

COUNCIL PROCEEDINGS

January 3, 1995

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 19, 1994 were read and approved as printed.

ADDITIONS TO THE AGENDA

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

1. Casino Gambling

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.

FINANCIAL REPORT

Moved by Councilman McKim, seconded by Councilman Karschnick, that the City Clerk's Financial Report, for the period July 1, 1994 to November 30, 1994, 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, 1994, 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 Councilwoman Nerkowski, seconded by Councilman McKim, that the Federal Financial Assistance Compliance Audit (Single Audit) for the year ended June 30, 1994, as

prepared by Nethercut, Cernat, Straley & Ilsley, P.C., be received and filed.

Carried by unanimous vote.

ELECTION INSPECTORS

Moved by Councilman Ludlow, seconded by Councilman McKim, that the fees for election inspectors for 1995 be set as follows:

Chairperson	\$88.50
Deputy Chairperson	82.25
Inspectors	74.50
Computer Center Inspectors	28.50

Carried by unanimous vote.

COMPENSATION COMMISSION

In accordance with Code of Ordinances, the following recommendation and report was submitted by the Compensation Commission regarding the pay schedule for the Mayor and Council:

-Effective January 1, 1995, we recommend a three and one-half (3½%) percent salary increase for the mayor and members of the council.

Moved by Councilman Karschnick, seconded by Councilwoman Nerkowski, that the recommendation and report of the Compensation Commission be received and filed.

Carried by unanimous vote.

FIRE DEPARTMENT TURNOUT GEAR

The following unit price sealed bids were received on November 23, 1994 for Fire Department Turnout Gear:

	29" Coat <u>With Pants</u>	32" Coat <u>With Pants</u>
Frontline Services*	\$ 694.20	\$ 720.20
Great Lakes Fire/Safety	723.00	733.00
Alpena Fire Equipment	727.00	739.85
Advanced Technics	866.11	866.11

*does not meet specifications

Moved by Councilman Ludlow, seconded by Councilman Karschnick, that the bid of Great Lakes Fire and Safety, in the unit price amounts as listed above, for Fire Department Turnout Gear, be accepted for a one year period.

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 Conference, US-23/M-65 Development Association Meetings, and training conferences, at City expense.

Carried by unanimous vote.

DIAL-A-RIDE

BE IT RESOLVED, that the City of Alpena does hereby approve the proposed Contract No. 94-2394 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. 94-2394 for and on behalf of the City of Alpena.

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

1995 MARINA SEASONAL MOORAGE RATES

Moved by Councilman Ludlow, seconded by Councilman McKim, that the City adopt the 1995 marina seasonal moorage rates as established by the Michigan State Waterways Commission and that the City not adopt the 36-38 foot slip length and maintain the current rate structure for that size slip, that being the 42-45 foot slip rate, per the memo from the City Engineer dated December 27, 1994, as follows:

30/32'Slips	-	\$ 980.00
42/45'Slips	-	1,965.00
60' Slips	-	2,690.00

Carried by unanimous vote.

ORDINANCE NO. 95-247

Ordinance No. 95-247, being an Ordinance amending the Zoning Ordinance Text regarding home occupations, was given its first reading by the City Attorney.

CITY OF ALPENA CIVIC AND COMMUNITY CENTER

Request for Proposals

Moved by Councilman Karschnick, seconded by Councilwoman Nerkowski, that the City staff be authorized to proceed with advertising for proposals for the use and/or management* of the Civic and Community Center, per the memo from the Assistant to the City Manager dated December 16, 1994.

Carried by vote as follows:

Ayes: McKim, Nerkowski, La Hale and Karschnick.

Nays: None.

Not Voting: Ludlow.

CASINO GAMBLING

Moved by Councilman Karschnick, seconded by Councilman Ludlow, that the City petition the Alpena County Board of Commissioners to place an Advisory Question on Casino Gambling on the ballot at the next regularly scheduled election in Alpena County, that being the June, 1995 Annual School Election, to avoid the extra costs associated with a special election.

Carried by vote as follows:

Ayes: Nerkowski, La Haie, Karschnick and Ludlow.

Nays: McKim.

On motion of Councilman NcKim, seconded by Councilman Karschnick, the Council adjourned at 8:41 p.m.

WILLIAM E. LA HAIE

MAYOR

ATTEST:

Alan L. Bakalarski

City Clerk

* Correct spelling "management"

COUNCIL PROCEEDINGS

January 16, 1995

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 January 3, 1995 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. Fivenson Iron and Metal Property 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

Compensation Commission

Moved by Councilman McKim, seconded by Councilman Karschnick, that the Mayor's appointment of Romeo Bourdage to the Compensation Commission, for the term expiring October 1, 1999, be confirmed.

Carried by unanimous vote.

APPOINTMENT

Economic Development Corporation

Moved by Councilman Karschnick, seconded by Councilman McKim, that the Mayor's appointment of Robert Seguin to the Economic Development Corporation, for the term expiring October 2, 2000, 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 \$169,488.16, be allowed and the Mayor and City

Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

1995 STREET TREES

The following sealed bids were received on December 28, 1994 for supplying and planting Street Trees (75 honey locusts and 25 redbud crabapples) for 1995:

Shafto's Greenhouse & Nursery	\$ 7,000.00
Kipfmiller's	7,475.00
Thunder Bay Tree Service	11,650.00

Moved by Councilwoman Nerkowski, seconded by Councilman McKim, that the bid of Shafto's Greenhouse & Nursery, in the amount of \$7,000.00, for supplying and planting Street Trees for 1995, be accepted.

Carried by unanimous vote.

ALPENA COUNTY SOLID WASTE PLAN AMENDMENT

WHEREAS, the Northeast Michigan Council of Governments (NEMCOG) is the Designated Solid Waste Planning Agency for Alpena County, and

WHEREAS, the Northeast Michigan Solid Waste Planning Committee (**NENSWPC**) is recognized as the Solid Waste Planning Committee for Alpena County, and

WHEREAS, the attached Amendment, proposed by the County of Alpena, has been processed in accordance with P.A. 641 and shall amend the 5-Year Update of the Alpena County Solid Waste Management Plan,

NOW THEREFORE BE IT RESOLVED, that the City of Alpena hereby approves the amendment to the 5-Year Update of the Alpena County Solid Waste Management Plan.

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

JESSE BESSER MUSEUM

and the

NORTHEAST MICHIGAN GENEALOGICAL AND HISTORICAL SOCIETY

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that the request of the Jesse Besser Museum and the Northeast Michigan Genealogical and Historical Society, for permission to microfilm City cemetery records, per the letter from the Jesse Besser Museum dated January 11, 1995, be approved.

Carried by unanimous vote.

ORDINANCE NO. 95-247

Moved by Councilman Ludlow, seconded by Councilman McKim, that Ordinance No. 95-247, being an Ordinance amending the Zoning Ordinance Text regarding home occupations, be adopted.

Carried by unanimous vote.

1995 MARINA TRANSIENT MOORAGE RATES

Moved by Councilman Karschnick, seconded by Councilman McKim, that the City maintain its current transient moorage fees and not adopt the fees as proposed for 1995 by the Michigan State Waterways Commission, per the memo from the City Engineer dated January 4, 1995.

Carried by unanimous vote.

PURCHASE OF FIRE DEPARTMENT RADIO PAGERS

Moved by Councilman Ludlow, seconded by Councilman McKim, that the City purchase eighteen (18) Motorola Minitor radio pagers for the Fire Department, at a cost of \$6,606.00, from Cherry Capital Communications, per the memo from the Public Safety Director dated January 10, 1995.

Carried by unanimous vote.

RESOLUTION NO. 1995-1

RESOLUTION OF INTENT TO APPLY FOR FINANCIAL

ASSISTANCE FOR FISCAL YEAR 1995-96 UNDER

ACT NO. 51 OF THE PUBLIC ACTS OF 1951, AS AMENDED

(Dial-A-Ride)

Moved by Councilwoman Nerkowski, seconded by Councilman McKim, that Resolution No. 1995-1, authorizing submission of a grant application for state financial assistance in the amount of \$140,346.00 and federal financial assistance in the amount of \$34,110.00, for the Dial-A-Ride, for Fiscal Year 1995-96, and appointing Richard O. Sullenger as the City Transportation Coordinator, be adopted.

Carried by unanimous vote.

TREE MAINTENANCE POLICY

Moved by Councilman Ludlow, seconded by Councilman McKim, that the City staff be directed to stop the current tree trimming and pruning program and that the City staff report back to the Council at the February 6, 1995 meeting regarding the Tree Maintenance Policy including a response to the various citizen questions and complaints, better communication between the City and citizens regarding both the Tree Planting Program and Tree Maintenance Program and possible personal contact with homeowners/citizens prior to the trimming/pruning of trees adjacent to their property.

Carried by unanimous vote.

OUTDOOR ICE RINK

and

ALPENA AREA SPEED SKATING CLUB

Moved by Councilman Ludlow, seconded by Councilman Karschnick, that the Outdoor Ice Rink be constructed to the present size of approximately 93,600 square feet, that the City staff layout a short track on the Outdoor Ice Rink provided that Alpena Area Speed Skating Club reimburses the City for the cost of the project, that the Speed Skating Club be authorized to have exclusive use of the Outdoor Ice Rink on Mondays, Tuesdays and Thursdays from 4:30 p.m. to 5:30 p.m., and that the above be approved for the current year only.

Carried by unanimous vote.

FIVENSON IRON AND METAL PROPERTY

Moved by Councilman Karschnick, seconded by Councilwoman Nerkowski, that the City staff be directed to investigate the possible City acquisition* of the former Fivenson Iron and Metal Property after the site has been cleaned up from past contamination and has received Department of Natural Resources approval.

Carried by unanimous vote.

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

Council adjourned at 9:18 p.m.

WILLIAM E. LA HAIE

MAYOR

ATTEST:

Alan L. Bakalarski

City Clerk

* Correct spelling "acquisition"

COUNCIL PROCEEDINGS

February 6, 1995

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 January 16, 1995 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. Duck Park - Seasonal Operation and Hours of Operation
2. Gasoline Prices - Attorney General's Letter

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 \$331,927.51, 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 December 31, 1994, be received and filed.

Carried by unanimous vote.

RESOLUTION NO. 1995-3

RESOLUTION AND ACCOUNTING ORDER

Moved by Councilwoman Nerkowski, seconded by Councilman McKim, that Resolution No 1995-3, which directs and orders TCI Cablevision of Greater Michigan Inc. to keep an accurate account of all amounts received by reason of the rates proposed in its Form 1210 and on whose behalf such amounts were paid such

that if and to the extent the City of Alpena later issues a written decision disapproving any portion of such rates that appropriate refunds may be ordered for subscribers in the City as well as prospective reductions, be adopted.

Carried by unanimous vote.

OUTDOOR ICE RINK AND SPEED SKATERS

Moved by Councilman Karschnick, seconded by Councilman Ludlow, that the issues of Outdoor Ice Rink size, useage volunteer activities, etc. be referred back to the City staff to work with the Alpena Area Speed Skating Club and other affected user groups in August/September of 1995 for the 1995-1996 season, that Councilman Ludlow and Councilwoman Nerkowski be included in the meetings, and that the Speed Skating Club be authorized to have exclusive use of one-half of the Outdoor Ice Rink on Mondays, Tuesdays and Thursdays from 5:30 p.m. to 7:00 p.m. for the 1995 season.

Carried by unanimous vote.

MACKER BACKERS OF ALPENA

Gus Macker 1995 Alpena Tournament

Moved by Cuncilman* McKim, seconded by Councilman Ludlow, to approve the Gus Macker 1995 Alpena Tournament, as presented by the Macker Backers of Alpena, and to pledge City cooperation with the Gus Macker Tournament.

Carried by unanimous vote.

TREE MAINTENANCE POLICY

Moved by Councilman Ludlow, seconded by Councilman McKim, that the Council table any action on the Tree Maintenance Policy until the February 20, 1995 meeting.

Carried by unanimous vote.

FOURTH OF JULY FIREWORKS

Solicitation of Donations

Moved by Councilman Ludlow, seconded by Councilman McKim, that authorization be given to solicit for Fourth of July fireworks donations in cooperation with the Alpena Area Chamber of Commerce.

Carried by unanimous vote.

RESOLUTION NO 1995-2

**Authorization to Execute RTAP Agreements
with the State of Michigan for FY1996
(Dial-A-Ride)**

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that Resolution No. 1995-2, which authorizes City Engineer Richard O. Sullenger to execute all RTAP agreements for Dial-A-Ride training funds, with the Michigan Department of Transportation for the period from January 1, 1995 through

September 30, 1996, be adopted.

Carried by unanimous vote.

UNION NEGOTIATION

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that authorization be given to utilize the services of the Michigan Municipal League (MML) to conduct union negotiations.

Carried by unanimous vote.

On motion of Councilman McKim, seconded by Councilman Karschnick, the Council adjourned at 10:38 p.m.

WILLIAM E. LA HALE

MAYOR

ATTEST:

Alan L. Bakalarski

City Clerk

* Correct spelling "Councilman"

COUNCIL PROCEEDINGS

February 20, 1995

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 February 6, 1995 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 January 31, 1995
2. ABTco Communication

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 \$195,572.59, 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 January 31, 1995, be received and filed.

Carried by unanimous vote.

BUILDING DEMOLITION

519 Long Lake Avenue

The following sealed bids were received on February 9, 1995 for the demolition of the fired damed building at 519 Long Lake Avenue:

Great Lakes Excavating & Equipment Rental	\$6,982.00
C. Scheuner Construction	7,000.00
MacArthur Construction	7,400.00

Moved by Councilman Ludlow, seconded by Councilman Karschnick, that the bid of C. Scheuner Construction, in the amount of \$7,000.00, for the demolition of the fire damaged building at 519 Long Lake Avenue, be accepted, per the order of the 26th Judicial Circuit Court.

Carried by unanimous vote.

RESOLUTION NO. 1995-4

RESOLUTION AND TOLLING ORDER

Moved by Councilwoman Nerkowski, seconded by Councilman McKim, that Resolution No. 1995-4, which orders the tolling of the effective date of the Form 1210 and Form 1215 and proposed schedule of rates, as submitted by TCI Cablevision of Greater Michigan, Inc. on January 31, 1995, 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.

RESOLUTION NO. 1995-5

RESOLUTION AUTHORIZING \$600,000 EDA GRANT APPLICATION

ALPENA INDUSTRIAL ACCESS ROAD

Moved by Councilman McKim, seconded by Councilman Ludlow, that Resolution No. 1995-5, which authorizes the submission of an application, in cooperation with the Alpena County Road Commission and the County of Alpena, for a \$600,000 Economic Development Administration Grant for the Alpena Industrial Access Road Project; which designates the Alpena County Road Commission as lead agent in applying for and administering said grant; and which designates City Manager Parker as the City representative to sign, submit and accept said grant; be adopted.

Carried by unanimous vote.

CITY PLAN COMMISSION

Day Care Facilities

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that the recommendation of the City Plan Commission regarding Day Care Facilities, as requested by the Northeast Michigan Regional 4C Advisory Council, be received, and that the City

Attorney be directed to prepare the necessary ordinance to change the Zoning Ordinance Text regarding Day Care Facilities.

Carried by unanimous vote.

TREE MAINTENANCE POLICY

Moved by Councilman Karschnick, seconded by Councilwoman Nerkowski, that the the City's tree trimming and pruning program be reinstated per the recommendation of Mr. Robert Cool of Metropolitan Forestry* Consultants, Inc. and the discretion of the Department of Public Works under the direction of Public Works Administrative Officer Nordquist.

Carried by vote as follows:

Ayes: La Haie, Karschnick, Ludlow and Nerkowski.

Nays: McKim.

ORDINANCE NO. 95-248

Ordinance No. 95-248, being an Ordinance approving a new/renewal franchise agreement with Michigan Consolidated Gas Company, was given its first presentment (reading) by the City Attorney.

COASTAL ZONE MANAGEMENT GRANT APPLICATION

North Riverfront Park

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the City staff be authorized to apply for a grant from the Coastal Zone Management Program for North Riverfront Park Improvements, contingent on securing the Downtown Development Authority's support and matching financial commitment per the memo from the Assistant to the City Manager dated February 16, 1995.

Carried by unanimous vote.

INTERNATIONAL FERRY SERVICE PROJECT

Moved by Councilman Ludlow, seconded by Councilman Karschnick, that the City staff be authorized to pursue a grant extension of the City's current Community Development Block Grant, in the amount of \$100,000.00, for preliminary planning for the International Ferry Service Project once the environmental site assessment is completed; and that the City staff be authorized to develop a Request for Qualifications to hire a firm for the

oversight of the International Ferry Service Project.

Carried by unanimous vote.

DUCK PARK

Seasonal Operation and Hours of Operation

Moved by Councilman McKim, seconded by Councilman Ludlow, that the issue of seasonal operation and hours of operation for the Duck Park be tabled until the March 6, 1995 Council meeting.

Carried by unanimous vote.

