

## **COUNCIL PROCEEDINGS**

**January 5, 2004**

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 Gilmet, Councilmembers Karschnick, Polluch, and Shafto.

Absent: None.

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

### **MINUTES**

The minutes of the regular session of December 15, 2003, and special session of December 18, 2003, were approved as printed.

### **CONSENT AGENDA**

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

1. Bills Allowed – in the amount of \$466,219.81 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. City Clerk's Financial Report – July 1, 2003; to October 31, 2003.
3. Traffic Control Order No. 3-03. Long Rapids Road from Bagley Street to U.S. 23 will have no truck traffic until August 30, 2004.
4. Mutual aid agreement for fire fighting and hazardous material response between the City of Alpena and the Combat Readiness Training Center.

Carried by unanimous vote.

### **APPOINTMENT**

#### **Councilmember**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that John Benson be appointed to the vacant Councilmember position for the unexpired term expiring December 31, 2005.

Failed by vote as follows:

Ayes: Karschnick and Polluch.

Nays: Shafto and Gilmet.

### **APPOINTMENT**

#### **Councilmember**

Moved by Councilwoman Shafto, seconded by Councilman Karschnick, that Sam Eiler be appointed to the vacant Councilmember position for the unexpired term

expiring December 31, 2005.

Carried by unanimous vote.

### **APPOINTMENT**

#### **Mayor Pro Tem**

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

Carried by unanimous vote.

### **APPOINTMENTS**

#### **Boards, Commissions, and Committees**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that the following appointments be approved:

Retirement Board - Mayor Gilmet and Councilman Karschnick

D.A.R.E. Board - Councilman Eiler

HUNT Board – Councilman Karschnick

Personnel Committee – Mayor Gilmet and Councilman Karschnick

Alpena Area Recreation Commission - Councilwoman Shafto

National Marine Sanctuary Advisory Council - Councilwoman Shafto

Alpena Intergovernmental Committees:

Drainage Committee - Councilman Karschnick

Communication Committee - Councilwoman Shafto

Roads Committee - Councilwoman Shafto

Public Safety Committee - Councilman Polluch

Air/Water Quality – Councilman Polluch and Councilman Eiler

Carried by unanimous vote.

### **COMPENSATION COMMISSION**

In accordance with the 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, 2004, the mayor's salary will be increased to \$5,100.00 and the council members salaries will be increased to \$3,500.00.

-Effective January 1, 2005, the mayor's salary will be increased to \$5,200.00 and the council members salaries will be increased to \$3,600.00.

-Special council meetings will be included as compensable under the fee structure. The 2004 meeting fee structure is as follows:

Meetings in excess of 1 hour, but less than 3 hours: \$50

Meetings in excess of 3 hours, but less than 6 hours: \$70

Meetings in excess of 6 hours \$100

-The Board of Review will be reimbursed at the rate of \$70.00 per half-day session, and \$150.00 for a full day session.

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

Carried by unanimous vote.

**ORDINANCE NO. 04-342**

Ordinance No. 04-342, being an Ordinance to Amend the Zoning Classification of a Parcel Commonly Known as 351 Pinecrest Street from RM-1 (Multiple-Family Residential) to OS-1 (Office Service District), was given its first presentment (reading) by the City Attorney.

**A-FRAME TEMPORARY SIGN REGULATIONS**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that the City Planner/Administrative Aide and City Attorney be directed to prepare an amendment as presented by the City Planner/Administrative Aide to the A-frame temporary sign regulations in ordinance form for a first reading at the January 19, 2004, Municipal Council meeting.

Carried by unanimous vote.

**ALPENA COMBAT READINESS TRAINING CENTER**

**Sanitary Sewer Agreements**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that the On-Base Operations and Maintenance and the Transportation and Treatment of Site Generated Sewage Agreements between the City of Alpena and the Alpena Combat Readiness Training Center be approved as presented by the City Engineer.

Carried by unanimous vote.

On motion of Councilman Karschnick, seconded by Councilwoman Shafto, the Council adjourned at 7:33 p.m.

JOHN F. GILMET  
MAYOR

ATTEST:

Karen Hebert  
City Clerk

## **COUNCIL PROCEEDINGS**

**January 8, 2004**

The Municipal Council of the City of Alpena met in special session upon the call of the City Clerk, at the Alpena Community College Center Building, Room 106, on the above date and was called to order at 7:00 p.m. by the Mayor.

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

Absent: Councilmember Polluch.

The Municipal Council met in a special workshop session with the Alpena County Board of Commissioners, Alpena County Township Supervisors, and Alpena Township Board of Trustees to hear and comment on reports from the Communications, Air/Water Quality, Drainage, Public Safety, and Road Committees. Facilitators for the meeting were Ann Diamond, Vernie Nethercut, and Carlene Przykucki.

The Pledge of Allegiance was recited.

Reports and updates were given by Marie Twite, Township Supervisor, for the Communication Committee; Don Wyman, County Commissioner, for the Air/Water Quality Committee; David Karschnick, City Councilman, for the Drainage Committee; and Bud Wegmeyer, County Commissioner, for the Road Committee.

The Alpena Intergovernmental Council discussed economic development. Representatives from Target 2000 and the Alpena Chamber of Commerce were in attendance and gave brief reports.

The Alpena Intergovernmental Council will meet again May 6, 2004.

Mayor Gilmet left the meeting at 9:00 p.m.

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

JOHN F. GILMET  
MAYOR

ATTEST:

Karen Hebert  
City Clerk

## **COUNCIL PROCEEDINGS**

**January 12, 2004**

The Municipal Council of the City of Alpena met in special session, upon the call of the Mayor, in the City Hall on the above date and was called to order at 6:30 p.m. by the Mayor.

Present: Mayor Gilmet, Councilmembers Eiler, Karschnick, Polluch, and Shafto.

Absent: None.

### **2004-2010 CAPITAL IMPROVEMENT PLAN**

Presentations were given by Department Heads and the Downtown Development Authority on the 2004-2010 Capital Improvement Plan. Questions and discussions by Council and the Plan Commission followed.

On motion of Councilman Karschnick, seconded by Councilman Polluch, the meeting adjourned at 8:35 p.m.

JOHN F. GILMET  
MAYOR

ATTEST:

Karen Hebert  
City Clerk

## **COUNCIL PROCEEDINGS**

**January 19, 2004**

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 Gilmet, Councilmembers Karschnick, Polluch, and Shafto.

Absent: Councilmember Eiler.

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

### **MINUTES**

The minutes of the regular session of January 5, 2004, special session of January 8, 2004, and special session of January 12, 2004, were approved as printed.

### **CONSENT AGENDA**

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

1. Bills Allowed – in the amount of \$538,168.53 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. City Clerk's Financial Report – July 1, 2003; to November 30, 2003.
3. Approval of parades held within the City limits for 2004 along the previously designated parade routes; Memorial Day Parade, Fourth of July Parade, Christmas Parade, and Shriner Parade.

Carried by unanimous vote.

### **APPOINTMENTS**

#### **Boards, Commissions, and Committees**

Moved by Councilman Karschnick, seconded by Councilwoman Shafto, that the following appointments be approved:

Department of Public Works Building Design Committee - Mayor Gilmet and Councilman Karschnick

Northeast Michigan Recycling Alliance – Assistant City Manager Cline and City Manager Bakalarski as alternate

U.S. 23 North Property Committee – Mayor Gilmet and Councilwoman Shafto

Northeast Michigan Council of Governments (NEMCOG) – City Planner Sundin and City Manager Bakalarski as alternate

NEMCOG REDAC Committee - Councilman Karschnick and Councilwoman Shafto as alternate

Alpena Intergovernmental Committee:

Economic Development Committee – Mayor Gilmet and Councilman Polluch

Carried by unanimous vote.

### **BUDGET ADJUSTMENTS**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that the budget amendments in the amount of \$80,500.00, to offset State revenue sharing cuts as outlined in the City Manager's memo dated January 12, 2004, be approved.

Carried by unanimous vote.

### **SALE OF CIVIC AND COMMUNITY CENTER**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that the City Attorney prepare the ballot language requesting the sale of the Civic and Community Center to be placed on the August 3, 2004, Primary Election ballot.

Carried by unanimous vote.

### **ORDINANCE NO. 04-342**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that Ordinance No. 04-342, being an Ordinance to Amend the Zoning Classification of a Parcel Commonly Known as 351 Pinecrest Street from RM-1 (Multiple-Family Residential) to OS-1 (Office Service District), be adopted.

Carried by unanimous vote.

### **ORDINANCE NO. 04-343**

Ordinance No. 04-343, being an Ordinance Amending and Revising Ordinance No. 148 of Said Code of Ordinances by Amending Section 2110, 2, d, (6)(d) (Ground Wall and Free-Standing Signs); and by Amending Section 201 Definitions, was given its first presentment (reading) by the City Attorney.

### **CLOSED SESSION**

Moved by Councilwoman Shafto, seconded by Councilman Karschnick, that the Municipal Council adjourn to a closed session at 7:30 p.m., to discuss the purchase of property.

Carried by unanimous vote.

### **RECESS**

The Municipal Council recessed at 7:30 p.m.

### **RECONVENE – CLOSED SESSION**

The Municipal Council reconvened in closed session at 7:37 p.m.

### **RECONVENE – OPEN SESSION**

The Municipal Council reconvened in open session at 7:51 p.m.

On motion of Councilman Karschnick, seconded by Councilwoman Shafto, the Council adjourned at 7:51 p.m.

JOHN F. GILMET  
MAYOR

ATTEST:

Karen Hebert  
City Clerk



## **COUNCIL PROCEEDINGS**

**February 2, 2004**

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 Gilmet, Councilmembers Eiler, Karschnick, Polluch, and Shafto.

Absent: None.

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

### **MINUTES**

The minutes of the regular session of January 19, 2004, and closed session of January 19, 2004, were approved as printed.

### **ADDITION TO THE AGENDA**

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

1. Discuss Pending Litigation in Closed Session.

Carried by unanimous vote.

### **CONSENT AGENDA**

Moved by Councilman Karschnick, seconded by Councilwoman Shafto, that Item 1 on the Consent Agenda be approved and that Item 2 be removed and referred back to City staff:

1. Bills Allowed – in the amount of \$144,214.87 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. Consent to the assignment by NPI of its interest in the agreement between the City of Alpena and NPI-Omnipoint Wireless, LLC for a site lease on the City's water tower to Dobson Cellular Systems, Incorporated.

Carried by unanimous vote.

### **APPOINTMENTS**

#### **Boards, Commissions, and Committees**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that the following appointment be approved:

Civic Center Oversight Committee - Councilman Karschnick

Carried by unanimous vote.

## **COUNCIL POLICY STATEMENT NO. 18**

### **Policy for Purchases and Sales**

Moved by Councilman Karschnick, seconded by Councilman Eiler, that amendments to Council Policy Statement No. 18 – Policy for Purchases and Sales, be approved as presented.

Carried by unanimous vote.

### **WHEEL LOADER**

The following sealed bids were received on December 17, 2003, for the purchase of a new wheel loader (integrated tool carrier):

<u>Bidder</u>	<u>Model</u>	<u>Bid Price</u>	<u>Trade-in</u>
Michigan CAT	CAT 924G	\$59,828.00	\$28,500.00
N. Michigan Equipment	Case 521 DXT	\$60,367.00	\$26,000.00
Contractor's Machinery	Volvo L 60E	\$71,600.00	\$18,000.00
Michigan CAT	CAT IT 28G	\$72,676.00	\$28,500.00
AIS Construction	Komatsu WA 250	\$73,450.00	\$21,500.00
JDE Equipment	John Deere 444J	\$76,100.00	\$16,850.00
AIS Construction	JCB 426 BHT	\$80,083.00	\$21,500.00
JDE Equipment	John Deere 544J	\$90,300.00	\$16,850.00

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that the bid by Michigan CAT, in the amount of \$101,176.00, less a trade-in of \$28,500.00, for a net bid of \$72,676.00, be accepted.

Carried by unanimous vote.

### **BOYS AND GIRLS CLUB OF ALPENA**

#### **Request for Financial Assistance**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that the Boys and Girls Club of Alpena Annual Report be received and filed, and that the Boys and Girls Club request for funding for fiscal year 2004-2005, in the amount of \$5,000.00 in exchange for 1,000 hours of community service, including assistance at the county-wide clean-up day in May 2004, be approved.

Carried by unanimous vote.

### **MICHIGAN DEPARTMENT OF TRANSPORTATION PRESENTATIONS**

#### **Local Project Updates and State Avenue Pedestrian Study**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that the Michigan Department of Transportation reports on the status of local project updates

and the State Avenue Pedestrian Study, be received and filed.

Carried by unanimous vote.

**ORDINANCE NO. 04-343**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that Ordinance No. 04-343, being an Ordinance Amending and Revising Ordinance No. 148 of Said Code of Ordinances by Amending Section 2110, 2, d, (6)(d) (Ground Wall and Free-Standing Signs); and by Amending Section 201 Definitions, be adopted.

Carried by unanimous vote.

**PUBLIC HEARING**

**Community Development Block Grant (CDBG) Project**

**MSC 970016-EDIG, Douville-Johnston Corporation**

**Infrastructure Expansion Project**

Mayor Gilmet announced a Public Hearing regarding the Community Development Block Grant (CDBG) Project MSC 970016-EDIG, Douville-Johnston Corporation Infrastructure Expansion Project. Greg Sundin, City Planner/Administrative Aide, presented a final report. The public comment section was opened. There were no public comments. The City Clerk informed the Council that she had received no written comments or objections. The public comment period was closed.

The Mayor declared the Public Hearing closed.

Moved by Councilman Polluch, seconded by Councilman Eiler, that the final project report, be received and filed.

Carried by unanimous vote.

**DUMPSTER CONTRACT**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that the dumpster contract with L & N Disposal for a three-year extension through February 28, 2006, per the Assistant City Manager's memo dated January 26, 2004, be approved.

Carried by unanimous vote.

**DIAL-A-RIDE TRANSPORTATION (DART)**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that the DART status update report, be received and tabled until February 16, 2004.

Carried by unanimous vote.

**RESOLUTION NO. 2004-01**

**RESOLUTION OF INTENT TO APPLY FOR FINANCIAL ASSISTANCE**

**FOR FISCAL YEAR 2005 UNDER**

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

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that Resolution No. 2004-01, which authorizes the submission of a grant application for state financial assistance in the amount of \$208,000, for the Dial-A-Ride Transportation, for fiscal year 2005, and which appoints Greg Sundin as the City Transportation Coordinator, be adopted.

Carried by unanimous vote.

**ORDINANCE NO. 04-344**

Ordinance No. 04-344, being an Ordinance to Amend Ordinance No. 148, to Rezone Property Commonly Known as 384 Ripley Boulevard Presently Owned by Bernadette Schuelke from R-2 (One-Family Residential) to P-1 (Vehicular Parking District), was given its first presentment (reading) by the City Attorney.

**ORDINANCE NO. 04-345**

Ordinance No. 04-345, being an Ordinance Amending the Soil Erosion and Sedimentation Control Section of the Code of Ordinance, was given its first presentment (reading) by the City Attorney.

