROCEEDINGS

September 14, 1994

The Municipal Council of the City of Alpena met in special session, upon the call of the City Clerk, at the City Hall on the above date and was called to order at 12:00 noon by Councilman McKim.

Present: Councilmembers Ludlow, McKim and Nerkowski.

Absent: Mayor La Hale and Councilmember Karschnick.

Ordinance No. 94-246

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that Ordinance No. 94-246, being an Ordinance amending the Zoning Ordinance Text to allow outdoor display and sales in the B-2 General Business District, be adopted.

Carried by unanimous vote.

On motion of Councilman Ludlow, seconded by Councilwoman Nerkowski, the Council adjourned at 12:11 p.m.

FRANKLIN C. MCKIM

COUNCILMAN

ATTEST:

Alan L. Bakalarski

City Clerk