STAFF RESPONSE TO HARBOR ADVISORY COMMITTEE LETTER

Moved by Councilman McKim, seconded by Councilman Karschnick, that the Harbor Advisory Report, as prepared by the City Engineer in response to the Harbor Advisory Committee's letter dated January 30, 1995, be received and filed.

Carried by unanimous vote.

VEHICLE MAINTENANCE CONTRACT

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the Vehicle Maintenance Contract for light duty Ford and General Motors vehicles be awarded to Cliff Anschuetz Chevrolet-Olds-Nissan, Inc., due to the requested contract termination by PTL Machinery Repair, per the memo from the Public works Administrative Officer dated February 13, 1995.

Carried by unanimous vote.

ABTCo COMMUNICATION

Moved by Councilman McKim, seconded by Councilman Karschnick, that the communication from ABTCo, regarding the company's donation of \$25,000.00 to the City for the purchase of an environmental emergency response vehicle, be received and filed.

Carried by unanimous vote.

On motion of Councilman McKim, seconded by Councilman Karschnick, the Council adjourned at 9:20 p.m.

WILLIAM E. LA HALE

MAYOR

ATTEST:

Alan L. Bakalarski
City Clerk

* Correct spelling "Forestry"

COUNCIL PROCEEDINGS

March 6, 1995

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 and McKim.

Absent: Councilmember Nerkowski.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the sessions of February 20, 21 and 25, 1995 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. Civic and Community Center Proposals
2. County Ambulance Millage

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 \$177,377.38, be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

BITUMINOUS AGGREGATE SURFACE REPAIR

The following sealed bids were received on February 28, 1995 for Bituminous Aggregate Surface Repair based on estimated quantities:

Alpena Paving Company, Inc.	\$ 209,170.00
Great Lakes Excavating & Equipment Rental	236,720.00

Moved by Councilman McKim, seconded by Councilman Ludlow, that the bid of Alpena Paving Company, Inc., in the amount of \$209,170.00 based on estimated quantities, for Bituminous Aggregate Surface Repair, be accepted.

Carried by unanimous vote.

NORTHEAST MICHIGAN JOHN WESLEY WHITE CRUSADE

Moved by Councilman Karschnick, seconded by Councilman McKim, that the request of the Northeast Michigan John Wesley White Crusade, for permission to conduct a Prayer Walk on April 22, 1995 (with April 29, 1995 as a rain date) on sidewalks only, per their letter dated February 16, 1995 and along the alternate route submitted on March 6, 1995, be granted.

Carried by unanimous vote.

HURON HUMANE SOCIETY

Fiscal Year 1995-1996 Budget Request

Moved by Councilman Karschnick, seconded by Councilman McKim, that the request of the Huron Humane Society, for increased funding for Fiscal Year 1995-1996, in the total amount of \$6,000.00, be approved, contingent upon Alpena Township approving an increase in funding to \$5,000.00.

Carried by unanimous vote.

HURON UNDERCOVER NARCOTICS TEAM (HUNT)

1994 Annual Report

Moved by Councilman McKim, seconded by Councilman Karschnick, that the Huron Undercover Narcotics Team's 1994 Annual Report be received and filed.

Carried by unanimous vote.

DOWNTOWN DEVELOPMENT AUTHORITY

Moved by Councilman Ludlow, seconded by Councilman Karschnick, that the request of the Downtown Development Authority, to re-classify the position of DDA Executive Director from independent contractor to employee status, be referred to the City staff to meet with the DDA regarding the re-classification and report back to the Municipal Council.

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.

ALPENA GENERAL HOSPITAL DEVELOPMENT COUNCIL
Resolution for Gaming Licenses Issued by the
Bureau of the Lottery

Moved by Councilman McKim, seconded by Councilman Ludlow, that the request from the Alpena General Hospital Development Council of the City of Alpena, County of Alpena, asking that they be recognized as a nonprofit organization operating in the community for the purpose of obtaining a gaming license be considered for approval.

Carried by unanimous vote.

RECREATION ADVISORY BOARD

Moved by Councilman McKim, seconded by Councilman Karschnick, that the recommendation from the Recreation Advisory Board, to reduce the number of members on the board from eleven (11) to nine (9), be received, and that the City Attorney be directed to prepare the necessary Ordinance to effect the recommended change in board size.

Carried by unanimous vote.

DUCK PARK
Seasonal Operation and Hours of Operation

Moved by Councilman Karschnick, seconded by Councilman McKim, that the issue of seasonal operation and hours of operation for the Duck Park be tabled until the March 20, 1995 Council meeting.

Carried by unanimous vote.

HONEYWELL MUNICIPAL SERVICE PROGRAM
City Hall Mechanical and Temperature Control Improvements

Moved by Councilman Karschnick, seconded by Councilman McKim, to approve the Honeywell Municipal Service Program, for City Hall Mechanical and Temperature Control Improvements, subject to review of the contract documents by City Attorney Wallace and financing alternatives and documents by City Clerk-Treasurer Bakalarski.

Carried by vote as follows:

Ayes: McKim, La Haie and Karschnick.

Nays: Ludlow.

ORDINANCE NO. 95-249

Ordinance No. 95-249, being an Ordinance amending the Zoning Ordinance Text regarding day care facilities, was given its first presentment (reading) by the City Attorney.

CAPITAL IMPROVEMENT PLAN

Moved by Councilman Ludlow, seconded by Councilman Karschnick, that the 1995-2001 Capital Improvement Plan be approved.

Carried by unanimous vote.

ALPENA RECREATION NEEDS SURVEY

Moved by Councilman McKim, seconded by Councilman Karschnick, that the Alpena Recreation Needs Executive Summary For Residents Of The City Of Alpena, as prepared by the Institute of Public Policy and Social Research of Michigan State University, be received and filed.

Carried by unanimous vote.

COUNTY AMBULANCE MILLAGE

Moved by Councilman Karschnick, seconded by Councilman McKim, that the City Attorney be directed to review the Ambulance Contract with Alpena County regarding the payment of one full mill by the County to the City 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 9:28 p.m. to discuss the status of Public Safety (Police) labor negotiations.

Carried by unanimous vote.

RECESS

The Municipal Council recessed at 9:28 p.m.

RECONVENE - CLOSED SESSION

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

RECONVENE - OPEN SESSION

The Municipal Council reconvened in open session at 10:01 p.m.

On motion of Councilman McKim, seconded by Councilman Karschnick, the Council adjourned
at 10:02 p.m.

WILLIAM E. LA HAIE

MAYOR

ATTEST:

Alan L. Bakalarski

City Clerk

COUNCIL PROCEEDINGS

March 20, 1995

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 March 6, 1995 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 Donations Update

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.

APPOINTMENTS

Environmental Committee

Moved by Councilwoman Nerkowski, seconded by Councilman Karschnick, that Norman Martinson be appointed to the Environmental Committee to fill the unexpired term expiring April 27, 1996; and that Mike Glowinski and Jerry Plume be reappointed to the Environmental Committee for the two year terms expiring April 27, 1997.

Carried by unanimous vote.

APPOINTMENT

Civil Service Board

Moved by Councilman McKim, seconded by Councilman Karschnick, that Roger Clements be reappointed to the Civil Service Board for the six year term expiring April 13, 2001.

Carried by unanimous vote.

APPOINTMENT

Recreation Advisory Board

Moved by Councilwoman Nerkowski, seconded by Councilman McKim, that Thomas DeCaire, Donald Frank, Art Gillespie, Dave Kuznicki, Tony Skiba, Tom Sommerfeld, and James Vedder be reappointed to the Recreation Advisory Board for the three year terms expiring April 15, 1998.

Carried by unanimous vote.

BILLS ALLOWED

Moved by Councilman McKim, seconded by Councilman Karschnick, that the bills as listed, in the amount of \$180,175.25, be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

RESOLUTION NO. 1995-6

RESOLUTION AND TOLLING ORDER

Moved by Councilman Karschnick, seconded by Councilman McKim, that Resolution No. 1995-4, which orders the tolling of the effective date of the Form 1205 submitted by TCI Cablevision of Greater Michigan, Inc. on February 27, 1995, and Inflation Adjustments for Systems Eligible for Transition Relief (Rate Increase Calculation) form submitted by TCI Cablevision of Greater Michigan, Inc. on March 1, 1995, 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.

INTERNATIONAL FERRY SERVICE PROJECT

Environmental Site Assessment Contractor

Moved by Councilman McKim, seconded by Councilman Karschnick, that selection of an environmental site assessment contractor for the Ford Avenue International Ferry Service Site, be tabled.

Carried by unanimous vote.

FIRE PUMPER TRUCK PURCHASE

The following sealed bids were received on February 17, 1995 for the purchase of a new Fire Pumper Truck:

West Shore Services	\$ 237,226.28
Ferrara	249,514.20
Payette & Associates	255,955.00
Halt Fire	275,602.00

Sutphen

304,529.60

the bid of West Shore Services, in the amount of \$237,226.28, for the purchase of a new Fire Pumper Truck, be accepted.

Carried by unanimous vote.

JODI POIRER AND SCOTT HEADLEY

Use of Bay View Park/Marina Area for a Wedding Ceremony

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the request of Jodi Poirer and Scott Headley, for permission to use Bay View Park/Marina area for a wedding ceremony on June 15, 1996, be granted under* the direction of the Public Works Administrative Officer.

Carried by unanimous vote.

ALPENA AREA CHAMBER OF COMMERCE

US 23 Freeway Project

Moved by Councilman McKim, seconded by Councilman Karschnick, that the City staff be directed to send a letter of support to the Michigan Department of Transportation regarding construction of the US 23 Freeway Project, as requested by the Alpena Area Chamber of Commerce.

Carried by unanimous vote.

ALPENA COUNTY BOARD OF COMMISSIONERS

Ambulance Agreement

Moved by Councilman Karschnick, seconded by Councilman McKim, that the letter from the Alpena County Board of Commissioners providing written notice of cancellation of the Ambulance Agreement, cancellation to be effective six (6) months from March 14, 1995, because of collection of millage funds under the Headlee Amendment and Proposal A, be received and filed.

Carried by unanimous vote.

DOWNTOWN DEVELOPMENT AUTHORITY (DDA)

Executive Director Position

Moved by Councilman Karschnick, seconded by Councilman McKim, that the position of DDA Executive Director remain as an independent contractor; and that the DDA Board be requested to restructure the independent contractor contract so that the DDA has a clear independent contractor relationship.

Carried by unanimous vote.

ORDINANCE NO. 95-249

Moved by Councilwoman Nerkowski, seconded by Councilman McKim, that Ordinance No. 95-249, being an Ordinance amending the Zoning Ordinance Text regarding day care facilities, be adopted.

Carried by unanimous vote.

DUCK PARK

Moved by Councilman Karschnick, seconded by Councilman McKim, that the City accept the Alpena FFA proposal to repair the damage done at the Duck Park, said repairs to be under the direction of the City staff; and that the Public Safety Director and Public Works Administrative Officer report to the Municipal Council by June 1, 1995 regarding the conditions at the Duck Park.

Carried by unanimous vote.

ORDINANCE NO. 95-250

Ordinance No. 95-250, being an Ordinance amending the Code of Ordinances to reduce the number of members on the Recreation Advisory Board from eleven (11) to nine (9), was given its first presentment (reading) by the City Attorney.

RESOLUTION NO. 1995-7

**RECREATION MASTER PLAN - CITY OF ALPENA
1995 - 2000**

Moved by Councilwoman Nerkowski, seconded by Councilman McKim, that Resolution No. 1995-7, which approves the 1995 Master Recreation Plan, be adopted.

Carried by unanimous vote.

AMBULANCE RATES

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the following Ambulance Rates be adopted effective April 1, 1995:

BLS Base Rate ¹	\$250.00
Limited Advanced Life Support ¹	325.00
Advanced Life Support ¹	450.00
Intercept	600.00
Long Distance Transports ¹	450.00
Non-Emergency Transfer	150.00
Patient Assist	150.00
Stand-By	75.00

Mileage—Per Mile ²	4.00
Nursing Assist—Per Hour ³	40.00

1 \$100.00 discount on rates for county residents.

2 Per mile transport, one way, origin to destination.

3 Port to Port, long distance transports as required.

Carried by unanimous vote.

AMBULANCE INTERCEPT AGREEMENTS

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the Mayor and City Clerk be directed to execute new ambulance intercept agreements with the Alcona Ambulance Service, Hillman fire Board, and the East Grand Lake Fire Department; and that the ambulance intercept reimbursement rate be increased from \$125.00 to \$150.00; all per the memo from the Public Safety Director dated March 14, 1995.

Carried by unanimous vote.

HAZARDOUS MATERIAL RESPONSE TEAM

Moved by Councilman Karschnick, seconded by Councilwoman Nerkowski, that the concept of a Hazardous Material Response Team be approved; that the Public Safety Director be authorized to solicit contributions, both initial and annual, from identified businesses and units of government, to fund a Hazardous Material Response Team for the greater Alpena community; and that the Public Safety Director report back to the Municipal Council before implementing said program; all per the memo from the Public Safety Director dated March 15, 1995.

Carried by unanimous vote.

RESOLUTION NO. 1995-8

RESOLUTION AUTHORIZING SUBMISSION OF A MDNR GRANT APPLICATION FOR RIVER PLAN IMPROVEMENTS

Moved by Councilwoman Nerkowski, seconded by Councilman McKim, that Resolution No. 1995-8, which authorizes the submission of a grant application to the Michigan Department of Natural Resources, in the amount of \$279,750.00, with a local City match of \$93,250.00, for River Plan Improvements Phase 2, be adopted.

Carried by unanimous vote.

BAGLEY STREET BIKE PATH PROJECT

BE IT RESOLVED, that the City of Alpena does hereby approve the proposed Contract No. 95-0219 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. 95-0219 for and on behalf of the City of Alpena.

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

LONG RAPIDS ROAD RECONSTRUCTION PROJECT

BE IT RESOLVED, that the City of Alpena does hereby approve the proposed Contract No. 95-0218 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. 95-0218 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.

LONG RAPIDS ROAD BIKE PATH PROJECT

BE IT RESOLVED, that the City of Alpena does hereby approve the proposed Contract No. 95-0340 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. 95-0340 for and on behalf of the City of Alpena.

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

CLOSED SESSION

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the Municipal Council adjourn to a closed session at 9:00 p.m. to discuss pending litigation: Great Lakes Excavating vs. Sandersons, Ritzlers, Masters, and the City of Alpena.

Carried by unanimous vote.

RECESS

The Municipal Council recessed at 9:00 p.m.

RECONVENE - CLOSED SESSION

The Municipal Council reconvened in closed session at 9:04 p.m.

RECONVENE - OPEN SESSION

The Municipal Council reconvened in open session at 9:15 p.m.

On motion of Councilman McKim, seconded by Councilman Karschnick, the Council
adjourned at 9:16 p.m.

WILLIAM E. LA HAIE

MAYOR

ATTEST:

Alan L. Bakalarski
City Clerk

* Correct spelling "under"

COUNCIL PROCEEDINGS

April 3, 1995

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 March 20, 1995 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. MDOT Grant Application Ripley Boulevard Sidewalk/Pathway

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.

PUBLIC HEARING

**New/Renewal Franchise Agreement with
Michigan Consolidated Gas Company**

Mayor La Haie announced that this was a Hearing on a new/renewal franchise agreement with Michigan Consolidated Gas Company. All persons present were given the opportunity to be heard. No citizens addressed the Council.

The Mayor declared the Public Hearing closed.

ORDINANCE NO. 95-248

Moved by Councilwoman Nerkowski, seconded by Councilman McKim, that Ordinance No. 95-248, being an Ordinance approving a new/renewal franchise agreement with Michigan Consolidated Gas Company, be adopted.

Carried by unanimous vote.

BILLS ALLOWED

Moved by Councilman McKim, seconded by Councilman Karschnick, that the bills listed, in the amount of \$66,994.29, 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 17, 1995

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

Ladies and Gentlemen:

The 1994 Tax Rolls are closed and the following shows the amount of taxes spread, collected and unpaid:

<u>CITY TAX</u>	<u>COUNTY TAX</u>
\$3,434,871.91 -Spread	\$1,466,525.00 -Spread
\$3,218,346.91 -Collected -93.70%	\$1,356,909.63 -Collected -92.53%
\$ 216,525.00 -Delinquent	\$ 109,615.37 -Delinquent
<u>COLLEGE TAX</u>	<u>E.S.D. TAX</u>
\$ 416,718.76 -Spread	\$ 193,720.44 -Spread
\$ 390,449.88 -Collected - 93.70%	\$ 178,406.02 -Collected -92.09%
\$ 26,268.78 -Delinquent	\$ 15,314.42 -Delinquent
<u>D.D.A. TAX</u>	<u>D.D.A. T.I.F. TAX</u>
\$ 17,862.80 -Spread	\$ 26,574.60 -Spread
\$ 17,551.80 -Collected -98.26%	\$.00 -Collected -0.00%
\$ 311.00 -Delinquent	\$ 26,574.60 -Delinquent

Respectfully submitted,

Alan L. Bakalarski
City Clerk-Treasurer

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 February 28, 1995, be received and filed.