**CLOSED SESSION**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that the Municipal Council adjourn to a closed session at 8:58 p.m., to discuss pending litigation.

Carried by unanimous vote.

**RECESS**

The Municipal Council recessed at 8:58 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 9:30 p.m.

On motion of Councilman Karschnick, seconded by Councilwoman Shafto,  
the Council adjourned at 9:30 p.m.

JOHN F. GILMET  
MAYOR

ATTEST:

Karen Hebert  
City Clerk

## **COUNCIL PROCEEDINGS**

**February 16, 2004**

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 Gilmet, Councilmembers Eiler, Karschnick, Polluch, and Shafto.

Absent: None.

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

### **MINUTES**

The minutes of the regular session of February 2, 2004, and closed session of February 2, 2004, were approved as printed.

### **CONSENT AGENDA**

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

1. Bills Allowed – in the amount of \$229,360.33 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. City Clerk's Financial Report – July 1, 2003; to December 31, 2003.
3. One reappointment to the Building Authority – City Council Appointment – (three-year term expiring 3/19/07) – Alan L. Bakalarski.
4. One-year extension of Pavement Marking Contract with Clark Highway Services.
5. One-year extension of Bituminous Aggregate Surface Repair Contract with Everett Goodrich Trucking Inc.

Carried by unanimous vote.

### **COMPREHENSIVE ANNUAL FINANCIAL REPORT**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that the Comprehensive Annual Financial Report, for the fiscal year ended June 30, 2003, as prepared by Straley, Ilsley & Lamp P.C. and the City Clerk/Treasurer/Finance Director's Office, be received and filed.

Carried by unanimous vote.

### **SUMMER SEASONAL HELP AND RATES OF PAY**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, to authorize the hiring of seasonal employees for Public Works, Cemetery, Lifeguards, D.D.A., Marina, Engineering, and the Assessor, and that the City gardener and water truck

driver positions be filled, per the memo from the City Manager dated February 4, 2004; and that the rates of pay for seasonal summer help, part-time employees, lifeguards, City gardener, and water truck driver be increased by \$0.15 per hour effective April 1, 2004; and that the working supervisor position be paid an additional \$0.75 per hour.

Carried by unanimous vote.

#### **INFLUENT PUMP STATION PIPING**

The following sealed bids were received on January 27, 2004, for the replacement of the influent pumping station at the Water Recycling Plant:

Henkels McCoy, Inc.	\$ 79,458.00
DeVere Construction	\$119,000.00
John E. Green	\$133,000.00

Moved by Councilman Karschnick, seconded by Councilman Polluch, that the bid by Henkels McCoy, in the amount of \$79,458.00, be accepted.

Carried by unanimous vote.

#### **ALPENA CITY BAND**

##### **Request for Financial Assistance**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that the Alpena City Band's Annual Report be received and filed, and that the Alpena City Band's request for funding for fiscal year 2004-2005, in the amount of \$11,000.00, be approved.

Carried by unanimous vote.

#### **HURON UNDERCOVER NARCOTICS TEAM (HUNT)**

##### **Request for Financial Assistance**

Moved by Councilman Karschnick, seconded by Councilman Eiler, that the HUNT Annual Report be received and filed, and that HUNT's request for funding for fiscal year 2004-2005, in the amount of \$33,000.00, be approved.

Carried by unanimous vote.

#### **ORDINANCE NO. 04-344**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that Ordinance No. 04-344, being an Ordinance to Amend Ordinance No. 148, to Rezone Property Commonly Known as 384 Ripley Boulevard Presently Owned by Bernadette

Schuelke from R-2 (One-Family Residential) to P-1 (Vehicular Parking District), be adopted.

Carried by unanimous vote.

#### **ORDINANCE NO. 04-345**

Moved by Councilman Polluch, seconded by Councilman Eiler, that Ordinance No. 04-345, being an Ordinance Amending the Soil Erosion and Sedimentation Control Section of the Code of Ordinance, be adopted.

Carried by unanimous vote.

#### **DEPARTMENT OF PUBLIC WORKS FACILITY**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that the new Department of Public Works Facility project move forward; and the City Engineer be authorized to prepare the design/build specifications and bid the project; and that the City Clerk/Treasurer/Finance Director be directed to determine the best financing arrangement for the project; and that the City Attorney be authorized to prepare draft ballot language for the sale of the existing facility on Campbell Street.

Carried by unanimous vote.

#### **DIAL-A-RIDE TRANSPORTATION (DART)**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that the DART Status Update Report, be received and filed; and that operational recommendations for the DART system be tabled until Fred Simons from the Michigan Department of Transportation gives a presentation on public transit systems.

Carried by unanimous vote.

#### **STATE STREET SANITARY SEWER IMPROVEMENTS**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that Cordes Excavating be contracted to perform sanitary sewer improvements on State Street, in the amount of \$55,412.65.

Carried by unanimous vote.

#### **IRRIGATION METER PROGRAM EXPANSION**

Moved by Councilman Karschnick, seconded by Councilwoman Shafto, that Council Policy Statement No. 24, Water and Sewer Rates, be amended to include commercial and governmental property in the irrigation meter program.

Carried by unanimous vote.



**EARTH TECH OPERATION SERVICES CONTRACT**

Moved by Councilman Karschnick, seconded by Councilman Eiler, that a 4-year contract renewal with Earth Tech Operation Services, for the period of July 1, 2004, to June 30, 2008, with inflation adjustments to equal the proposal "A" rate of inflation or 3%, whichever is less, and an additional 4-year renewal option, be approved.

Carried by unanimous vote.

**ELECTRICAL MAINTENANCE CONTRACT**

Moved by Councilman Karschnick, seconded by Councilwoman Shafto, that a 3-year contract renewal with Thunder Bay Electric, for routine electrical maintenance services through December 31, 2006, be approved.

Carried by unanimous vote.

**MARINA DIVE SHOP LEASE AGREEMENT**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that a one-year lease renewal with Randy Johnson of R. J. Dives, for the dive shop building at the City Marina per the Assistant City Manager's memo dated February 10, 2004, be approved.

Carried by unanimous vote.

**CLOSED SESSION**

Moved by Councilman Karschnick, seconded by Councilwoman Shafto, that the Municipal Council adjourn to a closed session at 8:58 p.m., to discuss pending litigation.

Carried by unanimous vote.

**RECESS**

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

**RECONVENE – CLOSED SESSION**

The Municipal Council reconvened in closed session at 9:38 p.m.

**RECONVENE – OPEN SESSION**

The Municipal Council reconvened in open session at 10:00 p.m.

On motion of Councilman Karschnick, seconded by Councilwoman Shafto, the Council adjourned at 10:00 p.m.

ATTEST:

Karen Hebert  
City Clerk

JOHN F. GILMET  
MAYOR

## **COUNCIL PROCEEDINGS**

**March 1, 2004**

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 Gilmet, Councilmembers Eiler, Karschnick, Polluch, and Shafto.

Absent: None.

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

### **MINUTES**

The minutes of the regular session of February 16, 2004, and closed session of February 16, 2004, were approved as printed.

### **CONSENT AGENDA**

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

1. Bills Allowed – in the amount of \$141,825.65 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. City Clerk's Financial Report – July 1, 2003, to January 31, 2004.
3. Certificate of Appreciation – Wesley G. Smith – Retired from the Alpena Fire Department after 30 years and 5 months of service.
4. 2004 concrete sidewalk renewal with Zann Construction and property owner sidewalk rate.

Carried by unanimous vote.

### **RESOLUTION NO. 2004-03**

#### **RESOLUTION ADOPTING THE 2004-2009 ALPENA CITY RECREATION PLAN AS THE OFFICIAL RECREATION PLAN FOR THE CITY OF ALPENA**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that Resolution No. 2004-03, a resolution adopting the 2004-2009 Alpena City Recreation Plan as the official recreation plan for the City of Alpena, be adopted.

Carried by unanimous vote.

### **2004-2010 CAPITAL IMPROVEMENT PLAN**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that the 2004-2010 Capital Improvement Plan, be approved.

Carried by unanimous vote.

**NINTH AVENUE BRIDGE REPAIRS**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that the reports by R. S. Scott Associates dated January 12, 2004, and February 19, 2004, be received and filed; and that the City be authorized to work with R. S. Scott Associates on the Ninth Avenue Bridge smart overlay temporary repairs, and development and submittal of a Michigan Department of Transportation critical bridge fund application.

Carried by unanimous vote.

**TRAFFIC ORDER NO. 01-04**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that Traffic Control Order No. 01-04, which applies load restrictions for truck traffic across the Ninth Avenue Bridge, be adopted.

Carried by unanimous vote.

**CLOSED SESSION**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that the Municipal Council adjourn to a closed session at 7:43 p.m., to discuss the purchase of property and pending litigation.

Carried by unanimous vote.

**RECESS**

The Municipal Council recessed at 7:43 p.m.

**RECONVENE – CLOSED SESSION**

The Municipal Council reconvened in closed session at 7:50 p.m.

**RECONVENE – OPEN SESSION**

The Municipal Council reconvened in open session at 8:20 p.m.

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

JOHN F. GILMET  
MAYOR

ATTEST:

Karen Hebert  
City Clerk

## **COUNCIL PROCEEDINGS**

**March 15, 2004**

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 Gilmet, Councilmembers Eiler, Karschnick, Polluch, and Shafto.

Absent: None.

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

### **MINUTES**

The minutes of the regular session of March 1, 2004, and closed session of March 1, 2004, were approved as printed.

### **CONSENT AGENDA**

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

1. Bills Allowed – in the amount of \$223,908.90 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. Water and sewer tap-in fee adjustment for 2004.
3. Six-year extension of the Hillman Ambulance Intercept Agreement.
4. Revised Mutual Aid Agreement with the Thunder Bay Area Fire Fighters Association (TBAFFA).
5. Soda Vending Contract extension for Riverside Skate Park.

Carried by unanimous vote.

### **APPOINTMENTS**

#### **Boards, Commissions, and Committees**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that the following appointment be approved:

National Marine Sanctuary Advisory Council – Mayor Gilmet as alternate

Carried by unanimous vote.

### **PUBLIC HEARING**

#### **Designation of a Plant Rehabilitation District and Industrial Development**

##### **District on the BBI Enterprises, LP Site – Commonly Known as 820 Long Lake Avenue**

Mayor Gilmet announced a Public Hearing regarding the designation of a plant rehabilitation district and industrial development district on the BBI Enterprises, LP site.

The public comment section was opened. The City Clerk informed the Council that she had received no written comments or objections. The public comment period was closed.

The Mayor declared the Public Hearing closed.

**RESOLUTION NO. 2004-04**

**RESOLUTION TO DESIGNATE A PLANT REHABILITATION DISTRICT  
AND INDUSTRIAL DEVELOPMENT DISTRICT**

Moved by Councilman Polluch, seconded by Councilman Eiler, that Resolution No. 2004-04, a resolution designating the BBI Enterprises, LP site – commonly known as 820 Long Lake Avenue, as a plant rehabilitation district and industrial development district, be adopted.

Carried by unanimous vote.

**RESOLUTION NO. 2004-07**

**RESOLUTION APPROVING THE BUILDING AUTHORITY  
CONTRACT NOTICE**

Moved by Councilwoman Shafto, seconded by Councilman Eiler, that Resolution No. 2004-07, a resolution approving the Building Authority Contract Notice, be adopted.

Carried by unanimous vote.

**RESOLUTION NO. 2004-05**

**RESOLUTION DECLARING THE DESIRE OF THE CITY OF ALPENA  
TO PURCHASE STATE OF MICHIGAN-OWNED TAX REVERTED  
PROPERTY IN THE CITY OF ALPENA**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that Resolution No. 2004-05, a resolution declaring the desire of the City of Alpena to purchase State of Michigan-owned tax reverted property in the City of Alpena pending obtaining clear title to the property, be adopted.

Carried by unanimous vote.

**YOUTH VOLUNTEER CORPS**

**Request for Financial Assistance**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that the Youth Volunteer Corps' Annual Report be received and filed, and that the Youth Volunteer Corps' request for funding for fiscal year 2004-2005, in the amount of

\$5,000.00 in exchange for 1,000 hours of community service, be approved.

Carried by unanimous vote.

### **WILDLIFE SANCTUARY**

#### **Request for Financial Assistance**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that the Wildlife Sanctuary's Annual Report be received and filed, and that the Wildlife Sanctuary's request for funding for fiscal year 2004-2005, in the amount of \$6,150.00, be approved.

Carried by unanimous vote.

### **HURON HUMANE SOCIETY**

#### **Request for Financial Assistance**

Moved by Councilman Karschnick, seconded by Councilman Eiler, that the Huron Humane Society's Annual Report be received and filed, and that the Huron Humane Society's request for funding for fiscal year 2004-2005, in the amount of \$13,200.00, allocated at \$1,100.00 monthly if the Huron Humane Society is operating as of July 1, 2004, be approved.

Carried by unanimous vote.

### **RESOLUTION NO. 2004-06**

#### **RESOLUTION AUTHORIZING THE CITY OF ALPENA TO**

#### **SUBMIT AN APPLICATION FOR DESIGNATION AS A**

#### **“PRESERVE AMERICA COMMUNITY”**

Moved by Councilman Karschnick, seconded by Councilwoman Shafto, that Resolution No. 2004-06, a resolution authorizing the City of Alpena to submit an application for designation as a “Preserve America Community”, and that the Mayor be authorized to sign all necessary documents, be adopted.

Carried by unanimous vote.

### **STARLITE BEACH/MICH-E-KE-WIS PARK MASTER PLAN**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that the contract for the development of the Starlite Beach/Mich-e-ke-wis Park Master Plan & Shoreline Parks Linkage Upgrade Plan be awarded to U.P. Engineers & Architects, Inc. at a not-to-exceed cost of \$29,758.00, be approved.

Carried by unanimous vote.

**FIRE ACT GRANT**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that the Public Safety Director be authorized to apply for a Federal Emergency Management Agency FIRE Act Grant, to replace the breathing air compressor, cascade system, and explosion proof fill station, in the amount of \$40,000.00, with a local match of \$4,000.00.

Carried by unanimous vote.

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

JOHN F. GILMET  
MAYOR

ATTEST:

Karen Hebert  
City Clerk

## **COUNCIL PROCEEDINGS**

**April 5, 2004**

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 Gilmet, Councilmembers Eiler, Karschnick, Polluch, and Shafto.

Absent: None.

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

### **MINUTES**

The minutes of the regular session of March 15, 2004, were approved as printed.

### **CONSENT AGENDA**

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

1. Bills Allowed – in the amount of \$273,972.70 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. City Clerk's Financial Report – July 1, 2003, to February 29, 2004.
3. Acceptance and authorization of the Northeast Michigan Community Foundation Grant for the 2004 Junior Police Academy.
4. Seven City Council reappointments to the Recreation Advisory Board (three-year term expiring 4/15/07) – Thomas DeCaire, Michael Wojda, Art Gillespie, Dave Kuznicki, Tony Skiba, Tom Sommerfeld, David Karschnick, Jr.
5. Jail Site Recommendation Committee Report – receive and file.

Carried by unanimous vote.

