

**COUNCIL PROCEEDINGS**

**September 17, 2012**

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

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

Absent: None.

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

**MINUTES**

The minutes of the regular session of September 4, 2012, and special session of September 6, 2012, were approved as printed.

**CONSENT AGENDA**

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

1. Bills Allowed – in the amount of \$281,231.46 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. Budget amendment request to transfer \$78,000 from fund balance to pay Besser tax tribunal refunds for 2010 and 2011.

Carried by unanimous vote.

**OLDFIELD STREET SANITARY SEWER RECONSTRUCTION**

The following sealed bids were received on September 10, 2012, for the Oldfield Street Sanitary Sewer Reconstruction Project:

Elmer's	\$56,050.25
MacArthur Construction	\$59,275.00
Environmental Excavating & Contracting	\$84,043.75

Maverick Construction	\$119,659.75
Bedrock Contracting	\$129,900.00

Moved by Councilman Karschnick, seconded by Councilman Eiler, that the bid by Elmer's, in the amount of \$56,050.25, be accepted.

Carried by vote as follows:

Ayes: Nunneley, Waligora, Eiler, and Karschnick.

Nays: Sexton.

#### **RESOLUTION NO. 2012-07**

### **RESOLUTION AUTHORIZING THE SUBMISSION OF A LETTER OF INTEREST FOR THE MIPLACE PARTNERSHIP PLACEMAKING TECHNICAL ASSISTANCE OPPORTUNITY PROGRAM**

Moved by Councilman Nunneley, seconded by Councilman Eiler, that Resolution No. 2012-07, a resolution authorizing the submission of a letter of interest for the MIPlace Partnership Placemaking Technical Assistance Opportunity Program, be adopted.

Carried by unanimous vote.

#### **CLOSED SESSION**

Moved by Councilman Karschnick, seconded by Councilman Nunneley, that the Municipal Council adjourn to a closed session at 8:05 p.m., to discuss attorney client privilege opinion.

#### **RECESS**

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

#### **RECONVENE – CLOSED SESSION**

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

**RECONVENE – OPEN SESSION**

The Municipal Council reconvened in open session at 9:00 p.m.

**DENIAL OF FREEDOM OF INFORMATION ACT (FOIA) REQUEST**

Moved by Councilman Karschnick, seconded by Councilman Nunneley, to uphold the denial of the Freedom of Information Act (FOIA) request dated August 27, 2012.

Carried by unanimous vote.

**FREEDOM OF INFORMATION ACT (FOIA) REQUEST**

Moved by Councilman Nunneley, seconded by Councilman Sexton, that the City Attorney release all records disclosed to True North Radio and Alpena News to Ms. Johnson in response to a FOIA request dated August 27, 2012.

Carried by unanimous vote.

On motion of Councilman Karschnick, seconded by Councilman Sexton, the Council adjourned at 9:04 p.m.

MATTHEW J. WALIGORA  
MAYOR

ATTEST:

Karen Hebert  
City Clerk