Carried by unanimous vote.

CITY OF ALPENA CIVIC AND COMMUNITY CENTER

Moved by Councilman Karschnick, seconded by Councilman Ludlow, that the proposal of Lynn J. Hall, for the operation and management of the City of Alpena Civic and Community Center, be accepted, per the recommendations and conditions contained in the memo from the Review Committee for the Civic and Community Center dated March 28, 1995; that the four

requests from the Chamber of Commerce be concurred with as follows: 1) free rental for Chamber of Commerce through January 1, 1996, 2) that current rental commitments be honored and that the Chamber be paid 5% for booked rentals occurring after July 1, 1995; 3) that the City monitor the new manager very closely, and 4) that the transition plan submitted by the Chamber of Commerce to the City Manager be followed; and that an Oversight Committee (similar to the one proposed by the Chamber and including City staff) be established to provide guidance for the new manager.

Carried by vote as follows:

Ayes: La Haie, Karschnick and Ludlow.

Nays: McKim and Nerkowski.

CITY HALL BASEMENT CARPETING

The following sealed bids were received on March 21, 1995 for City Hall Basement Carpeting:

Alpena Furniture	\$7,283.00*
Kadrich Carpets	8,399.50

*does not meet specifications

Moved by Councilman Ludlow, seconded by Councilman Karschnick, that the above bids be rejected and that the City staff develop new City Hall Basement Carpeting specifications and rebid said project.

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.

JESSE BESSER MUSEUM

Resolution for Gaming Licenses Issued by the Michigan Lottery

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the request from the Jesse Besser Museum of the City of Alpena, County of Alpena, asking that they be recongnized* as a nonprofit organization operating in the community for the purpose of obtaining a gaming license, be considered for approval.

Carried by unanimous vote.

PETITION TO VACATE ALLEY

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the petition of L & S Transit Mix Concrete Company to vacate the alley between Lots 6 and 7 in Block 4 of Wheeler's Addition to the City of Alpena, be received, and that a public hearing on said petition be held at 8:00 p.m., on May 15, 1995, during the regular Municipal Council meeting.

Carried by unanimous vote.

DOWNTOWNTOWN DEVELOPMENT AUTHORITY

Two-Way Streets

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the request from the Downtown Development Authority, for the City to research the implementation of a return to two-way streets in the Downtown area, be referred to the City staff for study and report back to the Municipal Council with cost estimates and Michigan Department of Transportation input.

Carried by unanimous vote.

DOWNTOWN DEVELOPMENT AUTHORITY

Purchase of Property

Moved by Councilman McKim, seconded by Councilman Karschnick, that the request of the Downtown Development Authority, for the City to acquire the tax-reverted property located on Carter Street behind Vaughn's, be referred to the City staff for study and report back to the Municipal Council.

Carried by unanimous vote.

ORDINANCE NO. 95-250

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that Ordinance No. 95-250, being an Ordinance amending the Code of Ordinances to reduce the number of members on

the Recreation Advisory Board from eleven (11) to nine (9), be adopted.

Carried by unanimous vote.

COMPUTER SOFTWARE PURCHASE

Police and Fire Departments

Moved by Councilman McKim, seconded by Councilman Ludlow, to authorize the City staff to purchase new Computer Software for the Police and Fire Departments, at a total cost of \$15,450.00, from Custom Micro, Inc., per the memo from the Public Safety Director dated March 27, 1995.

Carried by unanimous vote.

NORTHEAST MICHIGAN MEDICAL CONTROL AUTHORITY

Contract Extensions

Moved by Councilman Karschnick, seconded by Councilwoman Nerkowski, that the City enter into a contract extension with the Northeast Michigan Medical Control Authority for the period July 1, 1994 to June 30, 1995, at a cost to the City of \$25,000.00; and that action on a contract extension for the period July 1, 1995 to June 30, 1996 be delayed until the City staff asks the Alpena County Board of Commissioners if the entire amount requested by the Northeast Michigan Medical Control Authority from both the City and County can be appropriated from the County Ambulance Fund since the County is not paying the City the full one mill for County-wide ambulance service.

Carried by unanimous vote.

RIPLEY BOULEVARD SIDEWALK WIDENING/PATHWAY PROJECT

BE IT RESOLVED, that the City of Alpena does hereby approve the submission of a grant application in the amount of \$45,000.00 to the Transportation Enhancement Activity Program for a project to widen the sidewalk/pathway along Ripley Boulevard, and

BE IT FURTHER RESOLVED, that the City will provide local matching funds for 25% of the construction costs associated with the project, not to exceed \$15,000.00.

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

On motion of Councilman McKim, seconded by Councilman Karschnick, the Council adjourned at 9:17 p.m.

WILLIAM E. LA HAIE

MAYOR

Alan L. Bakalarski

City Clerk

* Correct spelling "recognized"

COUNCIL PROCEEDINGS

April 17, 1995

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 April 3, 1995 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. Recreation Agreement with Alpena Township
2. Proposed Oversight Committee for the City of Alpena Civic and Community Center
3. Lifeguards
4. Awards/Certificates of Recognition

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

Harbor Advisory Committee

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that Chris McCoy and Steve Speaks be reappointed to the Harbor Advisory Committee for the three year terms expiring May 19, 1998.

Carried by unanimous vote.

BILLS ALLOWED

Moved by Councilman McKim, seconded by Councilman Karschnick, that the bills as listed, in the amount of \$211,825.60, be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

RESOLUTION NO. 1995-9
RESOLUTION SETTING A PUBLIC HEARING DATE
ON INCREASING PROPERTY TAXES PURSUANT
TO ACT NO. 5 OF THE
MICHIGAN PUBLIC ACTS OF 1982, AS AMENDED

Moved by Councilwoman Nerkowski, seconded by Councilman Ludlow, that Resolution No. 1995-9, a resolution setting May 1, 1995 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 unanimous vote.

SIDEWALK CONSTRUCTION

The following sealed bids were received on April 11, 1995 for Sidewalk Construction based on estimated quantities:

Kierst Cement Finishing	\$ 87,517.50
Precord Construction	90,548.00
D'Angelo & Son Construction	99,875.00

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the bid of Kierst Cement Finishing, in the amount of \$87,517.50 based on estimated quantities, for Sidewalk Construction, be accepted; and that the charge to property owners for sidewalk construction be set at \$1.40 per square foot for 1995.

Carried by unanimous vote.

ALPENA CIVIC THEATRE

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that the request of the Alpena Civic Theatre, for permission to have an asbestos removal project at the Civic Theatre Building placed on ABTco's proposed funding list for civic organizations, be granted.

Carried by unanimous vote.

TREE CITY USA

Moved by Councilman McKim, seconded by Councilman Karschnick, that the letter from The National Arbor Day Foundation, notifying the City that it had been named as a 1994 Tree City USA, be received and filed.

Carried by unanimous vote.

CITY PLAN COMMISSION

Student Housing

Moved by Councilman Ludlow, seconded by Councilman McKim, that the recommendation of the City Plan Commission regarding Student Housing, requested by Alpena Community College, be received, and that the City Attorney be directed to prepare the necessary ordinance to change the Zoning Ordinance Text regarding Student Housing.

Carried by unanimous vote.

INTERNATIONAL FERRY SERVICE PROJECT

Environmental Site Assessment Contractor

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that Professional Service Industries, Inc. (PSI) be selected as the environmental site assessment contractor for the Ford Avenue International Ferry Service site, per the memo from the City Engineer dated March 2, 1995.

Carried by unanimous vote.

COMMUNITY ENVIRONMENTAL COMMITTEE

Moved by Councilman McKim, seconded by Councilman Karchnick, that the letters from William D.A. Freese and the Michigan Department of Natural Resources, regarding designation of a community environmental committee under currently proposed legislation, be received and filed.

Carried by unanimous vote.

ALPENA HOUSING COMMISSION

High Performer Designation

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the Letter from the Department of Housing and Urban Development (HUD), designating the Alpena Housing Commission as a "High Performer" under HUD's Public Housing Management Assessment Program, be received and filed.

Carried by unanimous vote.

RESOLUTION NO. 1995-12

RESOLUTION AND TOLLING ORDER

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that Resolution No. 1995-12, which orders the tolling of the effective date of FCC Form 1210 and FCC Form 1215

submitted to the City by TCI Cablevision of Greater Michigan, Inc. on April 10, 1995, 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 OF ALPENA'S MARINA

Seasonal Dock Replacement Project

BE IT RESOLVED, the City of Alpena does hereby approve the submission of a grant application in the amount of \$154,000 to the Michigan Department of Natural Resources Waterways Division for a project to remove and replace seasonal dockage within the City of Alpena's Marina, and

BE IT FURTHER RESOLVED, that the City of Alpena will provide local match funds for 50% of the construction costs associated with the project, not to exceed \$154,000.

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

RECREATION AGREEMENT WITH ALPENA TOWNSHIP

Moved by Councilman McKim, seconded by Councilman Karschnick, that the City staff investigate the cost of recreation programs and report back to the Municipal Council prior to the renewal of the Recreation Agreement with Alpena Township.

Carried by unanimous vote.

CITY OF ALPENA CIVIC AND COMMUNITY CENTER

Proposed Oversight Committee

Moved by Councilman McKim, seconded by Councilman Karschnick, that the issue of membership on the proposed Oversight Committee for the City of Alpena Civic and Community Center be referred to the City staff for study and report back to the Municipal Council.

Carried by unanimous vote.

LIFEGUARDS

Moved by Councilwoman Nerkowski, seconded by Councilman McKim, that the prior program of providing lifeguards at the beaches at Starlite Beach and Thomson Park be re-instated.

Failed by vote as follows:

Ayes: NcKim and Nerkowski.

Nays: La Hale, Karschnick and Ludlow.

AWARDS/CERTIFICATES OF RECOGNITION

Moved by Councilwoman Nerkowski, seconded by Councilman Karschnick, that the City institute a policy of providing Certificates of Recognition signed by the Mayor and Letters of Appreciation signed by the City Manager to civic organizations sponsoring projects benefiting the community.

Carried by unanimous vote.

CLOSED SESSION

Moved by Councilman McKim, seconded by Councilman Karschnick, that the Municipal Council adjourn to a closed session at 8:36 p.m., pursuant to Section 8(h) of the Open Meetings Act to consider written communications, prepared by Attorney Jon DeWitt, Environmental Attorney representing Varnum, Riddering, Schmidt & Howlett and regarding the International Ferry Service Project, protected by the attorney-client privilege and exempt from disclosure under Section 13 (1) (h) of the Freedom of Information Act.

Carried by unanimous vote.

RECESS

The Municipal Council recessed at 8:36 p.m.

RECONVENE - CLOSED SESSION

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

RECONVENE - OPEN SESSION

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

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

WILLIAM E. LA HALE

MAYOR

ATTEST:

Alan L. Bakalarski

City Clerk

COUNCIL PROCEEDINGS

May 1, 1995

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 April 17, 1995 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. Adjourn to Closed Session to Discuss Written Communication, Protected by the Attorney-Client Privilege, Regarding Pending Litigation: Great Lakes Excavating vs. Sandersons, Ritzlers, Masters and the City of Alpena
2. Adjourn to Closed Session to Discuss the Status of Labor Negotiations with the Fraternal Order of Police, Representing Police Command and Patrol Officers, and the United Steelworkers, Representing Department of Public Works Employees
3. Lifeguards

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.

Russell Hoover Sr. questioned the need for a tax increase considering the number of senior citizens and young families in Alpena. Mr. Hoover indicated that too much money was being spent on consultants. Mr. Hoover suggested that the City consider an income tax as a way of taxing non-City residents who use City services. John Scully said that he was opposed to a

tax increase and that the Council should cut expenditures rather than raising taxes.

The Mayor declared the Public Hearing closed.

RESOLUTION NO. 1995-10

RESOLUTION ESTABLISHING MILLAGE RATES

PURSUANT TO ACT NO. 5 OF THE

MICHIGAN PUBLIC ACTS OF 1982, AS AMENDED

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that Resolution No. 1995-10, a resolution establishing a total millage rate of 16.1305 mills for the General Fund and 0.4946 mills for the Dial-A-Ride Fund for 1995, be adopted.

Carried by vote as follows:

Ayes: Nerkowski, La Haie and Ludlow.

Nays: Karschnick and McKim.

BILLS ALLOWED

Moved by Councilman McKim, seconded by Councilman Karschnick, that the bills as listed, in the amount of \$129,850.75, 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, 1994 to March 31, 1995, be received and filed.

Carried by unanimous vote.

1995-1996 PROPOSED BUDGET

Moved by Councilman McKim, seconded by Councilman Karschnick, that the proposed 1995-1996 Budget, as submitted by the City Manager and City Clerk, be received and tabled until the meeting of May 15, 1995, 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 5, 1995 to May 15, 1995.

FOURTH OF JULY FIREWORKS

Moved by Councilman McKim, seconded by Councilman Ludlow, that the City contract with Independence Professional Fireworks, Inc., at a cost of \$14,385.00, for the 1995 Fourth of July Fireworks Program, per the memo from the Public Safety Director dated April 26, 1995.

Carried by unanimous vote.

LIQUOR CONTROL COMMISSION

Moved by Councilman McKim, seconded by Councilman Karschnick, that the request from Lynn J. Hall, 5321 Irwin Road, Alpena, MI 49707 to obtain a liquor license under Section 17f of the Liquor Control Act for the City of Alpena Civic and Community Center, 133 Johnson Street, Alpena, MI 49707, be considered for approval.

Carried by unanimous vote.

DOWNTOWN DEVELOPMENT AUTHORITY

Purchase of Property

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the City proceed with a Phase I environmental site assessment prior to possible acquisition of the tax-reverted property located on Carter Street behind Vaughn's, at an estimated cost of \$2,500.00, contingent upon the Downtown Development Authority agreeing to pay said costs.

Carried by unanimous vote.

RESOLUTION NO. 1995-13

RESOLUTION AND ACCOUNTING ORDER

Moved by Councilwoman Nerkowski, seconded by Councilman McKim, that Resolution No. 1995-13, which directs and orders TCI Cablevision of Greater Michigan, Inc. to keep an accurate account of all amounts received by reason of the rates proposed in its Form 1210 and Form 1215 filed with the City on January 31, 1995, and on whose behalf such amounts were paid, such that if and to the extent the City of Alpena later issues a written decision disapproving any portion of such rates that appropriate refunds may be ordered for subscribers in the City as well as prospective reductions, be adopted.

Carried by unanimous vote.

ORDINANCE NO. 95-251

Ordinance No. 95-251, being an Ordinance amending the Zoning Ordinance Text regarding student housing, was given its first presentment (reading) by the City Attorney.

SOLID WASTE TRANSFER STATION OPERATING CONTRACT AND LEASE

Browning-Ferris Industries

Moved by Councilman Ludlow, seconded by Councilman Karschnick, that the solid Waste Transfer Station Operating Contract and Lease with Browning-Ferris Industries be extended for a two-year term, expiring on March 31, 1997, per the conditions outlined in the April 26, 1995

memo from the City Engineer, and the Mayor and City Clerk be authorized to execute said contract extension.

Carried by unanimous vote.

SOLID WASTE TRANSFER STATION

Rates and Hours of Operation

Moved by Councilman McKim, seconded by Councilman Karschnick, that effective May 15, 1995, the rates at the Transfer Station be set as follows, per the request of Browning-Ferris

Industries:

<u>Type</u>	<u>Resident</u>	<u>Non-Resident</u>
Bag	\$ 1.50/Bag	\$ 2.25/Bag
Any vehicle- Uncompacted waste	\$10.00/yd ³	\$20.00/yd ³
Any vehicle - compacted waste - including roofing and building materials, etc...	\$17.50/yd ³	\$25.00/yd ³
Super Compacted waste (compaction rates for vehicles greater than 600 lbs/cyd)	\$21 00/yd ³	\$30.00/yd ³
Car Tires (each)	\$ 3.00	\$ 4.50
Truck Tires (each)	\$ 6.00	\$ 8.50
Equipment Tires (each)	\$ 9.00	\$12.00
Mattress or Bedsprings	\$ 6.00	\$ 8.00
Box Springs (each)	\$ 6.00	\$ 8.00
Stuffed Chair (each)	\$ 6.00	\$ 8.00
Couch or Sofa (each)	\$ 9.00	\$12.00
Appliances (each)	\$ 9.00	\$12.00
Barrel (each)	\$ 7.00	\$ 9.00
Clean Cardboard (yd ³)	\$ 5.00	\$ 7.50
Household Batteries	\$ 4.00/lb	\$ 6.00/lb
Compost Material		
Bag	\$ 1.00/bag	\$ 1.00/bag
Truckload	\$10.00	\$10.00

and that the hours of operation be set as follows:

Summer: Monday-Friday 10:00 a.m.-4:00 p.m., Saturday 9:00 a.m.-1:00 p.m.

Winter: Monday-Saturday 12:00 Noon-4:00 p.m. (November 15 - March 15)

Carried by unanimous vote.