### **2004 CIP PROJECTS**

The following sealed bids were received March 23, 2004, for the 2004 Capital Improvement Projects:

MacArthur Construction	\$459,522.00
Schwartz Excavating & Contracting	\$460,940.31
Glawe, Inc.	\$486,134.97
DeVere Construction Company, Inc.	\$706,700.51

Moved by Councilman Karschnick, seconded by Councilman Polluch, that the bid by MacArthur Construction, in the amount of \$459,522.00, be accepted.

Carried by unanimous vote.



**NORTHEAST MICHIGAN AFFORDABLE HOUSING (NEMAH)**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, to support the Northeast Michigan Affordable Housing, Inc.'s (NEMAH) application for participation in the Mutual Self-Help Housing Program by submission of a letter of support.

Carried by unanimous vote.

**INDIAN TRAILS**

**Intercity Bus Service**

Moved by Councilman Eiler, seconded by Councilman Polluch, that the Municipal Council supports the intercity bus service provided by Indian Trails and that a letter of support for continuation of intercity bus service for Alpena be sent to the Governor, State Senator, and State Representative.

Carried by unanimous vote.

**MARKET PLACE PRODUCTIONS**

Moved by Councilwoman Shafto, seconded by Councilman Karschnick, that the Municipal Council supports the change in ownership of Market Place Productions which provides programming for community cable channel 3.

Carried by unanimous vote.

**NPI-OMNIPOINT WIRELESS CABLE ASTHETICS**

**ON NINTH AVENUE WATER TOWER**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that the painting of NPI's cables on the Ninth Avenue Water Tower be approved subject to Dixon Engineering's approval of the type of paint and application procedure as an acceptable practice; and NPI be responsible for maintaining the painted cables at an acceptable level during the life of the contract.

Carried by unanimous vote.

**NPI-OMNIPOINT WIRELESS SITE LEASE**

**ASSIGNMENT TO DOBSON CELLULAR SYSTEMS, INC.**

Moved by Councilman Polluch, seconded by Councilwoman Shafto, that the assignment by NPI of its interest in the agreement between the City of Alpena and NPI-Omnipoint Wireless, LLC, for a site lease on the City's water tower to Dobson Cellular Systems, Inc., be approved subject to an acceptable method of painting the cables on the Ninth Avenue Water Tower.

Carried by unanimous vote.

#### **BUILDING FOR BAND SHOWS**

Moved by Councilman Karschnick, seconded by Councilwoman Shafto, that the request by Phil Curley for the City to investigate possible locations in which bands can play shows be referred back to staff and that staff work with the City Recreation Advisory Board and the Alpena Area Recreation Commission, be approved.

Carried by unanimous vote.

#### **MICROSOFT OFFICE UPGRADE**

Moved by Councilwoman Shafto, seconded by Councilman Eiler, that a budget amendment be approved for the purchase of Microsoft Office upgrades per the Management Information System Director's memo dated March 30, 2004.

Carried by unanimous vote.

#### **STARLITE BEACH/MICH-E-KE-WIS PARK MASTER PLAN**

##### **WORKING COMMITTEE**

Moved by Councilman Karschnick, seconded by Councilwoman Shafto, that Councilman Eiler be appointed as the Council Representative to the Starlite Beach/Mich-e-ke-wis Park Master Plan Working Committee.

Carried by unanimous vote.

#### **CITY'S WELLNESS PROGRAM**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that the reduction in reimbursement from \$125.00 to \$75.00 per employee for the City's "Wellness Program", and that amended Council Policy Statement No. 40, be approved.

Carried by unanimous vote.

On motion of Councilman Karschnick, seconded by Councilwoman Shafto, the Council adjourned at 8:01 p.m.

JOHN F. GILMET  
MAYOR

ATTEST:

Karen Hebert  
City Clerk

## **COUNCIL PROCEEDINGS**

**April 19, 2004**

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 Gilmet, Councilmembers Eiler, Karschnick, Polluch, and Shafto.

Absent: None.

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

### **MINUTES**

The minutes of the regular session of April 5, 2004, were approved as printed.

### **ADDITIONS TO THE AGENDA**

1. Truck traffic on Long Lake Avenue and Elm Street.
2. Cormorants.

### **CONSENT AGENDA**

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

1. Bills Allowed – in the amount of \$199,311.06 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. Two City Council reappointments to the Environmental Committee (one 4-year term expiring 4/27/08 – Mike Glowinski; and one 2-year term expiring 4/27/06 – Robert Fournier).
3. New Council Policy Statement – Employee Service Pins.

Carried by unanimous vote.

### **APPOINTMENT**

#### **City Assessor**

Moved by Councilman Karschnick, seconded by Councilwoman Shafto, that Jeff Shea be reappointed City Assessor for a two-year term.

Carried by unanimous vote.

### **APPOINTMENT**

#### **City Attorney**

Moved by Councilman Polluch, seconded by Councilwoman Shafto, that Keith Wallace be reappointed as City Attorney for a two-year term.

Carried by unanimous vote.

**APPOINTMENT**

**Assistant City Attorney**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that William A. Pfeifer be reappointed Assistant City Attorney under the supervision of the City Attorney, Keith Wallace, for the same concurrent term as, and while associated with the law firm of the City Attorney. The Assistant City Attorney shall be authorized to represent the City of Alpena in Court Proceedings and in any other activities delegated by the City Attorney and shall serve at no additional cost to the City.

Carried by unanimous vote.

**APPOINTMENT**

**City Clerk/Treasurer/Finance Director**

Moved by Councilman Karschnick, seconded by Councilman Eiler, that Karen Hebert be reappointed City Clerk/Treasurer/Finance Director for a two-year term.

Carried by unanimous vote.

**TARGET ALPENA**

**2004/2005 FUNDING**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that the funding of Target Alpena be discontinued for fiscal year 2004/2005.

Carried by unanimous vote.

**TARGET ALPENA**

**2003/2004 FUNDING**

Moved by Councilman Polluch, seconded by Councilman Eiler, to end funding for Target Alpena as of May 1, 2004.

Carried by vote as follows:

Ayes: Polluch, Gilmet, Eiler, and Karschnick.

Nays: Shafto.

**ECONOMIC DEVELOPMENT**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that City staff and the Personnel Committee be directed to investigate hiring an economic developer to work in cooperation with the county, townships, and other interested

entities on all avenues of economic development.

Carried by unanimous vote.

### **RELOCATION OF THE FORMER OXBOW PARK**

#### **BABE RUTH BASEBALL FIELD**

Moved by Councilwoman Shafto, seconded by Councilman Karschnick, to accept donations of property from NEMROC and Alpena City Little League for the relocation of the former Oxbow Park Babe Ruth Baseball Field to McRae Park; and to direct the City Attorney to work with NEMROC and Alpena City Little League to transfer the property; and to direct the City staff and the Engineering Department to move forward with the expansion of McRae Park to include the Babe Ruth Baseball Field.

Carried by unanimous vote.

### **2004 FIREWORKS DISPLAY**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that a one-year contract with Wolverine Fireworks Display be approved with the possibility of a multi-year contract based on the Public Safety Director's recommendation after the 2004 firework's show.

Carried by unanimous vote.

### **ARMORY BUILDING REDEVELOPMENT PROPOSAL**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that a letter of support be submitted for Hovey Companies, L.L.C. to purchase and redevelop the former National Guard Armory Building.

Carried by unanimous vote.

### **CITY-INITIATED SPECIAL ASSESSMENT**

Moved by Councilman Eiler, seconded by Councilman Polluch, that the following City-initiated Special Assessment, be approved: Sidewalk Sub-Precinct Program – Year Four.

Carried by unanimous vote.

### **MERIDIAN TOWN CENTER DRAIN CULVERT REPLACEMENT**

#### **CONTRACT MODIFICATION**

Moved by Councilman Karschnick, seconded by Councilman Polluch, to authorize the contract modification for the Meridian Town Center Drain Culvert Replacement, in the amount of \$12,250.00, to install a temporary access road.

Carried by unanimous vote.

**COOL CITIES PILOT GRANT PROGRAM**

Moved by Councilman Karschnick, seconded by Councilman Eiler, that the City participate in the Governor's Cool Cities Pilot Grant Program by authorizing the creation of a local Cool City Initiative; formally establish a local Cool Cities Advisory Committee; authorize participation by the local committee in the state-level Cool City Advisory Panel; and authorize the development and submission of a grant application to the Cool Cities Pilot Grant Program based upon the aforementioned criteria, per the Assistant City Manager's memo dated April 14, 2004.

Carried by unanimous vote.

**TRUCK TRAFFIC ON LONG LAKE AVENUE AND ELM STREET**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that a traffic control order be initiated for no through truck traffic on Elm Street.

Carried by unanimous vote.

On motion of Councilman Karschnick, seconded by Councilman Polluch, the Council adjourned at 8:12 p.m.

JOHN F. GILMET  
MAYOR

ATTEST:

Karen Hebert  
City Clerk

## **COUNCIL PROCEEDINGS**

**May 3, 2004**

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 Gilmet, Councilmembers Eiler, Karschnick, Polluch, and Shafto.

Absent: None.

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

### **MINUTES**

The minutes of the regular session of April 19, 2004, were approved as printed.

### **ADDITIONS TO THE AGENDA**

1. Alpena Marc and Lake State Railroad.

### **CONSENT AGENDA**

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

1. Bills Allowed – in the amount of \$222,439.17 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. Two City Council reappointments to the Harbor Advisory Committee for 3-year terms expiring 5/19/07 (Chris McCoy and Steve Speaks).

Carried by unanimous vote.

### **RESOLUTION NO. 2004-12**

#### **RESOLUTION APPROVING THE BUILDING AUTHORITY CONTRACT AS A MEANS FOR ACQUISITION, CONSTRUCTION, AND FINANCING OF A DEPARTMENT OF PUBLIC WORKS BUILDING**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that Resolution No. 2004-12, a resolution approving the Building Authority Contract as a means for acquisition, construction, and financing of a Department of Public Works Building, be adopted.

Carried by unanimous vote.

### **RESOLUTION NO. 2004-09**

#### **RESOLUTION SETTING DATE OF JUNE 7, 2004, FOR HEARING ON NECESSITY FOR SPECIAL ASSESSMENT PROJECT NO. 113 SUBPRECINCT PROGRAM – YEAR FOUR**

Moved by Councilman Karschnick, seconded by Councilwoman Shafto, that Resolution No. 2004-09, a resolution setting date of June 7, 2004, for Hearing on Necessity for Special Assessment Project No. 113, and which includes sidewalk improvements and related ancillary work, be adopted.

Carried by unanimous vote.

**RESOLUTION NO. 2004-13**

**RESOLUTION SETTING DATE OF JUNE 7, 2004, FOR HEARING ON NECESSITY  
FOR SPECIAL ASSESSMENT PROJECT NO. 114**

Moved by Councilwoman Shafto, seconded by Councilman Eiler, that Resolution No. 2004-13, a resolution setting date of June 7, 2004, for Hearing on Necessity for Special Assessment Project No. 114, and which includes certain curb and gutter and related ancillary work along the following streets, be adopted:

Southerly along the SW ROW line of Fletcher Street from a point 99.5' SE of the south ROW line of Ford Avenue to a point 269.1' SE of the south ROW line of Ford Avenue

Carried by unanimous vote.

**2004-2005 PROPOSED BUDGET**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that the proposed 2004-2005 Budget as submitted by the City Manager and City Clerk, be received and tabled until the meeting of May 17, 2004, at 7 p.m., at which time a Public Hearing will be held.

Carried by unanimous vote.

**RIPLEY BOULEVARD RESURFACING**

The following sealed bids were received on April 22, 2004, for the Ripley Boulevard Resurfacing Project:

Everett Goodrich Trucking	\$118,964.00
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Moved by Councilman Karschnick, seconded by Councilman Eiler, that the bid by Everett Goodrich Trucking, in the amount of \$118,964.00, be accepted.

Carried by unanimous vote.

**LAMARRE PARK FISHING DECK**

The following sealed bids were received on April 8, 2004, for the Michigan Department of Environmental Quality (MDEQ) Coastal Zone Management (CZM) Grant



LaMarre Park Fishing Deck Project:

Schwartz Excavating and Contracting	\$159,561.71
J & D Construction	\$163,045.49
Cordes Excavating	\$175,312.85
Meridian Contracting Services	\$176,636.00
DeVere Construction Company	\$214,526.00

Moved by Councilman Polluch, seconded by Councilwoman Shafto, that the bid by Schwartz Excavating and Contracting, in the amount of \$159,561.71, be accepted.

Carried by unanimous vote.

**ARTICULATING TRACTOR**

The following sealed bids were received on April 8, 2004, for the purchase of a new articulating tractor and attachments for the Department of Public Works:

<u>Bidder</u>	<u>Model</u>	<u>Bid Price</u>	<u>Trade-in</u>
Weingartz Golf & Turf	Trackless MT	\$81,500.00	\$10,000.00
Bell Equipment Company	Holder 9700	\$84,800.00	\$10,000.00

Moved by Councilwoman Shafto, seconded by Councilman Karschnick, that the bid by Weingartz Golf & Turf, in the amount of \$81,500.00, less a trade-in of \$10,000.00, for a net bid of \$71,500.00, be accepted.

Carried by unanimous vote.

**SELF-CONTAINED BREATHING APPARATUS**

The following sealed bids were received on February 23, 2004, for the purchase of 20 self-contained breathing apparatus (S.C.B.A.) units and 20 spare cylinders:

<u>Bidder</u>	<u>20 SCBA</u>	<u>20 Cylinders</u>	<u>Total</u>
Apollo Fire	\$67,840.00	\$0.00	\$67,840.00
Air Source One	\$67,913.40	\$13,989.60	\$81,903.00
Argus Group	\$69,830.00	\$13,438.00	\$83,268.00
Argus Group	\$69,880.00	\$13,438.00	\$83,318.00
West Shore	\$69,252.40	\$14,080.00	\$83,332.40
West Shore	\$73,180.00	\$14,080.00	\$87,260.00
Douglas Safety Systems	\$73,040.00	\$14,820.00	\$87,860.00
Alpena Fire	\$79,545.00	\$18,155.00	\$97,700.00
Fisher Scientific	\$83,737.00	\$14,501.40	\$98,238.40

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

Douglas Safety Systems, in the amount of \$87,860.00, be accepted.

Carried by unanimous vote.

**VARIANCE REQUEST – COUNTY FAIR MUSIC FESTIVAL**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that the County Fair Board's variance request of the Noise Ordinance from 10 p.m. to 12 a.m. on June 11 and 12, 2004, at the Alpena County Fairgrounds for the County Fair Music Festival, be approved.

Carried by unanimous vote.

**ETOS UTILITY MAINTENANCE COMPENSATION**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that the utility maintenance compensation adjustment with Earth Tech Operation Services, be approved per the City Engineer's recommendation in his memo of April 29, 2004.

Carried by unanimous vote.

**ALPENA MARC AND LAKE STATE RAILROAD**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that the City support the removal of railroad cars through Alpena Marc's property and the City Clerk be authorized to send letters to the Governor, State Representative, State Senator, and Lake State Railroad.

Carried by unanimous vote.

On motion of Councilman Karschnick, seconded by Councilman Polluch, the Council adjourned at 7:40 p.m.

JOHN F. GILMET  
MAYOR

ATTEST:

Karen Hebert  
City Clerk

## **COUNCIL PROCEEDINGS**

**May 6, 2004**

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

Present: Councilmembers Eiler, Karschnick, Polluch, and Shafto.

Absent: Mayor Gilmet.

The Municipal Council met in a special workshop session with the Alpena County Board of Commissioners, Alpena County Township Supervisors, and Alpena Township Board of Trustees to hear and comment on reports from the Road, Communication, Air/Water Quality, Drainage, Public Safety, and Economic Planning Committees. Facilitators for the meeting were Ann Diamond, Vernie Nethercut, and Carlene Przykucki.

The Pledge of Allegiance was recited.

Reports and updates were given by Marie Twite, Township Supervisor, for the Road, Communication, and Air/Water Quality Committees; David Karschnick, City Councilman, for the Drainage Committee; Thomas Male, County Commissioner, for the Public Safety Committee; and Michael Nunneley, County Commissioner, for the Economic Planning Committee. Carol Shafto, City Councilwoman, gave a report for the Recreation Commission.

The Alpena Intergovernmental Council discussed the work and effectiveness of the committees and their reports to the Council.

Bob Eller of the Alpena Snowmobile Association and Bill Manson of the Michigan Snowmobile Association gave a special presentation on snowmobiling in the Alpena Area and the economic impact of snowmobiling in Michigan.

Councilwoman Shafto left the meeting at 8:55 p.m.

Tom Edison, Northeast Michigan Council of Governments (NEMCOG) Community Economic Development Specialist, gave a special presentation on the Alpena County hazard mitigation process.

The Alpena Intergovernmental Council will meet again September 2, 2004.

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

David R. Karschnick  
Mayor Pro Tem

ATTEST:

Julie Krajniak  
Deputy City Clerk

## **COUNCIL PROCEEDINGS**

**May 17, 2004**

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 Gilmet, Councilmembers Eiler, Karschnick, Polluch, and Shafto.

Absent: None.

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

### **MINUTES**

The minutes of the regular session of May 3, 2004, and special session of May 6, 2004, were approved as printed.

### **CONSENT AGENDA**

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

1. Bills Allowed – in the amount of \$429,812.99 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. City Clerk's Financial Report – July 1, 2003, to March 31, 2004.
3. Liquor license request from Alpena Yacht Club, Incorporated, for new outdoor service (second area) to be located on City sidewalk in 2003 club licensed business with dance permit located at foot of Prentiss, Alpena, Michigan.
4. One Mayoral Reappointment to the Downtown Development Authority (four-year term expiring 6/2/08 – Martin Thomson).

Carried by unanimous vote.

### **PUBLIC HEARING**

#### **2004-2005 Budget**

Mayor Gilmet announced a Public Hearing on the proposed 2004-2005 Budget and on amendments to the 2003-2004 Budget.

The City Manager gave a presentation.

No citizens from the audience addressed the Council during the Public Hearing.

The City Clerk did not receive any written communications concerning the budget.

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

The Mayor declared the Public Hearing closed.

## **2004-2005 BUDGET**

### **Amendments**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that the 2004-2005 Budget be amended to show the City Assessor's corrected information on the DDA Millage.

Carried by unanimous vote.

## **BUDGET ADOPTION RESOLUTION**

### **2004-2005**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that the 2004-2005 Budget be adopted; that the Administrative Salaries for 2004-2005 be adopted; and that the Comprehensive Fee schedule be adopted, with the revised fees effective July 1, 2004, and fees proposed for revision requiring an ordinance change be effective upon the effective date of the ordinance amendment.

Carried by unanimous vote.

## **RESOLUTION NO. 2004-08**

### **APPROPRIATIONS RESOLUTION**

Moved by Councilman Polluch, seconded by Councilman Eiler, that Resolution No. 2004-08, which appropriates funds for the approved 2004-2005 Budget, and which sets the 2004 millage rates and which authorizes the City Treasurer to collect the 2004 property taxes, be adopted.

Carried by unanimous vote.

## **2003-2004 BUDGET**

### **Amendments**

Moved by Councilman Polluch, seconded by Councilman Eiler, that the 2003-2004 Budget be amended to show the estimated revenues and expenditures as itemized in the center columns of the 2004-2005 Budget titled "Estimated Current Year - 6/30/04".

Carried by unanimous vote.

## **RETIREMENT BOARD**

### **Post-Retirement Lump Sum Payment**

Moved by Councilman Karschnick, seconded by Councilman Eiler, that the report and recommendation of the Retirement Board regarding a post-retirement lump sum

payment of \$63,000.00 prorated on years of service and years of retirement for City retirees who have been retired for five years or more, be approved.

Carried by unanimous vote.

#### **SNOWMOBILE ROUTE**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that a possible snowmobile route through the City be referred to the Plan Commission for study.

Carried by unanimous vote.

#### **BAY VIEW PARK TENNIS AND BASKETBALL COURTS**

The following sealed bids were received on April 23, 2004, for the Bay View Park Tennis and Basketball Courts Resurfacing Project:

Racquet Sports	\$15,525.00
Sport Surfaces, Inc.	\$27,925.00

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that the bid of Racquet Sports, in the amount of \$15,525.00, be accepted.

Carried by unanimous vote.

#### **ART IN THE LOFT**

Moved by Councilman Karschnick, seconded by Councilman Eiler, that the City be authorized to submit a Michigan Council for the Arts and Cultural Affairs (MCACA) Capital Improvement Grant Application as grantee on behalf of Art in the Loft, the subgrantee, with the required 50 percent match provided by Art in the Loft.

Carried by unanimous vote.

#### **DIAL-A-RIDE TRANSPORTATION (DART)**

##### **Expanded Service**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that the continuation of the expanded service along the M-32 corridor, with no further such expansions until such time as the traffic situation improves or additional funding becomes available to support increased service to the outlying areas, be approved.

Carried by unanimous vote.

#### **DIAL-A-RIDE TRANSPORTATION (DART)**

##### **Reduction of Weekend Hours**

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

reduction of the Friday and Saturday weekend hours by one hour and three hours respectively, be approved, effective July 1, 2004.

Carried by unanimous vote.

#### **DIAL-A-RIDE TRANSPORTATION (DART)**

##### **Advertising Signage**

Moved by Councilman Polluch, seconded by Councilman Eiler, that there be no placement of advertising signage on the exterior of buses, but consideration of advertising on future buses, be approved.

Carried by vote as follows:

Ayes: Polluch, Gilmet, Eiler, and Karschnick.

Nays: Shafto.

#### **DIAL-A-RIDE TRANSPORTATION (DART)**

##### **Increase Fares**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that fares be increased by \$0.25 for ½-fares and \$0.50 for full fares effective July 1, 2004, per the report from the City Planner dated January 27, 2004.

Carried by unanimous vote.

#### **DIAL-A-RIDE TRANSPORTATION (DART)**

##### **Operational Millage**

Moved by Councilwoman Shafto, seconded by Councilman Karschnick, that the DART System continue to levy the full operational millage as allowed by law.

Carried by unanimous vote.

#### **DIAL-A-RIDE TRANSPORTATION (DART)**

##### **Incorporation of DART with the Regional Transportation Authority**

Moved by Councilman Eiler, seconded by Councilwoman Shafto, that the City Planner be directed to evaluate the possible incorporation of DART with the Regional Transportation Authority, be approved.

Carried by unanimous vote.

#### **DIAL-A-RIDE TRANSPORTATION (DART)**

##### **Management Study**

Moved by Councilwoman Shafto, seconded by Councilman Eiler, that the authorization of a Management Study to include ways to increase ridership for the



system be delayed pending knowledge of the status of the Regional Transportation Authority.

Carried by unanimous vote.

### **DIAL-A-RIDE TRANSPORTATION (DART)**

#### **Dial-A-Ride Fleet**

Moved by Councilwoman Shafto, seconded by Councilman Karschnick, that the acquisition of an eighth bus for the DART Fleet, be approved; and that City staff be directed to investigate which hours of DART service can be reduced to offset the increased costs of the additional bus.

Carried by unanimous vote.

### **LOUISIANA PACIFIC CORPORATION EASEMENT AGREEMENT**

Moved by Councilman Karschnick, seconded by Councilwoman Shafto, that upon transfer of ownership from Louisiana Pacific Corporation to Decorative Panels International, Incorporated, the Use/Easement Agreement between the City of Alpena and Louisiana Pacific Corporation will also be transferred to Decorative Panels International, Incorporated for the remainder of the Easement Agreement.

Carried by unanimous vote.

### **CLOSED SESSION**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that the Municipal Council adjourn to a closed session at 8:34 p.m., to discuss the purchase of property.

Carried by unanimous vote.

### **RECESS**

The Municipal Council recessed at 8:34 p.m.

### **RECONVENE – CLOSED SESSION**

The Municipal Council reconvened in closed session at 8:44 p.m.

### **RECONVENE – OPEN SESSION**

The Municipal Council reconvened in open session at 9:08 p.m.

On motion of Councilman Karschnick, seconded by Councilwoman Shafto,  
the Council adjourned at 9:08 p.m.

JOHN F. GILMET  
MAYOR

ATTEST:

Karen Hebert  
City Clerk

## **COUNCIL PROCEEDINGS**

**June 7, 2004**

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 Gilmet, Councilmembers Eiler, Karschnick, Polluch, and Shafto.

Absent: None.

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

### **MINUTES**

The minutes of the regular session of May 17, 2004, and closed session of May 17, 2004, were approved as printed.

### **CONSENT AGENDA**

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

1. Bills Allowed – in the amount of \$521,964.03 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. City Clerk's Financial Report – July 1, 2003, to April 30, 2004.
3. One Mayoral Reappointment to the Downtown Development Authority (four-year term expiring 6/2/08 – Daniel White).
4. One City Council Appointment to the Wildlife Sanctuary Advisory Committee (unexpired three-year term expiring 12/5/04 – Patricia Leahy).
5. Traffic Control Order No. 02-04 – No Through Trucks on Elm Street at Long Lake Avenue Intersection.
6. Resolution No. 2004-15 – A Resolution of Application to the Michigan Department of Transportation for Funding Under the Critical Bridge Program.
7. Resolution No. 2004-14 – A Resolution to Transfer the Remaining Balance in the Completed Lakeside Motel Project to the Department of Public Works Building Construction Project.

Carried by unanimous vote.

### **THUNDER BAY FISHERY**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that City staff be directed to work with government agencies to address the cormorant problem in Alpena.

Carried by unanimous vote.

**PUBLIC HEARING**

**Special Assessment Project No. 113**

Mayor Gilmet announced a Public Hearing on proposed Special Assessment No. 113 – Sidewalk Subprecinct Program – Year Four. Richard Sullenger, City Engineer, reported on the sidewalk bids received and the cost associated with the project. The Special Assessment rate would be \$2.14 per square foot, which is 70% of the cost incurred by the City to have the contract in place and the sidewalk work performed.

James Szczukowski, 908 N. Second Avenue, stated that his sidewalk was damaged when the City replaced the storm sewer. He supports the sidewalk program, but requests that the catch basin problem be corrected.

Marvin Larson, 155 E. Birch Street, asked that the cost be reduced on his property at 145 E. Birch Street due to a dumpster damaging the sidewalk.

Philip Owen, 132 W. Miller Street, stated that the whole sidewalk is tree damaged on the Merchant Street side of the road and requested credit for more than 50 feet of tree damage.

Kim Beaubien, 115 E. Herman Street, questioned the necessity of sidewalks in an industrial area.

Bonnie Carr, 104 E. Herman Street, objected to the sidewalk assessment. She stated that large trucks will be driving over the sidewalk and it will need to be replaced often.

The City Clerk informed the Council that she had not received any written objections to the proposed special assessment.

The public comment period was closed.

The Mayor declared the Public Hearing closed.

**RESOLUTION NO. 2004-16**

**RESOLUTION-DETERMINATION OF NECESSITY FOR**

**2004 SPECIAL ASSESSMENT PROJECT NO. 113**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that Resolution No. 2004-16, which determines Special Assessment Project No. 113 to be a necessary local and public improvement; which authorizes that of the \$203,708.66 estimated cost of said project, \$123,193.17 shall be specially assessed to said district; which instructs the City Assessor to prepare the special assessment roll; and which

includes construction of certain sidewalk improvements and ancillary work described as follows, be adopted:

Project No. 113

Sidewalk Subprecinct Program – Year Four

Portions of Voting Precincts 1 and 2 will be done under this program and generally include the following areas:

In voting precinct 2: A portion of the street segments in an area bounded by the centerlines of Second, Wessel, Miller, and the shores of Thunder Bay. All the street segments in an area bounded by the centerlines of Second, Miller, Long Lake, Commerce and the North City Limits at Long Lake Avenue.

In voting precinct 1: All street segments in an area bounded by the centerlines of Seventh, Chisholm, State, Prentiss, the shores of Thunder Bay and Thunder Bay River. Also, all street segments in an area bounded by the centerlines of Seventh, Sable, Eighth, Tawas, Twelfth, Chisholm, and the Thunder Bay River. Also a portion of the street segments in the area bounded by the centerlines of Ford, Miller, Long Lake, the Thunder Bay River, and the North City Limits at Long Lake, Woodward, and Chisholm.

Carried by unanimous vote.

#### **SIDEWALK SUBPRECINCT PROGRAM**

The following sealed bids were received on May 25, 2004, for the Sidewalk Subprecinct Program:

Hunt Brothers Poured Walls	\$228,044.60
Zann Construction	\$242,073.39
Commercial Concrete	\$245,373.93

Moved by Councilman Polluch, seconded by Councilman Eiler, that the bid of Hunt Brothers Poured Walls in the amount of \$228,044.60, be accepted.

Carried by unanimous vote.

#### **PUBLIC HEARING**

##### **Special Assessment Project No. 114**

Mayor Gilmet announced a Public Hearing on Proposed Special Assessment No. 114. Richard Sullenger, City Engineer, presented an overview of the proposed project.

Jim Johnson, MDNR Alpena Fisheries, indicated his support for the improvements to portions of Fletcher Street.

The City Clerk informed the Council that she had not received any written objections to the proposed special assessment.

The Mayor declared the Public Hearing closed.

**RESOLUTION NO. 2004-17**

**RESOLUTION-DETERMINATION OF NECESSITY FOR**

**2004 SPECIAL ASSESSMENT PROJECT NO. 114**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that Resolution No. 2004-17, which determines Special Assessment Project No. 114 to be a necessary local and public improvement; which authorizes that of the \$36,052.50 estimated cost of said project, \$9,013.13 shall be specially assessed to said district; which instructs the City Assessor to prepare the special assessment roll; and which includes certain curb and gutter and related ancillary work upon and along the following streets and parts of streets, be adopted:

Southerly along the SW ROW line of Fletcher Street from a point 99.5' SE of the south ROW line of Ford Avenue to a point 269.1' SE of the south ROW line of Ford Avenue

Carried by unanimous vote.