CIVIC AND COMMUNITY CENTER

Roof Repair

Moved by Councilman Ludlow, seconded by Councilman McKim, that the existing contract with Bloxsom Roofing and Siding be extended, at a cost of 55,520.00, to include additional roof repair at the Civic and Community Center, per the memo from the City Engineer dated April 27, 1995.

Carried by unanimous vote.

LIFEGUARDS

Moved by Councilwoman Nerkowski, seconded by Councilman McKim, that the 1993 program of providing lifeguards at Starlite Beach; 12:00 noon to 8:00 p.m., seven (7) days per week, during the summer school vacation, be re-instated.

Carried by vote as follows:

Ayes: Ludlow, McKim and Nerkowski.

Nays: La Haie and Karschnick.

CLOSED SESSION

Moved by Councilman McKim, seconded by Councilman Karschnick, that the Municipal Council adjourn to a closed session at 9:18 p.m. to 1) discuss written communication, protected by the attorney-client privilege, regarding pending litigation: Great Lakes Excavating vs. Sandersons, Ritzlers, Masters and the City of Alpena; 2) discuss the purchase of property; and 3) discuss the status of labor negotiations with the Fraternal Order of Police, representing Police Command and Patrol Officers, and the United Steelworkers, representing Department of Public Works employees.

Carried by unanimous vote.

RECESS

The Municipal Council recessed at 9:18 p.m.

RECONVENE - CLOSED SESSION

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

RECONVENE - OPEN SESSION

The Municipal Council reconvened in open session at 10:31 p.m.

LABOR AGREEMENT

DPW Workers

Moved by Councilman Karschnick, seconded by Councilman McKim, that the Labor Agreement with the United Steelworkers, Local 203, representing DPW workers, as presented by Joe Fremont, Director of Labor Relations Services for the Michigan Municipal League, be ratified; and that the staff be authorized to sign the related documents.

Carried by unanimous vote.

On motion of Councilman McKim, seconded by Councilman Karschnick, the Council adjourned at 10:33 p.m.

WILLIAM E. LA HALE

MAYOR

ATTEST:

Alan L. Bakalarski

City Clerk

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COUNCIL PROCEEDINGS

May 15, 1995

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 1, 1995 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. Zonta Club Donation of a Utility Van to Tow the Fire Safety House
2. Water Street Paving Project

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

Petition to Vacate the Alley Between Lots 6 and 1

in

Block 4 of Wheeler's Addition

The Mayor announced a Public Hearing on the petition of L & S Transit Mix Concrete Company to vacate the alley between Lots 6 and 7, Block 4, Wheeler's Addition and asked if there were any persons present who wanted to address the Council.

Attorney John Poch, representing* L & S Transit Mix Concrete Company, explained the reasons for the request to vacate the alley between Lots 6 and 7. No additional citizens addressed the Council during the Public Hearing. The City Clerk informed the Council that he had not received any written or verbal objections to the request.

The Mayor declared the Public Hearing closed.

RESOLUTION NO. 1995-14

RESOLUTION VACATING THE ALLEY

BETWEEN LOTS 6 AND 7, BLOCK 4 OF WHEELER' S ADDITION

Moved by Councilman Karschnick, seconded by Councilman McKim, that Resolution No. 1995-14, which vacates the alley between Lots 6 and 7, Block 4 of Wheeler's Addition, as petitioned by L & S Transit Mix Concrete Company, and which authorizes the Mayor and City Clerk to execute and deliver to all individuals owning property immediately adjacent to the subject alley deeds of all interest of the City therein, be adopted.

Carried by unanimous vote.

PUBLIC HEARING

1995-1996 Budget

Mayor La Haie announced a Public Hearing on the proposed 1995-1996 Budget and on amendments to the 1994-1995 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.

BUDGET AMENDMENT STUDY

1995-1996

Ramped Sidewalk Curb Cut Project

Moved by Councilman Ludlow, seconded by Councilman McKim, that a program of installing ramped sidewalk curb cuts on selected major streets, i.e. State Avenue, First Avenue, Second Avenue, Third Avenue, Ninth Avenue, Ripley Boulevard, Oldfield Street, Miller Street, etc., be referred to the City staff for study and estimated cost, and report back to the Council by September 1995; and that the Council put on hold the Public Relations Plan line item 101-170-880-500, page 60 of the 1995-1996 Budget, in the amount of \$45,000.00, as a possible funding source for the ramped sidewalk curb cut project.

Carried by unanimous vote.

BUDGET AMENDMENT PROPOSAL

1995-1996

Cable TV Franchise Fee

Moved by Councilman Karschnick, seconded by Councilman McKim, that the City Attorney be directed to prepare the necessary documents to eliminate the Cable TV Franchise Fee, effective January 1, 1996, with provisions to possibly re-instate the Cable TV Franchise Fee if needed for legal fees, etc.; and that the City staff prepare a budget amendment regarding the Cable TV Franchise Fee for Council consideration.

Carried by unanimous vote.

BUDGET ADOPTION RESOLUTION

1995-1996

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that the 1995-1996 Budget be adopted; and that the Comprehensive Fee Schedule be adopted, with the revised fees effective July 1, 1995, and fees proposed for revision requiring an ordinance change be effective upon the effective date of the ordinance amendment.

Carried by unanimous vote.

RESOLUTION 1995-11

APPROPRIATIONS RESOLUTION

1995-1996

Moved by Councilman McKim, seconded by Councilman Karschnick, that Resolution No. 1995-11, which appropriates funds for the approved 1995-1996 Budget, which sets the 1995 millage rates and which authorizes the City Treasurer to collect the 1995 property taxes, be adopted.

Carried by unanimous vote.

1994-1995 BUDGET

Amendments

Moved by Councilman Ludlow, seconded by Councilman NcKim, that the 1994-1995 Budget be amended to show the estimated revenues and expenditures as itemized in the center columns of the 1995-1996 Budget titled "Estimated Current Year--6/30/95."

Carried by unanimous vote.

APPOINTMENT

Recreation Advisory Board

Moved by Councilman Karschnick, seconded by Councilman Ludlow, that Elizabeth

Klemens be appointed to the Recreation Advisory Board for the three year term expiring April 15, 1998.

Carried by unanimous vote.

BILLS ALLOWED

Moved by Councilman McKim, seconded by Councilman Karschnick, that the bills as listed, in the amount of \$313,572.05, 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 April 30, 1995, be received and filed.

Carried by unanimous vote.

COUNCIL POLICY STATEMENT NO. 19

Moved by Councilman McKim, seconded by Councilman Karschnick, that Council Policy Statement No. 19, regarding Council Meeting Agendas and Additions, be approved, effective May 16, 1995.

Carried by unanimous vote.

RIVER TRAIL PLAN

The following sealed bids were received on May 9, 1995 for construction of the River Trail Plan:

C. Schuener Construction Company	\$ 213,616.29
Glawe, Incorporated	237,771.25
MacArthur Construction	246,849.20
Fleis Excavating, Inc.	249,165.78

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that the bid of C. Scheuner Construction Company, in the amount of \$213,616.29, for construction of the River Trail Plan, be accepted.

Carried by unanimous vote.

CITY PLAN COMMISSION

Sign Regulations, Bike Racks and Parking Directional Signage

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

communications and recommendations from the City Plan Commission regarding sign regulations, bike racks and parking directional signage, be tabled; and that a committee comprised of Mayor La Haie, Assistant to the City Manager Hodges, DDA Director Lynn Kolasa and DDA Member Susan Skibbe be appointed to study the signage and bike rack issues and report back to the Municipal Council.

Carried by unanimous vote.

ORDINANCE NO. 95-251

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that Ordinance No. 95-251m being an Ordinance amending the Zoning Ordinance Text regarding student housing, be adopted.

Carried by unanimous vote.

SEASONAL EMPLOYEES

Public Works, Cemetery, Engineering and Code Enforcement

Moved by Councilman Ludlow, seconded by Councilman McKim, to authorize the hiring of seasonal employees for Public Works, Cemetery, Engineering and Code Enforcement, per the memo from the Public Works Administrative Officer dated May 1, 1995, the memo from the City Engineer dated May 8, 1995, and the memo from the Assistant to the City Manager dated May 10, 1995.

Carried by unanimous vote.

DIAL-A-RIDE

BE IT RESOLVED, that the City of Alpena does hereby approve the proposed Contract No. 95-0360 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. 95-0360 for and on behalf of the City of Alpena.

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

THUNDER BAY SHORES MARINE

City of Alpena's Marina

Moved by Councilman McKim, seconded by Councilman Ludlow, that the request of Thunder Bay Shores Marine, to allow the operation of a dive shop out of the Harbormaster's

Office at the City of Alpena's Marina, be approved, per the memo from the City Engineer dated May 10, 1995.

Carried by unanimous vote.

INTERNATIONAL FERRY SERVICE PROJECT

Oversight Consultant

Moved by Councilman Ludlow, seconded by Councilman Karschnick, that Sundberg, Carlson and Associates, Inc. be selected as the oversight consultant for the International Ferry Service Project, per the memo from the City Engineer dated May 8, 1995.

Carried by unanimous vote.

ZONTA CLUB

Donation of a Utility Van to Tow the Fire Safety House

Moved by Councilwoman Nerkowski, seconded by Councilman McKim, that the donation of the Zonta Club, of a utility van to tow the Fire Safety House, be accepted.

Carried by unanimous vote.

CLOSED SESSION

Moved by Councilman McKim, seconded by Councilman Ludlow, that the Municipal Council adjourn to a closed session at 9:24 p.m. to discuss the status of labor negotiations with the United Steelworkers, representing Clerical employees.

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 9:32 p.m.

RECONVENE - OPEN SESSION

The Municipal Council reconvened in open session at 9:48 p.m.

On motion of Councilman McKim, seconded by Councilman Karschnick, the Council adjourned at 9:49 p.m.

WILLIAM E. LA HALE

MAYOR

ATTEST:

Alan L. Bakalarski

City Clerk

* Correct spelling "representing"

COUNCIL PROCEEDINGS

June 5, 1995

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 15, 1995 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. Resolution No. 1995-17 - Resolution Authorizing Acquisition of Land

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.

APPOINTMENTS

Downtown Development Authority

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the Mayor's reappointment of Gary Graham and appointment of Kathleen Stilwell to the Downtown Development Authority, for the four-year terms expiring June 2, 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 \$263,146.75, be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

RESOLUTION NO. 1995-15

RESOLUTION SETTING DATE FOR HEARING ON

NECESSITY FOR SPECIAL ASSESSMENT PROJECT NO. 84

Moved by Councilwoman Nerkowski, seconded by Councilman McKim, that Resolution No. 1995-15, setting the date for the hearing on necessity for Special Assessment Project No. 84, for July 3, 1995, and which includes the following streets, be adopted:

Addison Street - Emmet Street to Third Avenue

Lawn Street - Emmet Street to Second Avenue

Carried by unanimous vote.

DUST CONTROL

The following sealed bids were received on May 23, 1995 for liquid calcium chloride dust control on streets and parking lots:

	<u>Bid A</u>	<u>Bid B</u>
Liquid Calcium Chloride Sales	\$.395/gal	\$.395/gal
Michigan Chloride Sales Inc.	\$.505/gal	\$.505/gal

Moved by Councilman McKim, seconded by Councilman Ludlow, that the bid of Liquid Calcium Chloride Sales, in the amount of \$.395/gal for Bid A and Bid B, for liquid calcium chloride dust control on streets and parking lots, be accepted.

Carried by unanimous vote.

COUNCILWOMAN NERKOWSKI

L & S Transit Mix Company's Petition to Vacate Alley

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the letter from Councilwoman Nerkowski regarding L & S Transit Mix Company's petition to vacate the alley between Lots 6 and 7, Block 4 of Wheeler's Addition, and the petition signed by nearby property owners and submitted by Jane Schefke opposing said alley vacation, be received and filed.

Carried by unanimous vote.

FOURTH OF JULY PARADE ROUTE

Councilman Karschnick moved to approve the following Fourth of July Parade route per the letter from the Alpena Area Chamber of Commerce dated June 2, 1995:

Parade begins behind City Hall
down Park Place to Second
left on Second to Chisholm
right on Chisholm to 9th
right on 9th to the Oldfield jog
slant left on Oldfield to left on Miller
to Johnson
to the museum

The motion failed for lack of a second.

FOURTH OF JULY PARADE ROUTE COMMITTEE

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, to establish a Fourth of July Parade Route Committee consisting of Dick McElroy, Dick Hunter, Bob Cronk, Dan Jore, City Manager Peter Parker and Public Safety Director Thad Taylor; and to authorize the City Manager and Public Safety Director to approve* the final Fourth of July Parade route.

Carried by vote as follows:

Ayes: Nerkowski, La Haie, Ludlow and McKim.

Nays: Karschnick.

LIQUOR CONTROL COMMISSION

Moved by Councilman McKim, seconded by Councilman Karschnick, that the request from Lynn J. Hall, 5321 Irwin Road, Alpena, MI 49707 for a new Dance-Entertainment Permit in conjunction and address should include Alpena County in addition to prior approval already granted as per attached copy of Resolution adopted on May 1, 1995, be considered for approval.

Carried by unanimous vote.

ALPENA LIONS CLUB

River Pathway

Moved by Councilman Ludlow, seconded by Councilman McKim, that the request of the Alpena Lions Club, to construct a River Pathway along the Thunder Bay River from the Roadside Park on Washington Avenue, through the Evergreen Cemetery, and ending at Sytek Park at the Fletcher Memorial Bridge

on Bagley Street, be approved, per the letter from the Alpena Lions Club dated June 1, 1995.

Carried by unanimous vote.

DOWNTOWN MERCHANTS ASSOCIATION

Sponsorship of July 4th Sand Castle Contest

Moved by Councilman McKim, seconded by Councilman Ludlow, that the City provide a \$100.00 sponsorship for the July 4th Sand Castle Contest, as requested by the Downtown Merchants Association.

Carried by vote as follows:

Ayes: Ludlow, McKim and Karschnick.

Nays: Nerkowski and La Haie.

RESOLUTION SUPPORTING THE CONTINUATION

of the

ECONOMIC DEVELOPMENT ADMINISTRATION

WHEREAS, the City of Alpena has experienced very high unemployment and poverty rates during the past decade and

WHEREAS, the City of Alpena, in cooperation with other organizations and agencies, has continued an economic development program to diversify the economic base of the area, and

WHEREAS, the United States Department of Commerce, Economic Development Administration has significantly contributed to the economic development efforts of the City of Alpena,

NOW, THEREFORE, BE IT RESOLVED, that the City of Alpena supports the continuation of the Economic Development Administration and urges its congressional delegation to support the Economic Development Administration in the legislative and appropriations process in the 104th Congress.

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

SETTLEMENT OF PENDING LAWSUIT

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that

settlement of the pending lawsuit, Great Lakes Excavating vs. Sandersons, Ritzlers, Masters, and the City of Alpena, be authorized per the terms indicated in the City Attorney's memo dated May 23, 1995; and that the City Attorney be authorized to sign any and all legal papers necessary to resolve this matter and to take all action necessary to dispose of the pending lawsuits.

Carried by unanimous vote.

RESOLUTION NO. 1995-16

RESOLUTION AND ACCOUNTING ORDER

Moved by Councilman McKim seconded by Councilman Karschnick, that Resolution No. 1995-16, which directs and orders TCI Cablevision of Greater Michigan, Inc. to keep an accurate account of all amounts received by reason of the rates proposed in its Form 1205 filed with the City on February 27, 1995, and in its Inflation Adjustments for Systems Eligible for Transition Relief (Rate Increase Calculation) form filed with the City on March 1, 1995, and on whose behalf such amounts were paid, such that if and to the extent the City of Alpena later issues a written decision disapproving any portion of such rates that appropriate refunds may be ordered for subscribers in the City as well as prospective reductions, be adopted.

Carried by unanimous vote.

COMPUTER NETWORKING PLAN

Moved by Councilwoman Nerkowski, seconded by Councilman McKim, that the City contract with IBM for the preparation of a Computer Networking Plan, at a cost of \$9,990.00 plus expenses, per the memo from the City Clerk-Treasurer dated May 19, 1995.

Carried by unanimous vote.

NEWSPAPER RACKS

Detroit Newspaper Agency

Moved by Councilman McKim, seconded by Councilman Karschnick, that

the request of the Detroit Newspaper Agency, to install Detroit Free Press/Detroit News racks at the Old Town Cafe at the corner of North Second Avenue and Oldfield Street, be approved, per the memo from the City Engineer dated May 11, 1995.

Carried by unanimous vote.

TRAFFIC CONTROL ORDER

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that Traffic Control Order No. 2-95, which provides for no stopping, standing, parking on the Southwest side of Prentiss Street from 790 feet Southeast of the centerline of Harbor Drive to the end of Prentiss Street, be approved.

Carried by unanimous vote.

TRAFFIC CONTROL ORDER

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that Traffic Control Order No. 3-95, which provides for no parking - loading zone on the Northeast side of Prentiss Street from 810 feet Southeast of the centerline of Harbor Drive to the end of Prentiss Street and parallel parking only while loading or unloading, be approved.

Carried by unanimous vote.

DOWNTOWN DEVELOPMENT AUTHORITY

Budget Amendment

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the Downtown Development Authority's FY 1994-1995 Budget be amended, per the DDA's letter dated May 23, 1995, to accommodate the purchase of property.

Carried by unanimous vote.

TENANT WATER SECURITY DEPOSIT

Moved by Councilman Ludlow, seconded by Councilman Karschnick, that the Tenant Water Security Deposit be increased from \$25.00 to \$50.00 effective December 1, 1995.

Failed by vote follows:

Ayes: Karschnick and Ludlow.

Nays: McKim, Nerkowski and La Hale.

TENANT WATER SECURITY DEPOSIT

Moved by Councilwoman Nerkowski, seconded by Councilman McKim, that the Tenant Water Security Deposit be increased from \$25.00 to \$100.00 effective December 1, 1995, per the memo from the City Engineer dated May 16, 1995.

Carried by vote as follows:

Ayes: McKim, Nerkowski and La Hale.

Nays: Ludlow and Karschnick.

FERRY BOAT DISCRETIONARY GRANT

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that the Michigan Department of Transportation be requested to submit a Ferry Boat Discretionary Grant application to the Federal Highway Administration, for the construction of a ferry boat port facility, with a federal share of \$1,560,000.00, a state share of \$195,000.00, and a local City match share of \$195,000.00.

Carried by unanimous vote.

RESOLUTION NO. 1995-17

RESOLUTION AUTHORIZING ACQUISITION OF LAND

Commonly Known As: 137 River Street, Alpena, Michigan 49707

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that Resolution No. 1995-17, which authorizes the submission of an application to the State of Michigan, Department of Natural Resources, Land Division for the conveyance of the "Carter Street Property," commonly known as: 137 River Street, Alpena, MI 49707, to the City of Alpena for a nominal fee as set by the Natural Resources Commission, be adopted.

Carried by unanimous vote.

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

WILLIAM E. LA HAIE

MAYOR

ATTEST:

Alan L. Bakalarski

City Clerk

* Correct spelling "approved"

COUNCIL PROCEEDINGS

June 19, 1995

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 5, 1995 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 Development Authority - Request Donation of Surplus Brick PaVers
2. Kim Show Productions - Request Permission to Lease the Mich-e-ke-wis Park Pavilion for an Alpena Retail Promotion Sale/Show

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 \$263,065.07, 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 Karschinck, that the City Clerk's Financial Report, for the period July 1, 1994 to May 31, 1995, be received and filed.

Carried by unanimous vote.

CITY HALL BASEMENT CARPETING

The following sealed bids were received on June 13, 1995 for City Hall Basement Carpeting:

Kadrich Carpets	\$6,648.00
Alpena Furniture Company	7,438.00

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that the bid of Kadrich Carpets, in the amount of \$6,648.00, for City Hall Basement Carpeting, be accepted.

Carried by unanimous vote.

MULTI-PURPOSE ARENA COALITION

Second Ice Rink

Moved by Councilman Ludlow, seconded by Councilman McKim, that the proposal of the Multi-Purpose Arena Coalition to build a Second Ice Rink adjacent to the current Mich-e-ke-wis Park Ice Rink be referred to the City staff for study, to the Recreation Advisory Board for a recommendation, and that both the City staff and the Recreation Board report back to the Municipal Council.

Carried by vote as follows:

Ayes: Ludlow, McKim, La Haie and Karschnick.

Nays: Nerkowski.

RECREATION ADVISORY BOARD

Bay View Park

Moved by Councilman McKim, seconded by Councilman Karschnick, that the recommendation from the Recreation Advisory Board, that the newly acquired property at Bay View Park (formerly 180 S. State Avenue) be kept open for multiple uses rather than be designated for a special use, be received and filed.

Carried by unanimous vote.

MICHIGAN BROWN TROUT FESTIVAL COMMITTEE

Annual Report and Budget Request

Moved by Councilman Ludlow, seconded by Councilman McKim, that the Michigan Brown Trout Festival Committee's Annual Report be received and filed; and that the Committee's request for funding for fiscal year 1995-1996, in the amount of \$3,000.00, be approved.

Carried by unanimous vote.

CITY PLAN COMMISSION

Zoning Case No. 280

Moved by Councilman McKim seconded by Councilman Karschnick that the recommendation of the City Plan Commission regarding Zoning Case No. 280 be received; that the City

Attorney be directed to prepare the necessary ordinance to change the Zoning Map to rezone properties along Washington and Fourth Avenues, from Tuttle Street to Tawas Street, from Multiple Family Residential RM-1 and RM-2 and Office Service OS-1 to One Family Residential R-2; and that the City staff be requested to verify the petition opposing said rezoning as submitted by Carl Chrzan.

Carried by unanimous vote.

CITY PLAN COMMISSION

Zoning Case No. 281

Moved by Councilman McKim, seconded by Councilman Karschnick, that the recommendation of the City Plan Commission regarding Zoning Case No. 281 be received, and that the City Attorney be directed to prepare the necessary ordinance to change the Zoning Map to rezone property at the northeast corner of Lockwood Street and Fifth Avenue from Two-Family Residential R-T to Vehicular Parking P-1.

Carried by vote as follows:

Ayes: Karschnick, McKim, Nerkowski and La Haie.

Nays: None.

Not Voting: Ludlow.

CITY PLAN COMMISSION

Motel Uses

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the recommendation of the City Plan Commission regarding Motel Uses, be received, and that the City Attorney be directed to prepare the necessary ordinance to change the Zoning Ordinance Text regarding Motel Uses.

Carried by unanimous vote.

TRAFFIC CONTROL ORDER

Moved by Councilman Ludlow, seconded by Councilman McKim, that a public hearing on proposed Traffic Control Order No. 1-95, which prohibits parking on the southeasterly side of State Avenue from Bingham Street to Campbell Street, be scheduled for the Council's July 17, 1995 meetng**, and that affected property owners be notified.

Carried by unanimous vote.

CITY OF ALPENA MISSION STATEMENT

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

statement be approved as the City of Alpena Mission Statement:

In the interest of the common good, the City of Alpena's mission is to preserve and enhance the quality of life in Northeast Michigan; work cooperatively with the Alpena residents and the business community; and to foster excellence in municipal services through their delivery in a manner which is reliable and responsive to the needs of the taxpayers and to creatively provide efficient and cost-effective public services to all.

Carried by unanimous vote.

SEASONAL EMPLOYEES

Fire Hydrant Painting

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, to authorize the hiring of two seasonal employees for fire hydrant painting, per the memo from the Public Works Administrative Officer dated June 14, 1995.

Carried by unanimous vote.

THUNDER BAY DIVERS

Proposed Addition to Boaters' Bathroom at the Marina

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the request from the Thunder Bay Divers, for permission to install an addition to the boaters bathroom building at the City of Alpena's Marina, as part of Thunder Bay Divers' operation out of the Harbormaster's Office, be approved, per the memo from the City Engineer dated June 13, 1995.

Carried by unanimous vote.

EARTH TECH OPERATION SERVICES

Contract Amendment

Moved by Councilman Ludlow, seconded by Councilman Karschnick, that the contract with Earth Tech Operation Services, for operation of the City's water and sewer facilities, be amended by increasing the utility's annual maintenance budget from \$225,000.00 to \$240,000.00 for fiscal year 1994-1995 and for subsequent years under the current contract, per the memo from the City Engineer dated June 14, 1995.

Carried by unanimous vote.

DOWNTOWN DEVELOPMENT AUTHORITY

Brick Pavers

Moved by Councilwoman Nerkowski, seconded by Councilman McKim, that the request of the Downtown Development Authority for a donation of surplus brick pavers from the City, to be used for a walkway through the former Masters property, be approved.

Carried by unanimous vote.

KIM SHOW PRODUCTIONS

Mich-e-ke-wis Park Pavilion

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the request of Kim Show Productions, for permission to lease the Mich-e-ke-wis Park Pavilion for an Alpena Retail Promotion Sale/Show on September 17 and 18, 1995, be referred to the City staff for study and report back to the Council at its July 3, 1995 meeting.

Carried by unanimous vote.

CLOSED SESSION

Moved by Councilman McKim, seconded by Councilman Karschnick, that the Municipal Council adjourn to a closed session at 9:26 p.m. to discuss the status of labor negotiations with the Fraternal Order of Police, representing Police Command and Patrol Officers, and the United Steelworkers, representing Clerical employees.

Carried by unanimous vote.

RECESS

The Municipal Council recessed at 9:26 p.m.

RECONVENE - CLOSED SESSION

The Municipal Council reconvened in closed session at 9:31 p.m.

RECONVENE - OPEN SESSION

The Municipal Council reconvened in open session at 10:13 p.m.

LABOR AGREEMENT

Police Patrol Officers

Moved by Councilwoman Nerkowski, seconded by Councilman Ludlow, that the Labor Agreement with the Fraternal Order of Police, representing Police Patrol Officers, as presented by Joe Fremont, Director of Labor Relations Services for the Michigan Municipal League, be ratified; and that the staff be authorized to sign the related documents.

Carried by vote as follows:

Ayes: Karschnick, Ludlow, Nerkowski and La Haie.

Nays: McKim.

LABOR AGREEMENT

Police Command Officers

Moved by Councilman Karschnick, seconded by Councilman Ludlow, that the Labor Agreement with the Fraternal Order of Police, representing Police Command Officers, as presented by Joe Fremont, Director of Labor Relations Services for the Michigan Municipal League, be ratified; and that the staff be authorized to sign the related documents.

Carried by vote as follows:

Ayes: Ludlow, Nerkowski, La Haie and Karschnick.

Nays: McKim.

LABOR AGREEMENT

Clerical Employees

Moved by Councilwoman Nerkowski, seconded by Councilman McKim, that the Labor Agreement with the United Steelworkers, Local 211, representing Clerical employees, as presented by Assistant to the City Manager Hodges, be ratified; and that the staff be authorized to sign the related documents; both contingent upon ratification of the Labor Agreement by the Clerical employees.

Carried by unanimous vote.

On motion of Councilman Karschnick, seconded by Councilman McKim, the Council adjourned at 10:15 p.m.

WILLIAM E. LA HALE

MAYOR

ATTEST:

Alan L. Bakalarski

City Clerk

* Correct spelling "following"

** Correct spelling "meeting"

COUNCIL PROCEEDINGS

July 3, 1995

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 19, 1995 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. State Theatre and Society for Creative Anachronism – Request Permission to Perform a Short Theatrical Presentation on the Sidewalk in Front of the State Theatre on July 8, 1995
2. Certificate of Appreciation
3. Drinking Fountain at Starlite Beach

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

Special Assessment Project No. 84

Mayor La Haie announced a Public Hearing on Proposed Special Assessment No. 84. No citizens addressed the Council during the hearing. The City Clerk informed the Council that he had not received any written objections to the proposed special assessment.

The Mayor declared the Public Hearing closed.

RESOLUTION NO. 1995-18

**RESOLUTION-DETERMINATION OF NECESSITY FOR
1995 SPECIAL ASSESSMENT PROJECT NO. 84**

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that resolution No. 1995-18, which determines that Special Assessment Project No. 84 to be a necessary local and

public improvement; which authorizes that of the \$112,000.00 estimated cost of said project that \$24,684.00 shall be specially assessed to said district; which instructs the City Assessor to prepare the special assessment roll; and which includes the following streets, be adopted:

Addison Street Emmet Street to Third Avenue

Lawn Street - Emmet Street to Second Avenue

Carried by unanimous vote.

BILLS ALLOWED

Moved by Councilman McKim, seconded by Councilman Karschnick, that the bills as listed, in the amount of \$89,603.18, be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

SEWER AND STREET CONSTRUCTION

The following sealed bids were received on June 27, 1995 for the City's 1995 Sewer and Street Construction:

MacArthur Construction	\$ 347,001.02
Great Lakes Excavating & Equip. Rental	349,313.55
Glawe, Inc.	351,763.00

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that the bid of Great Lakes Excavating and Equipment Rental, Inc., in the amount of \$349,313.55, for the City's 1995 Sewer and Street Construction, be accepted, based on the Local Bidders Preference Policy; and that the City staff review the Local Bidders Preference Policy to determine ways to clarify what constitutes a local bidder and report back to the Municipal Council.

Carried by unanimous vote.

RIVER TRAIL PLAN BIKE PATH

Councilwoman Nerkowski moved that the City staff develop a plan to detour the River Trail Plan Bike Path around both the River View and Fowler Senior Citizen Apartment Complexes and submit said amended change in the plan to the Michigan Department of Natural Resources for approval.

The motion failed for lack of a second.

MICHIGAN MUNICIPAL LEAGUE

Voting Delegate and Alternative Voting Delegate

Moved by Councilman Karschnick, seconded by Councilman Ludlow, that Councilman McKim be appointed as voting delegate and City Manager Parker as the alternative voting delegate to the 1995 Michigan Municipal League Annual Business Meeting.

Carried by unanimous vote.

ROB'S SNACK SHACK

Ice Cream Vending

Moved by Councilwoman Nerkowski, seconded by Councilman McKim, that the request of Rob's Snack Shack (John and Rob Rings), for an exception to the City's Vending Ordinance to permit the peddling of ice cream from a mobile push cart, be granted, subject to the following conditions: 1) vending shall only be allowed in residential areas, 2) vending shall only be permitted from 9:00 a.m. to 9:00 p.m., and that 3) vending shall only be allowed until the day after Labor Day for 1995.

Carried by unanimous vote.

NICH-E-KE-WIS PARK PAVILION

For-Profit Rentals

Moved by Councilman Ludlow, seconded by Councilman Karschnick, that for-profit rentals of the Mich-e-ke-wis Park Pavilion be permitted for a one-year trial period, per the terms stated in the memo from the Public Works Administrative Officer dated June 27, 1995, and that renters be allowed the use of outdoor areas adjacent to the pavilion for displays at the discretion of the Public Works Administrative Officer.

Carried by unanimous vote.

MULTI-PURPOSE ARENA COALITION

Second Ice Rink

Moved by Councilman NcKim, seconded by Councilman Karschnick, that the memo from the City Manager dated June 29, 1995, containing the City staff's recommendation regarding the proposal of the Multi-Purpose Arena Coalition to build a Second Ice Rink adjacent to the current Mich-e-ke-wis Park Ice Rink, be received and filed.

Carried by unanimous vote.

ORDINANCE NO. 95-252

Ordinance No. 252, being an Ordinance amending the Zoning Ordinance Map to rezone properties along Washington and Fourth Avenues, from Tuttle Street to Tawas Street, from

Multiple Family Residential RM-1 and RM-2 and Office Service OS-1 to One Family Residential* R-2 was given its first presentment (reading) by the City Attorney.

ORDINANCE NO. 95-253

Ordinance No. 95-253, being an Ordinance amending the Zoning Ordinance Map to rezone property at the northeast corner of Lockwood Street and Fifth Avenue from Two-Family Residential R-T to Vehicular Parking P-1, was given its first presentment (reading) by the City Attorney.

ORDINANCE NO. 95-254

Ordinance No. 95-254, being an Ordinance amending the Zoning Ordinance Text regarding motel uses, was given its first presentment (reading) by the City Attorney.

RESOLUTION NO. 1995-19

RESOLUTION AND ACCOUNTING ORDER

Moved by Councilman McKim, seconded by Councilman Karschnick, that Resolution No. 1995-19, which directs and orders TCI Cablevision of Greater Michigan, Inc. to keep an accurate account of all amounts received by reason of the rates proposed in its Form 1210 and Form 1215 filed with the City on April 10, 1995, and on whose behalf such amounts were paid, such that if and to the extent the City of Alpena later issues a written decision disapproving any portion of such rates that appropriate refunds may be ordered for subscribers in the City as well as prospective reductions, be adopted.

Carried by unanimous vote.

CIVIC AND COMMUNITY CENTER

Oversight Committee

Moved by Councilwoman Nerkowski, seconded by Councilman McKim, that an Oversight Committee be established to oversee the operations of the City of Alpena Civic and Community Center and that the Committee consist of the following persons: Dennis Schultz, City Clerk-Treasurer Alan L. Bakalarski, City Councilman Philip R. Ludlow, and Gordon Nethercut, per the memo from the City Manager dated April 21, 1995.

Carried by unanimous vote.

CIVIC AND COMMUNITY CENTER

Management Agreement

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

management agreement with the Alpena Area Chamber of Commerce for the management and operation of the City of Alpena Civic and Community Center be extended on a month-to-month basis not to exceed ninety (90) days, per the memo from the Assistant to the City Manager dated June 28, 1995.

Carried by unanimous vote.

STATE THEATRE

And

SOCIETY FOR CREATIVE ANACHRONISM

Moved by Councilman Karschnick, seconded by Councilman McKim, that the request of the State Theatre and Society for Creative Anachronism, for permission to perform a short theatrical presentation on the sidewalk in front of the State Theatre on July 8, 1995, be granted.

Carried by unanimous vote.