**EVERGREEN CEMETERY & THOMSON PARK**

**IRRIGATION SYSTEM PROJECTS**

The following sealed bids were received on May 27, 2004, for the Evergreen Cemetery and Thomson Park Irrigation System Projects:

	<b>Description</b>	<b>Marc Dutton Irrigation</b>	<b>Thielan Turf Irrigation</b>	<b>Turf Tech</b>	<b>Green Acres</b>
Base Bid	Refurbish existing Evergreen Cemetery system and install a new system for the tree nursery	\$122,350	\$137,978	\$199,305	
Alternate # 1	Design and install new system around chapel	\$11,250	\$12,700	\$13,900	
Alternate # 2	Design and install new system around mausoleum	\$4,450	\$5,400	\$5,100	
Alternate # 3	Install and program central Controller	\$14,545	\$12,800	\$17,900	
Alternate # 4	New irrigation system at Thomson Park	\$5,900	\$7,500	\$5,300	
	<b>PROJECT TOTAL</b>	<b>\$158,495</b>	<b>\$176,378</b>	<b>\$241,505</b>	<b>\$260,000</b>

Moved by Councilman Karschnick, seconded by Councilwoman Shafto, that the bid of Marc Dutton Irrigation in the amount of \$143,950.00, which includes all except alternate #3, be accepted.

Carried by unanimous vote.

**CIVIL WAR MONUMENT**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that the request by Wayne McWilliams of Wachterhauser Funeral Home, Inc. to place a Civil

War Monument at Evergreen Cemetery in honor of Alpena Civil War Veterans, be approved.

Carried by unanimous vote.

#### **FIREWORKS SITE**

Moved by Councilman Karschnick, seconded by Councilwoman Shafto, that the Public Safety Director's memo dated June 3, 2004, recommending that the City use Mich-e-ke-wis beach as the 4<sup>th</sup> of July fireworks location, be received and filed.

Carried by unanimous vote.

#### **AMBULANCE FEE INCREASES**

Moved by Councilwoman Shafto, seconded by Councilman Karschnick, that the increase in mileage and basic life support emergency fees as recommended by the Public Safety Director in his memo dated May 26, 2004, be accepted.

Carried by unanimous vote.

#### **THUNDER BAY POWER COMPANY**

Moved by Councilman Karschnick, seconded by Councilwoman Shafto, that City staff be authorized to issue a letter of commendation to Thunder Bay Power Company for its financial support on the LaMarre Park Fishing Deck improvements.

Carried by unanimous vote.

#### **CLOSED SESSION**

Moved by Councilman Karschnick, seconded by Councilwoman Shafto, that the Municipal Council adjourn to a closed session at 8:35 p.m., to review privileged and confidential attorney/client communication.

Carried by unanimous vote.

#### **RECESS**

The Municipal Council recessed at 8:35 p.m.

#### **RECONVENE – CLOSED SESSION**

The Municipal Council reconvened in closed session at 8:43 p.m.

#### **RECONVENE – OPEN SESSION**

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

On motion of Councilman Karschnick, seconded by Councilman Polluch,  
the Council adjourned at 9:12 p.m.

JOHN F. GILMET  
MAYOR

ATTEST:

Karen Hebert  
City Clerk



## **COUNCIL PROCEEDINGS**

**June 21, 2004**

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 Gilmet, Councilmembers Eiler, Karschnick, Polluch, and Shafto.

Absent: None.

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

### **MINUTES**

The minutes of the regular session of June 7, 2004, and closed session of June 7, 2004, were approved as printed.

### **CONSENT AGENDA**

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

1. Bills Allowed – in the amount of \$399,275.76 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. City Clerk's Financial Report – July 1, 2003, to May 31, 2004.
3. Traffic Control Order 03-04 – To Establish Parallel Parking Stalls on the Northeast and Southwest Side of Park Place.
4. Traffic Control Order 04-04 – To Establish Parallel Parking Stalls on the Southeast Side of First Avenue.
5. Traffic Control Order 05-04 – To Rescind Traffic Control Order 01-97, Designating a Handicap Parking Zone.
6. Fee Schedule Amendment – Land Division and Lot Splits.

Carried by unanimous vote.

### **TRANSIENT MERCHANT FEES**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that City staff be directed to investigate what other communities charge for transient merchants to do business in their communities, who those merchants are, and report back to Council.

Carried by unanimous vote.

### **ICMA RETIREMENT CORPORATION**

#### **RETIREMENT HEALTH SAVINGS PLAN**

Moved by Councilman Karschnick, seconded by Councilwoman Shafto, that

Resolution No. 2004-18, a resolution for adoption of the VantageCare Retirement Health Savings Program and the Plan Agreement, as presented by the City Manager in his memo dated June 10, 2004, to implement the ICMA Retirement Corporation Retirement Health Savings Plan, be adopted.

On motion of Councilman Karschnick, seconded by Councilwoman Shafto, the Council adjourned at 7:30 p.m.

JOHN F. GILMET  
MAYOR

ATTEST:

Karen Hebert  
City Clerk

## **COUNCIL PROCEEDINGS**

**July 6, 2004**

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 Gilmet, Councilmembers Eiler, Karschnick, Polluch, and Shafto.

Absent: None.

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

### **MINUTES**

The minutes of the regular session of June 21, 2004, were approved as printed.

### **CONSENT AGENDA**

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

1. Bills Allowed – in the amount of \$650,196.14 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. Certificate of Appreciation – Michael Collins – Retired from the Alpena Fire Department after 29 years and 1 month of service.

Carried by unanimous vote.

### **RESOLUTION NO. 2004-19**

#### **RESOLUTION-NOTICE OF FILING ROLL WITH CLERK FOR PUBLIC INSPECTION-NOTICE OF MEETING OF COUNCIL ACTING AS BOARD OF REVIEW FOR 2004 SPECIAL ASSESSMENT PROJECT NO. 113 (SIDEWALK IMPROVEMENTS)**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that Resolution No. 2004-19, which accepts the Special Assessment roll of the 2004 Special Assessment District No. 113 as duly certified and presented by the Assessor, and which sets August 2, 2004, as the date for review of said Special Assessment roll by the Council sitting as a Board of Review, be adopted.

Carried by unanimous vote.

**RESOLUTION NO. 2004-20**

**RESOLUTION-NOTICE OF FILING ROLL WITH CLERK FOR PUBLIC  
INSPECTION-NOTICE OF MEETING OF COUNCIL ACTING AS BOARD OF REVIEW  
FOR 2004 SPECIAL ASSESSMENT PROJECT NO. 114  
(FORD AVENUE)**

Moved by Councilman Karschnick, seconded by Councilwoman Shafto, that Resolution No. 2004-20, which accepts the Special Assessment roll of the 2004 Special Assessment District No. 114 as duly certified and presented by the Assessor, and which sets August 2, 2004, as the date for review of said Special Assessment roll by the Council sitting as a Board of Review, be adopted.

Carried by unanimous vote.

**ALPENA CIVIC AND COMMUNITY CENTER**

Moved by Councilman Karschnick, seconded by Councilwoman Shafto, that the City negotiate a short-term contract renewal with Civic Center Operator Lynn Hall through December of 2006 and continue to evaluate other alternatives for the Civic Center, per Option 3 of the City Manager's memo dated June 28, 2004.

Carried by unanimous vote.

**HIGH EFFICIENCY LIGHTING**

The following sealed bids were received on June 22, 2004, for City Hall and the Public Safety Facility high efficiency lighting:

	<u>City Hall</u>	<u>Public Safety</u>	<u>Total</u>
ARC Electric	\$12,172.50	\$15,761.25	\$27,933.75
K & K Electric Services	\$13,436.00	\$17,382.00	\$30,818.00
Thunder Bay Electric	\$14,191.00	\$18,361.50	\$32,552.50
Werth Electric	\$15,468.80	\$19,447.20	\$34,916.00

Moved by Councilwoman Shafto, seconded by Councilman Karschnick, that the bid by ARC Electric, in the amount of \$12,172.50, for the City Hall portion of the high efficiency lighting project, be accepted if the contractor agrees to the partial project; and that the balance of the project be reevaluated in 90 days.

Carried by unanimous vote.

**AT&T WIRELESS LEASE AGREEMENT**

Moved by Councilman Karschnick, seconded by Councilman Eiler, that renegotiation of the ground lease with AT&T Wireless for the tower at Long Lake

Avenue, be denied.

Carried by unanimous vote.

**RIGHT OF WAY DONATION**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that the additional ten feet of right-of-way donated by Alpena-Wal, LLC to the City of Alpena to accommodate additional street improvements, be accepted.

Carried by unanimous vote.

On motion of Councilman Karschnick, seconded by Councilwoman Shafto, the Council adjourned at 7:45 p.m.

JOHN F. GILMET  
MAYOR

ATTEST:

Karen Hebert  
City Clerk

## **COUNCIL PROCEEDINGS**

**July 19, 2004**

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 Gilmet, Councilmembers Eiler, Karschnick, Polluch, and Shafto.

Absent: None.

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

### **MINUTES**

The minutes of the regular session of July 6, 2004, were approved as printed.

### **CONSENT AGENDA**

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

1. Bills Allowed – in the amount of \$596,905.51 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. City Clerk's Financial Report – July 1, 2003, to June 30, 2004.

Carried by unanimous vote.

### **PUBLIC HEARING**

#### **Michigan Department of Natural Resources**

#### **Recreation Grant Application for the**

#### **North Riverfront Park Heritage Improvement Project**

Mayor Gilmet announced a Public Hearing regarding the Michigan Department of Natural Resources Recreation Grant Application for the North Riverfront Park Heritage Improvement Project. Greg Sundin, City Planner/Administrative Aide, presented a report. The public comment section was opened. There were no public comments. The Deputy City Clerk informed the Council that she had received no written comments or objections. The public comment period was closed.

The Mayor declared the Public Hearing closed.

### **RESOLUTION NO. 2004-22**

#### **RESOLUTION AUTHORIZING SUBMISSION OF AN**

#### **MDNR RECREATION GRANT APPLICATION FOR THE**

#### **NORTH RIVERFRONT PARK HERITAGE IMPROVEMENT PROJECT**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that Resolution No. 2004-22, a resolution authorizing submission of an MDNR Recreation Grant Application for the North Riverfront Park Heritage Improvement Project, be adopted.

Carried by unanimous vote.

**RESOLUTION NO. 2004-21**

**RESOLUTION GRANTING APPROVAL OF APPLICATION FOR  
NEIGHBORHOOD ENTERPRISE ZONE CERTIFICATE FOR  
SIMBUS MARKETING LLC FOR REHABILITATION OF AN  
UPSTAIRS APARTMENT AT 106 ½ N. SECOND AVENUE**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that Resolution No. 2004-21, a resolution granting approval of the Application for a Neighborhood Enterprise Zone Certificate for Simbus Marketing, LLC for rehabilitation of an upstairs apartment at 106 ½ N. Second Avenue, be adopted.

Carried by unanimous vote.

**TRANSIENT MERCHANT FEE**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that the per day fee of \$500.00 for transient merchants using any facility within city limits, be adopted.

Carried by unanimous vote.

**MICHIGAN MUNICIPAL LEAGUE**

**Voting Delegate and Alternate Voting Delegate**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that City Manager Alan Bakalarski be appointed as the voting delegate and Councilwoman Carol Shafto be appointed as the alternate voting delegate to the 2004 Michigan Municipal League Annual Business Meeting.

Carried by unanimous vote.

On motion of Councilman Karschnick, seconded by Councilwoman Shafto, the Council adjourned at 7:39 p.m.

JOHN F. GILMET  
MAYOR

ATTEST:

Julie Krajniak  
Deputy City Clerk

## **COUNCIL PROCEEDINGS**

**August 2, 2004**

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 Gilmet, Councilmembers Eiler, Karschnick, Polluch, and Shafto.

Absent: None.

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

### **MINUTES**

The minutes of the regular session of July 19, 2004, were approved as printed.

### **CONSENT AGENDA**

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

1. Bills Allowed – in the amount of \$425,092.49 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. One City Council Appointment to the Civil Service Board (unexpired six-year term expiring 7/1/06) Mary Anne Voss.
3. Michigan Municipal League – 2004 Election of Workers' Compensation Fund Trustees.

Carried by unanimous vote.

### **BOARD OF REVIEW**

#### **2004 Special Assessment Project No. 113**

#### **Sidewalk Subprecinct Program – Year Four**

Mayor Gilmet announced that the Municipal Council was meeting as a Board of Review to review the 2004 Special Assessment Project No. 113 as certified by the City Assessor. On June 7, 2004, the hearing of necessity was held and it was determined that the sidewalk program was a necessary public improvement and was unanimously approved by the Council. The purpose of the Board of Review hearing is to determine if errors were made in the frontage or in the multiplication on any citizen's property included in the special assessment roll.

The Engineering Assistant reported on the public comments given at the June 7, 2004, public hearing as well as recent citizen input.

The Public Comment section was opened. Seven citizens addressed the Council during the hearing:



Maria LeFebvre, on behalf of Ann LeFebvre, 1205 Ford Avenue, questioned the necessity of the amount of sidewalk that was determined to require replacement.

Wayne Carr, 1412 N. Second Avenue, stated that Herman Street is industrial not commercial, with heavy truck traffic, and felt sidewalks should be in residential areas, not industrial.

Julie Van Dusen, representing Byrdsway Trucking, 123 E. Herman Street, stated that due to the industrial area, sidewalks could not sustain truck traffic for even a year.

Jeff Pohl, 1429 Ford Avenue, stated that pedestrian traffic should not be promoted on Herman Street.

Florian Beaubien, 115 E. Herman Street, stated that with the heavy truck traffic, Herman Street is not good to have children running and playing on and the installation of sidewalk may result in more pedestrian traffic.

Mrs. James Guthrie, 133 W. Clark Street, questioned the necessity of the amount of sidewalk that was determined to be replaced.

Michael Finley, 405 W. Chisholm Street, questioned the measurements used in assessing his property.

The City Clerk informed the Council that she had received no written comments for the August 2, 2004, Board of Review.

The Mayor declared the Board of Review Public Hearing closed.

### **SIDEWALK INSTALLATION**

#### **Herman Street, Bolton Street, and**

#### **Woodward Avenue (North of the Railroad Tracks)**

Moved by Councilman Karschnick, seconded by Councilwoman Shafto, that Herman Street, Bolton Street, and Woodward Avenue (north of the railroad tracks), all unpaved, have no sidewalk special assessment until that respective street is paved, at which time a special assessment for the installation of sidewalks will be implemented.

Carried by unanimous vote.

### **REVIEW OF SIDEWALKS**

#### **SPECIAL ASSESSMENT PROJECT NO. 113**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that the properties at 1205 Ford Avenue (the Ford Avenue side), 133 W. Clark Street, and 405 W. Chisholm Street will be reviewed by Council to determine the condition of the

sidewalk and the amount of sidewalk to be specially assessed.

Carried by unanimous vote.

**RESOLUTION NO. 2004-26**  
**RESOLUTION CONFIRMING ROLL FOR**  
**2004 SPECIAL ASSESSMENT PROJECT NO. 113**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that Resolution No. 2004-26, which confirms the Special Assessment Roll for 2004 Special Assessment Project No. 113, and which includes the construction of certain sidewalk improvements and ancillary work described as follows, be adopted:

Project No. 113

Sidewalk Subprecinct Program – Year Four

Portions of Voting Precincts 1 and 2 will be done under this program and generally include the following areas:

In voting precinct 2: A portion of the street segments in an area bounded by the centerlines of Second, Wessel, Miller, and the shores of Thunder Bay. All the street segments in an area bounded by the centerlines of Second, Miller, Long Lake, Commerce, and the North City Limits at Long Lake Avenue.