CERTIFICATE OF APPRECIATION

Moved by Councilman Karschnick, seconded by Councilman McKim, that a Certificate of Appreciation be presented to Dan Jore for his outstanding efforts in making Alpena's Fourth of July Parade a success.

Carried by unanimous vote.

STARLITE BEACH

Drinking Fountain

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the City staff be directed to install a drinking fountain at the Starlite Beach Bath House at an estimated cost of \$350.00 for materials plus labor and plumbing work.

Carried by unanimous vote.

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

WILLIAM E. LA HAIE

MAYOR

ATTEST:

Alan L. Bakalarski

City Clerk

* Correct spelling "Residential"

COUNCIL PROCEEDINGS

July 17, 1995

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 3, 1995 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

Traffic Control Order No. 1-95

Mayor La Haie announced a Public Hearing on proposed Traffic Control Order No. 1-95, which prohibits parking on the southeasterly side of State Avenue from Bingham Street to Campbell Street. The City Clerk informed the Council that letters expressing opposition to the Traffic Control Order were received from Ken A. Bott, Robert R. Ferguson, and Phulena W. Ferguson. Chester Moulds and Doris Knechtel addressed the Council and expressed their opposition to the Traffic Control Order. The Mayor declared the Public Hearing closed.

TRAFFIC CONTROL ORDER

Moved by Councilman Ludlow, seconded by Councilman McKim, that Traffic Control Order No. 1-95, which prohibits parking on the southeasterly side of State Avenue from Bingham Street to Campbell Street, be tabled indefinitely.

Carried by vote as follows:

Ayes: McKim, Lahaie, Karschnick and Ludlow.

Nays: Nerkowski.

BILLS ALLOWED

Moved by Councilman McKim, seconded by Councilman Karschnick, that the bills as listed, in the amount of \$315,368.27, be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

PAVEMENT MARKING SERVICES

The following sealed bid was received on July 10, 1995 for Pavement Marking Services:

Clark Highway Services	\$ 5,135.50
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Moved by Councilman McKim, seconded by Councilman Ludlow, that the bid of Clark Highway Services, in the amount of \$5,135.50, for Pavement Marking Services, be accepted.

Carried by unanimous vote.

JOSEPH A. FORTIER

Petition to Eliminate the Sewage Charge

Resulting from Lawn Watering Usage

Moved by Councilman Ludlow, seconded by Councilman Karschnick, that the petitions to eliminate the sewage charge resulting from lawn watering usage, and related information, as submitted by Joseph A. Fortier, be received; that the City staff and Earth Tech Operation Services update the 1992 reports regarding the elimination or reduction of sewage charges resulting from lawn watering/irrigation based on the new information submitted by Joseph A. Fortier, the fiscal implications of eliminating or reducing the sewage charge, the financial condition and capital improvement requirements of the Water and Sewage Funds, and the capacity of the Water Production Plant considering the service to the air base; and that the City staff and Earth Tech Operation Services report back to the Municipal Council within four to five weeks.

Carried by vote as follows:

Ayes: Karschnick, Ludlow, McKim and La Haie.

Nays: Nerkowski.

ALPENA CITY RETIREES ASSOCIATION

Moved by Councilman Karschinck, seconded by Councilman Ludlow, that the requests of the Alpena City Retirees Association, for automatic cost of living pension adjustments and representation on the Board of Trustees of the City of Alpena Employees Retirement System, be referred to the Retirement Board for study and report back to the Municipal Council.

Carried by unanimous vote.

HOWARD WELSH

Volleyball Courts, 4th of July Fireworks, Port-a-Johns, and

Harbor Drive Public Rest Rooms

Moved by Councilman Ludlow, seconded by Councilman Karschnick, that the letters from Howard Welsch regarding the Mich-e-ke-wis Park Volleyball Courts, 4th of July Fireworks, Port-a-Johns, and the Harbor Drive Public Rest Rooms, be received; that the nets at the Nich-e-ke-wis Park Volleball Courts, which display beer advertising, be allowed to remain, that a letter of appreciation be sent to Jim Johnston for his donation of the volleyball nets to the Mich-e-ke-wis Volleyball Association for use at the Mich-e-ke-wis Park Volleball* Courts, and that the City staff develop a policy regarding advertising on City property for Council consideration; that extra port-a-johns be placed for future 4th of July activities; that the City staff investigate the upgrading of the Harbor Drive Public Rest Rooms; and that the City staff get together with the Chamber of Commerce to establish a committee to help coordinate the 4th of July activites**.

Carried by unanimous vote.

LIQUOR CONTROL COMMISSION

Moved by Councilman Ludlow, seconded by Councilman McKim, that the request from M.T.V. Enterprises, Inc, to transfer ownership of 1992 Class C licensed business in escrow with Dance-Entertainment Permit located at 468 Ripley, Alpena, Michigan, from Alpena Aerie #1241, Fraternal Order of Eagles, Inc., be considered for approval, subject to review and approval by City staff.

Carried by unanimous vote.

ORDINANCE NO. 95-252

Moved by Councilwoman Nerkowski, seconded by Councilman NcKim, that Ordinance No. 95-252, being an Ordinance amending the Zoning Ordinance Map to rezone properties along Washington and Fourth Avenues, from Tuttle Street to Tawas Street, from Multiple Family Residential RM-1 and RM-2 and Office Service OS-1 to One Family Residential R-2, be adopted.

Carried by unanimous vote.

ORDINANCE NO. 95-253

Moved by Councilman McKim, seconded by Councilman Karschnick, that Ordinance No. 95-253, being an Ordinance amending the Zoning Ordinance Map to rezone property at the northeast corner of Lockwood Street and Fifth Avenue from Two-Family Residential R-T to Vehicular Parking P-1, be adopted.

Carried by vote as follows:

Ayes: Karschnick, McKim, Nerkowski and La Haie.

Nays: None.

Not Voting: Ludlow.

ORDINANCE NO. 95-254

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that Ordinance No. 95-254, being an Ordinance amending the Zoning Ordinance Text regarding motel uses, 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 Dale Bell upon his retirement from the Alpena Police Department after 25 years and 1 month of service.

Carried by unanimous vote.

CERTIFICATES OF APPRECIATION

Moved by Councilman Ludlow, seconded by Councilman McKim, that a Certificate of Appreciation be presented to Richard Hunter for his outstanding efforts in bringing the Vietnam Veterans Memorial Moving Wall to Alpena, and that a Certificate of Appreciation be presented to James Rau for his outstanding efforts as chairman of the committee for the "World War II Remembered" exhibit at the Jesse Besser Museum.

Carried by unanimous vote.

CITY CLERK-TREASURER' S OFFICE

Reorganization of Clerical Positions

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the proposed reorganization of clerical positions in the City Clerk-Treasurer's Office be approved per the memo from the City Clerk-Treasurer dated April 17, 1995 and revised June 26, 1995.

Carried by unanimous vote.

RESOLUTION NO. 1995-20

**Performance and Indemnification Resolution
for the
Alpena Lions Club River Pathway**

Moved by Councilman McKim, seconded by Councilman Karschnick, that Resolution No. 1995-20, which is a Performance and indemnification Resolution for the Alpena Lions Club River Pathway and which includes the Special Conditions for River Pathway in MDOT Right-of-Way, be adopted.

Carried by unanimous vote.

1995 CAPITAL IMPROVEMENT PROJECT

(Sewer and Street Construction)

Inspection Services

Moved by Councilman Ludlow, seconded by Councilman McKim, to authorize the utilization of outside engineering services from a local consulting engineering firm to provide full-time construction monitoring on the 1995 Capital Improvement Project (Sewer and Street Construction), at a cost not to exceed \$8,000.00, per the memo from the City Engineer dated July 13, 1995.

Carried by unanimous vote.

OFFICE OF COMMUNITY ORIENTED POLICING SERVICES (COPS)

Universal Hiring Program Grant

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the City apply for a Universal Hiring Program Grant from the Office of Community Oriented Policing Services (COPS) for a minimum of one police officer, per the memo from the Public Safety Director dated July 11, 1995.

Carried by vote as follows:

Ayes: McKim, Nerkowski and Ludlow.

Nays: La Haie and Karschnick.

On motion of Councilman McKim, seconded by Councilman Karschnick, the Council adjourned at 10:22 p.m.

WILLIAM E. LA HAIE

MAYOR

ATTEST:

Alan L. Bakalarski

City Clerk

* Correct spelling "Volleyball"

** Correct spelling "activities"

COUNCIL PROCEEDINGS

August 7, 1995

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 Tern.

Present: Mayor Pro Tern Karschnick, Councilmembers Ludlow, McKim and Nerkowski.

Absent: Mayor La Haie.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the session of July 17, 1995 were read and approved as printed.

ADDITIONS TO THE AGENDA

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

1. Letter from Janice Grenier

Carried by unanimous vote.

APPROVAL OF AGENDA

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

Carried by unanimous vote.

BILLS ALLOWED

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the bills as listed, in the amount of \$353,020.40, 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, 1994 to June 30, 1995, be received and filed.

Carried by unanimous vote.

RESOLUTION NO. 1995-21

RESOLUTION-NOTICE OF FILING OF ROLL WITH CLERK FOR PUBLIC

INSPECTION-NOTICE OF MEETING OF COUNCIL ACTING AS BOARD

OF REVIEW FOR 1995 SPECIAL ASSESSMENT PROJECT NO. 84

Moved by Councilman McKim, seconded by Councilman Ludlow, that Resolution No. 1995-21, which accepts the Special Assessment roll of the 1995 Special Assessment District No. 84 as duly certified and presented by the Assessor, and which sets September 5, 1995, as the date for review of said Special Assessment roll by the Council setting as a Board of

Review, be adopted.

Carried by unanimous vote.

FORMER CENTRAL FIRE STATION LAND SALE

Moved by Councilman McKim, seconded by Councilman Ludlow, that the former Central Fire Station land parcel not be sold, and that the City staff be directed to prepare plans and cost estimates for the development of a parking lot at said site and report back to the Municipal* Council.

Carried by unanimous vote.

ALPENA CITY BAND

Annual Report and Budget Request

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that the Alpena City Band's Annual Report be received and filed; and that the Band's request for funding for fiscal year 1995-1996, in the amount of \$10,000.00, be approved.

Carried by unanimous vote.

RESOLUTION NO. 1995-22

PROPOSED FREEWAY TO NORTHEAST MICHIGAN

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that Resolution No. 1995-22, which supports construction of a freeway in Northeast Michigan, from Standish extending through to Alpena, be adopted.

Carried by unanimous vote.

CERTIFICATE OF APPRECIATION

Moved by Councilman Ludlow, seconded by Councilman McKim, that a Certificate of Appreciation be presented to Steven Lappan in grateful recognition of outstanding public service rendered to the City of Alpena as Planning Commissioner from November 1987 through June 1995.

Carried by unanimous vote.

ENVIRONMENTAL COMMITTEE

Household Hazardous Waste Drop-Off Day in Alpena

Moved by Councilwoman Nerkowski, seconded by Councilman McKim, that the request of the Environmental Committee, on behalf of BFI of Northern Michigan, for permission to use the west end of the City Hall parking lot for a Household Hazardous Waste Drop-Off Day on September 23, 1995, be granted.

Carried by unanimous vote.

NATURAL RESOURCES CONSERVATION SERVICE

and

THUNDER BAY RIVER WATERSHED COUNCIL

Moved by Councilwoman Nerkowski, seconded by Councilman McKim, that the proposal of the Natural Resources Conservation Service and the Thunder Bay River Watershed Council, to do a bank stabilization project on the Thunder Bay River at the Evergreen Cemetery, be approved, and that the City staff be authorized to sign the required documents.

Carried by unanimous vote.

MICH-E-KE-WIS PARK PAVILION

For-Profit Rentals

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that Kim Show Productions be permitted to rent the Mich-e-ke-wis Park Pavilion for a two day retail event at a total cost of \$1,500.00; that a decision on future rental rates for for-profit rentals be tabled; and that the City staff report back to the Municipal Council with a fee structure and guidelines for for-profit rentals.

Carried by unanimous vote.

AMENDMENT TO COUNCIL POLICY NO. 18

POLICY FOR PURCHASES AND SALES

Local Bidder Preference Provision

Moved by Councilman Ludlow, seconded by Councilman McKim, to approve an amendment to Council Policy No. 18 - Policy for Purchases and Sales regarding the Local Bidder Preference Provision, per the memo from the City Attorney dated July 17, 1995, with the exception of item (a).

Carried by unanimous vote.

AMENDMENT TO ALPENA COUNTY AMBULANCE AGREEMENT

Moved by Councilman Ludlow, seconded by Councilman McKim, to approve an amended Ambulance Agreement with Alpena County per the five points presented in the City Manager's memo to the Alpena County Board of Commissioners dated July 25, 1995, contingent upon approval of the same by the County Board.

Carried by vote as follows:

Ayes: McKim, Nerkowski and Ludlow.

Nays: Karschnick.

LEACHATE DISPOSAL FEES

Sewage Treatment Plant

Moved by Councilman McKim, seconded by Councilman Ludlow, that fees for leachate disposal at the Sewage Treatment Plant be set as follows, effective August 8, 1995, per the memo from the City Engineer dated August 1, 1995:

Trucked-In Waste	\$0.060 per gallon
Sanitary Landfill Leachate	0.025 per gallon

Carried by vote as follows:

Ayes: Karschnick, Ludlow and McKim.

Nays: Nerkowski.

On motion of Councilman McKim, seconded by Councilman Ludlow, the Council adjourned at 9:01 p.m.

DAVID R. KARSCHNICK, SR.

MAYOR PRO TEM

ATTEST:

Alan L. Bakalarski
City Clerk

* Correct spelling "Municipal"

COUNCIL PROCEEDINGS

August 21, 1995

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 7, 1995 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. Public Information Bulletin Water Distribution
2. Eldon Krentz and S & A Company, Inc. Request Property to be Designated for Tax Abatement

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 \$159,939.71, be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

LAWN MOWERS

The following sealed bids were received on August 14, 1995 for the purchase of one lawn mower for the Parks Department and one lawn mower for the Cemetery Department:

Cemetery Mower

Parks Mower

Spartan Distributors	NO BID	\$12,247.00
Valley Turf Inc.	\$5,482.00*	12,099.00*
Commercial Turf Equipment L.L.C.	9,345.00	NO BID

*does not meet specifications

Moved by Councilman McKim, seconded by Councilman Karschnick, that the bid of Commercial Turf Equipment, in the amount of \$9,345.00, for a lawn mower for the Cemetery Department; and the bid of Spartan Distributors, in the amount of \$12,247.00, for a lawn mower for the Parks Department; both be accepted.

Carried by vote as follows:

Ayes: La Haie, Karschnick and McKim.

Nays: Ludlow and Nerkowski.

RESOLUTION NO. 1995-23

RESOLUTION OF SUPPORT FOR ALPENA TOWNSHIP

ROAD IMPROVEMENTS TO FACILITATE FIBER CHAR EXPANSION

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that Resolution No. 1995-23, which supports Alpena Township's proposed project to upgrade Piper Road to provide improved access to facilitate the expansion of Fiber Char Corporation, be adopted.

Carried by unanimous vote.

MICHIGAN MUNICIPAL WORKER'S COMPENSATION FUND

Election of Trustees

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, 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 on the Board of Trustees of the Michigan Municipal Worker's Compensation Fund.

Carried by unanimous vote.

MICH-E-KE-WIS PARK PAVILION

For—Profit Rentals

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

fee schedule and guidelines for for-profit rentals at the Mich-e-ke-wis Park Pavilion be set as follows:

1. Rental Rate \$750.00 for the first day, \$550.00 for each consecutive day, plus electric utility useage* charge.
2. One day for setup and one day for takedown are permitted at no charge.
3. No liquor sales are permitted.
4. The renter is to supply comprehensive general liability insurance in the amount of \$1,000,000 with the City of Alpena listed as additionally insured.
5. Any other insurance which may be necessary to cover the particular event held at Mich-e-ke-wis Park Pavilion.

Carried by unanimous vote.

ELIMINATION OR REDUCTION OF SEWAGE CHARGE FOR IRRIGATION

Moved by Councilman Karschnick, seconded by Councilman McKim, that the issue of the elimination or reduction of sewage charge for irrigation purposes be tabled indefinitely.

Failed by vote as follows:

Ayes: La Haie and Karschnick.

Nays: Nerkowski, Ludlow and McKim.

CITY CLERK-TREASURER

Reclassification**

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the City Clerk-Treasurer be reclassified from Pay Grade 5, Step 7 (maximum step, \$49,295) to Pay Grade 6, Step 5 (\$52,746) per the memo from the City Manager dated August 11, 1995.

Carried by unanimous vote.

ELDON KRENTZ AND S & A COMPANY, INC.

Plant Rehabilitation District and Industrial Development District

Moved by Councilman Karschnick, seconded by Councilman McKim, that a Public Hearing be held at 8:00 p.m., September 18, 1995, during the regular meeting of the Municipal Council, on the request of Eldon Krentz and S & A

Company, Inc. to have the following described property designated as a Plant Rehabilitation District and Industrial Development District, pursuant to Michigan Public Act 198 of 1974, as amended:

Property on North Second Avenue, Northeast of Herman Street Part of Code #04-092-177-000-124-00

(Note: The complete legal description is on file in the office of the City Clerk).