In voting precinct 1: All street segments in an area bounded by the centerlines of Seventh, Chisholm, State, Prentiss, the shores of Thunder Bay and Thunder Bay River. Also, all street segments in an area bounded by the centerlines of Seventh, Sable, Eighth, Tawas, Twelfth, Chisholm, and the Thunder Bay River. Also a portion of the street segments in the area bounded by the centerlines of Ford, Miller, Long Lake, the Thunder Bay River, and the North City Limits at Long Lake, Woodward, and Chisholm.

Carried by unanimous vote.

**BOARD OF REVIEW**  
**2004 Special Assessment Project No. 114**  
**Curb and Gutter and Related Ancillary Work – Ford Avenue**

Mayor Gilmet announced that the Municipal Council was meeting as a Board of Review to review the 2004 Special Assessment Project No. 114 as certified by the City Assessor. On June 7, 2004, the hearing of necessity was held and it was determined that the construction of certain curb and gutter and related ancillary work was a necessary public improvement and was unanimously approved by the Council. The purpose of the Board of Review hearing is to determine if errors were made in the frontage or in the multiplication on any citizen's property included in the special assessment roll.

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

The City Clerk informed the Council that she had received no written comments.

The Mayor declared the Board of Review Public Hearing closed.

**RESOLUTION NO. 2004-27**

**RESOLUTION CONFIRMING ROLL FOR  
2004 SPECIAL ASSESSMENT PROJECT NO. 114**

Moved by Councilman Polluch, seconded by Councilman Eiler, that Resolution No. 2004-27, which confirms the Special Assessment Roll for 2004 Special Assessment Project No. 114, and which includes the construction of certain curb and gutter and related ancillary work described as follows, be adopted:

Southerly along the SW ROW line of Fletcher Street from a point 99.5' SE of the south ROW line of Ford Avenue to a point 269.1' SE of the south ROW line of Ford Avenue

Carried by unanimous vote.

**CITY OF ALPENA BUILDING AUTHORITY**

**Building Authority Bond Sale Report**

Moved by Councilman Karschnick, seconded by Councilwoman Shafto, that the City Clerk/Treasurer/Finance Director's report on the City of Alpena Building Authority's July 29, 2004, \$1.8 million bond sale for the construction of a new Department of Public Works Service Center, be received and filed.

Carried by unanimous vote.

**DESIGN-BUILD SERVICES FOR THE**

**PUBLIC WORKS SERVICE CENTER**

The following sealed bids were received on June 22, 2004, for design-build services for a new Public Works Service Center:

DeVere Construction	\$1,382,000.00
Meridian Contracting	\$1,509,351.00
Three Rivers Construction	\$1,842,158.00
Andrew Lawrence Construction	\$1,971,044.00
Timm Construction Company	\$2,395,000.00

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that the bid by Meridian Contracting, including added and deducted costs in the amount of

\$1,526,787.00, per the City Engineer's memo dated July 28, 2004, be accepted.

Carried by unanimous vote.

**ALPENA COMMUNITY COLLEGE**

Moved by Councilman Karschnick, seconded by Councilman Eiler, that Alpena Community College's request for financial support for the Michigan Small Business & Technology Development Center (MI-SBTDC) Program, be approved in the amount of \$2,000.00 for fiscal year 2004/05, and that Carl Bourdelais, Regional Director of the MSBTC, address the Council in the future if financial support is necessary.

Carried by unanimous vote.

**GREAT LAKES LIGHTHOUSE FESTIVAL**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that free Dial-A-Ride Transportation community shuttle bus service on a fixed route for Friday evening, October 8, 2004, and Saturday, October 9, 2004, for the Great Lakes Lighthouse Festival, be approved.

Carried by unanimous vote.

On motion of Councilman Karschnick, seconded by Councilwoman Shafto, the Council adjourned at 8:35 p.m.

JOHN F. GILMET  
MAYOR

ATTEST:

Karen Hebert  
City Clerk

## **COUNCIL PROCEEDINGS**

**August 16, 2004**

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 Gilmet, Councilmembers Eiler, Karschnick, Polluch, and Shafto.

Absent: None.

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

### **MINUTES**

The minutes of the regular session of August 2, 2004, were approved as printed.

### **CONSENT AGENDA**

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

1. Bills Allowed – in the amount of \$696,898.76 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. Set Public Hearing date of September 20, 2004, for a Request to Vacate the Alley in Block 2 of Freer's Addition, Running Approximately Three Hundred Ninety Six Feet (396') in a North/South Direction Between Emmet Street and South Second Avenue.

Carried by unanimous vote.

### **SUBPRECINCT SIDEWALK PROGRAM YEAR FOUR**

#### **Board of Review Resolutions**

Moved by Councilman Eiler, seconded by Councilman Polluch, that the following Board of Review actions be taken per the City Engineer's memo dated August 11, 2004:

Ann LeFebvre, 1205 Ford Avenue, per her request, she would like the full sidewalk (96 ½ feet) replaced as originally assessed.

James Guthrie, 133 W. Clark Street, the overall length of sidewalk to be replaced was reduced and a corrected bill issued.

Michael Finley, 405 W. Chisholm Street, after review, a section of the sidewalk was removed from the assessment and a corrected bill issued.

Carried by unanimous vote.

### **CIVIC CENTER TASK FORCE**

#### **Disposition of Civic Center**

Moved by Councilman Karschnick, seconded by Councilwoman Shafto, that the

Civic Center Oversight Committee's recommendation to establish a Task Force consisting of 12 members including the four original Oversight Committee members and eight members from the community, with at least half of the eight Council-appointed members to reside within the City; and that the City Manager and Civic Center Manager be non-voting members of the task force, be approved.

Carried by unanimous vote.

### **AMBULANCE STANDBY FEE**

#### **For-Profit Events**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, to adopt the Letter of Understanding form as presented by the Public Safety Director to use for ambulance standby services and adopt a standby fee to be calculated by multiplying the Fire Captain's overtime rate times two (number assigned to ambulance) times fire department fringe benefit rate times City overhead rate.

Carried by unanimous vote.

### **CLOSED SESSION**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that the Municipal Council adjourn to a closed session at 7:47 p.m., to review privileged and confidential attorney/client communication.

Carried by unanimous vote.

### **RECESS**

The Municipal Council recessed at 7:47 p.m.

### **RECONVENE – CLOSED SESSION**

The Municipal Council reconvened in closed session at 7:55 p.m.

### **RECONVENE – OPEN SESSION**

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

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

JOHN F. GILMET  
MAYOR

ATTEST:

Karen Hebert  
City Clerk

## **COUNCIL PROCEEDINGS**

**September 2, 2004**

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

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

Absent: Councilmember Polluch.

The Municipal Council met in a special workshop session with the Alpena County Board of Commissioners, Alpena County Township Supervisors, and Alpena Township Board of Trustees to hear and comment on reports from the Economic Planning, Road, Communication, Air/Water Quality, Drainage, and Public Safety Committees. Facilitators for the meeting were Ann Diamond and Carlene Przykucki.

The Pledge of Allegiance was recited.

Reports and updates were given by John Gilmet, City Mayor, for the Economic Planning Committee; Marie Twite, Township Supervisor, for the Road and Communication Committees; Donald Wyman, County Commissioner for the Air/Water Quality Committee; David Karschnick, City Councilman, for the Drainage Committee; and Thomas Male, County Commissioner, for the Public Safety Committee. Carol Shafto, City Councilwoman, gave a report for the Recreation Commission. The Intergovernmental Council voted to disband the Drainage Committee due to inactivity.

The Alpena Intergovernmental Council selected "top three issues" of intergovernmental importance and interest for discussion. The topics were snowmobile routes, airport development and economic development/marketing.

The Alpena Intergovernmental Council will meet again January 6, 2005.

On motion of Councilman Karschnick, seconded by Councilman Eiler, the Council adjourned at 8:42 p.m.

John F. Gilmet  
Mayor

ATTEST:

Julie Krajniak  
Deputy City Clerk





Moved by Councilman Karschnick, seconded by Councilman Eiler, that the bid by Fisher Safety, in the amount of \$21,079.00, be accepted.

Carried by unanimous vote.

**FIRE-TRAX PERSONNEL ACCOUNTABILITY SOFTWARE SYSTEM**

The following sealed bids were received on August 10, 2004, for the purchase of a Fire-Trax personnel accountability software system for the Weapons of Mass Destruction – Regional Response Team:

Rescue Equipment Sales	\$26,833.00
Salamander Technologies	\$28,389.95

Moved by Councilman Karschnick, seconded by Councilwoman Shafto, that the bid by Rescue Equipment Sales, in the amount of \$26,833.00, be accepted.

Carried by unanimous vote.

**AMBULANCE BILLING AND COLLECTION**

The following sealed bids were received on August 17, 2004, for ambulance billing and collection:

	<u>Year 1</u>	<u>Year 2</u>
North Flight EMS	7.50%	8.00%
Spiwin & Co.	8.25%	8.00%
Accumed Billing, Inc.	8.50%	8.50%
MHR Billing Services	9.00%	8.00%
Medical Management Systems	10.00%	10.00%

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that the bid by North Flight EMS, in the amounts listed above, be accepted.

Carried by unanimous vote.

**SITE PREPARATION WORK FOR THE  
DEPARTMENT OF PUBLIC WORKS FACILITY**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that the quote by Glawe, Inc., in the amount of \$14,848.00, to clear and grub approximately five acres, which is on and behind where the new Department of Public Works facility will be constructed, be accepted.

Carried by unanimous vote.

### **HIGH EFFICIENCY LIGHTING UPGRADES**

Moved by Councilman Karschnick, seconded by Councilwoman Shafto, that a change order with Arc Electric to include the original bid of \$15,761.25 for high efficiency lighting upgrades at the Public Safety Facility with final quantities to be determined at a later date, be approved.

Carried by unanimous vote.

### **SOUTHWEST RESIDENTIAL SITE**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that the option agreement with K.H. Lakewood Construction, Inc. for the purchase of approximately 15 acres of land commonly referred to as the "Southwest Residential Site" on the north side of Grant Street, be approved.

Carried by unanimous vote.

### **TRANSIENT MERCHANT FEE**

Moved by Councilman Karschnick, seconded by Councilwoman Shafto, that the per event fee of \$250.00 for transient merchants using any facility within city limits, be reinstated.

Carried by unanimous vote.

### **MICHIGAN ECONOMIC DEVELOPMENT CORPORATION**

Moved by Councilman Polluch, seconded by Councilman Eiler, that City staff be authorized to develop projects and submit a Notice of Intent for the Michigan Economic Development Corporation's Grow Michigan Downtown and Gateways grant programs and report back to Council.

Carried by unanimous vote.

On motion of Councilman Karschnick, seconded by Councilman Polluch, the Council adjourned at 7:32 p.m.

JOHN F. GILMET  
MAYOR

ATTEST:

Karen Hebert  
City Clerk

## **COUNCIL PROCEEDINGS**

**September 9, 2004**

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

Present: Mayor Gilmet, Councilmembers Polluch, Karschnick, Shafto, and Eiler.

Absent: None.

The Municipal Council met in special session for Visioning and Goal Setting with Marilyn J. Semonick of Spectrum Communications as the facilitator.

Marilyn J. Semonick reviewed the agenda and the structure for the meeting.

Councilmembers, City staff, and citizens discussed the key work session objectives and participated in providing input on economic development, infrastructure, beautification, quality of life, and land use and development.

A status report on staff assignments from the 2003 Visioning and Goals document was reviewed and the document was updated.

The Municipal Council recessed from 10:45 a.m. to 11:00 a.m.; 12:00 p.m. to 12:45 p.m.; and from 2:45 p.m. to 3:00 p.m.

On motion of Councilman Karschnick, seconded by Councilman Polluch, the Council adjourned at 4:02 p.m.

Carried by unanimous vote.

John Gilmet  
Mayor

ATTEST:

Karen Hebert  
City Clerk

## **COUNCIL PROCEEDINGS**

**September 20, 2004**

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 Gilmet, Councilmembers Eiler, Karschnick, Polluch, and Shafto.

Absent: None.

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

### **MINUTES**

The minutes of the special session of September 2, 2004; regular session of September 7, 2004; and special session of September 9, 2004; were approved as printed.

### **ADDITIONS TO THE AGENDA**

Moved by Councilman Karschnick, seconded by Councilwoman Shafto, that the following additions to the agenda be approved:

1. Long Rapids Road Project.
2. Update on State Revenue Sharing.
3. Closed Session – Labor Negotiations and Purchase of Property.

Carried by unanimous vote.

### **CONSENT AGENDA**

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

1. Bills Allowed – in the amount of \$271,866.28 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. Resolution No. 2004-30 – Alpena Hockey Association – Recognition as a non-profit organization in the community for the purpose of obtaining a charitable gaming license for a fundraising raffle.
3. Resolution No. 2004-28 – Resolution accepting the transfer of maintenance jurisdiction for M-32 from Bagley Street to Ripley Boulevard from the Alpena County Road Commission to the City of Alpena.
4. Renewal of School Liaison Officer Agreement with the Alpena Public Schools.

Carried by unanimous vote.

**PUBLIC HEARING**

**APPLICATION FOR VACATION OF ALLEY**

Mayor Gilmet announced a Public Hearing regarding an application for vacation of an alley by David Melville. The public comment section was opened. David Elder, attorney for David Melville, spoke in favor of the vacation of the alley in Block 2, Lot 2, 3, 4, 5, 6, 7, 9, 10, and 11 of Freer's Addition to the City of Alpena – Alley running from Emmet Street to Second Avenue located between Sheridan Street and Oliver Street.

Attorney Elder received written comments from Shirley McDonald and Dorothy McClain. Shirley McDonald, 116 N. Oliver Street, expressed concern that vacating the alley would leave her no access to her back yard and requested legal documentation to allow access to her back yard. Dorothy McClain, 121 N. Sheridan Street, stated there are rocks, tree stumps, and debris in the alley; and if they were removed, she would be in support of the City vacating the alley.

Thomas Woizeschke, 2238 Emmet Street, voiced concerned about six large trees currently in the alley. He does not want responsibility for them; and if the City does not remove them, he opposes the alley vacation.

Annette and Jeff Trelfa, 2263 S. Second Avenue, both opposed the vacation of the alley.

The public comment period was closed. The Clerk indicated that there were no written comments from the public.

Moved by Councilman Karschnick, seconded by Councilman Eiler, that Councilmembers visit the above alley running from Emmet Street to Second Avenue located between Sheridan Street and Oliver Street and resume the Public Hearing on October 18, 2004.

Carried by unanimous vote.

The Mayor declared the Public Hearing temporarily closed and will continue on October 18, 2004.

**SOUTH RIVERFRONT PARK RAILING**

The following sealed bids were received on September 14, 2004, for the South Riverfront Park Railing Project in conjunction with the Cool Cities Grant:

S & A Company	\$66,067.20
Moran Iron Works	\$66,338.00

Eagle Engineering and Supply                      \$87,176.00

Moved by Councilman Polluch, seconded by Councilman Eiler, that the bid by S & A Company, in the amount of \$66,067.20, be accepted.

Carried by unanimous vote.

**CONTROL BOARD REPLACEMENT FOR HVAC SYSTEM**

Moved by Councilman Karschnick, seconded by Councilwoman Shafto, that the HVAC control board be replaced at the Public Safety Building per the Public Safety Director's memo dated September 14, 2004, and funds from the high efficiency lighting program be used; however, if financially possible, both projects should be completed.

Carried by unanimous vote.

**AMENDMENT TO THE CITY ZONING ORDINANCE**

**Downtown Residential Development and  
Associated Parking Requirements**

Moved by Councilman Karschnick, seconded by Councilwoman Shafto, that the recommendation from the Plan Commission to amend the City Zoning Ordinance for downtown residential development and associated parking requirements be referred to the City Attorney to draft the ordinance for a first reading on October 4, 2004.

Carried by unanimous vote.

**LONG RAPIDS ROAD PROJECT**

Moved by Councilman Karschnick, seconded by Councilwoman Shafto, that the Long Rapids Road project schedule proposed by Glawe, be approved; and that liquidated damages of \$500.00 per day would begin November 7, 2004; and that any expense to provide a passable road if the project is not complete this year would be paid by Glawe with any cost for overtime labor on the weekends to be incurred by Glawe.

Carried by unanimous vote.

**CLOSED SESSION**

Moved by Councilman Karschnick, seconded by Councilwoman Shafto, that the Municipal Council adjourn to a closed session at 8:35 p.m., to discuss labor negotiations and the purchase of property.

Carried by unanimous vote.

**RECESS**

The Municipal Council recessed at 8:35 p.m.

**RECONVENE – CLOSED SESSION**

The Municipal Council reconvened in closed session at 8:45 p.m.

**RECONVENE – OPEN SESSION**

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

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

JOHN F. GILMET  
MAYOR

ATTEST:

Karen Hebert  
City Clerk

## **COUNCIL PROCEEDINGS**

**September 27, 2004**

The Municipal Council of the City of Alpena met in special session upon the call of the City Clerk, at the Civic Center on the above date and was called to order at 7:05 p.m. by the Mayor.

Present: Mayor Gilmet, Councilmembers Eiler, Karschnick, Polluch, and Shafto.

Absent: None.

### **STARLITE BEACH/MICH-E-KE-WIS PARK MASTER PLAN**

### **AND THE STATE AVENUE BI-PATH UPGRADE PLAN**

Bill Sanders, Landscape Architect, from U.P. Engineers & Architects, Inc. gave a presentation on a master plan for the Starlite Beach/Mich-e-ke-wis Park and State Avenue Bi-Path.

The public comment period was opened at 7:50 p.m. and closed at 8:25 p.m. Questions and discussions by the Municipal Council, Recreation Commission, and Plan Commission followed.

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

John F. Gilmet  
Mayor

ATTEST:

Karen Hebert  
City Clerk



## **COUNCIL PROCEEDINGS**

**October 4, 2004**

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 Gilmet, Councilmembers Eiler, Karschnick, Polluch, and Shafto.

Absent: None.

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

### **MINUTES**

The minutes of the regular session of September 20, 2004; closed session of September 20, 2004; and special session of September 27, 2004; were approved as printed.

### **ADDITION TO THE AGENDA**

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

1. HUNT Millage Proposal.

Carried by unanimous vote.

### **CONSENT AGENDA**

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

1. Bills Allowed – in the amount of \$467,282.49 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. Donation of S.C.B.A. Units to Alpena County.
3. Five City Council appointments to the Civic Center Task Force – Terri Rondeau, James Peltier, Gary Tuohy, Mark Hunter, and Randy Boboltz.
4. Liquor license request from Flora A. Kniffen for New Dance Permit in conjunction with 2004 Class C Licensed Business with Entertainment Permit located at 401 Long Lake Avenue, Alpena, Michigan.
5. Certificate of Appreciation – Robert Clark – Retired from the Alpena Fire Department after 29 years and 8 months of service.

Carried by unanimous vote.

### **NINTH AVENUE BRIDGE DECK SEAL**

The following sealed bids were received on September 28, 2004, for the deck seal on the Ninth Avenue Bridge:

Midwest Bridge Company                      \$54,708.00

J. Slagter and Sons Construction            \$73,172.00

Moved by Councilman Karschnick, seconded by Councilman Polluch, that the bid by Midwest Bridge Company, in the amount of \$54,708.00, be accepted.

Carried by unanimous vote.

#### **CHANGE ORDER NO. 2**

##### **High Use Alley Resurfacing**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that Change Order No. 2, in the amount of \$12,245.00, to permit Goodrich Paving to resurface the alley running between Ninth and Tenth Avenue, immediately west of Chisholm Street, be approved.

Carried by unanimous vote.

#### **REDEVELOPMENT OF THE ARMORY SITE**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that the Redevelopment Plan for the Armory as presented by Tim Hunnicutt of Hovey Companies, be approved; and that Hovey Companies work with City staff to obtain adequate parking for the units.

Carried by unanimous vote.

#### **CHRISTMAS TREE PICK-UP CONTRACT**

Moved by Councilwoman Shafto, seconded by Councilman Eiler, that a three-year contract extension ending January 31, 2007, with L&N Disposal for Christmas Tree Pick-Up with one optional contract renewal beyond the 2007 expiration date, be approved; and that the Mayor and City Clerk/Treasurer/Finance Director be authorized to execute the contract.

Carried by unanimous vote.

#### **ORDINANCE NO. 04-346**

Ordinance No. 04-346, being an Ordinance Amending and Revising Ordinance No. 148 by Amending Article XII-CBD-1 Central Business District, Section 1201 – Principal Use Permitted, Subsection 21: Residential Units; and Amending Section 1202 – Principal Uses Permitted Subject to Special Conditions, Subsection 6, Residential Dwellings, was given its first presentment (reading) by the City Attorney.

**DOWNTOWN DEVELOPMENT AUTHORITY**

**Amended Tax Increment Financing District (TIF) Plan**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, to authorize the City Attorney to work with the Downtown Development Authority Director on legal requirements for the amended TIF Plan.

Carried by unanimous vote.

**AMENDED TAX INCREMENT FINANCING DISTRICT (TIF) PLAN**

**Setting Public Hearing Date**

Moved by Councilman Karschnick, seconded by Councilman Eiler, that the public hearing date on the Amended Downtown Development Authority Tax Increment Financing District Plan be set for November 1, 2004.

Carried by unanimous vote.

**CHANGE ORDER NO. 1**

**Public Works Service Center**

Moved by Councilman Karschnick, seconded by Councilwoman Shafto, that Change Order No. 1, in the amount of \$100,238.00, to make contract modifications for the Public Works Service Center, per the City Engineer's memo dated September 27, 2004, be approved.

Carried by unanimous vote.

**HUNT MILLAGE PROPOSAL SUPPORT**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that the City support the Huron Undercover Narcotics Team (HUNT) millage proposal on the November 2, 2004, election ballot.

Carried by unanimous vote.

**CLOSED SESSION**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that the Municipal Council adjourn to a closed session at 8:20 p.m., to discuss ongoing litigation.

Carried by unanimous vote.

**RECESS**

The Municipal Council recessed at 8:20 p.m.

**RECONVENE – CLOSED SESSION**

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

**RECONVENE – OPEN SESSION**

The Municipal Council reconvened in open session at 8:45 p.m.

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

JOHN F. GILMET  
MAYOR

ATTEST:

Karen Hebert  
City Clerk

## **COUNCIL PROCEEDINGS**

**October 18, 2004**

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 Gilmet, Councilmembers Eiler, Karschnick, Polluch, and Shafto.

Absent: None.

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

### **MINUTES**

The minutes of the regular session of October 4, 2004, and closed session of October 4, 2004, were approved as printed.

### **CONSENT AGENDA**

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

1. Bills Allowed – in the amount of \$291,989.08 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. City Clerk's Financial Report – July 1, 2004, to August 31, 2004.
3. Liquor license request from Alpena Hotel One LLC for transfer of ownership of 2003 12 months Resort B-Hotel and SDM Licensed Business with Dance-Entertainment Permit, Official Permit (Food), and 2 bars from Alpena License Corporation located at 1000 N. US-23, Alpena, MI (Alpena Holiday Inn).
4. Rescind Traffic Control Order No. 4-00, Reserved Handicap Parking Stall in front of 116 E. Lake Street.
5. One Mayoral Appointment to the Downtown Development Authority (unexpired four-year term expiring 6/2/06) – Judi Stillion.
6. Three Mayoral Reappointments to the Plan Commission (three-year terms expiring 11/1/07) – Cindy Johnson, Mike Glowinski, and Susan Nielsen.

Carried by unanimous vote.

### **PUBLIC HEARING CONTINUATION**

#### **APPLICATION FOR VACATION OF ALLEY**

Mayor Gilmet announced a continuation of the Public Hearing held on September 20, 2004, regarding an application for vacation of an alley by David Melville for Block 2, Lot 2, 3, 4, 5, 6, 7, 9, 10, and 11 of Freer's Addition to the City of Alpena – Alley running from Emmet Street to Second Avenue located between Sheridan Street and Oliver Street. The public comment section was opened.

Marion Kieliszewski, 110 N. Oliver Street, spoke in support of the alley vacation and presented a picture of a survey stake indicating that if the alley was vacated, there is a piece of cement overlapping the boundary property of one homeowner by 21 inches.

David Melville, 2262 Emmet Street, spoke in support of the alley vacation because he has limited access to his backyard.

Thomas Woizeschke, 2238 Emmet Street, was very supportive of his neighbor David Melville but is concerned that if the alley is vacated he will be responsible for the trees that would be on his half of the vacated alley.

David Elder, Attorney for David Melville, asked for support for vacation of the alley and adoption of the resolution.

Jeffrey Trelfa, 2263 S. Second Avenue, questioned the survey measurements of the property line that were mentioned by Marion Kieliszewski.

The public comment period was closed. The Clerk indicated that there were no written comments from the public. The Mayor declared the Public Hearing closed.

#### **RESOLUTION NO. 2004-29**

#### **RESOLUTION VACATING THE ALLEY IN BLOCK 2, LOT 2, 3, 4, 5, 6, 7, 9, 10, AND 11 OF FREER'S ADDITION TO THE CITY OF ALPENA**

Moved by Councilman Karschnick, seconded by Councilman Eiler, that Resolution No. 2004-29, a resolution vacating the Alley in Block 2, Lot 2, 3, 4, 5, 6, 7, 9, 10, and 11 of Freer's Addition to the City of Alpena, be adopted.

Carried by vote as follows:

Ayes: Polluch, Shafto, Eiler, and Karschnick.

Nays: Gilmet.

#### **APPROVAL OF DAVE KARSCHNICK'S ABSTENTION FROM VOTING**

Moved by Councilwoman Shafto, seconded by Councilman Eiler, that Pursuant to Section 3.14 of the City of Alpena Charter, it is in the best interest of the City to waive the prohibitions against members of the Council having a direct or indirect interest in the profits of any contract job, work, or service performed for the City and acknowledging Councilman Karschnick's abstention from discussion and voting on the Fire Department Radio Equipment.

Carried by vote as follows:

Ayes: Shafto, Gilmet, Eiler, and Polluch.

Nays: None.

Not voting: Karschnick.

#### **FIRE DEPARTMENT RADIO EQUIPMENT**

The following sealed bids were received on September 28, 2004, for the purchase of fire department radio equipment:

Tele-Rad, Inc.	\$23,460.00
State Electronics	\$24,738.00
Anderson Radio, Inc.	\$25,951.00
Northeast Radio Engineers	N/A *

\* Doesn't meet bid specifications.

Moved by Councilman Polluch, seconded by Councilman Eiler, that the bid by Tele-Rad, in the amount of \$23,460.00, per the Public Safety Director's memo dated October 12, 2004, be accepted.

Carried by vote as follows:

Ayes: Gilmet, Eiler, Polluch, and Shafto.

Nays: None.

Not voting: Karschnick.

#### **ORDINANCE NO. 04-346**

Moved by Councilman Polluch, seconded by Councilman Eiler, that Ordinance No. 04-346, being an Ordinance Amending and Revising Ordinance No. 148 by Amending Article XII-CBD-1 Central Business District, Section 1201 – Principal Use Permitted, Subsection 21: Residential Units; and Amending Section 1202 – Principal Uses Permitted Subject to Special Conditions, Subsection 6, Residential Dwellings, be adopted.

Carried by unanimous vote.

#### **CHANGE ORDER NO. 1**

##### **Ninth Avenue Bridge**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that Change Order No. 1 for hand chipping and latex patching to the Ninth Avenue Bridge deck by Midwest Bridge Company, be approved.

Carried by unanimous vote.

On motion of Councilman Karschnick, seconded by Councilwoman Shafto, the  
Council adjourned at 7:40 p.m.

JOHN F. GILMET  
MAYOR

ATTEST:

Karen Hebert  
City Clerk



## **COUNCIL PROCEEDINGS**

**November 1, 2004**

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 Gilmet, Councilmembers Eiler, Karschnick, Polluch, and Shafto.

Absent: None.

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

### **MINUTES**

The minutes of the regular session of October 18, 2004, were approved as printed.

### **ADDITIONS TO THE AGENDA**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that the following additions to the agenda be approved:

1. Flood Lawsuit Settlement Announcement.
2. Update from City Engineer on Long Rapids Road Project.

Carried by unanimous vote.

### **CONSENT AGENDA**

Moved by Councilman Karschnick, seconded by Councilwoman Shafto, that the following Consent Agenda item be approved:

1. Bills Allowed – in the amount of \$452,749.33 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

### **VALVES – WATER TREATMENT PLANT**

The following sealed bids were received on September 28, 2004, for the purchase of replacement valves at the Water Treatment Plant:

ProFlow	\$19,740.00
Kennedy Industries	\$21,232.00
East Jordan Iron Works	\$35,024.00
Alpena Supply	\$40,904.00
Systems Specialties	\$42,308.00
Etna Supply	\$104,560.00

Moved by Councilman Karschnick, seconded by Councilwoman Shafto, that the bid by ProFlow, in the amount of \$19,740.00, be accepted.

Carried by unanimous vote.

## **SNOWMOBILE ROUTING REPORT**

### **Planning Commission**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that at the November 22, 2004, Municipal Council Meeting, a resolution be presented to suspend enforcement of the prohibition of snowmobiles in the City on Bagley Street from the railroad tracks near the high school to Long Rapids Road, across Long Rapids Road to Genshaw Road to the City limits (to approximately Princeton Street); and that the Public Safety Director and City Planner/Administrative Aide report on the enforcement of snowmobile laws, the recommended speed limit, and hours of enforcement within City limits.

Carried by unanimous vote.

### **CLOSED SESSION**

Moved by Councilman Karschnick, seconded by Councilwoman Shafto, that the Municipal Council adjourn to a closed session at 7:50 p.m., to discuss the purchase of property.