Carried by unanimous vote.

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

WILLIAM E. LA HAIE

MAYOR

ATTEST:

Alan L. Bakalarski

City Clerk

* Correct spelling "usage"
** Correct spelling "Reclassification"

COUNCIL PROCEEDINGS

September 5, 1995

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 21, 1995 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. Richard J. Milligan, M.D. - Request Storm Sewer Extension to 321 Long Rapids Plaza
2. Blue Horizons Fishing Platform
3. Railroad Depot and Street Crossings

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.

BOARD OF REVIEW

1995 Special Assessment Project No. 84

Mayor La Haie announced that the Municipal Council was meeting as a Board of Review to review the 1995 Special Assessment Roll No. 84 as certified by the City Assessor. The Mayor read the description of the area involved and asked if there were any persons present objecting to their assessment and if the City Clerk had received any written objections. There were no persons present objecting to their assessments, and the City Clerk informed the Council that he had received no written objections.

The Mayor declared the Board of Review Public Hearing closed.

RESOLUTION NO. 1995-24

RESOLUTION CONFIRMING ROLL FOR

1995 SPECIAL ASSESSMENT PROJECT NO. 84

Moved by Councilwoman Nerkowski, seconded by Councilman McKim, that Resolution No. 1995-24, which confirms the Special Assessment Roll for 1995 Special Assessment Project No. 84, and which includes the following streets, be adopted:

Addison Street - Emmet Street to Third Avenue
Lawn Street - Emmet Street to Second Avenue

Carried by unanimous vote.

APPOINTMENT

City Plan Commission

Moved by Councilman McKim, seconded by Councilman Karschnick, that the Mayor's appointment of Michael Taylor to the City Plan Commission, for the term expiring November 1, 1995, 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 \$285,076.78, be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

RETIREMENT BOARD

Composition of Board of Trustees

Moved by Councilman McKim, seconded by Councilman Karschnick, that the recommendation of the Retirement Board that the Municipal Council amend the Retirement System Ordinance to change the composition of the Retirement Board to include one City retiree appointed to the Board by the Municipal Council for a two (2) year term be received, and that the City Attorney be directed to prepare the necessary ordinance amendment to effect said change in board composition.

Carried by unanimous vote.

LIQUOR CONTROL COMMISSION

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the request from C & L Ventures, Inc. for a new Entertainment Permit to be held in conjunction with 1995 Class C licensed business, located at 121 W. Chisholm, Alpena, MI 49707, Alpena County, be considered for approval.

Carried by unanimous vote.

HURON UNDERCOVER NARCOTS TEAM (H.U.N.T.)

Moved by Councilman McKim, seconded by Councilman Karschnick, that the six month report from the Huron Undercover Narcotics Team (H.U.N.T.) be received, and that H.U.N.T. be requested to submit a more detailed and complete annual report for the Municipal Council's October 2, 1995 meeting.

Carried by unanimous vote.

WAGE AND BENEFIT PACKAGE

Administrative and Regular Non-Union Employees

Moved by Councilman McKim, seconded by Councilman Karschnick, that Administrative and Regular Non-Union Employees Wage and Benefit Package, for fiscal year 1995-1996, be approved, per the memo from the City Manager dated August 30, 1995.

Carried by unanimous vote.

TRAFFIC CONTROL ORDER

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that Traffic Control Order No. 3-92, which provides for one-hour parking 8:00 a.m. to 6:00 p.m. except Sundays and holidays on the northeast side of White Street from First Avenue to 235 feet northwest of the centerline of First Avenue, be rescinded.

Carried by unanimous vote.

RICHARD J. MILLIGAN, M.D.

Storm Sewer Extension

Moved by Councilman Karschnick, seconded by Councilman Ludlow, that the request of Richard J. Milligan, M.D., for the City to fund and install a storm sewer extension to 321 Long Rapids Plaza, be denied.

Carried by unanimous vote.

BLUE HORIZONS FISHING PLATFORM

Moved by Councilman Karschnick, seconded by Councilman McKim, that a six foot by twelve foot Fishing Platform be constructed behind the Blue Horizons Home, as part of the River Trail Plan, at an estimated cost of \$1,750.00, utilizing 75% grant funds, if available, and City funds.

Carried by unanimous vote.

On motion of Councilman McKim, seconded by Councilman Karschnick, the Council adjourned at 9:05 p.m.

WILLIAM E. LA HAIE

MAYOR

ATTEST:

Alan L. Bakalarski
City Clerk

* Correct spelling "usage"
** Correct spelling "Reclassification"

COUNCIL PROCEEDINGS

September 18, 1995

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 Ludlow and Nerkowski.

Absent: Councilmembers Karschnick and McKim.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the session of September 5, 1995 were read and approved as printed.

ADDITIONS TO THE AGENDA

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

1. Honeywell

Carried by unanimous vote.

APPROVAL OF AGENDA

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

Carried by unanimous vote.

PLANT REHABILITATION DISTRICT AND INDUSTRIAL DEVELOPMENT DISTRICT

PUBLIC HEARING

Eldon Krentz and S & A Company, Inc.

Mayor La Haie announced that this was a Public Hearing on a proposal to establish a Plant Rehabilitation District and Industrial Development District, as requested by Eldon Krentz and S & A Company, Inc. The Clerk informed the Council that a notice of this Hearing was mailed by certified mail to Eldon Krentz and S & A Company, Inc. All persons present were given an opportunity to be heard.

The Mayor declared the Public Hearing closed.

RESOLUTION NO. 1995-25

RESOLUTION ESTABLISHING PLANT REHABILITATION DISTRICT AND

INDUSTRIAL DEVELOPMENT DISTRICT

ELDON KRENTZ AND S & A COMPANY, INC.

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that Resolution No. 1995-25, establishing property located on North Second Avenue Northeast of Herman Street, as City of Alpena Plant Rehabilitation District and Industrial Development District No. 7, as requested by Eldon Krentz and S & A Company, Inc., be adopted.

Carried by unanimous vote.

APPOINTMENT

Compensation Commission

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that the Mayor's reappointment of Joanne Gallagher to the Compensation Commission, for the five-year term expiring October 1, 2000, be confirmed.

Carried by unanimous vote.

APPOINTMENTS

Economic Development Corporation

Moved by Councilwoman Nerkowski, seconded by Councilman Ludlow, that the Mayor's reappointments of A.B. Crow and Carl Reitz to the Economic Development Corporation, for the six-year terms expiring October 2, 2001, be confirmed.

Carried by unanimous vote.

BILLS ALLOWED

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that the bills as listed, in the amount of \$256,164.49, be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

ORDINANCE NO. 95-255

Ordinance No. 95-255, being an Ordinance amending the Retirement System Ordinance regarding composition of the Board of Trustees and benefit changes for police patrol, police command, and general non-union members, was given its first presentment (reading) by the City Attorney.

On motion of Councilman Ludlow, seconded by Councilwoman Nerkowski, the Council adjourned at 8:10 p.m.

WILLIAM E. LA HAIE

MAYOR

ATTEST:

Julie A. Krajniak
Acting Deputy City Clerk

COUNCIL PROCEEDINGS

October 2, 1995

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 September 18, 1995 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. Leaves
2. Alpena Target 2000 - District No. 4 Health Department
3. Halloween Hours - October 31, 1995 - 5:30 p.m. to 7:30 p.m.

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

Zoning Board of Appeals

Moved by Councilman Karschnick, seconded by Councilman Ludlow, that Peter Skiba be appointed to the Zoning Board of Appeals for the three year term expiring October 5, 1998.

Carried by unanimous vote.

BILLS ALLOWED

Moved by Councilman McKim, seconded by Councilman Karschnick, that the bills as listed, in the amount of \$364,030.52, 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, 1995 to August 31, 1995, be received and filed.

Carried by unanimous vote.

CITY OF ALPENA CIVIC AND COMMUNITY CENTER

Ice Machine

The following bids were received by the Civic and Community Center staff for the purchase and installation of a 500 lb. Ice Machine:

Ludlow Sales Co.	\$ 2,652.00
Minnick Refrigeration Service	2,912.35
Alpena Temp-Trol	2,930.00

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the bid of Ludlow Sales Co., in the amount of \$2,652.00, for the purchase and installation of a 500 lb. Ice Machine for the City of Alpena Civic and Community Center, be accepted.

Carried by vote as follows:

Ayes: McKim, Nerkowski, La Haie and Karschnick.

Nays: None.

Not Voting: Ludlow.

CITY PLAN COMMISSION

Non-Use Variances

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that the recommendation of the City Plan Commission regarding Non-Use Variances be received, and that the City Attorney be directed to prepare the necessary ordinance to change the Zoning Ordinance Text regarding Non-Use Variances.

Carried by unanimous vote.

RICHARD J. MILLIGAN, M.D.

Storm Sewer Service and Tap Fee

Moved by Councilman Karschnick, seconded by Councilman Ludlow, that the communication of Richard J. Milligan, M.D., regarding storm sewer service and a waiver of the storm sewer tap fee for 321 Long Rapids Plaza, be received and filed.

Carried by unanimous vote.

ORDINANCE NO. 95-255

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, the Ordinance No. 95-255, being an Ordinance amending the Retirement System Ordinance regarding composition of the Board of Trustees and benefit changes for police patrol, police command, and general

non-union members, be adopted.

Carried by unanimous vote.

HURON UNDERCOVER NARCOTICS TEAM (H.U.N.T.)

Annual Report and Budget Request

Moved by Councilman Ludlow, seconded by Councilman McKim, that the Annual Report from the Huron Undercover Narcotics Team (H.U.N.T.) be received and filed; and that H.U.N.T.'s request for funding for fiscal year 1995 - 1996, in the amount of \$30,000.00, be approved.

Carried by vote as follows:

Ayes: Karschnick, Ludlow, McKim and Nerkowski.

Nays: La Haie.

CITY HALL MECHANICAL AND TEMPERATURE CONTROL IMPROVEMENTS

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that the City staff be directed to prepare specifications and rebid the City Hall Mechanical and Temperature Control Improvements Project, involving local mechanical contractors with preparation of the bid specifications; and that the City staff be authorized to make emergency City Hall boiler/heating system repairs as needed.

Carried by unanimous vote.

HONEYWELL MUNICIPAL SERVICE PROGRAM

City Hall Mechanical and Temperature Control Improvements

Moved by Councilman Karschnick, seconded by Councilwoman Nerkowski, to withdraw and terminate the City's letter of intent with the Honeywell Municipal Service Program for City Hall Mechanical and Temperature Control Improvements.

Carried by unanimous vote.

HANDICAP RAMP SIDEWALK PROJECT

Moved by Councilman Ludlow, seconded by Councilman McKim, that the City Engineer's Handicap Ramp Report be received, that \$45,000.00 be transferred from the Public Relations Plan line item budget to the New Sidewalks line item budget, and that the issue of the identification and designation of primary pedestrian routes be referred to the Plan Commission for study and report back to the Municipal Council.

Carried by unanimous vote.

THUNDER BAY AREA FIRE FIGHTERS ASSOCIATION

Mutual Aid Agreement

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the Mutual Aid Agreement with the Thunder Bay Area Fire Fighters Association be approved, per the memo from the Public Safety Director dated September 27, 1995; and that the Mayor and City Clerk be authorized to execute said agreement.

Carried by unanimous vote.

HOLY CROSS CEMETERY

Leaves

Moved by Councilman McKim, seconded by Councilman Ludlow, that the City's policy of prohibiting Holy Cross Cemetery from disposing of leaves at the City's compost pile be rescinded, and that Holy Cross Cemetery be permitted to haul and dispose of leaves at the City's compost pile for the 1995 season.

Carried by unanimous vote.

ALPENA TARGET 2000

District No. 4 Health Department

Moved by Councilman McKim, seconded by Councilman Ludlow, that the letter from Alpena Target 2000 regarding the future site of District No. 4 Health Department be received, and that the issue of the future site of the Health Department be referred to the City staff for study and report back to the Municipal Council at its October 16, 1995 meeting.

Carried by unanimous vote.

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

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WILLIAM E. LA HAIE

MAYOR

ATTEST:

Alan L. Bakalarski

City Clerk

COUNCIL PROCEEDINGS

October 16, 1995

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 2, 1995 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. Impact Enterprises, Inc. and Parker Land Corporation - District No. 4 Health Department
2. Amendment to Cablevision Agreement with TCI

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 Councilwoman Nerkowski, that the Mayor's reappointments of Thomas Bennett, Douglas Schwartz, and Michael Taylor to the City Plan Commission, for the three-year terms expiring November 1, 1998, 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 \$248,156.60, be allowed and the Mayor and City Clerk authorized to sign warranted in payment of same.

Carried by unanimous vote.

WATER TREATMENT PLANT

Low Service Pump

The following sealed bids were received on September 26, 1995 for a Low Service Pump for the Water Treatment Plant:

N.R. Mitchell Co.	\$ 8,822.00*
Bertsch Co.	9,290.00
Hydro Dynamics	10,613.00
Alpena Supply Co.	12,369.00

*does not meet specifications

Moved by Councilman McKim, seconded by Councilman Ludlow, that the bid of Bertsch Co., in the amount of \$9,290.00, for a Low Service Pump for the Water Treatment Plant, be accepted.

Carried by unanimous vote.

WATER TREATMENT PLANT

Shorewell Dewatering Pump

The following sealed bids were received on September 26, 1995 for a Shorewell Dewatering Pump for the Water Treatment Plant:

N.R. Mitchell Co.	\$ 4,500.00*
Hydro Dynamics	4,759.00*
H.S.S. Pumps	5,290.00
Bertsch Co.	7,360.00
Alpena Supply Co.	8,143.00
Weinkauf Plumbing & Heating	9,528.00

*does not meet specifications

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that the bid of H.S.S. Pumps, in the amount of \$5,290.00, for a Shorewell Dewatering Pump for the Water Treatment Plant, be accepted.

Carried by unanimous vote.

IBM AS/400 AND PERSONAL COMPUTER NETWORK PLAN

Moved by Councilman McKim, seconded by Councilman Ludlow, that the firm of Chowne & Associates be retained to coordinate, implement, and provide on-going

technical assistance for the City's IBM AS/400 and Personal Computer Network Plan, per the memo from the City Clerk-Treasurer dated October 6, 1995.

Carried by unanimous vote.

S & A COMPANY, INC.

Request Water and Sewer Utilities Extension

Moved by Councilman Ludlow, seconded by Councilman Karschnick, that the request of S & A Company, Inc., for the City to extend water and sewer mains on Second Avenue from Herman Street approximately 400 feet east to service a lot on which the company intends to construct a facility, be referred to the City staff for budget study; and that the City staff investigate alternative financing methods for utility extensions.

Carried by unanimous vote.

HABITAT FOR HUMANITY, ALPENA AREA, INC.

Request Water and Sewer Utility Extension

Moved by Councilman McKim, seconded by Councilman Ludlow, that the request of Habitat for Humanity, Alpena Area, Inc., for the city to extend water and sewer mains on Palm Street between Avery and Huron Streets, be referred to the City staff for budget study.

Carried by unanimous vote.

DOWNTOWN DEVELOPMENT AUTHORITY

Carter Street Property

Moved by Councilman Ludlow, seconded by Councilman McKim, that the "Carter Steet* Property," commonly known as 137 River Street, be transferred from the City of Alpena to the Alpena Downtown Development Authority (DDA), as requested by the DDA.

Carried by unanimous vote.

APPOINTMENTS TO BOARDS AND COMMISSIONS

Moved by Councilman Karschnick, seconded by Councilwoman Nerkowski, that the City staff be requested to provide the Council with a list of expiring terms on various boards and commissions, whether the current board or

commission members are willing to accept reappointment, a list of other persons who have expressed an interest in serving on the particular board or commission, an opportunity for the appointing authority (Mayor, Council, City Manager, etc.) to propose additional names, and that the above be provided in advance of the appointment/reappointment dates.

Carried by unanimous vote.

ORDINANCE NO. 95-256

Ordinance No. 95-256, being an Ordinance amending the Zoning Ordinance Text regarding non-use variances, was given its first presentment (reading) by the City Attorney.

TRAFFIC CONTROL ORDER

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that Traffic Control Order No. 5-95, which rescinds the no parking-loading zone on the northeast side of Fletcher Street from 228 feet southeast of centerline of Merchant Street to 269 feet southeast of centerline of Merchant Street (this amends Ordinance 106), be approved.

Carried by unanimous vote.

TRAFFIC CONTROL ORDER

Moved by Councilwoman Nerkowski, seconded by Councilman Karschnick, that Traffic Control Order No. 6-95, which provides for no parking on either side of Long Rapids Road from Chisholm Street to Bagley Street, be approved.

Carried by unanimous vote.