Carried by unanimous vote.

### **RECESS**

The Municipal Council recessed at 7:50 p.m.

### **RECONVENE – CLOSED SESSION**

The Municipal Council reconvened in closed session at 8:02 p.m.

### **RECONVENE – OPEN SESSION**

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

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

JOHN F. GILMET  
MAYOR

ATTEST:

Karen Hebert  
City Clerk

## **COUNCIL PROCEEDINGS**

**November 22, 2004**

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 Gilmet, Councilmembers Eiler, Karschnick, Polluch, and Shafto.

Absent: None.

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

### **MINUTES**

The minutes of the regular session of November 1, 2004, and closed session of November 1, 2004, were approved as printed.

### **CONSENT AGENDA**

Moved by Councilman Karschnick, seconded by Councilwoman Shafto, that the following Consent Agenda item be approved:

1. Bills Allowed – in the amount of \$517,300.47 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. City Clerk's Financial Report – July 1, 2004, to September 30, 2004.
3. Municipal Council Meeting Schedule – 2005.
4. One City Council appointment to the Civic Center Task Force – AlDean Moe.
5. One City Manager reappointment to the Housing Commission (five-year term expiring 12/4/09) – Sharon Marzicola.
6. Two City Council reappointments to the Wildlife Sanctuary Advisory Committee (one two-year term expiring 12/5/06) – Elizabeth Littler; and (one three-year term expiring 12/5/07) – Patricia Leahy.
7. Michigan Waterways Commission seasonal and transient boater rate increases for City Marina – 2005 boating season.
8. Michigan Department of Transportation (MDOT) Road Maintenance Contract extension.
9. Central Reservation System Contract extension for City Marina.

Carried by unanimous vote.

### **ALPENA CITY COUNCIL VISION STATEMENT AND GOALS**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that the Alpena City Council Vision Statement and Goals document, effective January 1, 2005, be approved.

Carried by unanimous vote.

**NORTHEAST MICHIGAN RECYCLING AUTHORITY**

**Request for Financial Assistance**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that the Northeast Michigan Recycling Authority's request for a one-time financial contribution in the amount of \$11,304.00, which is \$1.00 per capita, be approved with the understanding that the Township will also provide funding of \$1.00 per capita, which is \$9,788.00.

Carried by unanimous vote.

**RESOLUTION NO. 2004-31**

**RESOLUTION WAIVING THE PROHIBITION AGAINST THE USE OF  
SNOWMOBILES WITHIN THE CITY OF ALPENA SPECIFYING LOCATIONS,  
HOURS OF OPERATIONS, AND OTHER CONDITIONS TO THE WAIVER**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that Resolution No. 2004-31, a resolution waiving the prohibition against the use of snowmobiles within the City of Alpena, from the east side of Bagley Street from the former Paxton Spur to M-32, and along the east side of Genschaw Road from Long Rapids Road north to the City limits; and the hours of operation will be from 7:00 a.m. to 11:00 p.m., and other conditions to the waiver, be adopted.

Carried by unanimous vote.

**KEN AND CHRISTINE TORSCH**

**LOT SPLIT - 2111 AND 2137 S. FIFTH AVENUE**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that the request from Ken and Christine Torsch to split lots 2111 and 2137 S. Fifth Avenue, be approved.

Carried by unanimous vote.

**ORDINANCE NO. 04-347**

Ordinance No. 04-347, being an Ordinance for Regulating the Use of Replica, Toy, or Imitation Guns, was given its first presentment (reading) by the City Attorney.

**ORDINANCE NO. 04-348**

Ordinance No. 04-348, being an Ordinance Regulating the Illegal Opening of Fire Hydrants, was given its first presentment (reading) by the City Attorney.

**WATER TOWER PARK SHORELINE STABILIZATION GRANT**

Moved by Councilwoman Shafro, seconded by Councilman Eiler, that the City Engineer be authorized to apply for a Nonpoint Source Pollution Prevention Grant, in the amount of \$177,460.00, with 50 percent to be funded by the City and 50 percent to be funded by the Michigan Department of Environment Quality's Nonpoint Source Pollution Prevention Program of the Clean Michigan Initiative.

Carried by unanimous vote.

On motion of Councilman Karschnick, seconded by Councilwoman Shafro, the Council adjourned at 7:50 p.m.

JOHN F. GILMET  
MAYOR

ATTEST:

Karen Hebert  
City Clerk

## **COUNCIL PROCEEDINGS**

**December 6, 2004**

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 Gilmet, Councilmembers Eiler, Karschnick, Polluch, and Shafto.

Absent: None.

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

### **MINUTES**

The minutes of the regular session of November 22, 2004, were approved as printed.

### **CONSENT AGENDA**

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

1. Bills Allowed – in the amount of \$514,427.32 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. City Clerk's Financial Report – July 1, 2004, to October 31, 2004.
3. Michigan Department of Transportation (MDOT) – Signal Cost Agreements.
4. Approval of parades held within the City limits for 2005 along the previously designated parade routes: Memorial Day, Fourth of July, Christmas, and Shriner Parades.

Carried by unanimous vote.

### **ORDINANCE NO. 04-350**

Ordinance No. 04-350, being an Ordinance Authorizing the Granting of a Non-Exclusive Cable Television Franchise to CC VIII Operating, LLC Doing Business as Charter Communications was given its first presentment (reading) by the City Attorney.

### **DOWNTOWN STREET LIGHT POLE REPLACEMENT**

The following sealed bids were received on July 20, 2004, for the replacement of street light poles within the Downtown Development Authority District:

	<u>Base Bid</u>	<u>Alternate #1</u>	<u>Alternate #2</u>
Brighton Electric Supply	\$2,455.00	\$3,583.88	\$3,062.70
Standard Electric	\$2,418.09	\$3,530.78	\$3,017.08

Moved by Councilwoman Shafto, seconded by Councilman Eiler, that the bid by Standard Electric, in the amount of \$3,530.78 per street light assembly, be accepted.

Carried by unanimous vote.

### **TRAILER-MOUNTED GENERATORS**

The following sealed bids were received on November 9, 2004, for the acquisition of trailer-mounted generators for use of the sewer fund:

Bridgeway Power	\$22,279.45
Fluid Process Equipment	\$27,345.00
United Rentals	\$35,531.69

Moved by Councilman Karschnick, seconded by Councilman Polluch, that the bid by Bridgeway Power, in the amount of \$44,558.90 for two generators, be accepted.

Carried by unanimous vote.

### **ORDINANCE NO. 04-347**

Moved by Councilman Polluch, seconded by Councilman Eiler, that Ordinance No. 04-347, being an Ordinance for Regulating the Use of Replica, Toy, or Imitation Guns, be adopted.

Carried by vote as follows:

Ayes: Gilmet, Eiler, Karschnick, and Polluch.

Nays: Shafto.

### **ORDINANCE NO. 04-348**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that Ordinance No. 04-348, being an Ordinance Regulating the Illegal Opening of Fire Hydrants, be adopted.

Carried by unanimous vote.

### **STREET TREE ORDINANCE**

Moved by Councilman Karschnick, seconded by Councilman Eiler, that the City Attorney prepare the appropriate ordinance language to modify the vegetation ordinance as outlined in the City Engineer's memo dated November 30, 2004.

Carried by unanimous vote.

### **RESOLUTION NO. 2004-32**

**RESOLUTION ADOPTING THE MASTER PLAN FOR MICH-E-KE-WIS PARK AND STARLITE BEACH (INCLUDING STATE AVENUE BI-PATH UPGRADES) AS THE OFFICIAL DEVELOPMENT PLAN AND INCORPORATING SAID PLAN INTO THE CITY'S 2004-2009 RECREATION PLAN**

Moved by Councilwoman Shafto, seconded by Councilman Karschnick, that Resolution No. 2004-32, a resolution adopting the Master Plan for Mich-e-ke-wis Park and Starlite Beach (including State Avenue Bi-Path upgrades) as the official development plan and incorporating said plan into the City's 2004-2009 Recreation Plan, be adopted.

Carried by unanimous vote.

On motion of Councilman Karschnick, seconded by Councilwoman Shafto, the Council adjourned at 7:40 p.m.

JOHN F. GILMET  
MAYOR

ATTEST:

Julie Krajniak  
Deputy City Clerk



## **COUNCIL PROCEEDINGS**

**December 17, 2004**

The Municipal Council of the City of Alpena met in special session upon the call of the City Clerk, at the Howard Male Conference Room, Annex Building on the above date and was called to order at 1:00 p.m. by the Mayor.

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

Absent: Councilmember Polluch.

### **Economic Development Partnership**

Moved by Councilman Karschnick, seconded by Councilwoman Shafto, that the City enter into a five-year agreement with the County of Alpena to form an Economic Development partnership with the first year cost not to exceed \$150,000, split 50/50; and authorize the City Attorney to work with the County's attorney to draft the appropriate partnership agreement per the City Mayor and County Chair's memo dated December 17, 2004.

Carried by unanimous vote.

On motion of Councilman Karschnick, seconded by Councilwoman Shafto, the Council adjourned at 1:58 p.m.

John F. Gilmet  
Mayor

ATTEST:

Karen Hebert  
City Clerk

## **COUNCIL PROCEEDINGS**

**December 20, 2004**

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 Gilmet, Councilmembers Eiler, Karschnick, Polluch, and Shafto.

Absent: None.

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

### **MINUTES**

The minutes of the regular session of December 6, 2004, were approved as printed.

### **CONSENT AGENDA**

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

1. Bills Allowed – in the amount of \$231,242.95 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. City Clerk's Financial Report – July 1, 2004, to November 30, 2004.
3. Budget Amendment – Cool Cities Pilot Grant.
4. 2005 Request to the Michigan Waterways Commission – Moorage of two excursion boats at the City Marina.

Carried by unanimous vote.

### **PUBLIC HEARING**

#### **Proposed Brownfield Plan – NOAA Project**

#### **500 W. Fletcher Street**

Mayor Gilmet announced a Public Hearing regarding the Proposed Brownfield Plan-NOAA Project, 500 W. Fletcher Street. Greg Sundin, City Planner/Administrative Aide, and Mark Chilcott, Brownfield Consultant, presented a report. The public comment section was opened. There were no public comments. The City Clerk informed the Council that she had received no written comments or objections. The public comment period was closed.

The Mayor declared the Public Hearing closed.

**RESOLUTION NO. 2004-33**

**A RESOLUTION APPROVING THE NOAA BROWNFIELD PLAN  
FOR THE CITY OF ALPENA PURSUANT TO AND  
IN ACCORDANCE WITH THE PROVISIONS OF ACT 381 OF THE  
PUBLIC ACTS OF THE STATE OF MICHIGAN OF 1996, AS AMENDED**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that Resolution No. 2004-33, a resolution approving the NOAA Brownfield Plan for the City of Alpena pursuant to and in accordance with the Provisions of Act 381 of the Public Acts of the State of Michigan of 1996, as amended, be adopted.

Carried by unanimous vote.

**PUBLIC HEARING**

**Proposed Brownfield Plan – Brewery Project**

**124 W. Fletcher Street**

Mayor Gilmet announced a Public Hearing regarding the Proposed Brownfield Plan-Brewery Project, 124 W. Fletcher Street. Greg Sundin, City Planner/Administrative Aide, and Mark Chilcott, Brownfield Consultant, presented a report. The public comment section was opened. There were no public comments. The City Clerk informed the Council that she had received no written comments or objections. The public comment period was closed.

The Mayor declared the Public Hearing closed.

**RESOLUTION NO. 2004-34**

**A RESOLUTION APPROVING THE BREWERY BROWNFIELD PLAN  
FOR THE CITY OF ALPENA PURSUANT TO AND  
IN ACCORDANCE WITH THE PROVISIONS OF ACT 381 OF  
THE PUBLIC ACTS OF THE STATE OF MICHIGAN OF 1996, AS AMENDED**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that Resolution No. 2004-34, a resolution approving the Brewery Brownfield Plan for the City of Alpena pursuant to and in accordance with the Provisions of Act 381 of the Public Acts of the State of Michigan of 1996, as amended, be adopted.

Carried by unanimous vote.

### **ELECTION INSPECTORS' FEES**

Moved by Councilwoman Shafto, seconded by Councilman Eiler, that the fees for election inspectors for 2005 be set as follows:

Inspector	\$118.00
Deputy	142.00
Chairperson	165.00

Carried by unanimous vote.

### **HISTORICAL DISTRICT STUDY FOR STATE STREET**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that the Historic District Study Committee and Plan Commission study the request by Paul Dickinson for the establishment of an historical district along State Street.

Carried by unanimous vote.

### **PUBLIC COMMENT**

#### **CHARTER COMMUNICATIONS**

Mayor Gilmet announced a public comment period regarding the cable franchise renewal between Charter Communications and the City of Alpena.

John Yake, 119 S. State Street, stated that there are no local phone numbers listed for cable service, although he received very good service at the local office.

The public comment period was closed.

### **ORDINANCE NO. 04-350**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that Ordinance No. 04-350, being an Ordinance to authorize the Granting of a Non-Exclusive Cable Television Franchise to CC VIII Operating, LLC, Doing Business as Charter Communications, be adopted.

Carried by unanimous vote.

### **ALPENA PUBLIC SCHOOLS—TAX COLLECTION**

Moved by Councilman Polluch, seconded by Councilwoman Shafto, that the City Clerk/Treasurer/Finance Director investigate the cost to collect Alpena Public School summer taxes and report back to staff.

Carried by unanimous vote.

**SCHOOL TAX COLLECTION FOR  
ALPENA PUBLIC SCHOOLS**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that the City decline to collect the summer 2005 tax levy and school tax levy for the Alpena Public School system.

Carried by unanimous vote.

**STATE EDUCATION TAX AND  
SCHOOL TAX COLLECTION FOR  
ALPENA-MONTMORENCY-ALCONA EDUCATIONAL SERVICE DISTRICT**

Moved by Councilwoman Shafto, seconded by Councilman Polluch, that the City decline to collect one-half of the summer 2005 state education tax levy for the Alpena-Montmorency-Alcona Educational Service District.

Carried by unanimous vote.

**ALPENA-MONTMORENCY-ALCONA  
EDUCATIONAL SERVICE DISTRICT-TAX COLLECTION**

Moved by Councilman Karschnick, seconded by Councilman Polluch, that the City Clerk/Treasurer/Finance Director investigate the cost to collect Alpena-Montmorency-Alcona Educational Service District summer taxes and report back to Council.

Carried by unanimous vote.

**CIVIC CENTER LEASE AND MANAGEMENT AGREEMENT**

Moved by Councilman Karschnick, seconded by Councilman Eiler, that the Civic Center Lease and Management Agreement extension for the period July 1, 2005, through December 31, 2006, be approved.

Carried by unanimous vote.

**ORDINANCE 05-351**

Ordinance No. 05-351, being an Ordinance of the City of Alpena, Michigan, Amending the Code of Ordinances of the City by Revising Section 102-33 (Official Street Tree Species), and Section 102-40(b) (Private Trees), was given its first presentment (reading) by the City Attorney.

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

JOHN F. GILMET  
MAYOR

ATTEST:

Karen Hebert  
City Clerk