SIGN/BIKE RACK COMMITTEE

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that the report from the Sign/Bike Rack Committee, dated August 31, 1995, be accepted, and that the City Attorney be directed to prepare the necessary ordinance to change the Zoning Ordinance Text regarding signage.

Carried by unanimous vote.

ALPENA HOCKEY ASSOCIATION

Ice Rink Manager Service Contract

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the proposal from the Alpena Hockey Association, in an estimated amount of \$17,910.00, to provide Ice Rink Manager Services for the 1995-1996 ice rink season, be accepted, per the memo from the Public Works Administrative Officer dated October 12, 1995.

Carried by unanimous vote.

IMPACT ENTERPRISES, INC. AND PARKER LAND CORPORATION

District No. 4 Health Department

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the proposal of Impact Enterprises, Inc. and Parker Land Corporation to locate District No. 4 Health Department in The Center Building in Downtown Alpena be referred to the City staff for study and report back to the Municipal Council, and that a letter supporting the "concept" of locating District No. 4 Health Department in The Center Building be authorized.

Carried by unanimous vote.

AMENDMENT TO CABELVISION AGREEMENT WITH TCI

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the Cablevision Agreement with TCI be amended by eliminating the franchise fee effective January 1, 1996, and that the Mayor and City Clerk be directed to execute said amendment, per the memo from the City Attorney dated October 13, 1995.

Carried by unanimous vote.

On motion of Councilman Karschnick, seconded by Councilman McKim, the Council adjourned at 8:55 p.m.

WILLIAM E. LA HAIE

MAYOR

ATTEST:

Alan L. Bakalarski

City Clerk

* Correct spelling "Street"

COUNCIL PROCEEDINGS

November 6, 1995

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 16, 1995 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

Retirement Board

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that Alfred D. Somers be appointed as the retiree member to the Employees Retirement System Board of Trustees for the two year term expiring November 6, 1997.

Carried by unanimous vote.

BILLS ALLOWED

Moved by Councilman McKim, seconded by Councilman Karschnick, that the bills as listed, in the amount of \$440,394.19, 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, 1995 to September 30, 1995, be received and filed.

Carried by unanimous vote.

POLICE AND FIRE DEPARTMENT UNIFORMS

The following sealed bids were received on September 25, 1995 for Police and Fire Department Uniforms:

Stroms Career Apparel

\$ \$12,944.95

Welch Uniforms	13,951.17
Nye Uniforms	14,103.50

Moved by Councilman Ludlow, seconded by Councilman McKim, that the bid of Stroms Career Apparel, in the amount of \$12,944.95, for Police and Fire Department Uniforms, be accepted.

Carried by unanimous vote.

LONG TERM DISABILITY INSURANCE

The following proposals for Long Term Disability Insurance for Clerical, Public Works, Administrative and Non-Union employees were received by the City's Long Term Disability Insurance Agent of Record, Alpena Agency, Inc.:

	<u>Rate*</u>
Provident Life & Accident	0.91%
UNUM	1.12%
The Principal Financial Group	1.40%

*rate based on percentage of covered payroll.

Moved by Councilman Ludlow, seconded by Councilman McKim, that the proposal of Provident Life & Accident Insurance Company, in the amount of 0.91% of covered payroll, for Long Term Disability Insurance for Clerical, Public Works, Administrative and Non-Union employees, be accepted.

Carried by unanimous vote.

ALPENA TARGET 2000

Annual Report and Budget Request

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the Alpena Target 2000's Annual Report be received and filed; and that Alpena Target 2000's request for funding for fiscal year 1995-1996, in the amount of \$20,700.00, be approved.

Carried by unanimous vote.

THUNDER BAY SOCCER ASSOCIATION

Sanitary Sewer Connection Waiver

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the request of the Thunder Bay Soccer Association for a waiver from the sanitary sewer connection* requirements, per Section 30-46 of the City Code of Ordinances, for a concession stand located at the soccer fields on the East Campus of Alpena Community College, be granted, per the memo from

the City Engineer dated October 25, 1995.

Carried by unanimous vote.

CITY PLAN COMMISSION

Zoning Case No. 288

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the recommendation of the City Plan Commission regarding Zoning Case No. 288 be received, and that the City Attorney be directed to prepare the necessary ordinance to change the Zoning Map to rezone property at the intersection of Bagley Street and Washington Avenue from I-1 Light Industrial to B-3 General Business.

Carried by unanimous vote.

ORDINANCE NO. 95-256

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that Ordinance No. 95-256, being an Ordinance amending the Zoning Ordinance Text regarding non-use variances, be adopted.

Carried by unanimous vote.

MUNICIPAL TRUNKLINE MAINTENANCE CONTRACT

BE IT RESOLVED THAT The Municipal Trunkline Maintenance Contract between the Michigan Department of Transportation and the City of Alpena for the period October 1, 1995 to September 30, 2000, is hereby accepted and City Manager Peter Parker is designated as Maintenance Superintendent on sections of State Trunkline Highways as shown on the Municipal Route Section Map and Budget Sheets.

The following City officials, Mayor William E. La Haie and City Clerk Alan L. Bakalarski, are authorized to sign the said maintenance contract.

The adoption of the above resolution was moved by Councilman McKim, seconded by Councilwoman Nerkowski, and 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. 95-2102 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. 95-2102 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 Karschnick, and carried by unanimous vote.

1996 MARINA SEASONAL MOORAGE RATES

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the City adopt the 1996 marina seasonal moorage rates as established by the Michigan State Waterways Commission, per the memo from the City Engineer dated November 1, 1995, as follows:

30/32'Slips -	\$ 1,010.00
36/38'Slips -	1,425.00
42/45'Slips -	1,965.00
60' Slips -	2,690.00

Carried by unanimous vote.

On motion of Councilman McKim, seconded by Councilman Karschnick, the Council adjourned at 8:28 p.m.

WILLIAM E. LA HALE
MAYOR

ATTEST:

Alan L. Bakalarski
City Clerk

* Correct spelling "connection"

COUNCIL PROCEEDINGS

November 20, 1995

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 6, 1995 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. Civic and Community Center - Management Agreement Extension

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 \$117,982.33, 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, 1995 to October 31, 1995, be received and filed.

Carried by unanimous vote.

CABLE TV FRANCHISE AGREEMENT

Moved by Councilman McKim, seconded by Councilman Karschnick, that the report from the City Attorney on the Amendment to the Cable TV Franchise Agreement with TCI, which eliminates the franchise fee for all City residents effective January 1, 1996, be received and filed.

Carried by unanimous vote.

CANVASS OF VOTES CAST

The Canvass of Votes Cast for the General Election of November 7, 1995, as submitted by the Alpena County Board of Canvassers, determined that Camille Nerkowski was elected Mayor and David R. Karschnick, Sr. and Philip R. Ludlow were elected members of the Municipal Council for the four year terms beginning January 1, 1996.

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that the Canvass of Votes Cast for the November 7, 1995 General Election, be received and filed.

Carried by unanimous vote.

SNOW HAULING AND EMERGENCY SNOW PLOWING

Sealed bids were received on October 23, 1995 for Snow Hauling and Emergency Snow Plowing from Olsen's Excavating, Great Lakes Excavating and Equipment Rental, and Specification* Stone Products, Inc.; said bids were incomplete and the contract was rebid. After re-advertising one sealed bid was received on November 13, 1995 for Snow Hauling and Emergency Snow Plowing from Specification Stone Products, Inc. for hourly rates for various types of equipment. Copies of said bids are on file in the City Clerk's Office.

Moved by Councilman Ludlow, seconded by Councilwoman Nerkowski, that the bid of Specification Stone Products Inc., for Snow Hauling and Emergency Snow Plowing, per the memo from the Public Works Administrative Officer dated November 16, 1995, be accepted.

Carried by unanimous vote.

PANEL PROCESSING, INC.

Industrial Facilities Exemption Certificate

Moved by Councilman Karschnick, seconded by Councilman Ludlow, that a Public Hearing be held at 8:00 p.m., on December 18, 1995, 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.

RESOLUTION NO. 1995-26

RESOLUTION OF SUPPORT FOR INCREASED TRANSPORTATION FUNDING

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that Resolution No. 1995-26, which endorses the CRAM Transportation Funding Proposal entitled Modified Gas Tax

Proposal and urges its expeditious enactment into law, and which requests that current and any increases in Michigan highway user fees designated for highway purposes be distributed among cities, counties and MDOT in accordance with the existing 1951 PA51 distribution formula, be adopted.

Carried by unanimous vote.

ALPENA EXCHANGE CLUB

Moved by Councilman Karschnick, seconded by Councilman McKim, that the request of the Alpena Exchange Club, for permission to construct an "Ice Tree" and "Spring Clock" at Mich-e-ke-wis Park, be granted, provided that the Exchange Club receives the approval of the Michigan Bureau of State Lottery for a gaming license and that the conditions stated in the Exchange Club's letter request are followed.

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 1996 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.

ORDINANCE NO. 95-257

Ordinance No. 95-257, being an Ordinance amending the Zoning Ordinance Text regarding sign regulations, was given its first presentment (reading) by the City Attorney.

ORDINANCE NO. 95-258

Ordinance No. 95-258, being an Ordinance amending the Zoning Ordinance Map to rezone property at the intersection of Bagley Street and Washington Avenue from I-1 Light Industrial to B-3 General Business, was given its first presentment (reading) by the City Attorney.

CHOWEN & ASSOCIATES, INC.

Standardization to IBM Personal Computers

Moved by Councilman McKim, seconded by Councilman Ludlow, to accept the proposal of Chowen & Associates to standardize to IBM personal computers, per the memo from the City Clerk-Treasurer and city Assessor dated November 15, 1995.

Carried by unanimous vote.

ANNUAL PARADE PERMIT

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the City Manager be authorized to apply to the Michigan Department of Transportation for an Annual Parade Permit for 1996.

Carried by unanimous vote.

CIVIC AND COMMUNITY CENTER

Management Agreement Extension

Moved by Councilman McKim, seconded by Councilman Karschnick, that the existing management agreement with the Alpena Area Chamber of Commerce for the management and operation of the City of Alpena Civic and Community Center be extended on a month-to-month basis not to exceed one hundred eighty (180) days from June 30, 1995.

Carried by unanimous vote.

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

WILLIAM E. LA HAIE
MAYOR

ATTEST:

Alan L. Bakalarski
City Clerk

* Correct spelling "Specification"

COUNCIL PROCEEDINGS

December 4, 1995

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 20, 1995 were read and approved as printed.

APPROVAL OF AGENDGA

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

Carried by unanimous vote.

APPOINTMENT

Housing Commission

Moved by Councilman McKim, seconded by Councilman Ludlow, that the City Manager's reappointment of Michael Kearly to the Housing Commission for the five-year term expiring December 4, 2000, be confirmed.

Carried by unanimous vote.

APPOINTMENT

Environmental Committee

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that the appointment of Brenda Frazer to the Environmental Committee for the two-year term expiring November 22, 1997, as submitted by the Thunder Bay River Watershed Council, be accepted, per the memo from the Deputy Police Chief dated November 4, 1995.

Carried by unanimous vote.

BILLS ALLOWED

Moved by Councilman McKim, seconded by Councilman Karschnick, that the bills as listed, in the amount of \$215,897.55, be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

1996 MUNICIPAL COUNCIL MEETING

Moved by Councilman Ludlow, seconded by Councilman McKim, that the 1996 Municipal Council Meeting Schedule, as presented by the City Clerk, be approved.

Carried by unanimous vote.

IMPACT ENTERPRISES, INC. AND PARKER LAND CORPORATION

District No. 4 Health Department/Downtown Parking

Moved by Councilman Ludlow, seconded by Councilman McKim, that the request of Impact Enterprises, Inc. and Parker Land Corporation, for a commitment from the City to help with parking problems so that District No. 4 Health Department can locate in The Center Building in Downtown Alpena, be referred to the City staff and that the City staff work with Impact Enterprises, Inc., Parker Land Corporation, and the Alpena Downtown Development Authority regarding this issue.

Carried by unanimous vote.

RECREATION ADVISORY BOARD

Major Construction or Modifications to City-Owned Facilities

Moved by Councilman Ludlow, seconded by Councilman McKim, to approve the communication from the Recreation Advisory Board regarding "Steps to Request Major Construction or Modifications to City-Owned Facilities," including the Mich-e-ke-wis Ice Rink, and to refer the matter back to City staff for additional study and report back to the Municipal Council.

Carried by unanimous vote.

RECREATION ADVISORY BOARD

County-Wide Recreation Board

Moved by Councilman Karschnick, seconded by Councilman McKim, that the communication from the Recreation Advisory Board recommending the formation of a County-Wide Recreation Board be received, and that the Recreation Advisory Board be requested to start the process of establishing the County-Wide

Recreation Board by contacting Alpena County and other appropriate local agencies.

Carried by unanimous vote.

ORDINANCE NO. 95-257

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that Ordinance No 95-257, being an Ordinance amending the Zoning Ordinance Text regarding sign regulations, be adopted.

Carried by unanimous vote.

ORDINANCE NO. 95-258

Moved by Councilman Karschnick, seconded by Councilman McKim, that Ordinance No. 95-258, being an Ordinance amending the Zoning Ordinance Map to rezone property at the intersection of Bagley Street and Washington Avenue from I-1 Light Industrial to B-3 General Business, be adopted.

Carried by unanimous vote.

On motion of Councilman McKim, seconded by Councilman Karschnick, the Council adjourned at 8:20 p.m.

WILLIAM E. LA HAIE
MAYOR

ATTEST:

Alan L. Bakalarski
City Clerk

COUNCIL PROCEEDINGS

December 18, 1995

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 4, 1995 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 Plan Commission Appointment
2. Communications Thanking Mayor La Haie for his Commitment to the City of Alpena During his Tenure as Mayor

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

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 a opportunity to be heard. No citizens addressed the Council.

The Mayor declared the Public Hearing closed.

RESOLUTION NO. 1995-27

RESOLUTION GRANTING AN

INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE

FOR PANEL PROCESSING, INC.

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, that Resolution No. 1995-27, 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 nine (9) whole years, starting with the 1997 assessment year and ending in the year 2005, be adopted.

Carried by unanimous vote.

APPOINTMENT

City Plan Commission

Moved by Councilman McKim, seconded by Councilman Ludlow, that the Mayor's appointment of Joanne Gallagher to the City Plan Commission, for the term expiring November 1, 1998, 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 \$298,801.04, 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, 1995 to November 30, 1995, be received and filed.

Carried by unanimous vote.

COMPREHENSIVE ANNUAL FINANCIAL REPORT

Moved by Councilman Ludlow, seconded by Councilman McKim, that the Comprehensive Annual Financial Report, for the fiscal year ended June 30, 1995, as prepared by Nethercut, Cernat, Straley & Ilsley, P.C. and the City

Clerk-Treasurer's Office, be received and filed.

Carried by unanimous vote.

ALPENA PUBLIC SCHOOLS

Summer Tax Collection

Moved by Councilman McKim, seconded by Councilman Karschnick, that the City not collect the 1996 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.

BLUE LINE CLUB

Mich-e-ke-wis Ice Rink

Temporary Locker Room

Moved by Councilman Ludlow, seconded by Councilman McKim, that the request of the Blue Line Club, for permission to install a temporary locker room at the Mich-e-ke-wis Ice Rink, be approved, and that the City pay one-third (1/3) of the cost of required electrical improvements to accommodate said project.

Carried by unanimous vote.

1996 SPRING TREE PLANTING PROGRAM

Moved by Councilman McKim, seconded by Councilwoman Nerkowski, to exercise the contract renewal option with Shafto's Greenhouses & Nursery to purchase Patmore Green Ash trees at \$75.00 each and Spring Snow Crabapple trees at \$60.00 each, for the 1996 Spring Tree Planting Program, as recommended in the City Engineer's memo dated December 7, 1995.

Carried by unanimous vote.

POLICE DEPARTMENT

Rules and Regulations

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

Rules and Regulations for the Police Department, per the memo from the Public Safety Director dated November 28, 1995, be approved.

Carried by unanimous vote.

On motion of Councilman McKim, seconded by Councilman Karschnick, the Council adjourned at 8:43 p.m.

WILLIAM E. LA HALE

MAYOR

ATTEST:

Alan L. Bakalarski

City Clerk

COUNCIL PROCEEDINGS

February 21, 1995

The Municipal Council of the City of Alpena met in special session, upon the call of the City Clerk, at the Alpena Civic and Community 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.

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

WILLIAM E. LA HAIE

MAYOR

ATTEST:

Alan L. Bakalarski

City Clerk

COUNCIL PROCEEDINGS

February 25, 1995

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 and Nerkowski:

Absent: Councilmember McKim.

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 recessed during the following time periods: 10:31 a.m. to 10:44 a.m.; 12:05 p.m. to 12:35 p.m.; and 1:44 p.m. to 1:54 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 final presentation to the Municipal Council.

On motion of Councilman Karschnick, seconded by Councilman Ludlow, the Council adjourned at 3:06 p.m.

WILLIAM E. LA HAIE

MAYOR

ATTEST:

Alan L. Bakalarski
City Clerk